

Senate Amendment to
House File 2463

H-8289

1 Amend House File 2463, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, line 22, by striking <10,606,066> and
4 inserting <11,531,066>
5 2. Page 1, line 23, by striking <28.00> and
6 inserting <28.00 31.00>
7 3. Page 3, line 1, by striking <subsection> and
8 inserting <subsection section>
9 4. Page 3, after line 4 by inserting:
10 <7. Of the funds appropriated in this section,
11 \$325,000 shall be used to fund the initial
12 reestablishment of the office of substitute decision
13 maker pursuant to chapter 231E.
14 8. Of the funds appropriated in this section,
15 \$600,000 shall be distributed equally to the area
16 agencies on aging to administer the prevention of elder
17 abuse, neglect, and exploitation program pursuant to
18 section 231.56A, in accordance with the requirements
19 of the federal Older Americans Act of 1965, 42 U.S.C.
20 §3001 et seq., as amended.
21 9. The department on aging shall form a study
22 committee to analyze the meal programs coordinated
23 through the area agencies on aging.>
24 5. Page 3, line 19, by striking <821,707> and
25 inserting <1,078,707>
26 6. Page 3, line 20, by striking <13.00> and
27 inserting <13.00>
28 7. Page 3, line 21, by striking <11.00>
29 8. Page 3, after line 27 by inserting:
30 <3. Of the funds appropriated in this section,
31 \$257,000 shall be used to provide two additional local
32 long-term care ombudsmen to continue moving toward the
33 national recommendation of one full-time equivalent
34 paid staff ombudsman position per 2,000 long-term care
35 beds in the state.>
36 9. Page 4, line 9, by striking <27,088,690> and
37 inserting <27,588,690>
38 10. Page 4, line 12, by striking <5,073,361> and
39 inserting <5,573,361>
40 11. Page 8, after line 16 by inserting:
41 <f. The department of public health shall
42 initiate a committee supported by departmental staff
43 who work with substance-related disorder providers
44 to review reimbursement provisions applicable to
45 substance-related disorder providers. The committee
46 membership shall include the department of human
47 services staff who work with the managed care
48 organization responsible for substance-related
49 disorder treatment under the department and for
50 mental health treatment under the Medicaid program, a

1 representative of the managed care organization, at
2 least three providers of substance-related disorders
3 designated by the Iowa behavioral health association,
4 and other interests. The committee shall consider
5 the adequacy of the reimbursement provisions, whether
6 it is appropriate to rebase reimbursement, equity
7 of the reimbursement provisions as compared to the
8 reimbursement methodologies used for providers of
9 similar behavioral health services, the effect of
10 health coverage expansion through the Iowa health and
11 wellness plan on such providers, and other issues. The
12 committee shall report to the general assembly with
13 findings and recommendations on or before December 15,
14 2014.>

15 12. Page 8, line 23, by striking <3,671,602> and
16 inserting <4,346,602>

17 13. Page 9, line 5, by striking <1,327,887> and
18 inserting <1,927,887>

19 14. Page 10, line 4, by striking <137,768> and
20 inserting <162,768>

21 15. Page 10, after line 31 by inserting:

22 <j. In preparation for the completion of the
23 youth and young adult suicide prevention program
24 (Y-YASP) project funded through the federal Garrett Lee
25 Smith youth suicide prevention grant awarded to the
26 department of public health, the department of public
27 health and the department of education shall submit
28 recommendations based upon the foundation established
29 by the project to establish a suicide prevention
30 and trauma coordinator position in the department
31 of education, to integrate suicide prevention and
32 postvention and trauma-informed care model protocols
33 into school district supports statewide, and to include
34 evidence-based training on suicide prevention for
35 appropriate school personnel, during the fiscal year
36 beginning July 1, 2015. The departments shall submit
37 their recommendations to the governor and the general
38 assembly no later than December 15, 2014.

39 k. Of the funds appropriated in this subsection,
40 \$50,000 shall be used to support the Iowa effort to
41 address the survey of children who experience adverse
42 childhood experiences known as ACEs.>

43 16. Page 11, line 2, by striking <5,040,692> and
44 inserting <5,155,692>

45 17. Page 11, by striking lines 14 through 16 and
46 inserting <basis. Of the amount allocated in this
47 paragraph, ~~\$47,500~~ \$95,000 shall be used to fund one
48 full-time equivalent position to serve as the state
49 brain injury ~~service~~ services program manager.>

50 18. Page 11, line 23, by striking <\$99,823> and

1 inserting <\$149,823>
2 19. Page 11, line 27, after <families.> by
3 inserting <The amount allocated in this paragraph in
4 excess of \$100,000 shall be matched dollar for dollar
5 by the organization specified.>
6 20. Page 12, line 32, by striking <175,263> and
7 inserting <215,263>
8 21. Page 12, after line 35 by inserting:
9 <1. Of the funds appropriated in this subsection,
10 \$25,000 shall be used for implementation of chapter
11 124D, the Medical Cannabidiol Act, or other provision
12 authorizing the compassionate medical use of
13 cannabidiol, if enacted by the 2014 regular session of
14 the eighty-fifth general assembly.>
15 22. Page 13, line 6, by striking <9,284,436> and
16 inserting <8,888,270>
17 23. Page 15, by striking lines 30 through 33 and
18 inserting:
19 <(8) For continuation of the safety net provider
20 patient access to a specialty health care initiative as
21 described in 2007 Iowa Acts, chapter 218, section 109:
22 \$ ~~189,237~~
23 ~~378,474~~>
24 24. Page 16, line 13, by striking <175,900> and
25 inserting <288,580>
26 25. Page 16, line 19, by striking <178,875> and
27 inserting <291,555>
28 26. Page 17, line 10, by striking <150,000> and
29 inserting <250,000>
30 27. Page 17, line 34, by striking <p.> and
31 inserting <p. (1)>
32 28. Page 18, after line 18 by inserting:
33 <(2) The department of human services shall work
34 with the Iowa collaborative safety net provider network
35 and the Iowa primary care association to develop
36 a long-term sustainability plan for the statewide
37 regionally based network to provide the integrated
38 approach to health care delivery as described in this
39 lettered paragraph. The department shall pursue any
40 appropriate payment mechanisms available such as a
41 Medicaid program state plan amendment, Medicaid program
42 waiver, state innovation model funding, or other
43 funding through the centers for Medicare and Medicaid
44 services of the United States department of health
45 and human services to provide options for long-term
46 sustainability by incorporating funding of the network
47 into any such appropriate payment mechanism.>
48 29. Page 18, line 20, by striking <3,000,000> and
49 inserting <2,000,000>
50 30. Page 18, by striking lines 25 through 30 and

1 inserting <as specified in section 135.176.>
2 31. Page 19, by striking lines 3 through 10.
3 32. Page 20, line 4, by striking <3,420,027> and
4 inserting <3,387,127>
5 33. Page 20, line 7, by striking <454,700> and
6 inserting <554,700>
7 34. Page 20, by striking lines 33 and 34.
8 35. By striking page 21, line 14, through page 22,
9 line 13, and inserting:
10 <Sec. _____. 2013 Iowa Acts, chapter 138, section
11 134, subsection 1, is amended to read as follows:
12 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION
13 For salaries, support, maintenance, and
14 miscellaneous purposes, and for not more than the
15 following full-time equivalent positions:
16 \$ 546,754
17 1,095,951
18 FTEs 13.00
19 IOWA VETERANS HOME
20 Sec. _____. 2013 Iowa Acts, chapter 138, section 134,
21 subsection 2, unnumbered paragraph 1, is amended to
22 read as follows:
23 For salaries, support, maintenance, and
24 miscellaneous purposes:
25 \$ 3,762,857
26 7,594,996
27 Sec. _____. 2013 Iowa Acts, chapter 138, section 134,
28 subsection 2, is amended by adding the following new
29 paragraph:
30 NEW PARAGRAPH. e. The Iowa veterans home
31 expenditure report shall be submitted monthly to the
32 legislative services agency.
33 Sec. _____. 2013 Iowa Acts, chapter 138, section 134,
34 subsection 3, is amended to read as follows:>
35 36. By striking page 24, line 25, through page 25,
36 line 32.
37 37. Page 25, line 33, by striking <c.> and
38 inserting <b.>
39 38. Page 29, line 17, by striking <6,042,834> and
40 inserting <6,217,834>
41 39. Page 31, line 26, by striking <48,503,875> and
42 inserting <48,763,875>
43 40. Page 31, line 30, by striking <3,163,854> and
44 inserting <3,338,854>
45 41. Page 32, after line 31 by inserting:
46 <4A. Of the funds appropriated in this section,
47 \$10,000 shall be used by the organization specified in
48 subsection 4 to evaluate the need to assist low-income
49 Iowans in preparing tax returns for electronic filing.>
50 42. Page 32, line 33, by striking <40,000> and

1 inserting <115,000>
2 43. Page 33, line 3, after <responsibility> by
3 inserting <headquartered>
4 44. Page 33, line 8, before <initiative> by
5 inserting <multi-county>
6 45. Page 35, line 7, by striking <1,248,320,932>
7 and inserting <1,243,567,577>
8 46. Page 36, line 10, by striking <\$5,151,477> and
9 inserting <\$7,451,376>
10 47. Page 36, by striking lines 12 through 14 and
11 inserting <community-based services waivers.>
12 48. Page 36, after line 27 by inserting:
13 <NEW SUBSECTION. 24. If authorized by the centers
14 for Medicare and Medicaid services of the United States
15 department of health and human services, the department
16 of human services shall expand hospital presumptive
17 eligibility as authorized under 42 C.F.R §435.1110, to
18 include other provider types as qualified entities,
19 including but not limited to federally qualified health
20 centers, upon a center's or other entity's request.
21 NEW SUBSECTION. 25. The department of human
22 services shall adopt rules pursuant to chapter 17A to
23 require or provide for all of the following relating
24 to qualifications for disproportionate share hospital
25 payments:
26 a. That only hospitals, including those defined as
27 a children's hospital, located in the state may qualify
28 for disproportionate share hospital payments.
29 b. That, if a hospital is defined as a children's
30 hospital, the children's hospital may qualify for
31 disproportionate share hospital payments if among
32 other criteria the hospital is a member of, but is
33 not required to be a voting member of, the children's
34 hospital association.>
35 49. Page 39, by striking lines 21 through 29.
36 50. Page 40, line 4, by striking <45,622,828> and
37 inserting <48,641,331>
38 51. Page 40, line 6, by striking <37,903,401> and
39 inserting <40,921,904>
40 52. Page 42, after line 26 by inserting:
41 <12. Of the funds appropriated in this section,
42 \$100,000 is transferred to the department of public
43 health to be used for a program to assist parents in
44 this state with costs resulting from the death of a
45 child in accordance with this subsection. If it is
46 less costly than administering the program directly,
47 the department shall issue a request for proposals
48 and issue a grant to an appropriate organization to
49 administer the program.
50 a. The program funding shall be used to assist

1 parents who reside in this state with costs incurred
2 for a funeral, burial or cremation, cemetery costs, or
3 grave marker costs associated with the unintended death
4 of a child of the parent or a child under the care of a
5 guardian or custodian. The department shall consider
6 the following eligibility factors in developing program
7 requirements:

8 (1) The child was a stillborn infant or was less
9 than age eighteen at the time of death.

10 (2) The request for assistance was approved by
11 the local board or department of health or the county
12 general assistance director and may have been referred
13 by a local funeral home.

14 (3) To be eligible, the parent, guardian, or
15 custodian must have an annual household income that
16 is less than 145 percent of the federal poverty level
17 based on the number of people in the applicant's
18 household as defined by the most recently revised
19 poverty income guidelines published by the United
20 States department of health and human services.

21 (4) The maximum amount of grant assistance provided
22 to a parent, guardian, or custodian associated with the
23 death of a child is \$2,000. If the death is a multiple
24 death and the infants or children are being cremated,
25 or buried together, the same limitation applies.

26 (5) To the extent the overall amount of assistance
27 received by a recipient for the costs addressed under
28 this subsection does not exceed the overall total of
29 the costs, the recipient may receive other public or
30 private assistance in addition to grant assistance
31 under this section.

32 b. Notwithstanding section 8.33, moneys transferred
33 by this subsection that remain unencumbered or
34 unobligated at the close of the fiscal year shall not
35 revert but shall remain available for expenditure for
36 the purposes designated until expended.>

37 53. By striking page 42, line 27, through page 45,
38 line 4, and inserting:

39 <Sec. ____ . 2013 Iowa Acts, chapter 138, section
40 147, is amended to read as follows:

41 SEC. 147. JUVENILE INSTITUTIONS. There is
42 appropriated from the general fund of the state to
43 the department of human services for the fiscal year
44 beginning July 1, 2014, and ending June 30, 2015, the
45 following amounts, or so much thereof as is necessary,
46 to be used for the purposes designated:

47 1. For operation of the ~~Iowa juvenile home state~~
48 training school for female juvenile delinquents at
49 Toledo as enacted by this 2014 Iowa Act, to operate
50 with a capacity of at least 20 beds and for salaries,

1 support, maintenance, and miscellaneous purposes, and
2 for not more than the following full-time equivalent
3 positions:

4	\$	4,429,678
5		7,087,766
6	FTEs	114.00
7		54.00

8 a. Of the funds appropriated in this subsection,
9 up to \$2,000,000 may be used by the department for the
10 placement costs of females and males adjudicated as a
11 child in need of assistance that under prior law would
12 have been placed at the Iowa juvenile home.

13 b. By January 1, 2015, the department shall
14 provide a report to the governor and the legislative
15 services agency that includes a description of the
16 status of juvenile delinquent girls in out-of-home
17 placements during the period beginning December 1,
18 2013, and ending December 1, 2014; identifies their
19 placement histories; provides the reason for placement;
20 provides a status report on educational services and
21 treatment of youth at department facilities; and makes
22 appropriate recommendations for legislation deemed
23 necessary.

24 c. Of the funds appropriated in this subsection,
25 \$1,100,000 shall be used for follow-up services to
26 support children who were placed at a state training
27 school and remain under the jurisdiction of the state
28 court and for expansion of the preparation for adult
29 living program in accordance with section 234.46, in
30 accordance with this 2014 Act.

31 2. For operation of the state training school at
32 Eldora and for salaries, support, maintenance, and
33 miscellaneous purposes, and for not more than the
34 following full-time equivalent positions:

35	\$	5,628,485
36		11,590,098
37	FTEs	164.30
38		165.30

39 Of the funds appropriated in this subsection,
40 ~~\$45,575~~ \$91,150 shall be used for distribution
41 to licensed classroom teachers at this and other
42 institutions under the control of the department of
43 human services based upon the average student yearly
44 enrollment at each institution as determined by
45 the department. Of the funds appropriated in this
46 subsection, \$90,000 shall be used for the costs of
47 implementing the youth council approach, known as
48 achieving maximum potential, of providing a support
49 network to males placed at the training school at
50 Eldora and to females placed at the state training

1 school at Toledo.

2 3. A portion of the moneys appropriated in this
3 section shall be used by the state training ~~school~~
4 ~~and by the Iowa juvenile home schools~~ for grants for
5 adolescent pregnancy prevention activities at the
6 institutions in the fiscal year beginning July 1,
7 2014.>

8 54. Page 45, line 15, by striking <95,535,703> and
9 inserting <93,571,220>

10 55. Page 45, line 32, by striking <36,967,216> and
11 inserting <34,383,853>

12 56. Page 49, line 23, by striking <520,150> and
13 inserting <570,150>

14 57. Page 49, line 30, by striking <62,708> and
15 inserting <68,737>

16 58. Page 49, line 33, by striking <125,682> and
17 inserting <137,761>

18 59. Page 50, line 1, by striking <195,892> and
19 inserting <214,722>

20 60. Page 50, line 4, by striking <67,934> and
21 inserting <74,465>

22 61. Page 50, line 7, by striking <67,934> and
23 inserting <74,465>

24 62. Page 51, line 32, by striking <110,000> and
25 inserting <135,000>

26 63. Page 52, line 6, by striking <\$160,000> and
27 inserting <\$110,000>

28 64. Page 52, after line 16 by inserting:

29 <28. The department shall perform a review of the
30 feasibility of and benefits associated with expanding
31 foster care, kinship guardianships, and subsidized
32 adoptions to be available on a voluntary basis to young
33 adults who become age 18 while receiving child welfare
34 services. The purpose of the review is to determine
35 the extent to which the expansion is covered under the
36 federal Fostering Connections to Success and Increasing
37 Adoptions Act of 2008, Pub. L. No. 110-351, and would
38 draw additional federal support under the Title IV-E
39 of the federal Social Security Act, allow the state
40 to expand the preparation for adult living program to
41 additional young adults, and enhance the services and
42 supports available under the program. The department
43 shall engage national and state experts in structuring
44 such programs under the federal fostering connections
45 Act in addition to young persons with experience in the
46 state's foster care system in performing the review.
47 If the department determines the expansion can be
48 implemented within existing state appropriations and
49 produces additional benefits for the young adults who
50 would be served under the expansion, the department may

1 implement changes to expand the availability of foster
2 care, kinship guardianships, and subsidized adoptions
3 for eligible young adults who become age 21.

4 29. Of the funds appropriated in this section,
5 \$25,000 shall be used for the purposes of this
6 subsection. The department shall staff and support
7 a panel of Iowa child welfare experts and advocates
8 to guide and oversee development of the publications
9 enumerated in this subsection. The membership
10 of the panel shall include but is not limited to
11 representatives designated by the Middleton center for
12 children's right at the Drake university legal clinic,
13 disability rights Iowa, the foster care youth council
14 program known as achieving maximum potential or AMP,
15 the department's parent partners pilot program, the
16 Iowa foster and adoptive parent association, the child
17 and family policy center, youth & shelter services,
18 inc., and the youth policy institute of Iowa. The
19 panel shall seek additional support from national
20 experts and technical assistance resources with
21 experience in state efforts to improve child welfare
22 systems with the types of approaches described by this
23 subsection. The panel shall provide a preliminary
24 report on or before October 1, 2014, to the general
25 assembly and the governor, and a final report at a
26 later date. The panel shall produce for distribution
27 through the department the following documents:

28 a. For general distribution to all families, a
29 family rights guide to child protective services that
30 describes what constitutes child abuse and neglect
31 under Iowa law, the child abuse assessment process,
32 the rights families have in that process to request
33 services, and the rights and options such families
34 have to make appeals and secure representation and
35 support. At a minimum, the rights guide shall be
36 translated into the four most common languages other
37 than English spoken in Iowa by persons of limited
38 English proficiency, and the department shall make
39 available interpreters for persons of limited English
40 proficiency in other languages to review the guide and
41 its contents with families. Upon completion, the guide
42 shall be provided to all families who are subject to a
43 child abuse investigation.

44 b. For distribution to children and families
45 engaged processes which may lead to an adjudication
46 under chapter 232 and foster care placement, a child
47 and youth rights guide to foster care that expands upon
48 the bill of rights created by AMP youth. The initial
49 guide shall be directed to older youth ages 12 through
50 17 and shall describe the foster care process and the

1 rights children engaged in foster care processes have
2 to services, representation, and support and to be
3 heard in developing their permanency plans.>

4 65. Page 58, line 20, by striking <16,304,602> and
5 inserting <16,422,302>

6 66. Page 58, line 26, by striking <\$132,300> and
7 inserting <\$150,000>

8 67. Page 59, before line 6 by inserting:

9 <5B. Of the funds appropriated in this section,
10 \$50,000 shall be used by the department of human
11 services to contract with an independent researcher
12 with expertise in both aging and disability population
13 issues to evaluate the current provision of specialized
14 services to individuals with a mental illness or an
15 intellectual disability residing in nursing facilities
16 in the state and develop a quality assurance model to
17 ensure that nursing facility residents with a mental
18 illness or an intellectual disability are receiving
19 effective specialized services pursuant to the federal
20 Nursing Home Reform Act. In evaluating the current
21 provision of specialized services, the contractor
22 shall select nursing facilities with higher than
23 average numbers of residents with a mental illness
24 or an intellectual disability. In evaluating the
25 current specialized services the contractor shall
26 determine whether the specialized services are
27 individualized, provided in addition to basic nursing
28 facility services, and appropriate to meet the needs
29 of the individual to assist in transitioning to a
30 less restrictive, more integrated environment. The
31 contractor shall also determine whether the specialized
32 services are included in the residents' plans of
33 care; whether the specialized services were provided
34 by a mental health or intellectual disabilities
35 professional; the cost of and funding source for the
36 specialized services; whether the specialized services
37 were effective in treating or habilitating residents,
38 improving the residents' level of functioning, and
39 enhancing the residents' ability to live in the
40 community with appropriate services and supports; how
41 many residents for whom specialized services were
42 provided were able to transition to a less restrictive
43 placement; and the projected savings if residents
44 received effective specialized services, avoided
45 hospitalizations, and transitioned to living in less
46 restrictive settings with appropriate services and
47 supports. The department shall report the results
48 of the evaluation and the proposed quality assurance
49 model to the individuals designated by this Act for
50 submission of reports by December 15, 2014.>

1 68. Page 59, by striking line 21 and inserting
2 <exceed ~~\$268,712,511~~ \$284,878,824. Of this amount, not
3 more than \$2,000,000 shall be used for reimbursement
4 of nursing facilities to supplement the shortfall
5 attributable to the rebasing of nursing facility
6 rates in accordance with this 2013 Act, section
7 29, subsection 1, paragraph "a", subparagraph (2),
8 beginning January 1, 2015.>

9 69. Page 59, after line 21 by inserting:
10 <Sec. _____. 2013 Iowa Acts, chapter 138, section
11 159, subsection 1, paragraph a, is amended by adding
12 the following new subparagraph:

13 NEW SUBPARAGRAPH. (4) The department of
14 human services shall release all retroactive rate
15 determinations and payments within 90 days of receipt
16 of approval from the centers for Medicare and Medicaid
17 services of the United States department of health
18 and human services and no later than March 31 of the
19 calendar year that falls within the current fiscal year
20 of the appropriation addressed by this paragraph "a".>

21 70. Page 60, line 24, after <year> by inserting <as
22 specified in subparagraph (5), as enacted in this 2014
23 Act>

24 71. Page 60, line 28, by striking <October 1, 2015>
25 and inserting <January 1, 2015>

26 72. Page 60, line 31, after <year> by inserting <as
27 specified in subparagraph (5), as enacted by this 2014
28 Act>

29 73. Page 60, after line 31 by inserting:

30 <Sec. _____. 2013 Iowa Acts, chapter 138, section
31 159, subsection 1, paragraph c, is amended by adding
32 the following new subparagraph:

33 NEW SUBPARAGRAPH. (5) Of the amount appropriated
34 for the medical assistance program for the fiscal
35 year, not more than \$3,000,000 shall be used for
36 reimbursement of inpatient and outpatient hospital
37 services attributable to rebasing as provided in
38 subparagraphs (1) and (2).>

39 74. Page 61, line 13, by striking <October 1, 2014>
40 and inserting <2014 January 1, 2015>

41 75. Page 61, after line 31 by inserting:

42 <Sec. _____. 2013 Iowa Acts, chapter 138, section
43 159, subsection 1, paragraph q, is amended to read as
44 follows:

45 q. For the fiscal year beginning July 1, 2014,
46 the reimbursement rate for emergency medical service
47 providers shall be increased by 10 percent over the
48 rate rates in effect on June 30, 2014.

49 Sec. _____. 2013 Iowa Acts, chapter 138, section 159,
50 subsection 1, is amended by adding the following new

1 paragraph:

2 NEW PARAGRAPH. r. For the fiscal year
3 beginning July 1, 2014, the reimbursement rate for
4 ophthalmologists shall be increased by five percent
5 over the rates in effect on June 30, 2014.>

6 76. Page 62, line 13, after <subsection.> by
7 inserting <Through December 31, 2014, the combined
8 reimbursement rate shall remain at the rate in effect
9 on June 30, 2014, and on January 1, 2015, shall be
10 changed as provided in paragraph "b".>

11 77. Page 62, lines 14 and 15, by striking <June 30>
12 and inserting <December 31>

13 78. Page 62, lines 18 and 19, by striking <for
14 the fiscal year beginning July 1, 2014> and inserting
15 <effective January 1, 2015>>

16 79. Page 66, line 6, after <APPROPRIATIONS> by
17 inserting <AND OTHER PRIOR PROVISIONS>

18 80. Page 66, after line 6 by inserting:

19 <SAFETY NET — CARE COORDINATION

20 Sec. _____. 2013 Iowa Acts, chapter 138, section
21 3, subsection 4, paragraph p, is amended to read as
22 follows:

23 p. Of the funds appropriated in this section,
24 \$1,158,150 is allocated to the Iowa collaborative
25 safety net provider network established pursuant
26 to section 135.153 to be used for the development
27 and implementation of a statewide regionally based
28 network to provide an integrated approach to health
29 care delivery through care coordination that supports
30 primary care providers and links patients with
31 community resources necessary to empower patients in
32 addressing biomedical and social determinants of health
33 to improve health outcomes. The Iowa collaborative
34 safety net provider network shall work in conjunction
35 with the department of human services to align the
36 integrated network with the health care delivery
37 system model developed under the state innovation
38 models initiative grant. The Iowa collaborative
39 safety net provider network shall submit a progress
40 report to the individuals designated in this Act for
41 submission of reports by December 31, 2013, including
42 progress in developing and implementing the network,
43 how the funds were distributed and used in developing
44 and implementing the network, and the remaining
45 needs in developing and implementing the network.
46 Notwithstanding section 8.33, moneys allocated in this
47 paragraph that remain unencumbered or unobligated at
48 the close of the fiscal year shall not revert but shall
49 remain available for expenditure for the purposes
50 designated until the close of the succeeding fiscal

1 year.>

2 81. Page 66, by striking lines 7 through 21.

3 82. Page 69, line 15, after <this section> by
4 inserting <, and subject to the Medicaid offset
5 amendments in section 426B.3, subsection 5, as amended
6 by this division of this 2014 Act>

7 83. Page 70, line 27, after <section> by inserting
8 <, and subject to the Medicaid offset amendments
9 in section 426B.3, subsection 5, as amended by this
10 division of this 2014 Act>

11 84. Page 71, line 7, after <division.> by inserting
12 <The protocols and program models shall not include
13 provisions that would interfere with the ability
14 of any mental health and disability services region
15 approved under section 331.389 operating as an
16 employment network for the federal social security
17 administration's ticket to work program for persons
18 with disabilities to collect any milestone or outcome
19 payments.>

20 85. Page 71, after line 13 by inserting:

21 <Sec. ____ . PROVISIONAL REGIONALIZATION
22 AUTHORIZATION.

23 1. During the time period beginning on the
24 effective date of this section and ending June 30,
25 2015, upon receiving an application from Mahaska and
26 Marion counties, the director of human services may
27 authorize the counties to form and operate a mental
28 health and disability services region on a provisional
29 basis for up to 12 months in accordance with this
30 section.

31 2. Unless the director grants an exception to
32 policy allowing the counties and their region,
33 during the provisional operation time period, to
34 meet a requirement through an alternative means, the
35 counties and their region shall comply with all of
36 the requirements applicable to a mental health and
37 disability services region under chapter 331 and other
38 law applicable to regions including but not limited to
39 the exemption provisions in 441 IAC 25.91.

40 3. Prior to the end of the provisional operation
41 time period, the director may reauthorize on a one-time
42 basis the region to operate provisionally for an
43 additional time period of up to 12 months.

44 4. If the director determines the two counties
45 and their region are not in compliance with the
46 requirements under subsection 2 during any provisional
47 operation time period and that compliance will not be
48 achieved through a corrective action plan, the director
49 may assign each county to a region contiguous to the
50 county. The region assigned shall amend its chapter

1 28E agreement and other operating requirements and
2 policies to accept the assigned county.>

3 86. By striking page 71, line 14, through page 72,
4 line 2.

5 87. Page 72, by striking lines 3 through 22.

6 88. Page 72, before line 23 by inserting:

7 <Sec. _____. Section 230.1, subsection 1, Code 2014,
8 is amended to read as follows:

9 1. The necessary and legal costs and expenses
10 attending the taking into custody, care, investigation,
11 admission, commitment, and support of a person with
12 mental illness admitted or committed to a state
13 hospital shall be paid by a county or by the state as
14 follows:

15 a. If the person is eighteen years of age or older,
16 as follows:

17 (1) The costs attributed to mental illness shall
18 be paid by the regional administrator on behalf of the
19 person's county of residence.

20 (2) The costs attributed to a substance-related
21 disorder shall be paid by the person's county of
22 residence.

23 (3) The costs attributable to a dual diagnosis of
24 mental illness and a substance-related disorder may be
25 split as provided in section 226.9C.

26 b. By the state as a state case if such person has
27 no residence in this state, if the person's residence
28 is unknown, or if the person is under eighteen years
29 of age.>

30 89. Page 73, by striking lines 1 through 6 and
31 inserting <anticipated, the regional administrator
32 shall reserve an adequate amount for cash flow of
33 expenditure obligations in the first quarter of the
34 next fiscal year. Residual funding remaining after the
35 cash>

36 90. Page 73, after line 10 by inserting:

37 <Sec. _____. Section 331.393, subsection 2, Code
38 2014, is amended by adding the following new paragraph:

39 NEW PARAGRAPH. h. The financial eligibility
40 requirements for service under the regional service
41 system. A plan that otherwise incorporates the
42 financial eligibility requirements of section 331.395
43 but allows eligibility for persons with income above
44 one hundred fifty percent of the federal poverty
45 level as described in section 331.395, subsection 2,
46 paragraph "b", or for persons with resources above
47 the minimum resource limitations adopted pursuant to
48 section 331.395, subsection 1, paragraph "c", shall
49 be deemed by the department to be in compliance with
50 financial eligibility requirements of section 331.395.>

1 91. Page 73, by striking lines 22 through 25 and
2 inserting <county services fund to address cash flow
3 of expenditure obligations in the first quarter of the
4 next fiscal year. The cash>

5 92. Page 74, by striking lines 22 and 23 and
6 inserting:

7 <Sec. _____. Section 426B.3, subsection 5, Code 2014,
8 is amended to read as follows:>

9 <Sec. _____. 5. a. For the purposes of this
10 subsection, "*Medicaid offset amount*" means the
11 projected amount for a fiscal year that would have
12 been paid from a county's services fund for those
13 services for ~~persons~~ individuals eligible under the
14 county's approved service management plan that would
15 be non-Medicaid services, but due to the ~~persons'~~
16 individuals' enrollment in the Iowa health and wellness
17 plan established under chapter 249N, those services are
18 instead covered under chapter 249N.>

19 93. By striking page 74, line 24, through page 75,
20 line 26, and inserting:

21 <b. For the fiscal year beginning July 1, ~~2013~~
22 2014, and succeeding fiscal years, the department
23 of human services shall calculate a Medicaid offset
24 amount for each county for the fiscal year. The
25 department shall adopt rules in consultation with
26 the county finance committee and the Iowa state
27 association of counties specifying the information to
28 be used in calculating a Medicaid offset amount. The
29 information used shall only include ~~but is not limited~~
30 ~~to identification of specific services and supports~~
31 ~~that would otherwise be payable by the county for~~
32 ~~persons eligible under a county's approved service~~
33 ~~management plan but are instead paid by the actual~~
34 amounts expended from the county's services fund for
35 services and supports provided to individuals who
36 enrolled in the Iowa health and wellness plan during
37 that fiscal year. For purposes of calculating the
38 offset amount, it shall be assumed the expenditures
39 for the same services and supports under the plan are
40 no more than the amount expended by the county for
41 those services and supports in that fiscal year. The
42 initial offset amount calculated for a county shall be
43 subject to submitted by October 15 for review, prior
44 to its certification, by the auditor of that county or
45 subject to independent audit state and by the fiscal
46 agent for the region to which the county belongs.
47 The results of the review shall be submitted to the
48 department by December 1. The Medicaid offset amounts
49 amount calculated by the department for a county for
50 a fiscal year are is not official until certified by

1 the director of human services and submitted to the
2 governor and general assembly by ~~October 15~~ immediately
3 January 1 following the end of the fiscal year for
4 which the offset amounts were calculated.

5 ~~e. The Medicaid offset amounts certified for each~~
6 ~~county by the director of human services for the fiscal~~
7 ~~year beginning July 1, 2013, shall be annualized by~~
8 ~~doubling the amounts. For the fiscal year beginning~~
9 ~~July 1, 2014, a county shall repay the state from any~~
10 ~~equalization payment due the county for the fiscal~~
11 ~~year, eighty percent of the county's annualized~~
12 ~~Medicaid offset amount for the fiscal year beginning~~
13 ~~July 1, 2013. To the extent a county's repayment~~
14 ~~obligation for the fiscal year beginning July 1, 2014,~~
15 ~~exceeds the amount of any equalization payment due the~~
16 ~~county for the fiscal year, the county shall, for the~~
17 ~~following fiscal year, reduce the dollar amount of~~
18 ~~the county's services fund levy by the amount of the~~
19 ~~excess.~~

20 ~~d. c.~~ For the fiscal year beginning July 1,
21 2015, and succeeding fiscal years, a county shall
22 repay the state from any equalization payment due
23 the county for the fiscal year, eighty percent of
24 the county's Medicaid offset amount certified for
25 the previous fiscal year. To the extent a county's
26 repayment obligation for a fiscal year exceeds the
27 amount of any equalization payment due the county for
28 that fiscal year, the county shall, for the following
29 fiscal year, reduce the dollar amount of the county's
30 services fund levy by the amount of the excess. A
31 county's obligation for repayment of the offset amount
32 calculated for the county shall be reduced as necessary
33 to maintain, for the fiscal year of repayment or levy
34 reduction, the county's cash flow amount under section
35 331.424A and the amounts necessary for the county's
36 share of services provided under the regional service
37 system management plan approved for the fiscal year in
38 accordance with section 331.393.

39 ~~e. d.~~ A county's repayment pursuant to this
40 subsection shall be remitted on or before ~~January~~
41 ~~February~~ 1 of the fiscal year in which repayment is
42 due and shall be credited to the property tax relief
43 fund. Moneys credited to the property tax relief
44 fund in accordance with this paragraph are subject to
45 appropriation by the general assembly to support mental
46 health and disability services administered by the
47 regional system.>

48 94. Page 76, after line 15 by inserting:
49 <Sec. ____ . EFFECTIVE UPON ENACTMENT. The following
50 provisions of this division of this Act, being deemed

1 of immediate importance, take effect upon enactment:

2 1. The section providing a provisional
3 regionalization authorization.

4 2. The section amending 2013 Iowa Acts, chapter
5 136, section 11.>

6 95. Page 76, after line 21 by inserting:

7 <Sec. _____. Section 249A.4, subsection 10, Code
8 2014, is amended by adding the following new paragraph:

9 NEW PARAGRAPH. c. (1) A nursing facility that

10 utilizes the supplementation option and receives
11 supplementation under this subsection during any
12 calendar year, shall report to the department of
13 human services, annually, by January 15, the following
14 information for the preceding calendar year:

15 (a) The total number of nursing facility beds
16 available at the nursing facility, the number of such
17 beds available in private rooms, and the number of such
18 beds available in other types of rooms.

19 (b) The average occupancy rate of the facility on
20 a monthly basis.

21 (c) The total number of residents for which
22 supplementation was utilized.

23 (d) The average private pay charge for a private
24 room in the nursing facility.

25 (e) For each resident for whom supplementation
26 was utilized, the total charge to the resident for
27 the private room, the portion of the total charge
28 reimbursed under the Medicaid program, and the total
29 charge reimbursed through supplementation.

30 (2) The department shall compile the information
31 received and shall submit the compilation to the
32 general assembly, annually by February 15.>

33 96. Page 76, after line 23 by inserting:

34 <Sec. _____. NEW SECTION. 35D.7A **Supplemental**
35 **stipend.**

36 In addition to any amount otherwise retained by or
37 provided as a personal needs allowance to a member or
38 a member's spouse under this chapter, a member and
39 the member's spouse, if applicable, shall receive a
40 supplemental stipend of thirty dollars per month. The
41 supplemental stipend shall not be treated as income of
42 the resident for purposes of medical assistance program
43 eligibility or client participation.

44 97. Page 76, by striking lines 24 through 31.

45 98. Page 76, before line 32 by inserting:

46 Sec. _____. MEDICAID AND HAWK-I STATE PLAN AMENDMENTS
47 AND WAIVERS — NOTIFICATION. The department of human
48 services shall notify the chairpersons and ranking
49 members of the joint appropriations subcommittee on
50 health and human services, the chairpersons and ranking

1 members of the committees on human resources of the
2 senate and house of representatives, the legislative
3 services agency, and the legislative caucus staffs
4 prior to submission of any Medicaid or hawk-i program
5 state plan amendment or waiver to the centers for
6 Medicare and Medicaid services of the United States
7 department of health and human services.

8 Sec. _____. FREE PARKING OPTIONS — CHILDREN WITH
9 CHRONIC CONDITIONS. The university of Iowa hospitals
10 and clinics shall develop and implement by October 1,
11 2014, a free parking option for the use by families of
12 children who are admitted to the hospital for extended
13 periods of time or who visit the hospital routinely for
14 treatment for cancer or other chronic conditions. The
15 option may provide for assignment of one free visitor
16 parking pass to the child for use by the family as
17 the family deems appropriate, validation of parking
18 tickets, provision of a reserved lot in close proximity
19 to the hospital and easily accessible on foot, or
20 issuance of parking passes valid in the hospital
21 parking area.

22 Sec. _____. CHILD WELFARE SERVICES COMMISSION.

23 1. A child welfare services commission is created
24 under the authority of the legislative council.

25 2. The commission membership shall include the
26 following persons:

27 a. The director of human services or the director's
28 designee.

29 b. The administrator of child welfare programs
30 under the department of human services or the
31 administrator's designee.

32 c. The administrator of the division of criminal
33 and juvenile justice planning in the department of
34 human rights or the administrator's designee.

35 d. The administrator of the child advocacy board
36 in the department of inspections and appeals or the
37 administrator's designee.

38 e. The chief justice of the supreme court or the
39 chief justice's designee.

40 f. The director of the department of education or
41 the director's designee.

42 g. The executive director of the Iowa foster and
43 adoptive parent association or the executive director's
44 designee.

45 h. The executive director of the coalition for
46 family and children's services in Iowa or the executive
47 director's designee.

48 i. The presiding officer of the Iowa juvenile
49 court services association or the presiding officer's
50 designee.

1 j. The director of the child health specialty
2 clinics at the university of Iowa or the director's
3 designee.

4 k. A youth member of the achieving maximum
5 potential program designated by the program's director.

6 l. The director of the child and family policy
7 center or the director's designee.

8 m. Members of the general assembly appointed by the
9 legislative council.

10 n. Other persons designated by the legislative
11 council.

12 3. In addition to the legislative services agency,
13 the legislative council may employ or contract with a
14 person or persons to assist the commission in carrying
15 out its duties.

16 4. The commission shall perform the following
17 duties:

18 a. Review the array of child welfare services in
19 the state.

20 b. Identify options for improving the coordination
21 and collaboration between the public and private
22 entities involved with child welfare services.

23 c. Direct special attention to children's mental
24 and behavioral health services.

25 d. Identify policies to support the growth and
26 expansion of community-based pediatric integrated
27 health homes.

28 e. Identify options to support continuous
29 improvement of pediatric mental health services and
30 innovation by service providers of such services at the
31 state and community levels.

32 f. Consider proposals for creation of a center of
33 collaborative children's mental and behavioral health
34 services.

35 g. Evaluate the adequacy of the public funding of
36 child welfare services and identify options to address
37 shortfalls and for shifting resources.

38 5. Of the amount appropriated in this 2014 Iowa
39 Act to the department of human services for general
40 administration for the fiscal year beginning July
41 1, 2014, and ending June 30, 2014, \$50,000 shall be
42 transferred to the legislative services agency to
43 be used for the child welfare services commission in
44 accordance with this section.

45 6. The commission shall submit a final report
46 with findings and recommendations to the governor and
47 general assembly for action in the 2015 legislative
48 session.>

49 99. By striking page 76, line 32, through page 77,
50 line 21.

1 100. Page 78, line 14, after <limited> by inserting
2 <to>

3 101. Page 78, after line 26 by inserting:

4 <STATE CHILD CARE ASSISTANCE

5 Sec. _____. Section 237A.13, subsection 7, paragraphs
6 a and c, Code 2014, are amended to read as follows:

7 a. Families with an income at or below one hundred
8 percent of the federal poverty level whose members are
9 employed, for at least twenty-eight hours per week in
10 the aggregate, are employed or are participating at a
11 satisfactory level in an approved training program or
12 educational program, and parents with a family income
13 at or below one hundred percent of the federal poverty
14 level who are under the age of twenty-one years and are
15 participating in an educational program leading to a
16 high school diploma or the equivalent.

17 c. Families with an income of more than one hundred
18 percent but not more than one hundred forty-five
19 percent of the federal poverty level whose members are
20 employed, for at least twenty-eight hours per week in
21 the aggregate, are employed or are participating at a
22 satisfactory level in an approved training program or
23 educational program.

24 Sec. _____. Section 237A.13, subsection 8, Code 2014,
25 is amended to read as follows:

26 8. Nothing in this section shall be construed
27 as or is intended as, or shall imply, a grant of
28 entitlement for services to persons who are eligible
29 for assistance due to an income level or other
30 eligibility circumstance addressed in this section.
31 Any state obligation to provide services pursuant to
32 this section is limited to the extent of the funds
33 appropriated for the purposes of state child care
34 assistance. The department shall not redetermine the
35 eligibility of a program participant more frequently
36 than every twelve months.

37 Sec. _____. STATE CHILD CARE ASSISTANCE APPLICATIONS
38 — INFORMATION TECHNOLOGY.

39 1. The department of human services shall review
40 the application form and other elements of the process
41 used by applicants to apply for the state child care
42 assistance program. The purpose of the review is to
43 simplify the process by eliminating requirements to
44 provide unneeded or redundant information and improving
45 the wording of the application, and identifying other
46 options for improvement. The department shall report
47 the results of the review to the governor and general
48 assembly on or before December 1, 2014.

49 2. The department shall implement an application
50 process enhancement so that applicants for the state

1 child care assistance program may apply for the program
2 using information technology devices.

3 Sec. ____ . IMPLEMENTATION. The department of human
4 services shall adopt rules and take other actions as
5 necessary to implement, as state child care assistance
6 program eligibility provisions, the amendments to
7 section 237A.13 in this division of this Act, on July
8 1, 2014.

9 DIVISION ____

10 STATE TRAINING SCHOOLS — EDUCATION

11 Sec. ____ . LEGISLATIVE FINDINGS. The general
12 assembly finds there is a need to improve the system
13 to meet the needs of children who have committed
14 a delinquent act, have been abused, neglected, or
15 subjected to trauma, or have other significant needs
16 that put the safety of the children or the public at
17 risk. The areas for system improvement include but are
18 not limited to all of the following:

19 1. Providing equity in the services available for
20 both the male and female children involved in the
21 system.

22 2. Providing appropriate safeguards to ensure
23 children in placements are safe and getting their needs
24 met.

25 3. Ensuring that education and training services
26 meet state and federal requirements and prepare the
27 children for long-term success.

28 4. Engaging children in services after an
29 out-of-home placement to prevent the need for placement
30 from reoccurring.

31 5. Providing an effective system to support
32 children when they attain adulthood in order to prevent
33 their engagement with the adult criminal justice
34 system.

35 Sec. ____ . IMPLEMENTATION.

36 1. As the level of service for juvenile delinquent
37 females provided for in this Act does not currently
38 exist in the state and represents a gap in the
39 continuum of care for juvenile females, reopening, and
40 making necessary changes in the facilities of the Iowa
41 juvenile home of Toledo provides the best means of
42 expeditiously fulfilling the duties outlined in section
43 233B.1, as enacted by this Act.

44 2. In reopening the facility at Toledo as the
45 state training school for juvenile delinquent females
46 in accordance with this division of this Act, the
47 department of human services shall phase in the
48 following provisions as follows:

49 a. The department of human services shall begin
50 implementation of the requirements for the two state

1 training schools to be accredited as secure juvenile
2 correctional facilities and to comply with other
3 regulatory requirements in accordance with section
4 233A.1, subsection 7, and section 233B.1, subsection
5 7, upon enactment of this Act and shall complete the
6 correctional association accreditation by June 30,
7 2017. The department shall propose a schedule to the
8 governor and general assembly on or before December
9 15, 2014, for compliance with the other regulatory
10 requirements.

11 b. Education services in accordance with section
12 282.33, as amended by this division of this Act, shall
13 be developed by the close of the fiscal year beginning
14 July 1, 2014, in conjunction with the department of
15 education, affected area education agencies, affected
16 school districts, and other stakeholders.

17 Sec. _____. Section 232.2, subsection 22, paragraph
18 b, subparagraph (3), Code 2014, is amended to read as
19 follows:

20 (3) Visiting the home, residence, or both home and
21 residence of the child and any prospective home or
22 residence of the child, including each time placement
23 is changed. A child in a placement other than with
24 the child's parent shall be visited at the placement
25 at least quarterly.

26 Sec. _____. Section 232.2, Code 2014, is amended by
27 adding the following new subsection:

28 NEW SUBSECTION. 54A. "State training school"
29 means the state training school for female juvenile
30 delinquents at Toledo maintained in accordance with
31 chapter 233B or the state training school for male
32 juvenile delinquents at Eldora maintained in accordance
33 with chapter 233A.

34 Sec. _____. Section 232.49, subsection 2, Code 2014,
35 is amended to read as follows:

36 2. When possible an examination shall be conducted
37 on an outpatient basis, but the court may, if it deems
38 necessary, commit the child to a state training school
39 or to a suitable hospital, facility, or institution for
40 the purpose of examination. Commitment for examination
41 shall not exceed thirty days and the civil commitment
42 provisions of chapter 229 shall not apply.

43 Sec. _____. Section 232.49, subsection 3, paragraph
44 b, Code 2014, is amended to read as follows:

45 b. An examination shall be conducted on an
46 outpatient basis unless the court, the child's counsel,
47 and the parent, guardian, or custodian agree that
48 it is necessary the child be committed to a state
49 training school or to a suitable hospital, facility, or
50 institution for the purpose of examination. Commitment

1 for examination shall not exceed thirty days and the
2 civil commitment provisions of chapter 229 shall not
3 apply.

4 Sec. _____. Section 232.52, subsection 7, Code 2014,
5 is amended by adding the following new paragraph:

6 NEW PARAGRAPH. 0b. When the court orders the
7 transfer of legal custody of a child pursuant to
8 subsection 2, paragraph "d", "e", or "f", the child's
9 attorney shall visit the child at the child's placement
10 at least quarterly.

11 Sec. _____. Section 232.102, subsections 3 and 4,
12 Code 2014, are amended by striking the subsections.

13 Sec. _____. Section 232.103, subsection 7, Code 2014,
14 is amended by striking the subsection.

15 Sec. _____. Section 233A.1, Code 2014, is amended to
16 read as follows:

17 233A.1 State training school — Eldora and Toledo.

18 1. For the purposes of this chapter, unless the
19 context otherwise requires:

20 a. "Department" means the department of human
21 services.

22 b. "Director" means the director of human services.

23 c. "State training school" means the state training
24 school for male juvenile delinquents at Eldora.

25 d. "Superintendent" means the superintendent of the
26 state training school for male juvenile delinquents.

27 1. 2. Effective January 1, 1992, a A diagnosis
28 and evaluation center and other units are established
29 at Eldora and shall be operated, maintained, and
30 staffed by the department to provide to male juvenile
31 delinquents a program which focuses upon appropriate
32 developmental skills, treatment, placements, and
33 rehabilitation.

34 2. The diagnosis and evaluation center which is
35 used to identify appropriate treatment and placement
36 alternatives for juveniles and any other units for
37 juvenile delinquents which are located at Eldora and
38 the unit for juvenile delinquents at Toledo shall
39 together be known as the "state training school".
40 For the purposes of this chapter "director" means the
41 director of human services and "superintendent" means
42 the administrator in charge of the diagnosis and
43 evaluation center for juvenile delinquents and other
44 units at Eldora and the unit for juvenile delinquents
45 at Toledo.

46 3. The number of children present at any one time
47 at the state training school at Eldora shall not exceed
48 the population guidelines established under 1990
49 Iowa Acts, chapter 1239, section 21, as adjusted for
50 subsequent changes in the capacity at the training

1 school.

2 4. Each child placed at the state training school
3 and any other child receiving an examination at the
4 state training school by order of the court shall
5 receive a written plan for services. The plan for
6 services provided by the state training school to
7 a child shall identify any physical, emotional,
8 intellectual, behavioral, or mental health disorder or
9 condition affecting the child and recommend treatment
10 to address the disorder or condition, identify
11 any substance-related disorder of the child or the
12 child's family and recommend treatment to address the
13 disorder, and assess the child's educational status and
14 recommend action to address any identified educational
15 deficiency, and for follow-up services, identify
16 specific public and private service providers with the
17 capacity to meet the child's needs. A copy of the plan
18 for services and any subsequent amendment to the plan
19 shall be submitted to the child, the child's attorney,
20 and the juvenile court.

21 5. The state training school shall facilitate
22 the provision of follow-up services to children, who
23 received placement services at the state training
24 school and who remain under the jurisdiction of the
25 juvenile court, as necessary to meet the long-term
26 needs of the children as they age into adulthood. The
27 plan for follow-up services shall be developed with
28 the child in conjunction with juvenile court services
29 and the child's attorney. The provision of follow-up
30 services for children who remain under the jurisdiction
31 of the juvenile court is subject to approval by the
32 juvenile court. Follow-up services shall be provided
33 to support children who are discharged from the state
34 training school during the period beginning twelve
35 months prior to the children becoming age eighteen and
36 ending on the day prior to the children becoming age
37 eighteen who do not remain under the jurisdiction of
38 the juvenile court. In addition, follow-up services
39 shall be made available to children discharged from the
40 school at any age upon or after the children become age
41 eighteen and continuing until at least age twenty-one.

42 6. For any child placed at the state training
43 school, the school shall provide a written plan
44 regarding the placement status of the child on or about
45 the time the child becomes age eighteen. The plan
46 shall, while giving consideration to the treatment
47 needs of the child, also give consideration to the
48 long-term needs of the child upon becoming age eighteen
49 including needs for vocational training or higher
50 education. Given these considerations, the plan shall

1 identify placement options to meet the child's needs
2 that will not negatively affect the child's adult
3 eligibility for assistance provided with federal
4 financial participation. The assistance addressed
5 shall include but is not limited to the preparation
6 for adult living program under section 234.46, the
7 medical assistance program, the Iowa aftercare services
8 network, the federal educational and training vouchers
9 program for youths aging out of foster care, and the
10 federal job corps program.

11 7. The department shall cause the state training
12 school to be accredited as a secure juvenile
13 correctional facility by the American correctional
14 association, to meet the standards adopted by the
15 department for approval of a juvenile detention home,
16 and to meet applicable standards for programs providing
17 residential services for children paid for by a managed
18 care or prepaid services contract under the medical
19 assistance program. The standards applied in addition
20 to the American correctional association accreditation
21 requirements shall include but are not limited to the
22 minimum qualifications of staff. The standards and
23 sanctions for noncompliance shall be identified in
24 conjunction with the department of inspections and
25 appeals and experts who are not employed by or under
26 contract with the department. A regular assessment
27 of compliance with the standards shall be performed
28 by the department of inspections and appeals and that
29 department shall submit a report on each assessment to
30 the governor and general assembly.

31 8. The director and the superintendent for the
32 state training school shall provide on an ongoing
33 basis for the school's programs, facilities, and
34 services, and for the training of staff in order to
35 apply evidence-based practices and other recognized
36 contemporary approaches to ensure that the care
37 for the children served by the school is of high
38 quality. The director's and superintendent's efforts
39 and recommendations to comply with this requirement
40 shall be documented in the annual budget and financial
41 reporting submitted to the governor and the general
42 assembly.

43 Sec. ____. Section 233A.4, Code 2014, is amended to
44 read as follows:

45 **233A.4 Education and training.**

46 The state training school shall provide a positive
47 living experience for older juveniles who require
48 secure custody and who live at the state training
49 school for an extended period of time. The education
50 and training programs provided to the juveniles shall

1 reflect the age level and extended period of stay by
2 focusing upon appropriate developmental skills to
3 prepare the juveniles for productive living. The
4 education services provided to the children placed
5 at the state training school shall be provided in
6 accordance with section 282.33.

7 Sec. _____. Section 233B.1, Code 2014, is amended to
8 read as follows:

9 233B.1 Definitions — purpose — services —
10 population limit.

11 1. For the purpose of this chapter, unless the
12 context otherwise requires:

13 a. "Department" means the department of human
14 services.

15 ~~a.~~ b. "Administrator" or "director" "Director"
16 means the director of the department of human services.

17 ~~b.~~ c. "Home" "State training school" means the Iowa
18 juvenile home state training school for female juvenile
19 delinquents at Toledo maintained in accordance with
20 this chapter.

21 ~~c.~~ d. "Superintendent" means the superintendent of
22 the Iowa juvenile home state training school for female
23 juvenile delinquents.

24 2. The Iowa juvenile home state training school
25 for female juvenile delinquents shall be operated,
26 maintained for the purpose of providing care, custody,
27 and education of the children committed to the
28 home. The children shall be wards of the state. The
29 children's education shall embrace instruction in
30 the common school branches and in such other higher
31 branches as may be practical and will enable the
32 children to gain useful and self-sustaining employment.
33 The administrator and the superintendent of the home
34 shall assist all discharged children in securing
35 suitable homes and proper employment., and staffed
36 by the department of human services to do all of the
37 following for female residents of this state:

38 3. The number of children present at any one
39 time at the Iowa juvenile home shall not exceed the
40 population guidelines established under 1990 Iowa Acts,
41 chapter 1239, section 21, as adjusted for subsequent
42 changes in the capacity at the home.

43 a. Provide gender-responsive services to female
44 children less than age eighteen who have been
45 adjudicated under chapter 232 as delinquent and placed
46 at the state training school in accordance with a court
47 order.

48 b. If provided for by the children's education
49 plans, allow for continued placement at the state
50 training school for female children who were placed

1 at the state training school under paragraph "a"
2 upon the children becoming adults. The purpose of
3 continued placement is for completion of high school
4 education requirements identified in the education
5 plans developed by the provider of educational services
6 for the children.

7 c. Facilitate the provision of follow-up services
8 to children who received placement services at
9 the state training school and who remain under the
10 jurisdiction of the juvenile court, as necessary
11 to meet the long-term needs of the children as they
12 age into adulthood. The plan for follow-up services
13 shall be developed with the child in conjunction with
14 juvenile court services and the child's attorney.
15 The provision of follow-up services for children who
16 remain under the jurisdiction of the juvenile court is
17 subject to approval by the juvenile court. Follow-up
18 services shall be provided to support children who are
19 discharged from the state training school during the
20 period beginning twelve months prior to the children
21 becoming age eighteen and ending on the day prior to
22 the children becoming age eighteen who do not remain
23 under the jurisdiction of the juvenile court. In
24 addition, follow-up services shall be made available to
25 children discharged from the state training school at
26 any age upon or after the children become age eighteen
27 and continuing until at least age twenty-one.

28 3. Each child placed at the state training school
29 and any other child receiving an examination at the
30 state training school by order of the court shall
31 receive a written plan for services. The plan for
32 services provided by the state training school to
33 a child shall identify any physical, emotional,
34 intellectual, behavioral, or mental health disorder or
35 condition affecting the child and recommend treatment
36 to address the disorder or condition, identify
37 any substance-related disorder of the child or the
38 child's family and recommend treatment to address the
39 disorder, and assess the child's educational status and
40 recommend action to address any identified educational
41 deficiency, and for follow-up services, identify
42 specific public and private service providers with the
43 capacity to meet the child's needs. A copy of the plan
44 for services and any subsequent amendment to the plan
45 shall be submitted to the child, the child's attorney,
46 and the juvenile court.

47 4. For any child placed at the state training
48 school, the state training school shall provide a
49 written plan regarding the placement status of the
50 child on or about the time the child becomes age

1 eighteen. The plan shall, while giving consideration
2 to the treatment needs of the child, also give
3 consideration to the long-term needs of the child
4 upon becoming age eighteen, including needs for
5 vocational training or higher education. Given these
6 considerations, the plan shall identify placement
7 options to meet the child's needs that will not
8 negatively affect the child's eligibility as an adult
9 for assistance provided through federal financial
10 participation. The assistance addressed shall include
11 but is not limited to the preparation for adult living
12 program under section 234.46, the medical assistance
13 program, the Iowa aftercare services network, the
14 federal educational and training vouchers program for
15 youths aging out of foster care, and the federal job
16 corps program.

17 5. The department of human services and the
18 representatives of juvenile court services shall
19 annually recommend a desired capacity for the state
20 training school in the succeeding fiscal year to the
21 governor and general assembly no later than December
22 15. The capacity of the state training school for a
23 fiscal year shall be specified in the appropriations
24 for the school.

25 6. The education services provided to the children
26 placed at the state training school shall be provided
27 in accordance with section 282.33.

28 7. The department shall cause the state training
29 school to be accredited as a secure juvenile
30 correctional facility by the American correctional
31 association, to meet the standards adopted by the
32 department for approval of a juvenile detention
33 home, and to meet applicable standards for programs
34 providing residential services for children paid for
35 by a managed care or prepaid services contract under
36 the medical assistance program. The standards applied
37 in addition to the American correctional association
38 accreditation requirements shall include but are not
39 limited to the minimum qualifications of staff and
40 provision of gender-responsive services. The standards
41 and sanctions for noncompliance shall be identified
42 in conjunction with the department of inspections and
43 appeals and experts who are not employed by or under
44 contract with the department. A regular assessment
45 of compliance with the standards shall be performed
46 by the department of inspections and appeals and that
47 department shall submit a report on each assessment to
48 the governor and general assembly.

49 8. The director and the superintendent for the
50 state training school shall provide on an ongoing basis

1 for the state training school's programs, facilities,
2 and services, and for the training of staff in order
3 to apply evidence-based practices and other recognized
4 contemporary approaches to ensure that the care for the
5 children served by the state training school is of high
6 quality. The director's and superintendent's efforts
7 and recommendations to comply with this requirement
8 shall be documented in the annual budget and financial
9 reporting submitted to the governor and the general
10 assembly.

11 Sec. _____. Section 233B.2, Code 2014, is amended to
12 read as follows:

13 **233B.2 Salary.**

14 The salary of the superintendent of the ~~home~~
15 state training school shall be determined by the
16 administrator director in accordance with the state
17 requirements for similar positions.

18 Sec. _____. Section 233B.3, Code 2014, is amended to
19 read as follows:

20 **233B.3 Admissions Commitments and placements.**

21 ~~Admission to the home shall be granted to resident~~
22 ~~children of the state under seventeen years of age, as~~
23 ~~follows, giving preference in the order named:~~

24 1. ~~Neglected or dependent children committed by~~
25 ~~the juvenile court~~ Commitments to and placements at
26 the state training school shall be limited to the
27 commitments and placements specified in section 233B.1.

28 2. ~~Other destitute children.~~

29 Sec. _____. Section 233B.4, Code 2014, is amended to
30 read as follows:

31 **233B.4 Procedure.**

32 The procedure for commitment to ~~and placement at the~~
33 ~~home is~~ state training school shall be as provided by
34 chapter 232 and section 233B.3.

35 Sec. _____. Section 233B.5, Code 2014, is amended to
36 read as follows:

37 **233B.5 Transfers.**

38 The ~~administrator~~ director may propose the transfer
39 to the home state training school of minor wards of the
40 state from any institution under the administrator's
41 director's charge or under the charge of any other
42 administrator of the department of human services,
43 but no person shall be so transferred who is a person
44 with mental illness or an intellectual disability,
45 or who is incorrigible, or has any vicious habits,
46 or whose presence in the home would be inimical to
47 the moral or physical welfare of the other children
48 within the home, and any such child in the home may be
49 transferred to the proper state institution. However,
50 the superintendent shall only approve the transfer of

1 minor wards who meet the disposition criteria specified
2 in section 232.52, subsection 2, paragraph "e".

3 Sec. _____. Section 233B.6, Code 2014, is amended to
4 read as follows:

5 **233B.6 Profits and earnings.**

6 Any money earned by or accrued to the benefit of a
7 child who is transferred to, admitted to, or placed in
8 foster care from the ~~home~~ state training school shall
9 be used, held, or otherwise applied for the exclusive
10 benefit of that child, in accordance with section
11 234.37.

12 Sec. _____. Section 233B.7, Code 2014, is amended to
13 read as follows:

14 **233B.7 Rules.**

15 ~~All children admitted or committed to the home shall~~
16 ~~be wards of the state and subject to the rules of the~~
17 ~~home. Subject to the approval of the administrator,~~
18 ~~any child received under voluntary application may be~~
19 ~~expelled by the superintendent for disobedience and~~
20 ~~refusal to submit to proper discipline. Children shall~~
21 ~~be discharged upon arriving at the age of eighteen~~
22 ~~years, or sooner if possessed of sufficient means to~~
23 ~~provide for themselves. The department shall adopt~~
24 rules to administer and operate the state training
25 school in the best interests of the children placed at
26 the state training school.

27 Sec. _____. Section 234.6, Code 2014, is amended by
28 adding the following new subsection:

29 **NEW SUBSECTION.** 11. Provide upon request
30 assessment and consultation services to public and
31 private providers of child welfare services to address
32 the needs of children who have challenging behaviors.

33 Sec. _____. Section 234.46, subsection 1, paragraph
34 c, Code 2014, is amended to read as follows:

35 c. At the time the person became age eighteen, the
36 person received foster care services that were paid for
37 by the state under section 234.35, services at a state
38 training school, services at a juvenile shelter care
39 home, or services at a juvenile detention home and the
40 person is no longer receiving such services.

41 Sec. _____. Section 234.46, subsection 2, unnumbered
42 paragraph 1, Code 2014, is amended to read as follows:

43 The division shall establish a preparation for
44 adult living program directed to young adults. The
45 purpose of the program is to assist persons who are
46 leaving foster care and other court-ordered services
47 at age eighteen or older in making the transition
48 to self-sufficiency. The department shall adopt
49 rules necessary for administration of the program,
50 including but not limited to eligibility criteria for

1 young adult participation and the services and other
2 support available under the program. The rules shall
3 provide for participation of each person who meets the
4 definition of young adult on the same basis, regardless
5 of whether federal financial participation is provided.
6 The services and other support available under the
7 program may include but are not limited to any of the
8 following:

9 Sec. _____. Section 282.33, Code 2014, is amended by
10 striking the section and inserting in lieu thereof the
11 following:

12 **282.33 Funding for children residing in state mental**
13 **health institutes or training schools.**

14 1. An area education agency shall provide or make
15 provision for an appropriate educational program
16 for each child who lives in one of the following
17 institutions for children under the jurisdiction of the
18 director of human services:

19 a. Mental health institute, Cherokee, Iowa.

20 b. Mental health institute, Independence, Iowa.

21 c. State training school for male juvenile
22 delinquents, Eldora, Iowa, under chapter 233A.

23 d. State training school for female juvenile
24 delinquents, Toledo, Iowa, under chapter 233B.

25 2. The area education agency shall provide the
26 educational program by any one of but not limited to
27 the following:

28 a. Providing for the enrollment of the child in
29 the district of residence of the child, subject to the
30 approval of the district in which the child is living.

31 b. Cooperating with the district of residence
32 of the child and obtaining the course of study and
33 textbooks of the child for use in the special facility
34 into which the child has been placed.

35 c. Providing for the enrollment of the child in the
36 district in which the child is living, subject to the
37 approval of the district in which the child is living.

38 3. The area education agency shall submit a
39 proposed program and budget to the department of
40 education by January 1 for the next succeeding school
41 year for each institution. The department of education
42 shall review and approve or modify the program and
43 proposed budget and shall notify the department
44 of administrative services and the area education
45 agency of its action by February 1. The department
46 of administrative services shall pay the approved
47 budget amount for an area education agency in monthly
48 installments beginning September 15 and ending June 15
49 of the next succeeding school year. The installments
50 shall be as nearly equal as possible as determined by

1 the department of management, taking into consideration
2 the relative budget and cash position of the state's
3 resources. The department of administrative services
4 shall transfer the approved budget amount for an
5 area education agency from the moneys appropriated
6 under section 257.16 and make the payment to the area
7 education agency. The area education agency shall
8 submit an accounting for the actual cost of the program
9 to the department of education by August 1 of the
10 following school year. The department shall review
11 and approve or modify all expenditures incurred in
12 compliance with the guidelines pursuant to section
13 256.7, subsection 10, and shall notify the department
14 of administrative services of the approved accounting
15 amount. The approved accounting amount shall be
16 compared with any amounts paid by the department of
17 administrative services to the area education agency
18 and any differences added to or subtracted from the
19 October payment made under this subsection for the next
20 school year. Any amount paid by the department of
21 administrative services shall be deducted monthly from
22 the state foundation aid paid under section 257.16 to
23 all school districts in the state during the subsequent
24 fiscal year. The portion of the total amount of the
25 approved budget that shall be deducted from the state
26 aid of a school district shall be the same as the ratio
27 that the budget enrollment for the budget year of the
28 school district bears to the total budget enrollment in
29 the state for that budget year in which the deduction
30 is made.

31 4. For purposes of this section, "*district of*
32 *residence*" means the school district in which the
33 parent or legal guardian of the child resides or the
34 district in which the district court is located if the
35 district court is the guardian of the child.

36 5. Programs may be provided throughout the calendar
37 year and shall be funded under this section if the
38 school district or area education agency determines a
39 valid educational reason to do so.

40 Sec. _____. REPEAL. Sections 233B.10, 233B.11,
41 233B.12, 233B.13, and 233B.14, Code 2014, are repealed.

42 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
43 of this Act, being deemed of immediate importance,
44 takes effect upon enactment.

45 DIVISION _____

46 STATE TRAINING SCHOOLS — CONFORMING AMENDMENTS

47 Sec. _____. Section 137F.1, subsection 7, unnumbered
48 paragraph 1, Code 2014, is amended to read as follows:

49 "*Food establishment*" means an operation that stores,
50 prepares, packages, serves, vends, or otherwise

1 provides food for human consumption and includes a
2 food service operation in a salvage or distressed food
3 operation, school, summer camp, residential service
4 substance abuse treatment facility, halfway house
5 substance abuse treatment facility, correctional
6 facility operated by the department of corrections, the
7 or state training school, ~~or the Iowa juvenile home.~~

8 "Food establishment" does not include the following:
9 Sec. _____. Section 218.1, subsections 7 and 8, Code
10 2014, are amended to read as follows:

11 7. State training school for male juvenile
12 delinquents, Eldora, Iowa, under chapter 233A.

13 8. ~~Iowa juvenile home~~ State training school for
14 female juvenile delinquents, Toledo, Iowa, under
15 chapter 233B.

16 Sec. _____. Section 218.6, subsection 3, Code 2014,
17 is amended to read as follows:

18 3. The state juvenile institutions consisting of
19 the state training school for male juvenile delinquents
20 at Eldora and the ~~Iowa juvenile home~~ state training
21 school for female juvenile delinquents at Toledo.

22 Sec. _____. Section 259A.6, Code 2014, is amended to
23 read as follows:

24 **259A.6 Residents of juvenile institutions and**
25 **juvenile probationers.**

26 Notwithstanding the provisions of section 259A.2 a
27 minor who is a resident of a state training school ~~or~~
28 ~~the Iowa juvenile home~~ or a minor who is placed under
29 the supervision of a juvenile probation office may make
30 application for a high school equivalency diploma and
31 upon successful completion of the program receive a
32 high school equivalency diploma.

33 Sec. _____. Section 261.6, subsection 2, paragraph b,
34 Code 2014, is amended to read as follows:

35 b. Is age seventeen and has been placed in the
36 a state training school ~~or the Iowa juvenile home~~
37 pursuant to a court order entered under chapter 232
38 under the care and custody of the department of human
39 services.

40 Sec. _____. Section 261.6, subsection 2, paragraph
41 c, subparagraph (4), Code 2014, is amended to read as
42 follows:

43 (4) On the date the person reached age eighteen or
44 during the thirty calendar days preceding or succeeding
45 that date, the person was placed in the a state
46 training school ~~or the Iowa juvenile home~~ pursuant to
47 a court order entered under chapter 232 under the care
48 and custody of the department of human services.

49 Sec. _____. Section 331.424, subsection 1, paragraph
50 a, subparagraph (1), subparagraph division (b), Code

1 2014, is amended by striking the subparagraph division.

2 Sec. _____. Section 331.756, subsection 51, Code
3 2014, is amended by striking the subsection.

4 Sec. _____. Section 331.802, subsection 3, paragraph
5 k, Code 2014, is amended to read as follows:

6 k. Death of a person ~~committed or~~ admitted to,
7 committed to, or placed at a state mental health
8 institute, a state resource center, ~~the or~~ a state
9 training school, ~~or the Iowa juvenile home.~~

10 Sec. _____. Section 357H.1, subsection 1, Code 2014,
11 is amended to read as follows:

12 1. The board of supervisors of a county with
13 less than twenty thousand residents, not counting
14 persons admitted ~~or to,~~ committed to, or placed at an
15 institution enumerated in section 218.1 or 904.102,
16 based upon the 2000 certified federal census, and with
17 a private lake development shall designate an area
18 surrounding the lake, if it is an unincorporated area
19 of the county, a rural improvement zone upon receipt
20 of a petition pursuant to section 357H.2, and upon
21 the board's determination that the area is in need of
22 improvements.

23 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
24 of this Act, being deemed of immediate importance,
25 takes effect upon enactment.>

26 102. By striking page 87, line 10, through page
27 90, line 2, and inserting:

28 <DIVISION _____
29 PRIOR AUTHORIZATION

30 Sec. _____. **NEW SECTION. 505.26 Prior authorization**
31 **for prescription drug benefits — standard process and**
32 **form.**

33 1. As used in this section:

34 a. *"Facility", "health benefit plan", "health care*
35 *professional", "health care provider", "health care*
36 *services", and "health carrier"* mean the same as defined
37 in section 514J.102.

38 b. *"Pharmacy benefits manager"* means the same as
39 defined in section 510B.1.

40 2. The commissioner shall develop, by rule, a
41 process for use by each health carrier and pharmacy
42 benefits manager that requires prior authorization
43 for prescription drug benefits pursuant to a health
44 benefit plan, to submit, on or before January 1, 2015,
45 a single prior authorization form for approval by the
46 commissioner, that each health carrier or pharmacy
47 benefits manager shall be required to use beginning
48 on July 1, 2015. The process shall provide that if a
49 prior authorization form submitted to the commissioner
50 by a health carrier or pharmacy benefits manager is not

1 approved or disapproved within thirty days after its
2 receipt by the commissioner, the form shall be deemed
3 approved.

4 3. The commissioner shall develop, by rule, a
5 standard prior authorization process which meets all of
6 the following requirements:

7 a. Health carriers and pharmacy benefits managers
8 shall allow health care providers to submit a prior
9 authorization request electronically.

10 b. Health carriers and pharmacy benefits managers
11 shall provide that approval of a prior authorization
12 request shall be valid for a minimum length of time
13 in accordance with the rules adopted under this
14 section. In adopting the rules, the commissioner may
15 consult with health care professionals who seek prior
16 authorization for particular types of drugs, and as the
17 commissioner determines to be appropriate, negotiate
18 standards for such minimum time periods with individual
19 health carriers and pharmacy benefits managers.

20 c. Health carriers and pharmacy benefits managers
21 shall make the following available and accessible on
22 their internet sites:

23 (1) Prior authorization requirements and
24 restrictions, including a list of drugs that require
25 prior authorization.

26 (2) Clinical criteria that are easily
27 understandable to health care providers, including
28 clinical criteria for reauthorization of a previously
29 approved drug after the prior authorization period has
30 expired.

31 (3) Standards for submitting and considering
32 requests, including evidence-based guidelines,
33 when possible, for making prior authorization
34 determinations.

35 d. Health carriers shall provide a process for
36 health care providers to appeal a prior authorization
37 determination as provided in chapter 514J. Pharmacy
38 benefits managers shall provide a process for health
39 care providers to appeal a prior authorization
40 determination that is consistent with the process
41 provided in chapter 514J.

42 4. In adopting a standard prior authorization
43 process, the commissioner shall consider national
44 standards pertaining to electronic prior authorization,
45 such as those developed by the national council for
46 prescription drug programs.

47 5. A prior authorization form approved by
48 the commissioner shall meet all of the following
49 requirements:

50 a. Not exceed two pages in length, except that

1 a prior authorization form may exceed that length as
2 determined to be appropriate by the commissioner.

3 *b.* Be available in electronic format.

4 *c.* Be transmissible in an electronic format or a
5 fax transmission.

6 6. Beginning on July 1, 2015, each health carrier
7 and pharmacy benefits manager shall use and accept
8 the prior authorization form that was submitted by
9 that health carrier or pharmacy benefits manager and
10 approved for the use of that health carrier or pharmacy
11 benefits manager by the commissioner pursuant to this
12 section. Beginning on July 1, 2015, health care
13 providers shall use and submit the prior authorization
14 form that has been approved for the use of a health
15 carrier or pharmacy benefits manager, when prior
16 authorization is required by a health benefit plan.

17 7. *a.* If a health carrier or pharmacy benefits
18 manager fails to use or accept the prior authorization
19 form that has been approved for use by the health
20 carrier or pharmacy benefits manager pursuant to this
21 section, or to respond to a health care provider's
22 request for prior authorization of prescription drug
23 benefits within seventy-two hours of the health care
24 provider's submission of the form, the request for
25 prior authorization shall be considered to be approved.

26 *b.* However, if the prior authorization request is
27 incomplete or additional information is required, the
28 health carrier or pharmacy benefits manager may request
29 the additional information within the seventy-two-hour
30 period and once the additional information is submitted
31 the provisions of paragraph "a" shall again apply.

32 *c.* Notwithstanding paragraphs "a" and "b", the
33 commissioner may develop, by rule, minimum time periods
34 for a health carrier or pharmacy benefits manager to
35 respond to a health care provider's request for prior
36 authorization of prescription drug benefits or for
37 additional information, that are less than, but in no
38 case exceed seventy-two hours, as the commissioner
39 deems appropriate under the circumstances.

40 Sec. _____. Section 510B.3, subsection 2, Code 2014,
41 is amended by adding the following new paragraph:

42 NEW PARAGRAPH. *c.* A process for the submission of
43 forms.

44 Sec. _____. NEW SECTION. 510B.9 Submission,
45 approval, and use of prior authorization form.

46 A pharmacy benefits manager shall file with and
47 have approved by the commissioner a single prior
48 authorization form as provided in section 505.26. A
49 pharmacy benefits manager shall use the single prior
50 authorization form as provided in section 505.26.

1 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
2 of this Act, being deemed of immediate importance,
3 takes effect upon enactment.>

4 103. Page 90, before line 3 by inserting:

5 <DIVISION _____
6 POISON CONTROL CENTER

7 Sec. _____. POISON CONTROL CENTER — FEDERAL
8 APPROVAL. The department of human services shall
9 request approval from the centers for Medicare and
10 Medicaid services of the United States department of
11 health and human services to utilize administrative
12 funding under the federal Children's Health Insurance
13 Program Reauthorization Act of 2009, Pub. L. No. 111-3,
14 to provide the maximum federal matching funds available
15 to implement a new health services initiative as
16 provided under section 2105(a)(1)(D)(ii) of the federal
17 Social Security Act, to fund the state poison control
18 center.

19 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.

22 DIVISION _____
23 AGING AND LONG-TERM CARE DELIVERY INTERIM COMMITTEE
24 Sec. _____. INTERIM COMMITTEE ON AGING AND LONG-TERM
25 CARE DELIVERY.

26 1. The legislative council is requested to
27 establish a study committee for the 2014 interim to
28 examine issues relating to aging Iowans and long-term
29 care. The interim committee shall comprehensively
30 review the existing long-term care delivery system
31 and make recommendations to create a sustainable,
32 person-centered approach that increases health and life
33 outcomes; supports maximum independence by providing
34 the appropriate level of care and services through a
35 balance of facility-based and home and community-based
36 options; addresses medical and social needs in a
37 coordinated, integrated manner; provides for sufficient
38 resources including a stable, well-qualified workforce;
39 and is fiscally accountable.

40 2. The interim committee shall provide a forum
41 for open and constructive dialogue among stakeholders
42 representing individuals involved in the delivery and
43 financing of long-term care services and supports,
44 consumers and families of consumers in need of such
45 services and supports, legislators, and representatives
46 of agencies responsible for oversight, funding, and
47 regulation of such services and supports.

48 3. The interim committee shall specifically
49 address the cost and financing of long-term care and
50 services, the coordination of services among providers,

1 the availability of and access to a well-qualified
2 workforce including both the compensated workforce
3 and family and other uncompensated caregivers, and
4 the balance between facility-based and home and
5 community-based care and services. In addition, the
6 interim committee shall consider methods to educate
7 consumers and enhance engagement of consumers in the
8 broader conversation regarding long-term care issues,
9 including their experiences with, concerns about, and
10 expectations and recommendations for action regarding
11 the long-term care delivery system in the state.

12 4. Members of the interim committee shall include
13 all of the following:

14 a. Five members of the senate and five members of
15 the house of representatives including the following:

16 (1) The chairpersons and ranking members of the
17 committees on human resources of the senate and house
18 of representatives, or a member of the committee
19 designated by the chairperson or ranking member.

20 (2) The co-chairpersons and ranking members of the
21 joint appropriations subcommittee on health and human
22 services of the senate and house of representatives,
23 or a member of the subcommittee designated by the
24 chairperson or ranking member.

25 b. Five members of the general public who are
26 individual consumers or a member of a consumer's
27 family, one each to be selected by the following:

28 (1) The older Iowans legislature.

29 (2) The Iowa alliance of retired Americans.

30 (3) The Iowa association of area agencies on aging.

31 (4) The Iowa caregivers association.

32 (5) AARP Iowa.

33 c. The director of the department on aging, or the
34 director's designee.

35 d. The state long-term care ombudsman, or the
36 ombudsman's designee.

37 e. Five members who represent those involved in the
38 delivery of long-term care services.

39 5. The interim committee may request from state
40 agencies including the department of human services,
41 the department of public health, the department on
42 aging, the office of long-term care ombudsman, the
43 department of inspections and appeals, the insurance
44 division of the department of commerce, and the
45 department of workforce development, information and
46 assistance as needed to complete its work.

47 6. The interim committee shall submit its findings
48 and recommendations to the general assembly for
49 consideration during the 2015 legislative session.

50 DIVISION _____

1 HEALTHIEST CHILDREN INITIATIVE

2 Sec. ____ . NEW SECTION. 135.181 Iowa healthiest
3 children initiative.

4 1. The Iowa healthiest children initiative is
5 established in the department. The purpose of the
6 initiative is to develop and implement a plan for
7 Iowa children to become the healthiest children in
8 the nation by January 1, 2020. The areas of focus
9 addressed by the initiative shall include improvement
10 of physical, dental, emotional, behavioral, and mental
11 health and wellness; access to basic needs such as
12 food security, appropriate nutrition, safe and quality
13 child care settings, and safe and stable housing,
14 neighborhoods, and home environments; and promotion
15 of healthy, active lifestyles by addressing adverse
16 childhood events, reducing exposures to environmental
17 toxins, decreasing exposures to violence, advancing
18 tobacco-free and drug abuse-free living, increasing
19 immunization rates, and improving family well-being.

20 2. The department shall create a task force,
21 including members who are child health experts external
22 to the department, to develop an implementation
23 plan to achieve the purpose of the initiative.
24 The implementation plan, including findings,
25 recommendations, performance benchmarks, data
26 collection provisions, budget needs, and other
27 implementation provisions shall be submitted to the
28 governor and general assembly on or before December 15,
29 2014.

30 Sec. ____ . EFFECTIVE UPON ENACTMENT. This division
31 of this Act, being deemed of immediate importance,
32 takes effect upon enactment.

33 DIVISION ____

34 MEDICAID STATE PLAN AMENDMENT — ELDERS

35 Sec. ____ . MEDICAID — STATE PLAN AMENDMENT —
36 HOME AND COMMUNITY-BASED SERVICES FOR ELDERS. The
37 department of human services shall convene a workgroup
38 of stakeholders with interest or expertise in issues
39 relating to elders to develop a medical assistance
40 program state plan amendment in accordance with section
41 2402 of the federal Patient Protection and Affordable
42 Care Act to cover home and community-based services
43 for eligible elders 65 years of age or older. The
44 workgroup shall make recommendations on or before
45 September 1, 2014, relating to financial eligibility;
46 benefits, including whether individuals receiving such
47 Medicaid services should be eligible for full Medicaid
48 benefits; available services; and the needs-based level
49 of care criteria for determination of eligibility
50 under the state plan amendment. The recommendations

1 of the workgroup shall be incorporated into a state
2 plan amendment and submitted by the department of human
3 services to the centers for Medicare and Medicaid
4 services of the United States department of health and
5 human services for approval.

6 DIVISION

7 IOWA HEALTH AND WELLNESS PLAN

8 Sec. _____. Section 249A.3, subsection 1, paragraph
9 v, Code 2014, is amended to read as follows:

10 v. (1) Beginning January 1, 2014, in accordance
11 with section 1902(a)(10)(A)(i)(VIII) of the federal
12 Social Security Act, as codified in 42 U.S.C. §
13 1396a(a)(10)(A)(i)(VIII), is an individual who is
14 nineteen years of age or older and under sixty-five
15 years of age; is not pregnant; is not entitled to
16 or enrolled for Medicare benefits under part A, or
17 ~~enrolled for Medicare benefits under part B, of Tit.~~
18 XVIII of the federal Social Security Act; is not
19 otherwise described in section 1902(a)(10)(A)(i) of the
20 federal Social Security Act; is not exempt pursuant
21 to section 1902(k)(3), as codified in 42 U.S.C. §
22 1396a(k)(3), and whose income as determined under
23 1902(e)(14) of the federal Social Security Act, as
24 codified in 42 U.S.C. § 1396a(e)(14), does not exceed
25 one hundred thirty-three percent of the poverty line
26 as defined in section 2110(c)(5) of the federal Social
27 Security Act, as codified in 42 U.S.C. § 1397jj(c)(5)
28 for the applicable family size.

29 (2) Notwithstanding any provision to the contrary,
30 individuals eligible for medical assistance under this
31 paragraph "v" shall receive coverage for benefits as
32 specified in this subparagraph (2), which shall be
33 administered in accordance with this subparagraph (2).

34 (a) Individuals whose income is at or below one
35 hundred percent of the poverty line as specified in
36 subparagraph (1) shall receive coverage for benefits
37 pursuant to 42 U.S.C. § 1396u-7(b)(1)(B); adjusted as
38 necessary to provide the essential health benefits
39 as required pursuant to section 1302 of the federal
40 Patient Protection and Affordable Care Act, Pub. L. No.
41 111-148; adjusted to provide prescription drugs and
42 dental services consistent with the medical assistance
43 state plan benefits package for individuals otherwise
44 eligible under this subsection; and adjusted to provide
45 habilitation services consistent with the state medical
46 assistance program section 1915(i) waiver dental
47 services equivalent to the medical assistance state
48 plan benefits for individuals otherwise eligible under
49 this subsection. Benefits under this subparagraph
50 division (a) shall be administered consistent with

1 program administration otherwise provided under this
2 subsection, with the exception of dental services which
3 may be administered as otherwise provided under this
4 subsection or, in whole or in part, through a managed
5 care provider.

6 ~~(3) (a) For individuals whose income as determined~~
7 ~~under this paragraph "v" is at or below one hundred~~
8 ~~percent of the federal poverty level, covered benefits~~
9 ~~under subparagraph (2) shall be administered consistent~~
10 ~~with program administration under this subsection.~~

11 (b) For individuals whose income
12 as determined under this paragraph "v" is above one
13 hundred percent but not in excess of one hundred
14 thirty-three percent of the federal poverty level,
15 covered line as specified in subparagraph (1), shall
16 receive coverage for benefits which are
17 those provided by a qualified health plan administered
18 through provision of premium assistance for the
19 purchase of covered benefits qualified coverage
20 which includes benefits at least equivalent to those
21 specified in 42 U.S.C. §1396u-7(b)(1)(B) through the
22 American health benefits exchange created pursuant to
23 the Affordable Care Act, as defined in section 249N.2.
24 In addition, covered benefits shall include dental
25 services equivalent to the medical assistance state
26 plan benefits for individuals otherwise eligible under
27 this subsection, which may be administered as otherwise
28 provided under this subsection or, in whole or in part,
29 through a managed care provider.

30 (c) Notwithstanding any provision to the contrary
31 under subparagraph division (b) or this subparagraph
32 division (c), individuals eligible for medical
33 assistance under this paragraph "v" who are determined
34 by the department to be exempt from mandatory
35 enrollment in benchmark or benchmark-equivalent
36 coverage pursuant to 42 C.F.R. §440.315, may select
37 either of the following:

38 (i) The medical assistance state plan benefits
39 package for individuals otherwise eligible under this
40 subsection administered as otherwise provided under
41 this subsection.

42 (ii) The benefits specified under subparagraph
43 division (a) administered as otherwise provided under
44 this subsection.

45 Sec. ____ . Section 249N.2, subsections 7, 12, and
46 13, Code 2014, are amended by striking the subsections.

47 Sec. ____ . Section 249N.2, subsection 17, Code 2014,
48 is amended to read as follows:

49 17. *"Participating accountable care organization"*
50 means an accountable care organization approved by the

1 department to participate ~~in~~ as a provider under the
2 Iowa health and wellness plan ~~provider network~~.

3 Sec. _____. Section 249N.4, Code 2014, is amended to
4 read as follows:

5 **249N.4 Iowa health and wellness plan — eligibility.**

6 1. Except as otherwise provided in this chapter,
7 an individual may participate in the Iowa health
8 and wellness plan if the individual meets all of the
9 following criteria:

10 a. Is an eligible individual.

11 b. Meets the citizenship or alienage requirements
12 of the medical assistance program, and is a resident
13 of Iowa, and provides a social security number upon
14 application for the plan.

15 c. Fulfills all other conditions of participation
16 in the Iowa health and wellness plan, including member
17 financial participation pursuant to section 249N.7.

18 2. ~~An individual who has access to affordable~~
19 ~~employer-sponsored health care coverage, as defined~~
20 ~~by rule of the department to align with regulations~~
21 ~~adopted by the federal internal revenue service under~~
22 ~~the Affordable Care Act, shall not be eligible for~~
23 ~~participation in the Iowa health and wellness plan.~~

24 3. a. The department may elect to pay the cost of
25 health insurance premiums under the health insurance
26 premium payment program pursuant to section 249A.3,
27 subsection 10, for individuals with access to such
28 health insurance coverage, if the department determines
29 such payment to be cost-effective. Each applicant for
30 the Iowa health and wellness plan shall provide to the
31 department all insurance information required by the
32 health insurance premium payment program in accordance
33 with rules adopted by the department.

34 ~~a. The department may elect to pay the~~
35 ~~cost of premiums for applicants with access~~
36 ~~to employer-sponsored health care coverage if~~
37 ~~the department determines such payment to be~~
38 ~~cost-effective.~~

39 b. If health insurance premium payment is provided
40 under this subsection, the department shall supplement
41 coverage as necessary to provide covered benefits
42 specified under section 249A.3, subsection 1, paragraph
43 "v", subparagraph (2), subparagraph division (a) or
44 (c), as applicable.

45 ~~b. 3. Eligibility for the Iowa health and wellness~~
46 ~~plan is a qualifying event under the federal Health~~
47 ~~Insurance Portability and Accountability Act of 1996,~~
48 ~~Pub. L. No. 104-191.~~

49 ~~c. If premium payment is provided under this~~
50 ~~subsection for employer-sponsored health care coverage,~~

1 ~~the Iowa health and wellness plan shall supplement such~~
2 ~~coverage as necessary to provide the covered benefits~~
3 ~~specified under section 249N.5.~~

4 4. The department shall implement the Iowa health
5 and wellness plan in a manner that ensures that the
6 Iowa health and wellness plan is the payor of last
7 resort.

8 ~~5. A member is eligible for coverage effective~~
9 ~~the first day of the month following the month of~~
10 ~~application for enrollment.~~

11 6. 5. Following initial enrollment, a member
12 is eligible for covered benefits for twelve months,
13 subject to program termination and other limitations
14 otherwise specified in this chapter. The department
15 shall review the member's eligibility on at least an
16 annual basis.

17 Sec. _____. Section 249N.5, subsection 2, Code 2014,
18 is amended to read as follows:

19 2. a. For members whose household income is at
20 or below one hundred percent of the federal poverty
21 level or who have been determined by the department
22 to be exempt from mandatory enrollment in benchmark
23 or benchmark-equivalent coverage pursuant to 42
24 C.F.R. §440.315, the plan shall be administered by
25 the Iowa Medicaid enterprise consistent with program
26 administration applicable to individuals under section
27 249A.3, subsection 1, with the exception of dental
28 services which may be administered, in whole or in
29 part, through a managed care provider.

30 b. For members whose household income is above
31 one hundred percent but not in excess of one hundred
32 thirty-three percent of the federal poverty level
33 and who have not been determined by the department to
34 be exempt from mandatory enrollment in benchmark or
35 benchmark-equivalent coverage pursuant to 42 C.F.R.
36 §440.315, the plan shall be administered through
37 provision of premium assistance for the purchase of
38 ~~the covered benefits~~ qualified coverage through the
39 American health benefits exchange created pursuant
40 to the Affordable Care Act. The department may pay
41 premiums and supplemental cost-sharing subsidies
42 directly to qualified health plans participating in the
43 American health benefits exchange created pursuant to
44 the Affordable Care Act on behalf of the member.

45 Sec. _____. Section 249N.6, Code 2014, is amended to
46 read as follows:

47 ~~249N.6 Iowa health and wellness plan provider~~
48 ~~network~~ Provider networks.

49 1. ~~The Iowa health and wellness plan provider~~
50 ~~network~~ for members receiving benefits pursuant

1 to section 249N.5, subsection 2, paragraph "a",
2 shall include all providers enrolled in the medical
3 assistance program and all participating accountable
4 care organizations. Reimbursement under this chapter
5 subsection shall only be made to such ~~Iowa health and~~
6 ~~wellness plan~~ providers for covered benefits.

7 2. a. Upon enrollment, a member shall choose a
8 primary medical provider and, to the extent feasible,
9 shall also choose a medical home within the ~~Iowa health~~
10 ~~and wellness plan~~ provider network.

11 b. If the member does not choose a primary medical
12 provider or a medical home, the department shall assign
13 the member to a primary medical provider or a medical
14 home in accordance with the Medicaid managed health
15 care, mandatory enrollment provisions specified in
16 rules adopted by the department pursuant to chapter
17 249A and in accordance with quality data available to
18 the department.

19 c. The department shall develop a mechanism
20 for primary medical providers, medical homes, and
21 participating accountable care organizations to
22 jointly facilitate member care coordination of both
23 clinical services and nonclinical community and social
24 supports that address social determinants of health.
25 ~~The Iowa health and wellness plan shall provide for~~
26 ~~reimbursement of care~~ Such care coordination services
27 provided under the plan consistent with the shall
28 be reimbursed in accordance with a reimbursement
29 methodology developed pursuant to section 135.159 by
30 rule of the department in accordance with chapter 17A.

31 3. ~~a.~~ d. The department shall provide procedures
32 for accountable care organizations that emerge through
33 local markets to participate in the ~~Iowa health and~~
34 ~~wellness plan~~ provider network. Such accountable
35 care organizations shall incorporate the medical home
36 as defined and specified in chapter 135, division
37 XXII, as a foundation and shall emphasize whole-person
38 orientation and coordination and integration of both
39 clinical services and nonclinical community and social
40 supports that address social determinants of health.
41 A participating accountable care organization shall
42 enter into a contract with the department to ensure the
43 coordination and management of the health of attributed
44 members, to produce quality health care outcomes, and
45 to control overall cost.

46 b. (1) The department shall establish by rule
47 in accordance with chapter 17A the qualifications,
48 contracting processes, and contract terms for a
49 participating accountable care organization. The rules
50 shall also establish a methodology for attribution

1 of a member to a participating accountable care
2 organization.

3 ~~e.~~ (2) A participating accountable care
4 organization contract shall establish accountability
5 based on quality performance and total cost-of-care
6 metrics for the attributed population. In developing
7 quality performance standards, the department shall
8 consider those utilized by state accountable care
9 organization models including but not limited to the
10 quality index score and the Medicare shared savings
11 program quality reporting metrics. The payment models
12 shall include but are not limited to risk sharing,
13 including both shared savings and shared costs,
14 between the state and the participating accountable
15 care organization, and bonus payments for improved
16 quality. The contract terms shall require that a
17 participating accountable care organization is subject
18 to shared savings ~~beginning with the initial year of~~
19 ~~the contract~~, must have quality metrics in place within
20 three years of the initial year of the contract, and
21 must participate in risk sharing within five years of
22 the initial year of the contract.

23 ~~4. e.~~ To the greatest extent possible, members
24 shall have a choice of providers within the ~~Iowa health~~
25 ~~and wellness plan~~ provider network to facilitate access
26 to locally-based health care providers and services.
27 However, member choice may be limited by the results of
28 attribution under this section and by the participating
29 accountable care organization, with prior approval
30 of the department, if the member's health condition
31 would benefit from limiting the member's choice of an
32 ~~Iowa health and wellness plan~~ a provider to ensure
33 coordination of services, or due to overutilization of
34 covered benefits. The participating accountable care
35 organization shall provide thirty days' notice to the
36 member prior to limitation of such choice.

37 ~~5. a. f.~~ An Iowa health and wellness plan A
38 provider shall be reimbursed for covered benefits
39 under the Iowa health and wellness plan utilizing the
40 same reimbursement methodology as that applicable to
41 individuals eligible for medical assistance under
42 section 249A.3, subsection 1. Additionally, care
43 coordination services shall be reimbursed in accordance
44 with the reimbursement methodology developed by rule of
45 the department.

46 ~~b. g.~~ Notwithstanding paragraph ~~"a"~~ ~~"f"~~, a
47 participating accountable care organization under
48 contract with the department shall be reimbursed
49 utilizing a value-based reimbursement methodology.

50 ~~6. a. h.~~ ~~Iowa health and wellness plan providers~~

1 Providers shall exchange member health information
2 as provided by rule to facilitate coordination and
3 management of members' health, quality health care
4 outcomes, and containment of and reduction in costs.

5 ~~b.~~ i. The department shall provide the health
6 care claims data of attributed members to a member's
7 participating accountable care organization on a
8 timeframe established by rule of the department.

9 2. The provider network for members receiving
10 benefits pursuant to section 249N.5, subsection 2,
11 paragraph "b", shall include all providers under the
12 member's qualified health plan in the American health
13 benefits exchange.

14 DIVISION _____

15 DENTAL COVERAGE — ASSIGNMENT OF BENEFITS

16 Sec. _____. NEW SECTION. 514C.3C Dental coverage —
17 assignment of health insurance benefits.

18 A person who is the owner of any rights or benefits
19 under a policy or contract of insurance which provides
20 for coverage of dental care services shall be permitted
21 to assign all or any part of that person's rights and
22 privileges under the policy or contract, including but
23 not limited to the right to designate a beneficiary
24 and to have an individual policy or contract issued in
25 accordance with the terms of the policy or contract.
26 Such assignment shall be without prejudice to the
27 insurer on account of any payment the insurer makes or
28 individual policy or contract the insurer issues before
29 receiving notice of the assignment, provided that the
30 insurer was acting in good faith. If written proof of
31 an assignment of benefits is presented to an insurer,
32 health maintenance organization, managed care plan,
33 health care plan, preferred provider organization, or
34 other third-party payor, then payment shall be made
35 directly to the health care professional or health care
36 facility providing the dental services. Nothing in
37 this section shall be construed to prevent any persons
38 from reconciling duplicate payments.

39 Sec. _____. Section 514J.103, subsection 1, Code
40 2014, is amended to read as follows:

41 1. Except as provided in subsection 2, this chapter
42 shall apply to all health carriers, including health
43 carriers issuing a policy or certificate that provides
44 coverage for dental care.

45 Sec. _____. Section 514J.103, subsection 2, paragraph
46 a, Code 2014, is amended to read as follows:

47 a. A policy or certificate that provides coverage
48 only for a specified disease, specified accident or
49 accident-only, credit, disability income, hospital
50 indemnity, long-term care, ~~dental care,~~ vision care, or

1 any other limited supplemental benefit.

2 DIVISION _____

3 FAMILY PLANNING — STATE PLAN AMENDMENT

4 Sec. _____. Section 249A.3, subsection 2, paragraph
5 a, subparagraph (9), Code 2014, is amended to read as
6 follows:

7 (9) Individuals eligible for family planning
8 services under a federally approved demonstration
9 waiver or state plan.

10 Sec. _____. MEDICAID STATE PLAN AMENDMENT — FAMILY
11 PLANNING. The department of human services shall amend
12 the medical assistance state plan to include, effective
13 no later than January 1, 2015, the eligibility
14 provisions of the Iowa family planning network section
15 1115 demonstration waiver in effect on January 1,
16 2013, as the criteria are amended to be applicable
17 to individuals who are uninsured or who have health
18 insurance coverage subject to the medical assistance
19 program being the payer of last resort. The department
20 shall implement the state plan amendment upon receipt
21 of approval by the centers for Medicare and Medicaid
22 services of the United States department of health and
23 human services.

24 Sec. _____. 2010 Iowa Acts, chapter 1192, section
25 11, subsection 24, paragraph a, subparagraph (1),
26 subparagraph division (a), is amended to read as
27 follows:

28 (a) Are uninsured or have health insurance coverage
29 that does not include coverage for benefits provided
30 under the Iowa family planning network subject to the
31 medical assistance program being the payor of last
32 resort.

33 Sec. _____. EFFECTIVE UPON ENACTMENT AND CONTINGENT
34 IMPLEMENTATION. The sections of this division of this
35 Act relating to the family planning waiver and state
36 plan amendment, being deemed of immediate importance,
37 take effect upon enactment. However, the department
38 of human services shall only implement those sections
39 to the extent the department receives federal approval
40 of the requests relating to the waiver and the medical
41 assistance state plan amendment necessary to implement
42 those sections.

43 DIVISION _____

44 PROVISIONALLY LICENSED PSYCHOLOGISTS — MEDICAID
45 REIMBURSEMENT

46 Sec. _____. Section 249A.15, Code 2014, is amended to
47 read as follows:

48 **249A.15 Licensed psychologists eligible for payment.**

49 The department shall adopt rules pursuant to
50 chapter 17A entitling psychologists who are licensed

1 in the state where the services are provided and have
2 a doctorate degree in psychology, have had at least
3 two years of clinical experience in a recognized
4 health setting, or have met the standards of a
5 national register of health service providers in
6 psychology, or who are licensed in accordance with
7 section 154B.6, subsection 3, to payment for services
8 provided to recipients of medical assistance, subject
9 to limitations and exclusions the department finds
10 necessary on the basis of federal laws and regulations
11 and of funds available for the medical assistance
12 program.

13 Sec. ____ . MEDICAL ASSISTANCE STATE PLAN —
14 PSYCHOLOGIST — PROVISIONAL LICENSEE. The department
15 of human services shall amend the medical assistance
16 state plan to allow psychologists who hold a
17 provisional license in accordance with section 154B.6,
18 subsection 3, as enacted by 2014 Iowa Acts, House File
19 2378, to be participating psychologists under the
20 medical assistance program.>

21 104. By renumbering as necessary.