

House File 160

H-1013

1 Amend the amendment, H-1010, to House File 160 as  
2 follows:  
3 1. By striking page 1, line 1, through page 3, line  
4 1, and inserting:  
5 <Amend House File 160 as follows:  
6 1. By striking everything after the enacting clause  
7 and inserting:  
8 <Section 1. CHILDREN'S HEALTH INSURANCE PROGRAM  
9 — CHILD ENROLLMENT CONTINGENCY FUND — MENTAL HEALTH  
10 AND DISABILITY SERVICES REDESIGN TRANSITION FUND — FY  
11 2012-2013.  
12 1. Of the moneys received from the federal  
13 government through the child enrollment contingency  
14 fund established pursuant to section 103 of the federal  
15 Children's Health Insurance Program Reauthorization Act  
16 of 2009, Pub. L. No. 111-3, the following amount is  
17 transferred from such moneys to the department of human  
18 services for the fiscal year beginning July 1, 2012,  
19 and ending June 30, 2013, to be credited as follows:  
20 To be credited to the mental health and disability  
21 services redesign transition fund created in 2012 Iowa  
22 Acts, chapter 1120, section 23:  
23 ..... \$ 11,628,317  
24 2. The moneys credited to the mental health and  
25 disability services redesign transition fund pursuant  
26 to subsection 1 are appropriated to the department of  
27 human services for allocation to counties as follows:  
28 a. To those counties identified by the department  
29 in scenario 1 of the department's report on the  
30 transition fund submitted to the general assembly on  
31 December 1, 2012, pursuant to 2012 Iowa Acts, chapter  
32 1120, section 23, to be used to continue or restore  
33 services as provided in the application and the  
34 department's determination of the award amount:  
35 ..... \$ 11,628,317  
36 b. The allocations under this subsection shall be  
37 remitted to counties not later than two calendar weeks  
38 following the effective date of this Act.  
39 c. A county receiving an allocation under this  
40 subsection shall not use the allocation in a manner  
41 that violates federal match requirements for the  
42 medical assistance program or for the child enrollment  
43 contingency fund under federal Children's Health  
44 Insurance Program Reauthorization Act of 2009. Such  
45 requirements include but are not limited to those  
46 specified in 42 C.F.R. § 433.51 and 42 C.F.R. §  
47 457.628. A county receiving an allocation under this  
48 subsection shall not use the allocation in any way that  
49 supports or draws federal match moneys.  
50 d. A county receiving an allocation under this

1 subsection shall enter into a formal agreement  
2 with the department concerning the allocation and  
3 shall comply with any audit requirements for the  
4 county's expenditures relating to the allocation. The  
5 department shall develop the audit requirements with  
6 assistance from the office of the auditor of state.  
7 The requirements shall provide for the county to bear  
8 the costs of any federal audit of the county's use  
9 of the allocation, including any federal repayment  
10 or penalty determination resulting from the audit  
11 findings. The audit requirements may be applied  
12 on a selective or random basis so that the audit  
13 requirements do not apply to all counties receiving an  
14 allocation. Any costs relating to the performance of  
15 nonfederal, state-only audit requirements established  
16 by the department are the responsibility of the  
17 department.

18 3. For purposes of an application for county  
19 formation of a mental health and disability services  
20 region submitted on or before April 1, 2013, in  
21 accordance with section 331.389, subsection 4, the  
22 director of human services may approve an application  
23 for a region that includes a county that is not  
24 contiguous with any of the other counties in the  
25 region, as otherwise required under section 331.389,  
26 subsection 3, paragraph "a", if the county that is not  
27 contiguous has had a formal relationship for two years  
28 or longer with one or more of the other counties in the  
29 region for provision of mental health and disability  
30 services.

31 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being  
32 deemed of immediate importance, takes effect upon  
33 enactment.>>

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SODERBERG of Plymouth