

House Amendment to
Senate File 446

S-3217

1 Amend Senate File 446, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting clause
4 and inserting:

5 <DIVISION I

6 DEPARTMENT ON AGING — FY 2013-2014

7 Section 1. DEPARTMENT ON AGING. There is
8 appropriated from the general fund of the state to
9 the department on aging for the fiscal year beginning
10 July 1, 2013, and ending June 30, 2014, the following
11 amount, or so much thereof as is necessary, to be used
12 for the purposes designated:

13 For aging programs for the department on aging and
14 area agencies on aging to provide citizens of Iowa who
15 are 60 years of age and older with case management for
16 frail elders, Iowa's aging and disabilities resource
17 center, and other services which may include but are
18 not limited to adult day services, respite care, chore
19 services, information and assistance, and material aid,
20 for information and options counseling for persons with
21 disabilities who are 18 years of age or older, and
22 for salaries, support, administration, maintenance,
23 and miscellaneous purposes, and for not more than the
24 following full-time equivalent positions:

25 \$ 10,442,086
26 FTEs 35.00

27 1. Funds appropriated in this section may be used
28 to supplement federal funds under federal regulations.
29 To receive funds appropriated in this section, a local
30 area agency on aging shall match the funds with moneys
31 from other sources according to rules adopted by the
32 department. Funds appropriated in this section may be
33 used for elderly services not specifically enumerated
34 in this section only if approved by an area agency on
35 aging for provision of the service within the area.

36 2. Of the funds appropriated in this section,
37 \$279,946 is transferred to the economic development
38 authority for the Iowa commission on volunteer services
39 to be used for the retired and senior volunteer
40 program.

41 3. a. The department on aging shall establish and
42 enforce procedures relating to expenditure of state and
43 federal funds by area agencies on aging that require
44 compliance with both state and federal laws, rules, and
45 regulations, including but not limited to all of the
46 following:

47 (1) Requiring that expenditures are incurred only
48 for goods or services received or performed prior to
49 the end of the fiscal period designated for use of the
50 funds.

1 (2) Prohibiting prepayment for goods or services
2 not received or performed prior to the end of the
3 fiscal period designated for use of the funds.

4 (3) Prohibiting the prepayment for goods or
5 services not defined specifically by good or service,
6 time period, or recipient.

7 (4) Prohibiting the establishment of accounts from
8 which future goods or services which are not defined
9 specifically by good or service, time period, or
10 recipient, may be purchased.

11 b. The procedures shall provide that if any funds
12 are expended in a manner that is not in compliance with
13 the procedures and applicable federal and state laws,
14 rules, and regulations, and are subsequently subject
15 to repayment, the area agency on aging expending such
16 funds in contravention of such procedures, laws, rules
17 and regulations, not the state, shall be liable for
18 such repayment.

19 4. Of the funds appropriated in this section,
20 \$100,000 shall be used to provide for a local long-term
21 care resident's advocate to administer the certified
22 volunteer long-term care resident's advocate program
23 pursuant to section 231.45.

24 DIVISION II

25 DEPARTMENT OF PUBLIC HEALTH — FY 2013-2014

26 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is
27 appropriated from the general fund of the state to
28 the department of public health for the fiscal year
29 beginning July 1, 2013, and ending June 30, 2014, the
30 following amounts, or so much thereof as is necessary,
31 to be used for the purposes designated:

32 1. ADDICTIVE DISORDERS

33 For reducing the prevalence of use of tobacco,
34 alcohol, and other drugs, and treating individuals
35 affected by addictive behaviors, including gambling,
36 and for not more than the following full-time
37 equivalent positions:

38 \$ 23,863,690
39 FTEs 13.00

40 a. (1) Of the funds appropriated in this
41 subsection, \$3,648,361 shall be used for the tobacco
42 use prevention and control initiative, including
43 efforts at the state and local levels, as provided
44 in chapter 142A. The commission on tobacco use
45 prevention and control established pursuant to section
46 142A.3 shall advise the director of public health in
47 prioritizing funding needs and the allocation of moneys
48 appropriated for the programs and activities of the
49 initiative under this subparagraph (1) and shall make
50 recommendations to the director in the development of

1 budget requests relating to the initiative.

2 (2) (a) Of the funds allocated in this paragraph
3 "a", \$453,067 is transferred to the alcoholic beverages
4 division of the department of commerce for enforcement
5 of tobacco laws, regulations, and ordinances and to
6 engage in tobacco control activities approved by the
7 division of tobacco use prevention and control as
8 specified in the memorandum of understanding entered
9 into between the divisions.

10 (b) For the fiscal year beginning July 1, 2013, and
11 ending June 30, 2014, the terms of the memorandum of
12 understanding, entered into between the division of
13 tobacco use prevention and control of the department
14 of public health and the alcoholic beverages division
15 of the department of commerce, governing compliance
16 checks conducted to ensure licensed retail tobacco
17 outlet conformity with tobacco laws, regulations, and
18 ordinances relating to persons under eighteen years of
19 age, shall restrict the number of such checks to one
20 check per retail outlet, and one additional check for
21 any retail outlet found to be in violation during the
22 first check.

23 b. Of the funds appropriated in this subsection,
24 \$20,215,329 shall be used for problem gambling and
25 substance-related disorder prevention, treatment, and
26 recovery services, including a 24-hour helpline, public
27 information resources, professional training, and
28 program evaluation.

29 (1) Of the funds allocated in this paragraph
30 "b", \$17,103,715 shall be used for substance-related
31 disorder prevention and treatment.

32 (a) Of the funds allocated in this subparagraph
33 (1), \$899,300 shall be used for the public purpose of
34 a grant program to provide substance-related disorder
35 prevention programming for children.

36 (i) Of the funds allocated in this subparagraph
37 division (a), \$427,539 shall be used for grant funding
38 for organizations that provide programming for
39 children by utilizing mentors. Programs approved for
40 such grants shall be certified or will be certified
41 within six months of receiving the grant award by the
42 Iowa commission on volunteer services as utilizing
43 the standards for effective practice for mentoring
44 programs.

45 (ii) Of the funds allocated in this subparagraph
46 division (a), \$426,839 shall be used for grant
47 funding for organizations that provide programming
48 that includes youth development and leadership. The
49 programs shall also be recognized as being programs
50 that are scientifically based with evidence of their

1 effectiveness in reducing substance-related disorders
2 in children.

3 (iii) The department of public health shall utilize
4 a request for proposals process to implement the grant
5 program.

6 (iv) All grant recipients shall participate in a
7 program evaluation as a requirement for receiving grant
8 funds.

9 (v) Of the funds allocated in this subparagraph
10 division (a), up to \$44,922 may be used to administer
11 substance-related disorder prevention grants and for
12 program evaluations.

13 (b) Of the funds allocated in this subparagraph
14 (1), \$272,603 shall be used for culturally competent
15 substance-related disorder treatment pilot projects.

16 (i) The department shall utilize the amount
17 allocated in this subparagraph division (b) for at
18 least three pilot projects to provide culturally
19 competent substance-related disorder treatment in
20 various areas of the state. Each pilot project shall
21 target a particular ethnic minority population. The
22 populations targeted shall include but are not limited
23 to African American, Asian, and Latino.

24 (ii) The pilot project requirements shall provide
25 for documentation or other means to ensure access
26 to the cultural competence approach used by a pilot
27 project so that such approach can be replicated and
28 improved upon in successor programs.

29 (2) Of the funds allocated in this paragraph "b",
30 up to \$3,111,614 may be used for problem gambling
31 prevention, treatment, and recovery services.

32 (a) Of the funds allocated in this subparagraph
33 (2), \$2,573,762 shall be used for problem gambling
34 prevention and treatment.

35 (b) Of the funds allocated in this subparagraph
36 (2), up to \$437,852 may be used for a 24-hour helpline,
37 public information resources, professional training,
38 and program evaluation.

39 (c) Of the funds allocated in this subparagraph
40 (2), up to \$100,000 may be used for the licensing of
41 problem gambling treatment programs.

42 (3) It is the intent of the general assembly that
43 from the moneys allocated in this paragraph "b",
44 persons with a dual diagnosis of substance-related
45 disorder and gambling addiction shall be given priority
46 in treatment services.

47 c. Notwithstanding any provision of law to the
48 contrary, to standardize the availability, delivery,
49 cost of delivery, and accountability of problem
50 gambling and substance-related disorder treatment

1 services statewide, the department shall continue
2 implementation of a process to create a system for
3 delivery of treatment services in accordance with the
4 requirements specified in 2008 Iowa Acts, chapter
5 1187, section 3, subsection 4. To ensure the system
6 provides a continuum of treatment services that best
7 meets the needs of Iowans, the problem gambling and
8 substance-related disorder treatment services in any
9 area may be provided either by a single agency or by
10 separate agencies submitting a joint proposal.

11 (1) The system for delivery of substance-related
12 disorder and problem gambling treatment shall include
13 problem gambling prevention.

14 (2) The system for delivery of substance-related
15 disorder and problem gambling treatment shall include
16 substance-related disorder prevention by July 1, 2014.

17 (3) Of the funds allocated in paragraph "b", the
18 department may use up to \$100,000 for administrative
19 costs to continue developing and implementing the
20 process in accordance with this paragraph "c".

21 d. The requirement of section 123.53, subsection
22 5, is met by the appropriations and allocations made
23 in this Act for purposes of substance-related disorder
24 treatment and addictive disorders for the fiscal year
25 beginning July 1, 2013.

26 e. The department of public health shall work with
27 all other departments that fund substance-related
28 disorder prevention and treatment services and all
29 such departments shall, to the extent necessary,
30 collectively meet the state maintenance of effort
31 requirements for expenditures for substance-related
32 disorder services as required under the federal
33 substance-related disorder prevention and treatment
34 block grant.

35 2. HEALTHY CHILDREN AND FAMILIES

36 For promoting the optimum health status for
37 children, adolescents from birth through 21 years of
38 age, and families, and for not more than the following
39 full-time equivalent positions:

40 \$ 2,653,559
41 FTEs 10.00

42 a. Of the funds appropriated in this subsection,
43 not more than \$734,841 shall be used for the healthy
44 opportunities to experience success (HOPES)-healthy
45 families Iowa (HFI) program established pursuant to
46 section 135.106. The funding shall be distributed to
47 renew the grants that were provided to the grantees
48 that operated the program during the fiscal year ending
49 June 30, 2013.

50 b. In order to implement the legislative intent

1 stated in sections 135.106 and 256I.9, that priority
2 for home visitation program funding be given to
3 programs using evidence-based or promising models
4 for home visitation, it is the intent of the general
5 assembly to phase-in the funding priority in accordance
6 with 2012 Iowa Acts, chapter 129, section 2, subsection
7 2, paragraph 0b.

8 c. Of the funds appropriated in this subsection,
9 \$327,887 shall be used to continue to address the
10 healthy mental development of children from birth
11 through five years of age through local evidence-based
12 strategies that engage both the public and private
13 sectors in promoting healthy development, prevention,
14 and treatment for children.

15 d. Of the funds appropriated in this subsection,
16 \$31,597 shall be distributed to a statewide dental
17 carrier to provide funds to continue the donated dental
18 services program patterned after the projects developed
19 by the lifeline network to provide dental services to
20 indigent elderly and disabled individuals.

21 e. Of the funds appropriated in this subsection,
22 \$111,995 shall be used for childhood obesity
23 prevention.

24 f. Of the funds appropriated in this subsection,
25 \$162,768 shall be used to provide audiological services
26 and hearing aids for children. The department may
27 enter into a contract to administer this paragraph.

28 g. Of the funds appropriated in this subsection,
29 \$25,000 is transferred to the university of Iowa
30 college of dentistry for provision of primary dental
31 services to children. State funds shall be matched
32 on a dollar-for-dollar basis. The university of Iowa
33 college of dentistry shall coordinate efforts with the
34 department of public health, bureau of oral and health
35 delivery systems, to provide dental care to underserved
36 populations throughout the state.

37 h. Of the funds appropriated in this subsection,
38 \$50,000 shall be used to address youth suicide
39 prevention.

40 3. CHRONIC CONDITIONS

41 For serving individuals identified as having chronic
42 conditions or special health care needs, and for not
43 more than the following full-time equivalent positions:

44 \$ 4,155,429
45 FTEs 4.00

46 a. Of the funds appropriated in this subsection,
47 \$159,932 shall be used for grants to individual
48 patients who have phenylketonuria (PKU) to assist with
49 the costs of necessary special foods.

50 b. Of the funds appropriated in this subsection,

1 \$481,644 is allocated for continuation of the contracts
2 for resource facilitator services in accordance with
3 section 135.22B, subsection 9, and for brain injury
4 training services and recruiting of service providers
5 to increase the capacity within this state to address
6 the needs of individuals with brain injuries and such
7 individuals' families.

8 c. Of the funds appropriated in this subsection,
9 \$547,982 shall be used as additional funding to
10 leverage federal funding through the federal Ryan
11 White Care Act, Tit. II, AIDS drug assistance program
12 supplemental drug treatment grants.

13 d. Of the funds appropriated in this subsection,
14 \$99,823 shall be used for the public purpose of
15 providing a grant to an existing national-affiliated
16 organization to provide education, client-centered
17 programs, and client and family support for people
18 living with epilepsy and their families.

19 e. Of the funds appropriated in this subsection,
20 \$785,114 shall be used for child health specialty
21 clinics.

22 f. Of the funds appropriated in this subsection,
23 \$200,000 shall be used by the regional autism
24 assistance program established pursuant to section
25 256.35, and administered by the child health specialty
26 clinic located at the university of Iowa hospitals
27 and clinics. The funds shall be used to enhance
28 interagency collaboration and coordination of
29 educational, medical, and other human services for
30 persons with autism, their families, and providers of
31 services, including delivering regionalized services of
32 care coordination, family navigation, and integration
33 of services through the statewide system of regional
34 child health specialty clinics and fulfilling other
35 requirements as specified in chapter 225D, creating the
36 autism support program, as enacted in this Act. The
37 university of Iowa shall not receive funds allocated
38 under this paragraph for indirect costs associated with
39 the regional autism assistance program.

40 g. Of the funds appropriated in this subsection,
41 \$470,993 shall be used for the comprehensive cancer
42 control program to reduce the burden of cancer in
43 Iowa through prevention, early detection, effective
44 treatment, and ensuring quality of life. Of the funds
45 allocated in this lettered paragraph, \$150,000 shall
46 be used to support a melanoma research symposium,
47 a melanoma biorepository and registry, basic and
48 translational melanoma research, and clinical trials.

49 h. Of the funds appropriated in this subsection,
50 \$126,450 shall be used for cervical and colon cancer

1 screening, and \$500,000 shall be used to enhance the
2 capacity of the cervical cancer screening program to
3 include provision of recommended prevention and early
4 detection measures to a broader range of low-income
5 women.

6 i. Of the funds appropriated in this subsection,
7 \$526,695 shall be used for the center for congenital
8 and inherited disorders.

9 j. Of the funds appropriated in this subsection,
10 \$129,411 shall be used for the prescription drug
11 donation repository program created in chapter 135M.

12 4. COMMUNITY CAPACITY

13 For strengthening the health care delivery system at
14 the local level, and for not more than the following
15 full-time equivalent positions:

16 \$ 4,685,154
17 FTEs 14.00

18 a. Of the funds appropriated in this subsection,
19 \$99,414 is allocated for a child vision screening
20 program implemented through the university of Iowa
21 hospitals and clinics in collaboration with early
22 childhood Iowa areas. The program shall submit a
23 report to the individuals identified in this Act
24 for submission of reports regarding the use of funds
25 allocated under this paragraph "a". The report shall
26 include the objectives and results for the year of
27 the program's implementation including the target
28 population and how the funds allocated assisted the
29 program in meeting the objectives; the number, age, and
30 location within the state of individuals served; the
31 type of services provided to the individuals served;
32 the distribution of funds based on service provided;
33 and the continuing needs of the program.

34 b. Of the funds appropriated in this subsection,
35 \$110,656 is allocated for continuation of an initiative
36 implemented at the university of Iowa and \$99,904 is
37 allocated for continuation of an initiative at the
38 state mental health institute at Cherokee to expand
39 and improve the workforce engaged in mental health
40 treatment and services. The initiatives shall receive
41 input from the university of Iowa, the department of
42 human services, the department of public health, and
43 the mental health and disability services commission to
44 address the focus of the initiatives.

45 c. Of the funds appropriated in this subsection,
46 \$1,164,628 shall be used for essential public health
47 services that promote healthy aging throughout the
48 lifespan, contracted through a formula for local boards
49 of health, to enhance health promotion and disease
50 prevention services.

1 d. Of the funds appropriated in this section,
2 \$99,286 shall be deposited in the governmental public
3 health system fund created in section 135A.8 to be used
4 for the purposes of the fund.

5 e. Of the funds appropriated in this subsection,
6 \$105,448 shall be used for the mental health
7 professional shortage area program implemented pursuant
8 to section 135.180.

9 f. Of the funds appropriated in this subsection,
10 \$50,000 shall be used for a grant to a statewide
11 association of psychologists that is affiliated
12 with the American psychological association to be
13 used for continuation of a program to rotate intern
14 psychologists in placements in urban and rural mental
15 health professional shortage areas, as defined in
16 section 135.180.

17 g. Of the funds appropriated in this subsection,
18 the following amounts shall be allocated to the Iowa
19 collaborative safety net provider network established
20 pursuant to section 135.153 to be used for the purposes
21 designated. The following amounts allocated under
22 this lettered paragraph shall be distributed to
23 the specified provider and shall not be reduced for
24 administrative or other costs prior to distribution:

25 (1) For distribution to the Iowa primary care
26 association to be used to establish a grant program
27 for training sexual assault response team (SART)
28 members, including representatives of law enforcement,
29 victim advocates, prosecutors, and certified medical
30 personnel:

31 \$ 50,000

32 (2) For distribution to federally qualified health
33 centers for necessary infrastructure, statewide
34 coordination, provider recruitment, service delivery,
35 and provision of assistance to patients in determining
36 an appropriate medical home:

37 \$ 75,000

38 (3) For distribution to the local boards of health
39 that provide direct services for pilot programs in
40 three counties to assist patients in determining an
41 appropriate medical home:

42 \$ 77,153

43 (4) For distribution to maternal and child health
44 centers for pilot programs in three counties to assist
45 patients in determining an appropriate medical home:

46 \$ 95,126

47 (5) For distribution to free clinics for necessary
48 infrastructure, statewide coordination, provider
49 recruitment, service delivery, and provision of
50 assistance to patients in determining an appropriate

1 medical home:
2 \$ 273,322
3 (6) For distribution to rural health clinics for
4 necessary infrastructure, statewide coordination,
5 provider recruitment, service delivery, and provision
6 of assistance to patients in determining an appropriate
7 medical home:
8 \$ 141,544
9 (7) For continuation of the safety net provider
10 patient access to specialty health care initiative as
11 described in 2007 Iowa Acts, chapter 218, section 109:
12 \$ 308,474
13 (8) For continuation of the pharmaceutical
14 infrastructure for safety net providers as described in
15 2007 Iowa Acts, chapter 218, section 108:
16 \$ 318,415
17 The Iowa collaborative safety net provider network
18 may continue to distribute funds allocated pursuant to
19 this lettered paragraph through existing contracts or
20 renewal of existing contracts.
21 h. Of the funds appropriated in this subsection,
22 \$222,025 is transferred to the department of
23 workforce development to continue to implement the
24 recommendations in the final report submitted to the
25 governor and the general assembly in March 2012, by
26 the direct care worker advisory council established
27 pursuant to 2008 Iowa Acts, chapter 1188, section 69,
28 and the direct care worker advisory council shall be
29 eliminated effective June 30, 2013.
30 i. Of the funds appropriated in this subsection,
31 the department may use up to \$58,175 for up to one
32 full-time equivalent position to administer the
33 volunteer health care provider program pursuant to
34 section 135.24.
35 j. Of the funds appropriated in this subsection,
36 \$49,707 shall be used for a matching dental education
37 loan repayment program to be allocated to a dental
38 nonprofit health service corporation to develop the
39 criteria and implement the loan repayment program.
40 k. Of the funds appropriated in this subsection,
41 \$105,823 is transferred to the college student aid
42 commission for deposit in the rural Iowa primary care
43 trust fund created in section 261.113 to be used for
44 the purposes of the fund.
45 l. Of the funds appropriated in this subsection,
46 \$50,000 shall be used for the purposes of the Iowa
47 donor registry as specified in section 142C.18.
48 m. Of the funds appropriated in this subsection,
49 \$100,000 shall be used for continuation of a grant to a
50 nationally affiliated volunteer eye organization that

1 has an established program for children and adults
 2 and that is solely dedicated to preserving sight and
 3 preventing blindness through education, nationally
 4 certified vision screening and training, and community
 5 and patient service programs. The organization shall
 6 submit a report to the individuals identified in this
 7 Act for submission of reports regarding the use of
 8 funds allocated under this paragraph "m". The report
 9 shall include the objectives and results for the year
 10 of the program's implementation including the target
 11 population and how the funds allocated assisted the
 12 program in meeting the objectives; the number, age, and
 13 location within the state of individuals served; the
 14 type of services provided to the individuals served;
 15 the distribution of funds based on service provided;
 16 and the continuing needs of the program.

17 n. Of the funds appropriated in this section,
 18 \$50,000 shall be distributed to a statewide nonprofit
 19 organization to be used for the public purpose of
 20 supporting a partnership between medical providers and
 21 parents through community health centers to promote
 22 reading and encourage literacy skills so children enter
 23 school prepared for success in reading.

24 o. A portion of the funds appropriated in this
 25 subsection that are not allocated, used, obligated,
 26 or otherwise encumbered may be used to administer the
 27 vision screening program created pursuant to section
 28 135.39D, as enacted by 2013 Iowa Acts, Senate File 419.

29 5. HEALTHY AGING

30 To provide public health services that reduce risks
 31 and invest in promoting and protecting good health over
 32 the course of a lifetime with a priority given to older
 33 Iowans and vulnerable populations:

34 \$ 7,297,142

35 6. ENVIRONMENTAL HAZARDS

36 For reducing the public's exposure to hazards in the
 37 environment, primarily chemical hazards, and for not
 38 more than the following full-time equivalent positions:

39 \$ 803,870

40 FTEs 4.00

41 Of the funds appropriated in this subsection,
 42 \$537,750 shall be used for childhood lead poisoning
 43 provisions.

44 7. INFECTIOUS DISEASES

45 For reducing the incidence and prevalence of
 46 communicable diseases, and for not more than the
 47 following full-time equivalent positions:

48 \$ 1,335,155

49 FTEs 4.00

50 8. PUBLIC PROTECTION

1 For protecting the health and safety of the
2 public through establishing standards and enforcing
3 regulations, and for not more than the following
4 full-time equivalent positions:

5 \$ 3,203,771
6 FTEs 131.00

7 a. Of the funds appropriated in this subsection,
8 not more than \$454,700 shall be credited to the
9 emergency medical services fund created in section
10 135.25. Moneys in the emergency medical services fund
11 are appropriated to the department to be used for the
12 purposes of the fund.

13 b. Of the funds appropriated in this subsection,
14 \$203,032 shall be used for sexual violence prevention
15 programming through a statewide organization
16 representing programs serving victims of sexual
17 violence through the department's sexual violence
18 prevention program. The amount allocated in this
19 lettered paragraph shall not be used to supplant
20 funding administered for other sexual violence
21 prevention or victims assistance programs.

22 c. Of the funds appropriated in this subsection,
23 \$523,751 shall be used for the state poison control
24 center.

25 d. Of the funds appropriated in this section,
26 \$368,000 shall be used for maintenance of environmental
27 health programs to ensure public safety.

28 e. Of the funds appropriated in this section,
29 \$28,000 shall be used as one-time funding to transition
30 the licensing of orthotists, prosthetists, and
31 pedorthists to a fee-supported licensing model. The
32 fee-supported model shall provide for repayment of the
33 funds allocated under this paragraph to the general
34 fund of the state by June 30, 2015.

35 f. Of the funds appropriated in this section,
36 \$28,644 shall be used for the costs of the emergency
37 medical services task force as enacted in this Act.

38 9. RESOURCE MANAGEMENT

39 For establishing and sustaining the overall
40 ability of the department to deliver services to the
41 public, and for not more than the following full-time
42 equivalent positions:

43 \$ 804,054
44 FTEs 5.00

45 The university of Iowa hospitals and clinics under
46 the control of the state board of regents shall not
47 receive indirect costs from the funds appropriated in
48 this section. The university of Iowa hospitals and
49 clinics billings to the department shall be on at least
50 a quarterly basis.

DIVISION III

DEPARTMENT OF VETERANS AFFAIRS — FY 2013-2014

Sec. 3. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, including the war orphans educational assistance fund created in section 35.8, or a successor funding provision for war orphans educational assistance, if enacted, and for not more than the following full-time equivalent positions:

..... \$ 1,093,508
..... FTEs 13.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 7,525,714

a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. If there is a change in the employer of employees providing services at the Iowa veterans home under a collective bargaining agreement, such employees and the agreement shall be continued by the successor employer as though there had not been a change in employer.

c. Within available resources and in conformance with associated state and federal program eligibility requirements, the Iowa veterans home may implement measures to provide financial assistance to or on behalf of veterans or their spouses who are participating in the community reentry program.

d. The Iowa veterans home expenditure report shall be submitted monthly to the legislative services agency.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

..... \$ 1,600,000

Sec. 4. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in the following designated section for the fiscal year beginning July 1, 2013, and

1 ending June 30, 2014, the amounts appropriated from the
2 general fund of the state pursuant to that section for
3 the following designated purposes shall not exceed the
4 following amount:

5 For the county commissions of veteran affairs fund
6 under section 35A.16:
7 \$ 990,000

8 DIVISION IV

9 DEPARTMENT OF HUMAN SERVICES — FY 2013-2014

10 Sec. 5. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES
11 BLOCK GRANT. There is appropriated from the fund
12 created in section 8.41 to the department of human
13 services for the fiscal year beginning July 1, 2013,
14 and ending June 30, 2014, from moneys received under
15 the federal temporary assistance for needy families
16 (TANF) block grant pursuant to the federal Personal
17 Responsibility and Work Opportunity Reconciliation
18 Act of 1996, Pub. L. No. 104-193, and successor
19 legislation, the following amounts, or so much
20 thereof as is necessary, to be used for the purposes
21 designated:

22 1. To be credited to the family investment program
23 account and used for assistance under the family
24 investment program under chapter 239B:
25 \$ 18,116,948

26 2. To be credited to the family investment program
27 account and used for the job opportunities and
28 basic skills (JOBS) program and implementing family
29 investment agreements in accordance with chapter 239B:
30 \$ 11,866,439

31 3. To be used for the family development and
32 self-sufficiency grant program in accordance with
33 section 216A.107:
34 \$ 2,898,980

35 Notwithstanding section 8.33, moneys appropriated in
36 this subsection that remain unencumbered or unobligated
37 at the close of the fiscal year shall not revert but
38 shall remain available for expenditure for the purposes
39 designated until the close of the succeeding fiscal
40 year. However, unless such moneys are encumbered or
41 obligated on or before September 30, 2014, the moneys
42 shall revert.

43 4. For field operations:
44 \$ 31,296,232

45 5. For general administration:
46 \$ 3,744,000

47 6. For state child care assistance:
48 \$ 25,732,687

49 The funds appropriated in this subsection are
50 transferred to the child care and development block

1 grant appropriation made by the Eighty-fifth General
2 Assembly, 2013 Session, for the federal fiscal year
3 beginning October 1, 2013, and ending September 30,
4 2014. Of this amount, \$200,000 shall be used for
5 provision of educational opportunities to registered
6 child care home providers in order to improve services
7 and programs offered by this category of providers and
8 to increase the number of providers. The department
9 may contract with institutions of higher education or
10 child care resource and referral centers to provide the
11 educational opportunities. Allowable administrative
12 costs under the contracts shall not exceed 5 percent.
13 The application for a grant shall not exceed two pages
14 in length.

15 7. For distribution to counties or regions for
16 services for persons with mental illness or an
17 intellectual disability:

18 \$ 4,894,052

19 8. For child and family services:
20 \$ 32,084,430

21 9. For child abuse prevention grants:
22 \$ 125,000

23 10. For pregnancy prevention grants on the
24 condition that family planning services are funded:
25 \$ 1,930,067

26 Pregnancy prevention grants shall be awarded to
27 programs in existence on or before July 1, 2013, if the
28 programs have demonstrated positive outcomes. Grants
29 shall be awarded to pregnancy prevention programs
30 which are developed after July 1, 2013, if the programs
31 are based on existing models that have demonstrated
32 positive outcomes. Grants shall comply with the
33 requirements provided in 1997 Iowa Acts, chapter
34 208, section 14, subsections 1 and 2, including the
35 requirement that grant programs must emphasize sexual
36 abstinence. Priority in the awarding of grants shall
37 be given to programs that serve areas of the state
38 which demonstrate the highest percentage of unplanned
39 pregnancies of females of childbearing age within the
40 geographic area to be served by the grant.

41 11. For technology needs and other resources
42 necessary to meet federal welfare reform reporting,
43 tracking, and case management requirements:
44 \$ 1,037,186

45 12. For the family investment program share of
46 the costs to develop and maintain a new, integrated
47 eligibility determination system:
48 \$ 5,050,451

49 13. a. Notwithstanding any provision to the
50 contrary, including but not limited to requirements

1 in section 8.41 or provisions in 2012 or 2013 Iowa
2 Acts regarding the receipt and appropriation of
3 federal block grants, federal funds from the temporary
4 assistance for needy families block grant received by
5 the state not otherwise appropriated in this section
6 and remaining available for the fiscal year beginning
7 July 1, 2013, are appropriated to the department of
8 human services to the extent as may be necessary to
9 be used in the following priority order: the family
10 investment program, for state child care assistance
11 program payments for individuals enrolled in the
12 family investment program who are employed, and
13 for the family investment program share of costs to
14 develop and maintain a new, integrated eligibility
15 determination system. The federal funds appropriated
16 in this paragraph "a" shall be expended only after
17 all other funds appropriated in subsection 1 for
18 the assistance under the family investment program,
19 in subsection 6 for child care assistance, or in
20 subsection 12 for the family investment program share
21 of the costs to develop and maintain a new, integrated
22 eligibility determination system, as applicable, have
23 been expended.

24 b. The department shall, on a quarterly basis,
25 advise the legislative services agency and department
26 of management of the amount of funds appropriated in
27 this subsection that was expended in the prior quarter.

28 14. Of the amounts appropriated in this section,
29 \$12,962,008 for the fiscal year beginning July 1, 2013,
30 is transferred to the appropriation of the federal
31 social services block grant made to the department of
32 human services for that fiscal year.

33 15. For continuation of the program providing
34 categorical eligibility for the food assistance program
35 as specified for the program in the section of this
36 division relating to the family investment program
37 account:

38 \$ 25,000

39 16. The department may transfer funds allocated
40 in this section to the appropriations made in this
41 division of this Act for the same fiscal year for
42 general administration and field operations for
43 resources necessary to implement and operate the
44 services referred to in this section and those funded
45 in the appropriation made in this division of this Act
46 for the same fiscal year for the family investment
47 program from the general fund of the state.

48 Sec. 6. FAMILY INVESTMENT PROGRAM ACCOUNT.

49 1. Moneys credited to the family investment program
50 (FIP) account for the fiscal year beginning July

1 1, 2013, and ending June 30, 2014, shall be used to
2 provide assistance in accordance with chapter 239B.

3 2. The department may use a portion of the moneys
4 credited to the FIP account under this section as
5 necessary for salaries, support, maintenance, and
6 miscellaneous purposes.

7 3. The department may transfer funds allocated
8 in this section to the appropriations made in this
9 division of this Act for the same fiscal year for
10 general administration and field operations for
11 resources necessary to implement and operate the
12 services referred to in this section and those funded
13 in the appropriation made in this division of this Act
14 for the same fiscal year for the family investment
15 program from the general fund of the state.

16 4. Moneys appropriated in this division of this Act
17 and credited to the FIP account for the fiscal year
18 beginning July 1, 2013, and ending June 30, 2014, are
19 allocated as follows:

20 a. To be retained by the department of human
21 services to be used for coordinating with the
22 department of human rights to more effectively serve
23 participants in the FIP program and other shared
24 clients and to meet federal reporting requirements
25 under the federal temporary assistance for needy
26 families block grant:
27 \$ 20,000

28 b. To the department of human rights for staffing,
29 administration, and implementation of the family
30 development and self-sufficiency grant program in
31 accordance with section 216A.107:
32 \$ 5,542,834

33 (1) Of the funds allocated for the family
34 development and self-sufficiency grant program in this
35 lettered paragraph, not more than 5 percent of the
36 funds shall be used for the administration of the grant
37 program.

38 (2) The department of human rights may continue to
39 implement the family development and self-sufficiency
40 grant program statewide during fiscal year 2013-2014.

41 c. For the diversion subaccount of the FIP account:
42 \$ 1,698,400

43 A portion of the moneys allocated for the subaccount
44 may be used for field operations salaries, data
45 management system development, and implementation
46 costs and support deemed necessary by the director
47 of human services in order to administer the FIP
48 diversion program. To the extent moneys allocated
49 in this lettered paragraph are not deemed by the
50 department to be necessary to support diversion

1 activities, such moneys may be used for other efforts
2 intended to increase engagement by family investment
3 program participants in work, education, or training
4 activities.

5 d. For the food assistance employment and training
6 program:

7 \$ 66,588

8 (1) The department shall amend the federal
9 supplemental nutrition assistance program (SNAP)
10 employment and training state plan in order to maximize
11 to the fullest extent permitted by federal law the
12 use of the 50-50 match provisions for the claiming
13 of allowable federal matching funds from the United
14 States department of agriculture pursuant to the
15 federal SNAP employment and training program for
16 providing education, employment, and training services
17 for eligible food assistance program participants,
18 including but not limited to related dependent care and
19 transportation expenses.

20 (2) The department shall continue the categorical
21 federal food assistance program eligibility at 160
22 percent of the federal poverty level and continue to
23 eliminate the asset test from eligibility requirements,
24 consistent with federal food assistance program
25 requirements. The department shall include as many
26 food assistance households as is allowed by federal
27 law. The eligibility provisions shall conform to all
28 federal requirements including requirements addressing
29 individuals who are incarcerated or otherwise
30 ineligible.

31 e. For the JOBS program:

32 \$ 19,690,816

33 5. Of the child support collections assigned under
34 FIP, an amount equal to the federal share of support
35 collections shall be credited to the child support
36 recovery appropriation made in this division of this
37 Act. Of the remainder of the assigned child support
38 collections received by the child support recovery
39 unit, a portion shall be credited to the FIP account,
40 a portion may be used to increase recoveries, and a
41 portion may be used to sustain cash flow in the child
42 support payments account. If as a consequence of the
43 appropriations and allocations made in this section
44 the resulting amounts are insufficient to sustain
45 cash assistance payments and meet federal maintenance
46 of effort requirements, the department shall seek
47 supplemental funding. If child support collections
48 assigned under FIP are greater than estimated or are
49 otherwise determined not to be required for maintenance
50 of effort, the state share of either amount may be

1 transferred to or retained in the child support payment
2 account.

3 6. The department may adopt emergency rules for the
4 family investment, JOBS, food assistance, and medical
5 assistance programs if necessary to comply with federal
6 requirements.

7 Sec. 7. FAMILY INVESTMENT PROGRAM GENERAL

8 FUND. There is appropriated from the general fund of
9 the state to the department of human services for the
10 fiscal year beginning July 1, 2013, and ending June 30,
11 2014, the following amount, or so much thereof as is
12 necessary, to be used for the purpose designated:

13 To be credited to the family investment program
14 (FIP) account and used for family investment program
15 assistance under chapter 239B:

16 \$ 47,897,214

17 1. Of the funds appropriated in this section,
18 \$7,824,377 is allocated for the JOBS program.

19 2. Of the funds appropriated in this section,
20 \$2,663,854 is allocated for the family development and
21 self-sufficiency grant program.

22 3. Notwithstanding section 8.39, for the fiscal
23 year beginning July 1, 2013, if necessary to meet
24 federal maintenance of effort requirements or to
25 transfer federal temporary assistance for needy
26 families block grant funding to be used for purposes
27 of the federal social services block grant or to meet
28 cash flow needs resulting from delays in receiving
29 federal funding or to implement, in accordance with
30 this division of this Act, activities currently funded
31 with juvenile court services, county, or community
32 moneys and state moneys used in combination with such
33 moneys, the department of human services may transfer
34 funds within or between any of the appropriations made
35 in this division of this Act and appropriations in law
36 for the federal social services block grant to the
37 department for the following purposes, provided that
38 the combined amount of state and federal temporary
39 assistance for needy families block grant funding for
40 each appropriation remains the same before and after
41 the transfer:

- 42 a. For the family investment program.
 - 43 b. For child care assistance.
 - 44 c. For child and family services.
 - 45 d. For field operations.
 - 46 e. For general administration.
 - 47 f. For distribution to counties or regions
- 48 for services to persons with mental illness or an
49 intellectual disability.

50 This subsection shall not be construed to prohibit

1 the use of existing state transfer authority for other
2 purposes. The department shall report any transfers
3 made pursuant to this subsection to the legislative
4 services agency.

5 4. Of the funds appropriated in this section,
6 \$195,678 shall be used for continuation of a grant to
7 an Iowa-based nonprofit organization with a history
8 of providing tax preparation assistance to low-income
9 Iowans in order to expand the usage of the earned
10 income tax credit. The purpose of the grant is to
11 supply this assistance to underserved areas of the
12 state.

13 5. The department may transfer funds appropriated
14 in this section to the appropriations made in this
15 division of this Act for general administration and
16 field operations as necessary to administer this
17 section and the overall family investment program.

18 Sec. 8. CHILD SUPPORT RECOVERY. There is
19 appropriated from the general fund of the state to
20 the department of human services for the fiscal year
21 beginning July 1, 2013, and ending June 30, 2014, the
22 following amount, or so much thereof as is necessary,
23 to be used for the purposes designated:

24 For child support recovery, including salaries,
25 support, maintenance, and miscellaneous purposes, and
26 for not more than the following full-time equivalent
27 positions:
28 \$ 14,173,770
29 FTEs 464.00

30 1. The department shall expend up to \$24,329,
31 including federal financial participation, for the
32 fiscal year beginning July 1, 2013, for a child support
33 public awareness campaign. The department and the
34 office of the attorney general shall cooperate in
35 continuation of the campaign. The public awareness
36 campaign shall emphasize, through a variety of media
37 activities, the importance of maximum involvement of
38 both parents in the lives of their children as well as
39 the importance of payment of child support obligations.

40 2. Federal access and visitation grant moneys shall
41 be issued directly to private not-for-profit agencies
42 that provide services designed to increase compliance
43 with the child access provisions of court orders,
44 including but not limited to neutral visitation sites
45 and mediation services.

46 3. The appropriation made to the department for
47 child support recovery may be used throughout the
48 fiscal year in the manner necessary for purposes of
49 cash flow management, and for cash flow management
50 purposes the department may temporarily draw more

1 than the amount appropriated, provided the amount
2 appropriated is not exceeded at the close of the fiscal
3 year.

4 4. With the exception of the funding amount
5 specified, the requirements established under 2001
6 Iowa Acts, chapter 191, section 3, subsection 5,
7 paragraph "c", subparagraph (3), shall be applicable
8 to parental obligation pilot projects for the fiscal
9 year beginning July 1, 2013, and ending June 30,
10 2014. Notwithstanding 441 IAC 100.8, providing for
11 termination of rules relating to the pilot projects,
12 the rules shall remain in effect until June 30, 2014.

13 Sec. 9. HEALTH CARE TRUST FUND — MEDICAL
14 ASSISTANCE — FY 2013-2014. Any funds remaining in the
15 health care trust fund created in section 453A.35A for
16 the fiscal year beginning July 1, 2013, and ending June
17 30, 2014, are appropriated to the department of human
18 services to supplement the medical assistance program
19 appropriations made in this division of this Act, for
20 medical assistance reimbursement and associated costs,
21 including program administration and costs associated
22 with program implementation.

23 Sec. 10. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE
24 — FY 2013-2014. Any funds remaining in the Medicaid
25 fraud fund created in section 249A.7 for the fiscal
26 year beginning July 1, 2013, and ending June 30, 2014,
27 are appropriated to the department of human services to
28 supplement the medical assistance appropriations made
29 in this division of this Act, for medical assistance
30 reimbursement and associated costs, including program
31 administration and costs associated with program
32 implementation.

33 Sec. 11. MEDICAL ASSISTANCE. There is appropriated
34 from the general fund of the state to the department of
35 human services for the fiscal year beginning July 1,
36 2013, and ending June 30, 2014, the following amount,
37 or so much thereof as is necessary, to be used for the
38 purpose designated:

39 For medical assistance program reimbursement and
40 associated costs as specifically provided in the
41 reimbursement methodologies in effect on June 30, 2013,
42 except as otherwise expressly authorized by law:

43 \$ 1,126,011,962

44 1. a. Funds appropriated in this section that
45 are distributed to a hospital, as defined in section
46 135B.1, or to a person, as defined in section 4.1, who
47 receives funding from the IowaCare account created in
48 section 249J.24, shall not be used for the willful
49 termination of human life.

50 b. With the exception of the distributions in

1 paragraph "a", funds appropriated under this section
2 shall not be distributed to any person, as defined
3 in section 4.1, who participates in the willful
4 termination of human life.

5 2. The department shall utilize not more than
6 \$60,000 of the funds appropriated in this section
7 to continue the AIDS/HIV health insurance premium
8 payment program as established in 1992 Iowa Acts,
9 Second Extraordinary Session, chapter 1001, section
10 409, subsection 6. Of the funds allocated in this
11 subsection, not more than \$5,000 may be expended for
12 administrative purposes.

13 3. Of the funds appropriated in this Act to the
14 department of public health for addictive disorders,
15 \$950,000 for the fiscal year beginning July 1, 2013, is
16 transferred to the department of human services for an
17 integrated substance abuse managed care system. The
18 department shall not assume management of the substance
19 abuse system in place of the managed care contractor
20 unless such a change in approach is specifically
21 authorized in law. The departments of human services
22 and public health shall work together to maintain the
23 level of mental health and substance-related disorder
24 treatment services provided by the managed care
25 contractor through the Iowa plan for behavioral health.
26 Each department shall take the steps necessary to
27 continue the federal waivers as necessary to maintain
28 the level of services.

29 4. a. The department shall aggressively pursue
30 options for providing medical assistance or other
31 assistance to individuals with special needs who become
32 ineligible to continue receiving services under the
33 early and periodic screening, diagnostic, and treatment
34 program under the medical assistance program due
35 to becoming 21 years of age who have been approved
36 for additional assistance through the department's
37 exception to policy provisions, but who have health
38 care needs in excess of the funding available through
39 the exception to policy provisions.

40 b. Of the funds appropriated in this section,
41 \$100,000 shall be used for participation in one or more
42 pilot projects operated by a private provider to allow
43 the individual or individuals to receive service in the
44 community in accordance with principles established in
45 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose
46 of providing medical assistance or other assistance to
47 individuals with special needs who become ineligible
48 to continue receiving services under the early and
49 periodic screening, diagnosis, and treatment program
50 under the medical assistance program due to becoming

1 21 years of age who have been approved for additional
2 assistance through the department's exception to policy
3 provisions, but who have health care needs in excess
4 of the funding available through the exception to the
5 policy provisions.

6 5. Of the funds appropriated in this section, up to
7 \$3,050,082 may be transferred to the field operations
8 or general administration appropriations in this Act
9 for operational costs associated with Part D of the
10 federal Medicare Prescription Drug Improvement and
11 Modernization Act of 2003, Pub. L. No. 108-173.

12 6. Of the funds appropriated in this section, up
13 to \$442,100 may be transferred to the appropriation
14 in this division of this Act for medical contracts
15 to be used for clinical assessment services and prior
16 authorization of services.

17 7. A portion of the funds appropriated in this
18 section may be transferred to the appropriations in
19 this division of this Act for general administration,
20 medical contracts, the children's health insurance
21 program, or field operations to be used for the
22 state match cost to comply with the payment error
23 rate measurement (PERM) program for both the medical
24 assistance and children's health insurance programs
25 as developed by the centers for Medicare and Medicaid
26 services of the United States department of health and
27 human services to comply with the federal Improper
28 Payments Information Act of 2002, Pub. L. No. 107-300.

29 8. It is the intent of the general assembly
30 that the department continue to implement the
31 recommendations of the assuring better child health
32 and development initiative II (ABCDII) clinical panel
33 to the Iowa early and periodic screening, diagnostic,
34 and treatment services healthy mental development
35 collaborative board regarding changes to billing
36 procedures, codes, and eligible service providers.

37 9. Of the funds appropriated in this section,
38 a sufficient amount is allocated to supplement
39 the incomes of residents of nursing facilities,
40 intermediate care facilities for persons with mental
41 illness, and intermediate care facilities for persons
42 with an intellectual disability, with incomes of less
43 than \$50 in the amount necessary for the residents to
44 receive a personal needs allowance of \$50 per month
45 pursuant to section 249A.30A.

46 10. Of the funds appropriated in this section, the
47 following amounts are transferred to the appropriations
48 made in this division of this Act for the state mental
49 health institutes:

50 a. Cherokee mental health institute... \$ 9,098,425

1 b. Clarinda mental health institute... \$ 1,977,305
2 c. Independence mental health
3 institute \$ 9,045,894
4 d. Mount Pleasant mental health
5 institute..... \$ 5,752,587

6 11. a. Of the funds appropriated in this section,
7 \$7,969,074 is allocated for the state match for a
8 disproportionate share hospital payment of \$19,133,430
9 to hospitals that meet both of the conditions specified
10 in subparagraphs (1) and (2). In addition, the
11 hospitals that meet the conditions specified shall
12 either certify public expenditures or transfer to
13 the medical assistance program an amount equal to
14 provide the nonfederal share for a disproportionate
15 share hospital payment of \$7,500,000. The hospitals
16 that meet the conditions specified shall receive and
17 retain 100 percent of the total disproportionate share
18 hospital payment of \$26,633,430.

19 (1) The hospital qualifies for disproportionate
20 share and graduate medical education payments.

21 (2) The hospital is an Iowa state-owned hospital
22 with more than 500 beds and eight or more distinct
23 residency specialty or subspecialty programs recognized
24 by the American college of graduate medical education.

25 b. Distribution of the disproportionate share
26 payments shall be made on a monthly basis. The total
27 amount of disproportionate share payments including
28 graduate medical education, enhanced disproportionate
29 share, and Iowa state-owned teaching hospital payments
30 shall not exceed the amount of the state's allotment
31 under Pub. L. No. 102-234. In addition, the total
32 amount of all disproportionate share payments shall not
33 exceed the hospital-specific disproportionate share
34 limits under Pub. L. No. 103-66.

35 12. The university of Iowa hospitals and clinics
36 shall either certify public expenditures or transfer to
37 the medical assistance appropriation an amount equal
38 to provide the nonfederal share for increased medical
39 assistance payments for inpatient and outpatient
40 hospital services of \$9,900,000. The university of
41 Iowa hospitals and clinics shall receive and retain 100
42 percent of the total increase in medical assistance
43 payments.

44 13. Of the funds appropriated in this section,
45 up to \$11,921,225 may be transferred to the IowaCare
46 account created in section 249J.24.

47 14. One hundred percent of the nonfederal share of
48 payments to area education agencies that are medical
49 assistance providers for medical assistance-covered
50 services provided to medical assistance-covered

1 children, shall be made from the appropriation made in
2 this section.

3 15. Any new or renewed contract entered into by the
4 department with a third party to administer behavioral
5 health services under the medical assistance program
6 shall provide that any interest earned on payments
7 from the state during the state fiscal year shall be
8 remitted to the department and treated as recoveries to
9 offset the costs of the medical assistance program.

10 16. The department shall continue to implement the
11 provisions in 2007 Iowa Acts, chapter 218, section
12 124 and section 126, as amended by 2008 Iowa Acts,
13 chapter 1188, section 55, relating to eligibility for
14 certain persons with disabilities under the medical
15 assistance program in accordance with the federal
16 Family Opportunity Act.

17 17. A portion of the funds appropriated in this
18 section may be transferred to the appropriation in this
19 division of this Act for medical contracts to be used
20 for administrative activities associated with the money
21 follows the person demonstration project.

22 18. Of the funds appropriated in this section,
23 \$349,011 shall be used for the administration of the
24 health insurance premium payment program, including
25 salaries, support, maintenance, and miscellaneous
26 purposes.

27 19. a. The department shall implement the
28 following cost containment strategies for the medical
29 assistance program and shall adopt emergency rules for
30 such implementation:

31 (1) Notwithstanding any provision of law to the
32 contrary, the department shall integrate medical
33 assistance program habilitation services into the Iowa
34 plan contract for the fiscal year beginning July 1,
35 2013.

36 (2) The department shall require prior
37 authorization for provision of any home health services
38 for adults in excess of one hundred visits per year.

39 (3) The department shall implement a 39-week
40 elective cesarean section strategy that emphasizes
41 the importance of reducing the number of elective
42 deliveries performed before 39 weeks without a medical
43 indication.

44 (4) The department shall require prior
45 authorization based on specified criteria before
46 providing reimbursement for hospital swing bed
47 placements and continued stays.

48 (5) The department shall align payment
49 methodologies and rates between medical and nonmedical
50 transportation services through the transportation

1 brokerage provider.

2 (6) The department shall require that all fees for
3 employee records checks shall be paid by the medical
4 assistance home and community-based waiver services
5 consumer-directed attendant care or consumer choices
6 option provider, with the exception of one initial
7 state records check per employee which shall be paid by
8 the Iowa Medicaid enterprise.

9 (7) The department shall require transition of the
10 provision by individual providers of personal care
11 under the consumer-directed attendant care option to
12 agency-provided personal care services and shall retain
13 the consumer choice option for those individuals able
14 and desiring to self-direct services.

15 (8) The department shall require that persons with
16 an intellectual disability receiving services under
17 the medical assistance program receive a functional
18 assessment utilizing the supports intensity scale tool.
19 The department shall contract with an independent
20 entity to perform the functional assessments. The
21 department shall implement a tiered resource allocation
22 methodology for service plans under the medical
23 assistance home and community-based services waiver for
24 persons with an intellectual disability.

25 (9) The department shall develop a new
26 reimbursement methodology for medical assistance
27 targeted case management that applies appropriate cost
28 limits.

29 (10) The department shall implement an integrated
30 health home approach under the medical assistance
31 program for persons with chronic mental illness. The
32 approach shall integrate the functions of medical
33 assistance targeted case management.

34 (11) The department shall expand the categories of
35 diabetic supplies for which a rebate may be received.

36 (12) The department shall limit initial
37 authorizations for institutional-based care to 30 days
38 for members following discharge from a hospital if the
39 member previously lived in a community-based setting.

40 b. The department shall not implement the cost
41 containment strategy to require a primary care referral
42 for the provision of chiropractic services.

43 c. The department may increase the amounts
44 allocated for salaries, support, maintenance, and
45 miscellaneous purposes associated with the medical
46 assistance program, as necessary, to implement the cost
47 containment strategies. The department shall report
48 any such increase to the legislative services agency
49 and the department of management.

50 d. If the savings to the medical assistance program

1 exceed the cost for the fiscal year, the department may
2 transfer any savings generated for the fiscal year due
3 to medical assistance program cost containment efforts
4 to the appropriation made in this division of this Act
5 for medical contracts or general administration to
6 defray the increased contract costs associated with
7 implementing such efforts.

8 e. The department shall report the implementation
9 of any cost containment strategies under this
10 subsection to the individuals specified in this
11 division of this Act for submission of reports on a
12 quarterly basis.

13 20. a. Of the funds appropriated in this section,
14 \$900,000 shall be used to implement the children's
15 mental health home project proposed by the department
16 of human services and reported to the general
17 assembly's mental health and disability services study
18 committee in December 2011. Of this amount, up to
19 \$50,000 may be transferred by the department to the
20 appropriation made in this division of this Act to
21 the department for the same fiscal year for general
22 administration to be used for associated administrative
23 expenses and for not more than one full-time equivalent
24 position, in addition to those authorized for the
25 same fiscal year, to be assigned to implementing the
26 project.

27 b. Of the funds appropriated in this section, up to
28 \$400,000 may be transferred by the department to the
29 appropriation made to the department in this division
30 of this Act for the same fiscal year for general
31 administration to support the redesign of mental
32 health and disability services and the state balancing
33 incentive payments program planning and implementation
34 activities. The funds may be used for contracts or for
35 personnel in addition to the amounts appropriated for
36 and the positions authorized for general administration
37 for the same fiscal year.

38 c. Of the funds appropriated in this section, up
39 to \$3,000,000 may be transferred by the department
40 to the appropriations made to the department in this
41 division of this Act for the same fiscal year for
42 general administration or medical contracts to be
43 used to support the development and implementation of
44 standardized assessment tools for persons with mental
45 illness, an intellectual disability, a developmental
46 disability, or a brain injury.

47 d. For the fiscal year beginning July 1, 2013, and
48 ending June 30, 2014, the replacement generation tax
49 revenues required to be deposited in the property tax
50 relief fund pursuant to section 437A.8, subsection

1 4, paragraph "d", and section 437A.15, subsection
2 3, paragraph "f", shall instead be credited to and
3 supplement the appropriation made in this section and
4 used for the allocations made in this subsection.

5 e. The moneys reimbursed and credited to the risk
6 pool in the property tax relief fund pursuant to 2012
7 Iowa Acts, chapter 1128, section 6, subsection 5, as
8 amended by 2012 Iowa Acts, chapter 1133, section 67,
9 are appropriated to the department of human services
10 for the fiscal year beginning July 1, 2013, and
11 ending June 30, 2014, to be used to supplement the
12 appropriation made in this section for the medical
13 assistance program.

14 21. Of the funds appropriated in this section,
15 \$250,000 shall be used for lodging expenses associated
16 with care provided at the university of Iowa hospitals
17 and clinics under chapter 249J for patients with
18 cancer whose travel distance is 30 miles or more
19 from the university of Iowa hospitals and clinics.
20 The department of human services shall establish the
21 maximum number of overnight stays and the maximum rate
22 reimbursed for overnight lodging, which may be based on
23 the state employee rate established by the department
24 of administrative services. The funds allocated
25 in this subsection shall not be used as nonfederal
26 share matching funds. The department shall provide
27 a transition plan for patients described by this
28 subsection to continue to provide for lodging beyond
29 December 31, 2013.

30 22. The department shall continue to administer the
31 state balancing incentive payments program as specified
32 in 2012 Iowa Acts, chapter 1133, section 14.

33 23. Of the funds appropriated in this section,
34 \$2,000,000 shall be used for the autism support program
35 created in chapter 225D, as enacted in this Act,
36 beginning January 1, 2014.

37 24. Of the funds appropriated in this section,
38 \$300,000 shall be used for reimbursement of staff
39 training as direct costs for home and community-based
40 services providers beginning January 1, 2014, as
41 provided under 2013 Iowa Acts, House File 198 or 2013
42 successor legislation, if enacted.

43 Sec. 12. MEDICAL CONTRACTS. There is appropriated
44 from the general fund of the state to the department of
45 human services for the fiscal year beginning July 1,
46 2013, and ending June 30, 2014, the following amount,
47 or so much thereof as is necessary, to be used for the
48 purpose designated:

49 For medical contracts:
50 \$ 8,520,749

1 1. The department of inspections and appeals
2 shall provide all state matching funds for survey and
3 certification activities performed by the department
4 of inspections and appeals. The department of human
5 services is solely responsible for distributing the
6 federal matching funds for such activities.
7 2. Of the funds appropriated in this section,
8 \$50,000 shall be used for continuation of home and
9 community-based services waiver quality assurance
10 programs, including the review and streamlining of
11 processes and policies related to oversight and quality
12 management to meet state and federal requirements.
13 3. Of the amount appropriated in this section, up
14 to \$200,000 may be transferred to the appropriation for
15 general administration in this division of this Act to
16 be used for additional full-time equivalent positions
17 in the development of key health initiatives such as
18 cost containment, development and oversight of managed
19 care programs, and development of health strategies
20 targeted toward improved quality and reduced costs in
21 the Medicaid program.
22 4. Of the funds appropriated in this section,
23 \$64,398 shall be used for provision of the IowaCare
24 program nurse helpline for the expansion population as
25 provided in section 249J.6.
26 5. Of the funds appropriated in this section,
27 \$80,000 shall be used for costs related to audits,
28 performance evaluations, and studies required pursuant
29 to chapter 249J.
30 6. Of the funds appropriated in this section,
31 \$194,654 shall be used for administrative costs
32 associated with chapter 249J.
33 7. Of the funds appropriated in this section,
34 \$1,000,000 shall be used for planning and development,
35 in cooperation with the department of public health,
36 of a phased-in program to provide a dental home for
37 children in accordance with section 249J.14.
38 8. Of the funds appropriated in this section,
39 \$270,000 shall be used for payment to the publicly
40 owned acute care teaching hospital located in a
41 county with a population of over 350,000 that is a
42 participating provider pursuant to chapter 249J.
43 Disbursements under this subsection shall be made
44 monthly. The hospital shall submit a report following
45 the close of the fiscal year regarding use of the funds
46 allocated in this subsection to the persons specified
47 in this Act to receive reports.
48 9. Of the funds appropriated in this section,
49 \$75,000 shall be used for continued implementation of a
50 uniform cost report.

1 Sec. 13. STATE SUPPLEMENTARY ASSISTANCE.

2 1. There is appropriated from the general fund of
3 the state to the department of human services for the
4 fiscal year beginning July 1, 2013, and ending June 30,
5 2014, the following amount, or so much thereof as is
6 necessary, to be used for the purpose designated:

7 For the state supplementary assistance program:
8 \$ 16,512,174

9 2. The department shall increase the personal needs
10 allowance for residents of residential care facilities
11 by the same percentage and at the same time as federal
12 supplemental security income and federal social
13 security benefits are increased due to a recognized
14 increase in the cost of living. The department may
15 adopt emergency rules to implement this subsection.

16 3. If during the fiscal year beginning July 1,
17 2013, the department projects that state supplementary
18 assistance expenditures for a calendar year will not
19 meet the federal pass-through requirement specified
20 in Tit. XVI of the federal Social Security Act,
21 section 1618, as codified in 42 U.S.C. § 1382g,
22 the department may take actions including but not
23 limited to increasing the personal needs allowance
24 for residential care facility residents and making
25 programmatic adjustments or upward adjustments of the
26 residential care facility or in-home health-related
27 care reimbursement rates prescribed in this division of
28 this Act to ensure that federal requirements are met.
29 In addition, the department may make other programmatic
30 and rate adjustments necessary to remain within the
31 amount appropriated in this section while ensuring
32 compliance with federal requirements. The department
33 may adopt emergency rules to implement the provisions
34 of this subsection.

35 Sec. 14. CHILDREN'S HEALTH INSURANCE PROGRAM.

36 1. There is appropriated from the general fund of
37 the state to the department of human services for the
38 fiscal year beginning July 1, 2013, and ending June 30,
39 2014, the following amount, or so much thereof as is
40 necessary, to be used for the purpose designated:

41 For maintenance of the healthy and well kids in Iowa
42 (hawk-i) program pursuant to chapter 514I, including
43 supplemental dental services, for receipt of federal
44 financial participation under Tit. XXI of the federal
45 Social Security Act, which creates the children's
46 health insurance program:
47 \$ 36,806,102

48 2. Of the funds appropriated in this section,
49 \$141,450 is allocated for continuation of the contract
50 for outreach with the department of public health.

1 Sec. 15. CHILD CARE ASSISTANCE. There is
2 appropriated from the general fund of the state to
3 the department of human services for the fiscal year
4 beginning July 1, 2013, and ending June 30, 2014, the
5 following amount, or so much thereof as is necessary,
6 to be used for the purpose designated:
7 For child care programs:
8 \$ 59,264,342
9 1. Of the funds appropriated in this section,
10 \$51,409,737 shall be used for state child care
11 assistance in accordance with section 237A.13.
12 2. Nothing in this section shall be construed or
13 is intended as or shall imply a grant of entitlement
14 for services to persons who are eligible for assistance
15 due to an income level consistent with the waiting
16 list requirements of section 237A.13. Any state
17 obligation to provide services pursuant to this section
18 is limited to the extent of the funds appropriated in
19 this section.
20 3. Of the funds appropriated in this section,
21 \$432,453 is allocated for the statewide program for
22 child care resource and referral services under section
23 237A.26. A list of the registered and licensed child
24 care facilities operating in the area served by a
25 child care resource and referral service shall be made
26 available to the families receiving state child care
27 assistance in that area.
28 4. Of the funds appropriated in this section,
29 \$936,974 is allocated for child care quality
30 improvement initiatives including but not limited to
31 the voluntary quality rating system in accordance with
32 section 237A.30.
33 5. Of the funds appropriated in this section,
34 \$135,178 shall be used to conduct fingerprint-based
35 national criminal history record checks of home-based
36 child care providers pursuant to section 237A.5,
37 subsection 2, through the United States department of
38 justice, federal bureau of investigation.
39 6. Of the funds appropriated in this section,
40 \$6,350,000 shall be credited to the school ready
41 children grants account in the early childhood Iowa
42 fund. The moneys credited to the account pursuant
43 to this subsection shall be distributed by the early
44 childhood Iowa board by applying the formula for
45 distribution of moneys from the account.
46 7. The department may use any of the funds
47 appropriated in this section as a match to obtain
48 federal funds for use in expanding child care
49 assistance and related programs. For the purpose of
50 expenditures of state and federal child care funding,

1 funds shall be considered obligated at the time
2 expenditures are projected or are allocated to the
3 department's service areas. Projections shall be based
4 on current and projected caseload growth, current and
5 projected provider rates, staffing requirements for
6 eligibility determination and management of program
7 requirements including data systems management,
8 staffing requirements for administration of the
9 program, contractual and grant obligations and any
10 transfers to other state agencies, and obligations for
11 decategorization or innovation projects.

12 8. A portion of the state match for the federal
13 child care and development block grant shall be
14 provided as necessary to meet federal matching
15 funds requirements through the state general fund
16 appropriation made for child development grants and
17 other programs for at-risk children in section 279.51.

18 9. If a uniform reduction ordered by the governor
19 under section 8.31 or other operation of law,
20 transfer, or federal funding reduction reduces the
21 appropriation made in this section for the fiscal year,
22 the percentage reduction in the amount paid out to or
23 on behalf of the families participating in the state
24 child care assistance program shall be equal to or
25 less than the percentage reduction made for any other
26 purpose payable from the appropriation made in this
27 section and the federal funding relating to it. The
28 percentage reduction to the other allocations made in
29 this section shall be the same as the uniform reduction
30 ordered by the governor or the percentage change of the
31 federal funding reduction, as applicable. If there is
32 an unanticipated increase in federal funding provided
33 for state child care assistance, the entire amount
34 of the increase shall be used for state child care
35 assistance payments. If the appropriations made for
36 purposes of the state child care assistance program for
37 the fiscal year are determined to be insufficient, it
38 is the intent of the general assembly to appropriate
39 sufficient funding for the fiscal year in order to
40 avoid establishment of waiting list requirements.

41 10. Notwithstanding section 8.33, moneys advanced
42 for purposes of the programs developed by early
43 childhood Iowa areas, advanced for purposes of
44 wraparound child care, or received from the federal
45 appropriations made for the purposes of this section
46 that remain unencumbered or unobligated at the close
47 of the fiscal year shall not revert to any fund but
48 shall remain available for expenditure for the purposes
49 designated until the close of the succeeding fiscal
50 year.

1 The department may transfer funds appropriated in this
2 section to the appropriations made in this division
3 of this Act for general administration and for field
4 operations for resources necessary to implement and
5 operate the services funded in this section.

6 4. a. Of the funds appropriated in this section,
7 up to \$30,837,098 is allocated as the statewide
8 expenditure target under section 232.143 for group
9 foster care maintenance and services. If the
10 department projects that such expenditures for the
11 fiscal year will be less than the target amount
12 allocated in this lettered paragraph, the department
13 may reallocate the excess to provide additional
14 funding for shelter care or the child welfare emergency
15 services addressed with the allocation for shelter
16 care.

17 b. If at any time after September 30, 2013,
18 annualization of a service area's current expenditures
19 indicates a service area is at risk of exceeding its
20 group foster care expenditure target under section
21 232.143 by more than 5 percent, the department and
22 juvenile court services shall examine all group
23 foster care placements in that service area in order
24 to identify those which might be appropriate for
25 termination. In addition, any aftercare services
26 believed to be needed for the children whose
27 placements may be terminated shall be identified. The
28 department and juvenile court services shall initiate
29 action to set dispositional review hearings for the
30 placements identified. In such a dispositional review
31 hearing, the juvenile court shall determine whether
32 needed aftercare services are available and whether
33 termination of the placement is in the best interest of
34 the child and the community.

35 5. In accordance with the provisions of section
36 232.188, the department shall continue the child
37 welfare and juvenile justice funding initiative during
38 fiscal year 2013-2014. Of the funds appropriated in
39 this section, \$1,717,753 is allocated specifically
40 for expenditure for fiscal year 2013-2014 through the
41 decategorization service funding pools and governance
42 boards established pursuant to section 232.188.

43 6. A portion of the funds appropriated in this
44 section may be used for emergency family assistance
45 to provide other resources required for a family
46 participating in a family preservation or reunification
47 project or successor project to stay together or to be
48 reunified.

49 7. Notwithstanding section 234.35 or any other
50 provision of law to the contrary, state funding for

1 shelter care and the child welfare emergency services
2 contracting implemented to provide for or prevent the
3 need for shelter care shall be limited to \$6,431,868.

4 8. Federal funds received by the state during
5 the fiscal year beginning July 1, 2013, as the
6 result of the expenditure of state funds appropriated
7 during a previous state fiscal year for a service or
8 activity funded under this section are appropriated
9 to the department to be used as additional funding
10 for services and purposes provided for under this
11 section. Notwithstanding section 8.33, moneys
12 received in accordance with this subsection that remain
13 unencumbered or unobligated at the close of the fiscal
14 year shall not revert to any fund but shall remain
15 available for the purposes designated until the close
16 of the succeeding fiscal year.

17 9. a. Of the funds appropriated in this section,
18 up to \$2,062,488 is allocated for the payment of
19 the expenses of court-ordered services provided to
20 juveniles who are under the supervision of juvenile
21 court services, which expenses are a charge upon the
22 state pursuant to section 232.141, subsection 4. Of
23 the amount allocated in this lettered paragraph,
24 up to \$1,556,287 shall be made available to provide
25 school-based supervision of children adjudicated under
26 chapter 232, of which not more than \$15,000 may be used
27 for the purpose of training. A portion of the cost of
28 each school-based liaison officer shall be paid by the
29 school district or other funding source as approved by
30 the chief juvenile court officer.

31 b. Of the funds appropriated in this section, up to
32 \$748,985 is allocated for the payment of the expenses
33 of court-ordered services provided to children who are
34 under the supervision of the department, which expenses
35 are a charge upon the state pursuant to section
36 232.141, subsection 4.

37 c. Notwithstanding section 232.141 or any other
38 provision of law to the contrary, the amounts allocated
39 in this subsection shall be distributed to the
40 judicial districts as determined by the state court
41 administrator and to the department's service areas as
42 determined by the administrator of the department's
43 division of child and family services. The state court
44 administrator and the division administrator shall make
45 the determination of the distribution amounts on or
46 before June 15, 2013.

47 d. Notwithstanding chapter 232 or any other
48 provision of law to the contrary, a district or
49 juvenile court shall not order any service which is
50 a charge upon the state pursuant to section 232.141

1 if there are insufficient court-ordered services
2 funds available in the district court or departmental
3 service area distribution amounts to pay for the
4 service. The chief juvenile court officer and the
5 departmental service area manager shall encourage use
6 of the funds allocated in this subsection such that
7 there are sufficient funds to pay for all court-related
8 services during the entire year. The chief juvenile
9 court officers and departmental service area managers
10 shall attempt to anticipate potential surpluses and
11 shortfalls in the distribution amounts and shall
12 cooperatively request the state court administrator
13 or division administrator to transfer funds between
14 the judicial districts' or departmental service areas'
15 distribution amounts as prudent.

16 e. Notwithstanding any provision of law to the
17 contrary, a district or juvenile court shall not order
18 a county to pay for any service provided to a juvenile
19 pursuant to an order entered under chapter 232 which
20 is a charge upon the state under section 232.141,
21 subsection 4.

22 f. Of the funds allocated in this subsection, not
23 more than \$83,000 may be used by the judicial branch
24 for administration of the requirements under this
25 subsection.

26 g. Of the funds allocated in this subsection,
27 \$17,000 shall be used by the department of human
28 services to support the interstate commission for
29 juveniles in accordance with the interstate compact for
30 juveniles as provided in section 232.173.

31 10. Of the funds appropriated in this section,
32 \$6,022,602 is allocated for juvenile delinquent
33 graduated sanctions services. Any state funds saved as
34 a result of efforts by juvenile court services to earn
35 federal Tit. IV-E match for juvenile court services
36 administration may be used for the juvenile delinquent
37 graduated sanctions services.

38 11. Of the funds appropriated in this section,
39 \$1,288,285 is transferred to the department of public
40 health to be used for the child protection center
41 grant program in accordance with section 135.118. The
42 grant amounts under the program shall be equalized so
43 that each center receives a uniform amount of at least
44 \$245,000.

45 12. If the department receives federal approval
46 to implement a waiver under Tit. IV-E of the federal
47 Social Security Act to enable providers to serve
48 children who remain in the children's families and
49 communities, for purposes of eligibility under the
50 medical assistance program, children who participate in

1 the waiver shall be considered to be placed in foster
2 care.

3 13. Of the funds appropriated in this section,
4 \$3,092,375 is allocated for the preparation for adult
5 living program pursuant to section 234.46.

6 14. Of the funds appropriated in this section,
7 \$520,150 shall be used for juvenile drug courts.
8 The amount allocated in this subsection shall be
9 distributed as follows:

10 To the judicial branch for salaries to assist with
11 the operation of juvenile drug court programs operated
12 in the following jurisdictions:

13 a. Marshall county:	
14	\$ 62,708
15 b. Woodbury county:	
16	\$ 125,682
17 c. Polk county:	
18	\$ 195,892
19 d. The third judicial district:	
20	\$ 67,934
21 e. The eighth judicial district:	
22	\$ 67,934

23 15. Of the funds appropriated in this section,
24 \$227,337 shall be used for the public purpose of
25 continuing a grant to a nonprofit human services
26 organization providing services to individuals and
27 families in multiple locations in southwest Iowa and
28 Nebraska for support of a project providing immediate,
29 sensitive support and forensic interviews, medical
30 exams, needs assessments, and referrals for victims of
31 child abuse and their nonoffending family members.

32 16. Of the funds appropriated in this section,
33 \$200,590 is allocated for the foster care youth council
34 approach of providing a support network to children
35 placed in foster care.

36 17. Of the funds appropriated in this section,
37 \$202,000 is allocated for use pursuant to section
38 235A.1 for continuation of the initiative to address
39 child sexual abuse implemented pursuant to 2007 Iowa
40 Acts, chapter 218, section 18, subsection 21.

41 18. Of the funds appropriated in this section,
42 \$630,240 is allocated for the community partnership for
43 child protection sites.

44 19. Of the funds appropriated in this section,
45 \$371,250 is allocated for the department's minority
46 youth and family projects under the redesign of the
47 child welfare system.

48 20. Of the funds appropriated in this section,
49 \$1,436,595 is allocated for funding of the community
50 circle of care collaboration for children and youth

1 in northeast Iowa. However, if the department seeks
2 to implement the integrated health home approach for
3 the children in the area served by the circle of care
4 collaboration, the approach shall be implemented
5 through a request for proposals process and the funding
6 allocated in this subsection shall be combined with the
7 other funding made available to the providers selected
8 to implement the approach in the area.

9 21. Of the funds appropriated in this section, at
10 least \$147,158 shall be used for the child welfare
11 training academy.

12 22. Of the funds appropriated in this section,
13 \$25,000 shall be used for the public purpose of
14 continuation of a grant to a child welfare services
15 provider headquartered in a county with a population
16 between 205,000 and 215,000 in the latest certified
17 federal census that provides multiple services
18 including but not limited to a psychiatric medical
19 institution for children, shelter, residential
20 treatment, after school programs, school-based
21 programming, and an Asperger's syndrome program, to
22 be used for support services for children with autism
23 spectrum disorder and their families.

24 23. Of the funds appropriated in this section,
25 \$25,000 shall be used for the public purpose of
26 continuing a grant to a hospital-based provider
27 headquartered in a county with a population between
28 90,000 and 95,000 in the latest certified federal
29 census that provides multiple services including but
30 not limited to diagnostic, therapeutic, and behavioral
31 services to individuals with autism spectrum disorder
32 across the lifespan. The grant recipient shall utilize
33 the funds to continue the pilot project to determine
34 the necessary support services for children with autism
35 spectrum disorder and their families to be included in
36 the children's disabilities services system. The grant
37 recipient shall submit findings and recommendations
38 based upon the results of the pilot project to the
39 individuals specified in this division of this Act for
40 submission of reports by December 31, 2013.

41 24. Of the funds appropriated in this section,
42 \$327,947 shall be used for continuation of the central
43 Iowa system of care program grant through June 30,
44 2014. However, if the department seeks to implement
45 the integrated health home approach for the children
46 in the area served by the system of care grantee, the
47 approach shall be implemented through a request for
48 proposals process and the funding allocated in this
49 subsection shall be combined with the other funding
50 made available to the providers selected to implement

1 the approach in the area.

2 25. Of the funds appropriated in this section,
3 \$160,000 shall be used for the public purpose of the
4 continuation of a system of care grant implemented
5 in Cerro Gordo and Linn counties. However, if the
6 department seeks to implement the integrated health
7 home approach for the children in the area served by
8 the system of care grantee, the approach shall be
9 implemented through a request for proposals process
10 and the funding allocated in this subsection shall be
11 combined with the other funding made available to the
12 providers selected to implement the approach in the
13 area.

14 26. Of the funds appropriated in this section,
15 at least \$25,000 shall be used to continue and to
16 expand the foster care respite pilot program in which
17 postsecondary students in social work and other human
18 services-related programs receive experience by
19 assisting family foster care providers with respite and
20 other support.

21 Sec. 18. ADOPTION SUBSIDY.

22 1. There is appropriated from the general fund of
23 the state to the department of human services for the
24 fiscal year beginning July 1, 2013, and ending June 30,
25 2014, the following amount, or so much thereof as is
26 necessary, to be used for the purpose designated:

27 For adoption subsidy payments and services:
28 \$ 39,156,832

29 2. The department may transfer funds appropriated
30 in this section to the appropriation made in this
31 division of this Act for general administration for
32 costs paid from the appropriation relating to adoption
33 subsidy.

34 3. Federal funds received by the state during the
35 fiscal year beginning July 1, 2013, as the result of
36 the expenditure of state funds during a previous state
37 fiscal year for a service or activity funded under
38 this section are appropriated to the department to
39 be used as additional funding for the services and
40 activities funded under this section. Notwithstanding
41 section 8.33, moneys received in accordance with this
42 subsection that remain unencumbered or unobligated at
43 the close of the fiscal year shall not revert to any
44 fund but shall remain available for expenditure for the
45 purposes designated until the close of the succeeding
46 fiscal year.

47 Sec. 19. JUVENILE DETENTION HOME FUND. Moneys
48 deposited in the juvenile detention home fund
49 created in section 232.142 during the fiscal year
50 beginning July 1, 2013, and ending June 30, 2014, are

1 appropriated to the department of human services for
2 the fiscal year beginning July 1, 2013, and ending
3 June 30, 2014, for distribution of an amount equal
4 to a percentage of the costs of the establishment,
5 improvement, operation, and maintenance of county or
6 multicounty juvenile detention homes in the fiscal
7 year beginning July 1, 2012. Moneys appropriated for
8 distribution in accordance with this section shall be
9 allocated among eligible detention homes, prorated on
10 the basis of an eligible detention home's proportion
11 of the costs of all eligible detention homes in the
12 fiscal year beginning July 1, 2012. The percentage
13 figure shall be determined by the department based on
14 the amount available for distribution for the fund.
15 Notwithstanding section 232.142, subsection 3, the
16 financial aid payable by the state under that provision
17 for the fiscal year beginning July 1, 2013, shall be
18 limited to the amount appropriated for the purposes of
19 this section.

20 Sec. 20. FAMILY SUPPORT SUBSIDY PROGRAM.

21 1. There is appropriated from the general fund of
22 the state to the department of human services for the
23 fiscal year beginning July 1, 2013, and ending June 30,
24 2014, the following amount, or so much thereof as is
25 necessary, to be used for the purpose designated:

26 For the family support subsidy program subject
27 to the enrollment restrictions in section 225C.37,
28 subsection 3:
29 \$ 994,955

30 2. The department shall use at least \$385,500 of
31 the moneys appropriated in this section for the family
32 support center component of the comprehensive family
33 support program under section 225C.47. Not more than
34 \$25,000 of the amount allocated in this subsection
35 shall be used for administrative costs.

36 3. If at any time during the fiscal year, the
37 amount of funding available for the family support
38 subsidy program is reduced from the amount initially
39 used to establish the figure for the number of family
40 members for whom a subsidy is to be provided at any one
41 time during the fiscal year, notwithstanding section
42 225C.38, subsection 2, the department shall revise the
43 figure as necessary to conform to the amount of funding
44 available.

45 Sec. 21. CONNER DECREE. There is appropriated from
46 the general fund of the state to the department of
47 human services for the fiscal year beginning July 1,
48 2013, and ending June 30, 2014, the following amount,
49 or so much thereof as is necessary, to be used for the
50 purpose designated:

1 For building community capacity through the
2 coordination and provision of training opportunities
3 in accordance with the consent decree of Conner v.
4 Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):
5 \$ 33,622

6 Sec. 22. MENTAL HEALTH INSTITUTES. There is
7 appropriated from the general fund of the state to
8 the department of human services for the fiscal year
9 beginning July 1, 2013, and ending June 30, 2014, the
10 following amounts, or so much thereof as is necessary,
11 to be used for the purposes designated:

12 1. For the state mental health institute at
13 Cherokee for salaries, support, maintenance, and
14 miscellaneous purposes, and for not more than the
15 following full-time equivalent positions:
16 \$ 5,975,057
17 FTEs 168.50

18 If recommended by the superintendent, the department
19 may sell or transfer ownership of unused facilities at
20 the state mental health institute to the city in which
21 the institute is located.

22 2. For the state mental health institute at
23 Clarinda for salaries, support, maintenance, and
24 miscellaneous purposes, and for not more than the
25 following full-time equivalent positions:
26 \$ 6,772,460
27 FTEs 86.10

28 3. For the state mental health institute at
29 Independence for salaries, support, maintenance, and
30 miscellaneous purposes, and for not more than the
31 following full-time equivalent positions:
32 \$ 10,339,371
33 FTEs 233.00

34 4. For the state mental health institute at Mount
35 Pleasant for salaries, support, maintenance, and
36 miscellaneous purposes, and for not more than the
37 following full-time equivalent positions:
38 \$ 1,387,278
39 FTEs 97.92

40 Sec. 23. STATE RESOURCE CENTERS.
41 1. There is appropriated from the general fund of
42 the state to the department of human services for the
43 fiscal year beginning July 1, 2013, and ending June 30,
44 2014, the following amounts, or so much thereof as is
45 necessary, to be used for the purposes designated:

46 a. For the state resource center at Glenwood for
47 salaries, support, maintenance, and miscellaneous
48 purposes:
49 \$ 20,046,519
50 b. For the state resource center at Woodward for

1 salaries, support, maintenance, and miscellaneous
2 purposes:
3 \$ 13,809,566

4 2. The department may continue to bill for state
5 resource center services utilizing a scope of services
6 approach used for private providers of ICFID services,
7 in a manner which does not shift costs between the
8 medical assistance program, counties, or other sources
9 of funding for the state resource centers.

10 3. The state resource centers may expand the
11 time-limited assessment and respite services during the
12 fiscal year.

13 4. If the department's administration and the
14 department of management concur with a finding by a
15 state resource center's superintendent that projected
16 revenues can reasonably be expected to pay the salary
17 and support costs for a new employee position, or
18 that such costs for adding a particular number of new
19 positions for the fiscal year would be less than the
20 overtime costs if new positions would not be added, the
21 superintendent may add the new position or positions.
22 If the vacant positions available to a resource center
23 do not include the position classification desired to
24 be filled, the state resource center's superintendent
25 may reclassify any vacant position as necessary to
26 fill the desired position. The superintendents of the
27 state resource centers may, by mutual agreement, pool
28 vacant positions and position classifications during
29 the course of the fiscal year in order to assist one
30 another in filling necessary positions.

31 5. If existing capacity limitations are reached
32 in operating units, a waiting list is in effect
33 for a service or a special need for which a payment
34 source or other funding is available for the service
35 or to address the special need, and facilities for
36 the service or to address the special need can be
37 provided within the available payment source or other
38 funding, the superintendent of a state resource center
39 may authorize opening not more than two units or
40 other facilities and begin implementing the service
41 or addressing the special need during fiscal year
42 2013-2014.

43 Sec. 24. SEXUALLY VIOLENT PREDATORS.

44 1. There is appropriated from the general fund of
45 the state to the department of human services for the
46 fiscal year beginning July 1, 2013, and ending June 30,
47 2014, the following amount, or so much thereof as is
48 necessary, to be used for the purpose designated:

49 For costs associated with the commitment and
50 treatment of sexually violent predators in the unit

1 located at the state mental health institute at
2 Cherokee, including costs of legal services and
3 other associated costs, including salaries, support,
4 maintenance, and miscellaneous purposes, and for not
5 more than the following full-time equivalent positions:
6 \$ 10,916,969
7 FTEs 124.50

8 2. Unless specifically prohibited by law, if the
9 amount charged provides for recoupment of at least
10 the entire amount of direct and indirect costs, the
11 department of human services may contract with other
12 states to provide care and treatment of persons placed
13 by the other states at the unit for sexually violent
14 predators at Cherokee. The moneys received under such
15 a contract shall be considered to be repayment receipts
16 and used for the purposes of the appropriation made in
17 this section.

18 Sec. 25. FIELD OPERATIONS. There is appropriated
19 from the general fund of the state to the department of
20 human services for the fiscal year beginning July 1,
21 2013, and ending June 30, 2014, the following amount,
22 or so much thereof as is necessary, to be used for the
23 purposes designated:

24 For field operations, including salaries, support,
25 maintenance, and miscellaneous purposes, and for not
26 more than the following full-time equivalent positions:
27 \$ 62,731,674
28 FTEs 1,781.00

29 Priority in filling full-time equivalent positions
30 shall be given to those positions related to child
31 protection services and eligibility determination for
32 low-income families.

33 Sec. 26. GENERAL ADMINISTRATION. There is
34 appropriated from the general fund of the state to
35 the department of human services for the fiscal year
36 beginning July 1, 2013, and ending June 30, 2014, the
37 following amount, or so much thereof as is necessary,
38 to be used for the purpose designated:

39 For general administration, including salaries,
40 support, maintenance, and miscellaneous purposes, and
41 for not more than the following full-time equivalent
42 positions:
43 \$ 15,450,045
44 FTEs 307.00

45 1. Of the funds appropriated in this section,
46 \$63,543 is allocated for the prevention of disabilities
47 policy council established in section 225B.3. Of the
48 amount allocated in this subsection, \$25,000 shall be
49 passed through to the council for the costs involved
50 with holding a summit meeting of the multiple entities

1 providing services to persons with disabilities. The
2 focus of the summit meeting shall be to review existing
3 disability prevention activities in order to identify
4 cost effective public policy options for reaching the
5 greatest number of children and adults in order to
6 eliminate the risk of disabilities. The review shall
7 also address options for health care services available
8 to youth transitioning to the adult system of health
9 care. The council shall report to the individuals
10 identified in this Act for submission of reports within
11 30 calendar days of completing the summit meeting
12 concerning the review, policy options identified, and
13 recommendations made.

14 2. The department shall report at least monthly
15 to the legislative services agency concerning the
16 department's operational and program expenditures.

17 3. Of the funds appropriated in this section,
18 \$50,000 is transferred to the Iowa finance authority
19 to be used for administrative support of the council
20 on homelessness established in section 16.100A and for
21 the council to fulfill its duties in addressing and
22 reducing homelessness in the state.

23 4. Of the funds appropriated in this section,
24 \$150,000 shall be used to continue the contract for the
25 provision of a program to provide technical assistance,
26 support, and consultation to providers of habilitation
27 services and home and community-based services waiver
28 services for adults with disabilities under the medical
29 assistance program.

30 Sec. 27. VOLUNTEERS. There is appropriated from
31 the general fund of the state to the department of
32 human services for the fiscal year beginning July 1,
33 2013, and ending June 30, 2014, the following amount,
34 or so much thereof as is necessary, to be used for the
35 purpose designated:

36 For development and coordination of volunteer
37 services:
38 \$ 84,660

39 Sec. 28. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
40 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
41 UNDER THE DEPARTMENT OF HUMAN SERVICES.

42 1. a. (1) For the fiscal year beginning July 1,
43 2013, the total state funding amount for the nursing
44 facility budget shall not exceed \$267,712,511.

45 (2) For the fiscal year beginning July 1, 2013,
46 the department shall rebase case-mix nursing facility
47 rates effective July 1, 2013. However, total nursing
48 facility budget expenditures, including both case-mix
49 and noncase-mix shall not exceed the amount specified
50 in subparagraph (1). When calculating case-mix per

1 diem cost and the patient-day-weighted medians used in
2 rate-setting for nursing facilities effective July 1,
3 2013, the inflation factor applied from the midpoint
4 of the cost report period to the first day of the
5 state fiscal year rate period shall be adjusted to
6 maintain state funding within the amount specified in
7 subparagraph (1).

8 (3) The department, in cooperation with nursing
9 facility representatives, shall review projections for
10 state funding expenditures for reimbursement of nursing
11 facilities on a quarterly basis and the department
12 shall determine if an adjustment to the medical
13 assistance reimbursement rate is necessary in order to
14 provide reimbursement within the state funding amount
15 for the fiscal year. Notwithstanding 2001 Iowa Acts,
16 chapter 192, section 4, subsection 2, paragraph "c",
17 and subsection 3, paragraph "a", subparagraph (2), if
18 the state funding expenditures for the nursing facility
19 budget for the fiscal year is projected to exceed the
20 amount specified in subparagraph (1), the department
21 shall adjust the reimbursement for nursing facilities
22 reimbursed under the case-mix reimbursement system to
23 maintain expenditures of the nursing facility budget
24 within the specified amount for the fiscal year.

25 (4) For the fiscal year beginning July 1, 2013,
26 special population nursing facilities shall be
27 reimbursed in accordance with the methodology in effect
28 on June 30, 2013.

29 b. (1) For the fiscal year beginning July 1, 2013,
30 the department shall establish the pharmacy dispensing
31 fee reimbursement at \$10.17 per prescription. The
32 actual dispensing fee shall be determined by a cost
33 of dispensing survey performed by the department and
34 required to be completed by all medical assistance
35 program participating pharmacies every two years
36 beginning in FY 2014-2015.

37 (2) The department shall utilize an average
38 acquisition cost reimbursement methodology for all
39 drugs covered under the medical assistance program in
40 accordance with 2012 Iowa Acts, chapter 1133, section
41 33.

42 c. (1) For the fiscal year beginning July 1, 2013,
43 reimbursement rates for outpatient hospital services
44 shall remain at the rates in effect on June 30, 2013.

45 (2) For the fiscal year beginning July 1, 2013,
46 reimbursement rates for inpatient hospital services
47 shall remain at the rates in effect on June 30, 2013.

48 (3) For the fiscal year beginning July 1, 2013,
49 the graduate medical education and disproportionate
50 share hospital fund shall remain at the amount in

1 effect on June 30, 2013, except that the portion of
2 the fund attributable to graduate medical education
3 shall be reduced in an amount that reflects the
4 elimination of graduate medical education payments made
5 to out-of-state hospitals.

6 (4) In order to ensure the efficient use of limited
7 state funds in procuring health care services for
8 low-income Iowans, funds appropriated in this Act for
9 hospital services shall not be used for activities
10 which would be excluded from a determination of
11 reasonable costs under the federal Medicare program
12 pursuant to 42 U.S.C. § 1395X(v)(1)(N).

13 d. For the fiscal year beginning July 1, 2013,
14 reimbursement rates for rural health clinics, hospices,
15 and acute mental hospitals shall be increased in
16 accordance with increases under the federal Medicare
17 program or as supported by their Medicare audited
18 costs.

19 e. For the fiscal year beginning July 1, 2013,
20 independent laboratories and rehabilitation agencies
21 shall be reimbursed using the same methodology in
22 effect on June 30, 2013.

23 f. For the fiscal year beginning July 1, 2013,
24 reimbursement rates for home health agencies shall
25 remain at the rates in effect on June 30, 2013, not to
26 exceed a home health agency's actual allowable cost.

27 g. For the fiscal year beginning July 1, 2013,
28 federally qualified health centers shall receive
29 cost-based reimbursement for 100 percent of the
30 reasonable costs for the provision of services to
31 recipients of medical assistance.

32 h. For the fiscal year beginning July 1, 2013, the
33 reimbursement rates for dental services shall remain at
34 the rates in effect on June 30, 2013.

35 i. (1) For the fiscal year beginning July 1,
36 2013, state-owned psychiatric medical institutions
37 for children shall receive cost-based reimbursement
38 for 100 percent of the actual and allowable costs for
39 the provision of services to recipients of medical
40 assistance.

41 (2) For the nonstate-owned psychiatric medical
42 institutions for children, reimbursement rates shall be
43 based on the reimbursement methodology developed by the
44 department as required for federal compliance.

45 (3) As a condition of participation in the medical
46 assistance program, enrolled providers shall accept the
47 medical assistance reimbursement rate for any covered
48 goods or services provided to recipients of medical
49 assistance who are children under the custody of a
50 psychiatric medical institution for children.

1 j. For the fiscal year beginning July 1,
2 2013, unless otherwise specified in this Act,
3 all noninstitutional medical assistance provider
4 reimbursement rates shall remain at the rates in effect
5 on June 30, 2013, except for area education agencies,
6 local education agencies, infant and toddler services
7 providers, and those providers whose rates are required
8 to be determined pursuant to section 249A.20.

9 k. Notwithstanding any provision to the contrary,
10 for the fiscal year beginning July 1, 2013, the
11 reimbursement rate for anesthesiologists shall remain
12 at the rate in effect on June 30, 2013.

13 l. For the fiscal year beginning July 1, 2013, the
14 average reimbursement rate for health care providers
15 eligible for use of the federal Medicare resource-based
16 relative value scale reimbursement methodology under
17 section 249A.20 shall remain at the rate in effect on
18 June 30, 2013; however, this rate shall not exceed the
19 maximum level authorized by the federal government.

20 m. For the fiscal year beginning July 1, 2013, the
21 reimbursement rate for residential care facilities
22 shall not be less than the minimum payment level as
23 established by the federal government to meet the
24 federally mandated maintenance of effort requirement.
25 The flat reimbursement rate for facilities electing not
26 to file annual cost reports shall not be less than the
27 minimum payment level as established by the federal
28 government to meet the federally mandated maintenance
29 of effort requirement.

30 n. For the fiscal year beginning July 1, 2013,
31 inpatient mental health services provided at hospitals
32 shall remain at the rates in effect on June 30,
33 2013, subject to Medicaid program upper payment
34 limit rules; community mental health centers and
35 providers of mental health services to county residents
36 pursuant to a waiver approved under section 225C.7,
37 subsection 3, shall be reimbursed at 100 percent of
38 the reasonable costs for the provision of services to
39 recipients of medical assistance; and psychiatrists
40 shall be reimbursed at the medical assistance program
41 fee-for-service rate.

42 o. For the fiscal year beginning July 1, 2013, the
43 reimbursement rate for consumer-directed attendant care
44 shall remain at the rates in effect on June 30, 2013.

45 p. For the fiscal year beginning July 1, 2013, the
46 reimbursement rate for providers of family planning
47 services that are eligible to receive a 90 percent
48 federal match shall remain at the rates in effect on
49 June 30, 2013.

50 q. For the fiscal year beginning July 1, 2013, the

1 upper limits on reimbursement rates for providers of
2 home and community-based services waiver services shall
3 be the limits in effect on June 30, 2013, pursuant
4 to 441 IAC 79.1(2), based on federal Medicare rates,
5 federal veterans administration rates, or the dollar
6 amount specified in rule, regardless of the providers'
7 previous Medicaid program rate.

8 2. For the fiscal year beginning July 1, 2013, the
9 reimbursement rate for providers reimbursed under the
10 in-home-related care program shall not be less than the
11 minimum payment level as established by the federal
12 government to meet the federally mandated maintenance
13 of effort requirement.

14 3. Unless otherwise directed in this section, when
15 the department's reimbursement methodology for any
16 provider reimbursed in accordance with this section
17 includes an inflation factor, this factor shall not
18 exceed the amount by which the consumer price index for
19 all urban consumers increased during the calendar year
20 ending December 31, 2002.

21 4. For the fiscal year beginning July 1, 2013,
22 the foster family basic daily maintenance rate and
23 the maximum adoption subsidy rate for children ages 0
24 through 5 years shall be \$15.98, the rate for children
25 ages 6 through 11 years shall be \$16.62, the rate for
26 children ages 12 through 15 years shall be \$18.19,
27 and the rate for children and young adults ages 16
28 and older shall be \$18.43. The maximum supervised
29 apartment living foster care reimbursement rate shall
30 be \$25.00 per day. For youth ages 18 to 21 who have
31 exited foster care, the maximum preparation for adult
32 living program maintenance rate shall be \$574.00 per
33 month. The payment for adoption subsidy nonrecurring
34 expenses shall be limited to \$500 and the disallowance
35 of additional amounts for court costs and other related
36 legal expenses implemented pursuant to 2010 Iowa Acts,
37 chapter 1031, section 408 shall be continued.

38 5. For the fiscal year beginning July 1, 2013,
39 the maximum reimbursement rates under the supervised
40 apartment living program and for social services
41 providers under contract shall remain at the rates
42 in effect on June 30, 2013, or the provider's actual
43 and allowable cost plus inflation for each service,
44 whichever is less. However, if a new service or
45 service provider is added after June 30, 2013, the
46 initial reimbursement rate for the service or provider
47 shall be based upon a weighted average of provider
48 rates for similar services.

49 6. For the fiscal year beginning July 1, 2013,
50 the reimbursement rates for family-centered service

1 providers, family foster care service providers, group
2 foster care service providers, and the resource family
3 recruitment and retention contractor shall remain at
4 the rates in effect on June 30, 2013.

5 7. The group foster care reimbursement rates
6 paid for placement of children out of state shall
7 be calculated according to the same rate-setting
8 principles as those used for in-state providers,
9 unless the director of human services or the director's
10 designee determines that appropriate care cannot be
11 provided within the state. The payment of the daily
12 rate shall be based on the number of days in the
13 calendar month in which service is provided.

14 8. a. For the fiscal year beginning July 1, 2013,
15 the reimbursement rate paid for shelter care and
16 the child welfare emergency services implemented to
17 provide or prevent the need for shelter care shall be
18 established by contract.

19 b. For the fiscal year beginning July 1, 2013,
20 the combined service and maintenance components of
21 the reimbursement rate paid for shelter care services
22 shall be based on the financial and statistical report
23 submitted to the department. The maximum reimbursement
24 rate shall be \$92.36 per day. The department shall
25 reimburse a shelter care provider at the provider's
26 actual and allowable unit cost, plus inflation, not to
27 exceed the maximum reimbursement rate.

28 c. For the fiscal year beginning July 1, 2013,
29 the amount of the statewide average of the actual and
30 allowable rates for reimbursement of juvenile shelter
31 care homes that is utilized for the limitation on
32 recovery of unpaid costs shall remain at the amount in
33 effect for this purpose in the fiscal year beginning
34 July 1, 2012.

35 9. For the fiscal year beginning July 1, 2013,
36 the department shall calculate reimbursement rates
37 for intermediate care facilities for persons with
38 intellectual disabilities at the 80th percentile.
39 Beginning July 1, 2013, the rate calculation
40 methodology shall utilize the consumer price index
41 inflation factor applicable to the fiscal year
42 beginning July 1, 2013.

43 10. For the fiscal year beginning July 1, 2013,
44 for child care providers reimbursed under the state
45 child care assistance program, the department shall
46 set provider reimbursement rates based on the rate
47 reimbursement survey completed in December 2004.
48 Effective July 1, 2013, the child care provider
49 reimbursement rates shall remain at the rates in effect
50 on June 30, 2013. The department shall set rates in a

1 manner so as to provide incentives for a nonregistered
2 provider to become registered by applying any increase
3 only to registered and licensed providers.

4 11. The department may adopt emergency rules to
5 implement this section.

6 Sec. 29. EMERGENCY RULES.

7 1. If specifically authorized by a provision
8 of this division of this Act for the fiscal year
9 beginning July 1, 2013, the department of human
10 services or the mental health, and disability services
11 commission may adopt administrative rules under section
12 17A.4, subsection 3, and section 17A.5, subsection
13 2, paragraph "b", to implement the provisions and
14 the rules shall become effective immediately upon
15 filing or on a later effective date specified in the
16 rules, unless the effective date is delayed by the
17 administrative rules review committee. Any rules
18 adopted in accordance with this section shall not
19 take effect before the rules are reviewed by the
20 administrative rules review committee. The delay
21 authority provided to the administrative rules review
22 committee under section 17A.4, subsection 7, and
23 section 17A.8, subsection 9, shall be applicable to a
24 delay imposed under this section, notwithstanding a
25 provision in those sections making them inapplicable
26 to section 17A.5, subsection 2, paragraph "b". Any
27 rules adopted in accordance with the provisions of this
28 section shall also be published as notice of intended
29 action as provided in section 17A.4.

30 2. If during the fiscal year beginning July 1,
31 2013, the department of human services is adopting
32 rules in accordance with this section or as otherwise
33 directed or authorized by state law, and the rules will
34 result in an expenditure increase beyond the amount
35 anticipated in the budget process or if the expenditure
36 was not addressed in the budget process for the
37 fiscal year, the department shall notify the persons
38 designated by this division of this Act for submission
39 of reports, the chairpersons and ranking members of
40 the committees on appropriations, and the department
41 of management concerning the rules and the expenditure
42 increase. The notification shall be provided at least
43 30 calendar days prior to the date notice of the rules
44 is submitted to the administrative rules coordinator
45 and the administrative code editor.

46 Sec. 30. REPORTS. Any reports or other information
47 required to be compiled and submitted under this Act
48 during the fiscal year beginning July 1, 2013, shall
49 be submitted to the chairpersons and ranking members
50 of the joint appropriations subcommittee on health and

1 human services, the legislative services agency, and
2 the legislative caucus staffs on or before the dates
3 specified for submission of the reports or information.

4 DIVISION V

5 HEALTH CARE ACCOUNTS AND FUNDS — FY 2013-2014

6 Sec. 31. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
7 is appropriated from the pharmaceutical settlement
8 account created in section 249A.33 to the department of
9 human services for the fiscal year beginning July 1,
10 2013, and ending June 30, 2014, the following amount,
11 or so much thereof as is necessary, to be used for the
12 purpose designated:

13 Notwithstanding any provision of law to the
14 contrary, to supplement the appropriations made in this
15 Act for medical contracts under the medical assistance
16 program for the fiscal year beginning July 1, 2013, and
17 ending June 30, 2014:

18 \$ 6,650,000

19 Sec. 32. APPROPRIATIONS FROM IOWACARE ACCOUNT.

20 1. There is appropriated from the IowaCare account
21 created in section 249J.24 to the state board of
22 regents for distribution to the university of Iowa
23 hospitals and clinics for the fiscal year beginning
24 July 1, 2013, and ending June 30, 2014, for the program
25 period beginning July 1, 2013, and ending December 31,
26 2013, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

28 For salaries, support, maintenance, equipment, and
29 miscellaneous purposes, for the provision of medical
30 and surgical treatment of indigent patients, for
31 provision of services to members of the expansion
32 population pursuant to chapter 249J, and for medical
33 education:

34 \$ 13,642,292

35 a. Funds appropriated in this section shall not be
36 used for the willful termination of human life.

37 b. Notwithstanding any provision of law to the
38 contrary, the amount appropriated in this subsection
39 shall be distributed based on claims submitted,
40 adjudicated, and paid by the Iowa Medicaid enterprise.

41 c. The university of Iowa hospitals and clinics
42 shall certify public expenditures in an amount equal
43 to provide the nonfederal share on total expenditures
44 not to exceed \$10,000,000.

45 2. There is appropriated from the IowaCare account
46 created in section 249J.24 to the state board of
47 regents for distribution to the university of Iowa
48 hospitals and clinics for the fiscal year beginning
49 July 1, 2013, and ending June 30, 2014, for the program
50 period beginning July 1, 2013, and ending December 31,

1 2013, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:
3 For salaries, support, maintenance, equipment, and
4 miscellaneous purposes, for the provision of medical
5 and surgical treatment of indigent patients, for
6 provision of services to members of the expansion
7 population pursuant to chapter 249J, and for medical
8 education:
9 \$ 26,284,600

10 Notwithstanding any provision of law to the
11 contrary, the amount appropriated in this subsection
12 shall be distributed based on claims submitted,
13 adjudicated, and paid by the Iowa Medicaid enterprise.

14 3. There is appropriated from the IowaCare
15 account created in section 249J.24 to the state
16 board of regents for distribution to university of
17 Iowa physicians for the fiscal year beginning July
18 1, 2013, and ending June 30, 2014, for the program
19 period beginning July 1, 2013, and ending December 31,
20 2013, the following amount, or so much thereof as is
21 necessary to be used for the purposes designated:
22 For salaries, support, maintenance, equipment, and
23 miscellaneous purposes for the provision of medical and
24 surgical treatment of indigent patients, for provision
25 of services to members of the expansion population
26 pursuant to chapter 249J, and for medical education:
27 \$ 9,903,183

28 Notwithstanding any provision of law to the
29 contrary, the amount appropriated in this subsection
30 shall be distributed based on claims submitted,
31 adjudicated, and paid by the Iowa Medicaid enterprise.
32 Once the entire amount appropriated in this subsection
33 has been distributed, claims shall continue to
34 be submitted and adjudicated by the Iowa Medicaid
35 enterprise; however, no payment shall be made based
36 upon such claims.

37 4. There is appropriated from the IowaCare account
38 created in section 249J.24 to the department of
39 human services for the fiscal year beginning July
40 1, 2013, and ending June 30, 2014, for the program
41 period beginning July 1, 2013, and ending December 31,
42 2013, the following amount, or so much thereof as is
43 necessary, to be used for the purposes designated:
44 For distribution to a publicly owned acute care
45 teaching hospital located in a county with a population
46 over 350,000 for the provision of medical and surgical
47 treatment of indigent patients, for provision of
48 services to members of the expansion population
49 pursuant to chapter 249J, and for medical education:
50 \$ 33,750,000

1 a. Notwithstanding any provision of law to the
2 contrary, the amount appropriated in this subsection
3 shall be distributed based on claims submitted,
4 adjudicated, and paid by the Iowa Medicaid enterprise
5 plus a monthly disproportionate share hospital payment.
6 Any amount appropriated in this subsection in excess
7 of \$32,000,000 shall be distributed only if the sum of
8 the expansion population claims adjudicated and paid
9 by the Iowa Medicaid enterprise plus the estimated
10 disproportionate share hospital payments exceeds
11 \$32,000,000. The amount paid in excess of \$32,000,000
12 shall not adjust the original monthly payment amount
13 but shall be distributed monthly based on actual
14 claims adjudicated and paid by the Iowa Medicaid
15 enterprise plus the estimated disproportionate share
16 hospital amount. Any amount appropriated in this
17 subsection in excess of \$32,000,000 shall be allocated
18 only if federal funds are available to match the
19 amount allocated. Pursuant to paragraph "b", of the
20 amount appropriated in this subsection, not more than
21 \$2,000,000 shall be distributed for prescription drugs,
22 podiatry services, optometric services, and durable
23 medical equipment.

24 b. Notwithstanding any provision of law to the
25 contrary, the hospital identified in this subsection
26 shall be reimbursed for outpatient prescription
27 drugs, podiatry services, optometric services, and
28 durable medical equipment provided to members of the
29 expansion population pursuant to all applicable medical
30 assistance program rules, in an amount not to exceed
31 \$2,000,000.

32 c. Notwithstanding the total amount of proceeds
33 distributed pursuant to section 249J.24, subsection 4,
34 paragraph "a", unnumbered paragraph 1, for the fiscal
35 year beginning July 1, 2013, and ending June 30, 2014,
36 the county treasurer of a county with a population
37 of over 350,000 in which a publicly owned acute care
38 teaching hospital is located shall distribute the
39 proceeds collected pursuant to section 347.7 between
40 July 1, 2013, and December 31, 2013, in a total amount
41 of \$19,000,000, which would otherwise be distributed
42 to the county hospital, to the treasurer of state for
43 deposit in the IowaCare account.

44 d. Notwithstanding the amount collected and
45 distributed for deposit in the IowaCare account
46 pursuant to section 249J.24, subsection 4, paragraph
47 "a", subparagraph (1), the first \$19,000,000 in
48 proceeds collected pursuant to section 347.7 between
49 July 1, 2013, and December 31, 2013, shall be
50 distributed to the treasurer of state for deposit in

1 the IowaCare account and collections during this time
2 period in excess of \$19,000,000 shall be distributed
3 to the acute care teaching hospital identified in
4 this subsection. Of the collections in excess of
5 the \$19,000,000 received by the acute care teaching
6 hospital under this paragraph "d", \$2,000,000 shall be
7 distributed by the acute care teaching hospital to the
8 treasurer of state for deposit in the IowaCare account
9 in the month of January 2014, following the July 1
10 through December 31, 2013, period.

11 5. There is appropriated from the IowaCare account
12 created in section 249J.24 to the department of
13 human services for the fiscal year beginning July
14 1, 2013, and ending June 30, 2014, for the program
15 period beginning July 1, 2013, and ending December 31,
16 2013, the following amount, or so much thereof as is
17 necessary to be used for the purpose designated:

18 For payment to the regional provider network
19 specified by the department pursuant to section 249J.7
20 for provision of covered services to members of the
21 expansion population pursuant to chapter 249J:

22 \$ 2,993,183

23 Notwithstanding any provision of law to the
24 contrary, the amount appropriated in this subsection
25 shall be distributed based on claims submitted,
26 adjudicated, and paid by the Iowa Medicaid enterprise.
27 Once the entire amount appropriated in this subsection
28 has been distributed, claims shall continue to
29 be submitted and adjudicated by the Iowa Medicaid
30 enterprise; however, no payment shall be made based
31 upon such claims.

32 6. There is appropriated from the IowaCare account
33 created in section 249J.24 to the department of
34 human services for the fiscal year beginning July
35 1, 2013, and ending June 30, 2014, for the program
36 period beginning July 1, 2013, and ending December 31,
37 2013, the following amount, or so much thereof as is
38 necessary, to be used for the purposes designated:

39 For a care coordination pool to pay the expansion
40 population providers consisting of the university of
41 Iowa hospitals and clinics, the publicly owned acute
42 care teaching hospital as specified in section 249J.7,
43 and current medical assistance program providers that
44 are not expansion population network providers pursuant
45 to section 249J.7, for services covered by the full
46 benefit medical assistance program but not under the
47 IowaCare program pursuant to section 249J.6, that are
48 provided to expansion population members:

49 \$ 1,500,000

50 a. Notwithstanding sections 249J.6 and 249J.7,

1 the amount appropriated in this subsection is
2 intended to provide payment for medically necessary
3 services provided to expansion population members for
4 continuation of care provided by the university of
5 Iowa hospitals and clinics or the publicly owned acute
6 care teaching hospital as specified in section 249J.7.
7 Payment may only be made for services that are not
8 otherwise covered under section 249J.6, and which are
9 follow-up services to covered services provided by the
10 hospitals specified in this paragraph "a".

11 b. The funds appropriated in this subsection are
12 intended to provide limited payment for continuity
13 of care services for an expansion population member,
14 and are intended to cover the costs of services
15 to expansion population members, regardless of
16 the member's county of residence or medical home
17 assignment, if the care is related to specialty or
18 hospital services provided by the hospitals specified
19 in paragraph "a".

20 c. The funds appropriated in this subsection are
21 not intended to provide for expanded coverage under
22 the IowaCare program, and shall not be used to cover
23 emergency transportation services.

24 d. The department shall adopt administrative
25 rules pursuant to chapter 17A to establish a prior
26 authorization process and to identify covered services
27 for reimbursement under this subsection.

28 7. There is appropriated from the IowaCare account
29 created in section 249J.24 to the department of
30 human services for the fiscal year beginning July
31 1, 2013, and ending June 30, 2014, for the program
32 period beginning July 1, 2013, and ending December 31,
33 2013, the following amount, or so much thereof as is
34 necessary, for the purposes designated:

35 For transfer to the medical contracts appropriation
36 in this division of this Act to be used for
37 administrative costs associated with chapter 249J
38 including eligibility determinations:
39 \$ 371,552

40 8. For the fiscal year beginning July 1, 2013, and
41 ending June 30, 2014, for the program period beginning
42 July 1, 2013, and ending December 31, 2013, the
43 state board of regents shall transfer \$637,789 to the
44 IowaCare account created in section 249J.24, to provide
45 the nonfederal share for distribution to university
46 of Iowa physicians under the IowaCare program. The
47 university of Iowa hospitals and clinics shall receive
48 and retain 100 percent of the total increase in
49 IowaCare program payments.

50 Sec. 33. APPROPRIATIONS FROM NONPARTICIPATING

1 PROVIDER REIMBURSEMENT FUND — DEPARTMENT OF HUMAN
2 SERVICES. Notwithstanding any provision to the
3 contrary, and subject to the availability of funds,
4 there is appropriated from the nonparticipating
5 provider reimbursement fund created in section 249J.24A
6 to the department of human services for the fiscal year
7 beginning July 1, 2013, and ending June 30, 2014, for
8 the program period beginning July 1, 2013, and ending
9 December 31, 2013, the following amount, or so much
10 thereof as is necessary, for the purposes designated:

11 To reimburse nonparticipating providers in
12 accordance with section 249J.24A:
13 \$ 1,000,000

14 Sec. 34. QUALITY ASSURANCE TRUST FUND — DEPARTMENT
15 OF HUMAN SERVICES. Notwithstanding any provision to
16 the contrary and subject to the availability of funds,
17 there is appropriated from the quality assurance trust
18 fund created in section 249L.4 to the department of
19 human services for the fiscal year beginning July 1,
20 2013, and ending June 30, 2014, the following amounts,
21 or so much thereof as is necessary, for the purposes
22 designated:

23 To supplement the appropriation made in this Act
24 from the general fund of the state to the department
25 of human services for medical assistance for the same
26 fiscal year:
27 \$ 28,788,917

28 Sec. 35. HOSPITAL HEALTH CARE ACCESS TRUST FUND
29 — DEPARTMENT OF HUMAN SERVICES. Notwithstanding
30 any provision to the contrary and subject to the
31 availability of funds, there is appropriated from
32 the hospital health care access trust fund created in
33 section 249M.4 to the department of human services for
34 the fiscal year beginning July 1, 2013, and ending June
35 30, 2014, the following amounts, or so much thereof as
36 is necessary, for the purposes designated:

37 1. To supplement the appropriation made in this Act
38 from the general fund of the state to the department
39 of human services for medical assistance for the same
40 fiscal year:

41 \$ 34,288,000

42 2. For deposit in the nonparticipating provider
43 reimbursement fund created in section 249J.24A to be
44 used for the purposes of the fund:

45 \$ 412,000

46 Sec. 36. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
47 FOR FY 2013-2014. Notwithstanding section 8.33,
48 if moneys appropriated for purposes of the medical
49 assistance program for the fiscal year beginning
50 July 1, 2013, and ending June 30, 2014, from the

1 general fund of the state, the quality assurance
2 trust fund and the hospital health care access trust
3 fund, are in excess of actual expenditures for the
4 medical assistance program and remain unencumbered or
5 unobligated at the close of the fiscal year, the excess
6 moneys shall not revert but shall remain available for
7 expenditure for the purposes of the medical assistance
8 program until the close of the succeeding fiscal year.

9 DIVISION VI

10 PRIOR YEAR APPROPRIATIONS

11 RESPITE

12 Sec. 37. 2011 Iowa Acts, chapter 129, section 128,
13 as amended by 2012 Iowa Acts, chapter 1133, section 22,
14 subsection 26, is amended to read as follows:

15 26. Of the funds appropriated in this section,
16 at least \$25,000 shall be used to continue and to
17 expand the foster care respite pilot program in which
18 postsecondary students in social work and other human
19 services-related programs receive experience by
20 assisting family foster care providers with respite and
21 other support. Notwithstanding section 8.33, moneys
22 allocated in this subsection that remain unencumbered
23 or unobligated at the close of the fiscal year shall
24 not revert but shall remain available for expenditure
25 for the purposes designated until the close of the
26 succeeding fiscal year.

27 MEDICAL ASSISTANCE — GENERAL FUND

28 Sec. 38. 2011 Iowa Acts, chapter 129, section 122,
29 unnumbered paragraph 2, is amended to read as follows:

30 For medical assistance program reimbursement and
31 associated costs as specifically provided in the
32 reimbursement methodologies in effect on June 30,
33 2012, except as otherwise expressly authorized by
34 law, ~~and consistent with options under federal law and~~
35 ~~regulations:~~

36 \$914,993,421
37 975,993,421

38 Sec. 39. 2011 Iowa Acts, chapter 129, section 122,
39 subsection 1, is amended by striking the subsection and
40 inserting in lieu thereof the following:

41 1. a. Funds appropriated in this section that
42 are distributed to a hospital, as defined in section
43 135B.1, or to a person, as defined in section 4.1, who
44 receives funding from the IowaCare account created in
45 section 249J.24, shall not be used for the willful
46 termination of human life.

47 b. With the exception of the distributions in
48 paragraph "a", funds appropriated under this section
49 shall not be distributed to any person, as defined
50 in section 4.1, who participates in the willful

1 termination of human life.

2 ADOPTION SUBSIDY — GENERAL FUND

3 Sec. 40. 2011 Iowa Acts, chapter 129, section 129,
4 as amended by 2012 Iowa Acts, chapter 1133, section 23,
5 subsection 1, is amended to read as follows:

6 1. There is appropriated from the general fund of
7 the state to the department of human services for the
8 fiscal year beginning July 1, 2012, and ending June 30,
9 2013, the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For adoption subsidy payments and services:
12 \$ ~~36,788,576~~
13 37,743,429

14 NURSING FACILITY REIMBURSEMENT

15 Sec. 41. 2011 Iowa Acts, chapter 129, section 141,
16 subsection 1, paragraph a, subparagraph (1), as amended
17 by 2012 Iowa Acts, chapter 1133, section 32, is amended
18 to read as follows:

19 (1) For the fiscal year beginning July 1, 2012, the
20 total state funding amount for the nursing facility
21 budget shall not exceed ~~\$237,226,901~~ \$239,226,901.

22 Sec. 42. 2012 Iowa Acts, chapter 1133, section 55,
23 is amended to read as follows:

24 SEC. 55. REPLACEMENT GENERATION TAX REVENUES —
25 LEVY RATES FOR FY 2011-2012 AND FY 2012-2013.

26 1. a. For the fiscal year beginning July 1, 2011,
27 and ending June 30, 2012, and for the fiscal year
28 beginning July 1, 2012, and ending June 30, 2013, the
29 replacement generation tax revenues required to be
30 deposited in the property tax relief fund pursuant
31 to section 437A.8, subsection 4, paragraph "d", and
32 section 437A.15, subsection 3, paragraph "f", shall
33 instead be credited to the mental health and disability
34 services redesign fund created in this division of this
35 Act.

36 b. If this section of this division of this Act is
37 enacted after the department of management has reduced
38 county certified budgets and revised rates of taxation
39 pursuant to section 426B.2, subsection 3, paragraph
40 "b", to reflect anticipated replacement generation tax
41 revenues, and the enactment date is during the period
42 beginning May 1, 2012, and ending June 30, 2012, the
43 reductions and revisions shall be rescinded and the
44 department of management shall expeditiously report
45 that fact to the county auditors.

46 2. Except as otherwise provided in subsection 1
47 for department of management reductions of certified
48 budgets and revisions of tax rates and rescinding
49 of those reductions and revisions, the budgets and
50 tax rates certified for a county services fund under

1 section 331.424A, for the fiscal year beginning July 1,
2 2012, shall remain in effect, notwithstanding section
3 426B.3, subsection 1, the property tax relief fund
4 payment and other services fund financing changes
5 made in this division of this Act, or other statutory
6 amendments affecting county services funds for the
7 fiscal year to the contrary.

8 Sec. 43. EFFECTIVE UPON ENACTMENT. This division
9 of this Act, being deemed of immediate importance,
10 takes effect upon enactment.

11 Sec. 44. RETROACTIVE APPLICABILITY. The following
12 provision of this Act applies retroactively to July 1,
13 2011:

14 1. The section amending 2012 Iowa Acts, chapter
15 1133, section 55.

16 DIVISION VII

17 AGING

18 Sec. 45. Section 231.33, subsection 21, Code 2013,
19 if enacted by 2013 Iowa Acts, Senate File 184, section
20 22, is amended to read as follows:

21 21. Comply with all applicable requirements of the
22 Iowa public employees' retirement system established
23 pursuant to chapter 97B. Notwithstanding any provision
24 to the contrary, an employee of an area agency on aging
25 that was enrolled in an alternative qualified plan
26 prior to July 1, 2012, may continue participation in
27 that alternative qualified plan in lieu of mandatory
28 participation in the Iowa public employees' retirement
29 system.

30 Sec. 46. Section 231.42, subsection 7, paragraph a,
31 Code 2013, is amended to read as follows:

32 a. An officer, owner, director, or employee of a
33 long-term care facility, assisted living program, or
34 elder group home who intentionally prevents, interferes
35 with, or attempts to impede the work of the state or a
36 local long-term care resident's advocate is subject to
37 a penalty imposed by the director of not more than one
38 thousand five hundred dollars for each violation. If
39 the director imposes a penalty for a violation under
40 this paragraph, no other state agency shall impose
41 a penalty for the same interference violation. Any
42 moneys collected pursuant to this subsection shall be
43 deposited in the general fund of the state and are
44 appropriated to the office of long-term care resident's
45 advocate to be used for administration and the duties
46 of the office.

47 Sec. 47. EFFECTIVE UPON ENACTMENT. The section
48 of this division of this Act amending section 231.33,
49 subsection 21, if enacted by 2013 Iowa Acts, Senate
50 File 184, being deemed of immediate importance, takes

1 effect upon enactment.

2 Sec. 48. RETROACTIVE APPLICABILITY. The section
3 of this division of this Act amending section 231.33,
4 subsection 21, if enacted by 2013 Iowa Acts, Senate
5 File 184, applies retroactively to July 1, 2012.

6 DIVISION VIII

7 EMS REPORT

8 Sec. 49. EMERGENCY MEDICAL SERVICES REPORT.

9 1. The department of public health shall coordinate
10 a comprehensive review detailing the availability and
11 quality of emergency medical services in the state.

12 2. In conducting the review, the department of
13 public health shall consult with the emergency medical
14 services advisory council, members of the general
15 public, and the Iowa emergency medical services
16 association.

17 3. The department shall submit a final report,
18 including a statistical review of the current status
19 of emergency medical services in the state, concerns
20 identified, and recommendations for improvement to
21 the governor and the general assembly no later than
22 December 15, 2013.

23 DIVISION IX

24 HOSPITAL PROVIDER TAX

25 Sec. 50. Section 249M.5, Code 2013, is amended to
26 read as follows:

27 **249M.5 Future repeal.**

28 This chapter is repealed June 30, ~~2013~~ 2016.

29 Sec. 51. EFFECTIVE UPON ENACTMENT. The section of
30 this division of this Act relating to the future repeal
31 of the hospital health care access assessment program
32 chapter, being deemed of immediate importance, takes
33 effect upon enactment.

34 DIVISION X

35 ILL AND HANDICAPPED WAIVER NAME CHANGE

36 Sec. 52. Section 423.3, subsection 18, paragraph
37 f, subparagraph (1), Code 2013, is amended to read as
38 follows:

39 (1) ~~Ill and handicapped~~ Health and disability
40 waiver service providers, described in 441 IAC 77.30.

41 DIVISION XI

42 AUTISM SUPPORT PROGRAM

43 Sec. 53. NEW SECTION. **225D.1 Definitions.**

44 As used in this chapter unless the context otherwise
45 requires:

46 1. "*Applied behavioral analysis*" means the design,
47 implementation, and evaluation of environmental
48 modifications, using behavioral stimuli and
49 consequences, to produce socially significant
50 improvement in human behavior or to prevent loss of

1 attained skill or function, including the use of direct
2 observation, measurement, and functional analysis of
3 the relations between environment and behavior.

4 2. "Autism" means autism spectrum disorders as
5 defined in section 514C.28.

6 3. "Autism service provider" means a person
7 providing applied behavioral analysis, who meets all
8 of the following criteria:

9 a. Is certified as a behavior analyst by the
10 behavior analyst certification board or is a health
11 professional licensed under chapter 147.

12 b. Is approved as a member of the provider network
13 by the department.

14 4. "Autism support fund" or "fund" means the autism
15 support fund created in section 225D.2.

16 5. "Clinically relevant" means medically necessary
17 and resulting in the development, maintenance, or
18 restoration, to the maximum extent practicable, of the
19 functioning of an individual.

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

22 7. "Diagnostic assessment of autism" means medically
23 necessary assessment, evaluations, or tests performed
24 by a licensed child psychiatrist, developmental
25 pediatrician, or clinical psychologist.

26 8. "Eligible individual" means a child less than
27 nine years of age who has been diagnosed with autism
28 based on a diagnostic assessment of autism, is not
29 otherwise eligible for coverage for applied behavioral
30 analysis treatment under the medical assistance
31 program, section 514C.28, or private insurance
32 coverage, and whose household income does not exceed
33 four hundred percent of the federal poverty level.

34 9. "Federal poverty level" means the most recently
35 revised poverty income guidelines published by the
36 United States department of health and human services.

37 10. "Household income" means household income as
38 determined using the modified adjusted gross income
39 methodology pursuant to section 2002 of the federal
40 Patient Protection and Affordable Care Act, Pub. L. No.
41 111-148.

42 11. "Medical assistance" or "Medicaid" means
43 assistance provided under the medical assistance
44 program pursuant to chapter 249A.

45 12. "Regional autism assistance program" means the
46 regional autism assistance program created in section
47 256.35.

48 13. "Treatment plan" means a plan for the treatment
49 of autism developed by a licensed physician or licensed
50 psychologist pursuant to a comprehensive evaluation or

1 reevaluation performed in consultation with the patient
2 and the patient's representative.

3 Sec. 54. NEW SECTION. 225D.2 Autism support
4 program — fund.

5 1. The department shall implement an autism support
6 program beginning January 1, 2014, to provide payment
7 for the provision of applied behavioral analysis
8 treatment for eligible individuals. The department
9 shall adopt rules, including standards and guidelines
10 pursuant to chapter 17A to implement and administer
11 the program. In adopting the rules, standards, and
12 guidelines for the program, the department shall
13 consult with and incorporate the recommendations
14 of an expert panel convened by the regional autism
15 assistance program to provide expert opinion on
16 clinically relevant practices and guidance on program
17 implementation and administration. The expert panel
18 shall consist of families of individuals with autism;
19 educational, medical, and human services specialists,
20 professionals, and providers; and others with interest
21 in or expertise related to autism. The program shall
22 be implemented and administered in a manner so that
23 payment for services is available throughout the state,
24 including in rural and under-resourced areas.

25 2. At a minimum, the rules, standards, and
26 guidelines for the program shall address all of the
27 following:

28 a. A maximum annual benefit amount for an eligible
29 individual of thirty-six thousand dollars.

30 b. A maximum of twenty-four months of applied
31 behavioral analysis treatment.

32 c. Notwithstanding the age limitation for an
33 eligible individual, a provision that if an eligible
34 individual reaches nine years of age prior to
35 completion of the maximum applied behavioral analysis
36 treatment period specified in paragraph "b", the
37 individual may complete such treatment in accordance
38 with the individual's treatment plan, not to exceed the
39 maximum treatment period.

40 d. A graduated schedule for cost-sharing by an
41 eligible individual based on a percentage of the total
42 benefit amount expended for the eligible individual,
43 annually. Cost-sharing shall be applicable to eligible
44 individuals with household incomes at or above two
45 hundred percent of the federal poverty level in
46 incrementally increased amounts up to a maximum of ten
47 percent. The rules shall provide a financial hardship
48 exemption from payment of the cost-sharing based on
49 criteria established by rule of the department.

50 e. Application, approval, compliance, and appeal

1 processes for eligible individuals as necessary to
2 operate and manage the program.

3 *f.* Enrollment, renewal, and reimbursement of claims
4 provisions for autism service providers participating
5 in the program.

6 *g.* A requirement of family engagement and
7 participation as part of the eligible individual's
8 treatment plan.

9 *h.* A requirement that the autism service provider
10 coordinate interventions with the school in which the
11 eligible individual is enrolled.

12 *i.* A requirement that the administrator of the
13 program utilize the regional autism assistance
14 program to coordinate interventions between eligible
15 individuals and their families receiving support
16 through the autism support program with appropriate
17 medical, educational, and treatment providers,
18 including integrated health homes. The regional
19 autism assistance program shall provide for family
20 navigation and coordination and integration of services
21 through the statewide system of regional child health
22 specialty clinics, utilizing the community child
23 health team model. As necessitated by the availability
24 of resources in the community where services are
25 delivered, telehealth may be used in delivering and
26 coordinating interventions with appropriate providers.
27 To the extent available and accessible to an eligible
28 individual, the eligible individual shall be enrolled
29 in an integrated health home that is an approved
30 provider enrolled in the medical assistance program.
31 Health home services that are covered services under
32 the medical assistance program shall be reimbursed
33 under the autism support program at rates consistent
34 with those established under the medical assistance
35 program.

36 *j.* Requirements related to review of treatment
37 plans, which may require review once every six months,
38 subject to utilization review requirements established
39 by rule. A more or less frequent review may be agreed
40 upon by the eligible individual and the licensed
41 physician or licensed psychologist developing the
42 treatment plan.

43 *k.* Recognition of the results of a diagnostic
44 assessment of autism as valid for a period of not less
45 than twelve months, unless a licensed physician or
46 licensed psychologist determines that a more frequent
47 assessment is necessary.

48 3. Moneys in the autism support fund created under
49 subsection 5 shall be expended only for eligible
50 individuals who are not eligible for coverage for

1 applied behavioral analysis treatment under the
2 medical assistance program, section 514C.28, or
3 private insurance. Payment for applied behavioral
4 analysis treatment through the fund shall be limited
5 to only applied behavioral analysis treatment that is
6 clinically relevant and only to the extent approved
7 under the guidelines established by rule of the
8 department.

9 4. This section shall not be construed as granting
10 an entitlement for any program, service, or other
11 support for eligible individuals. Any state obligation
12 to provide a program, service, or other support
13 pursuant to this section is limited to the extent
14 of the funds appropriated for the purposes of the
15 program. The department may establish a waiting list
16 or terminate participation of eligible individuals if
17 the department determines that moneys in the autism
18 support fund are insufficient to cover future claims
19 for reimbursement beyond ninety days.

20 5. a. An autism support fund is created in the
21 state treasury under the authority of the department.
22 Moneys appropriated to and all other moneys specified
23 for deposit in the fund shall be deposited in the fund
24 and used for the purposes of the program.

25 b. The fund shall be separate from the general
26 fund of the state and shall not be considered part
27 of the general fund of the state. The moneys in the
28 fund shall not be considered revenue of the state, but
29 rather shall be funds of the autism support program.
30 The moneys deposited in the fund are not subject
31 to section 8.33 and shall not be transferred, used,
32 obligated, appropriated, or otherwise encumbered,
33 except to provide for the purposes of this section.
34 Notwithstanding section 12C.7, subsection 2, interest
35 or earnings on moneys deposited in the fund shall be
36 credited to the fund.

37 c. The department shall adopt rules pursuant to
38 chapter 17A to administer the fund and reimbursements
39 made from the fund.

40 d. Moneys in the fund are appropriated to the
41 department and shall be used by the department for the
42 purposes of the autism support program. The department
43 shall be the administrator of the fund for auditing
44 purposes.

45 e. The department shall submit an annual report to
46 the governor and the general assembly no later than
47 January 1 of each year that includes but is not limited
48 to all of the following:

49 (1) The total number of applications received under
50 the program for the immediately preceding fiscal year.

1 (2) The number of applications approved and the
2 total amount of funding expended for reimbursements
3 under the program in the immediately preceding fiscal
4 year.

5 (3) The cost of administering the program in the
6 immediately preceding fiscal year.

7 (4) The number of eligible individuals on a waiting
8 list, if any, and the amount of funding necessary to
9 reduce the existing waiting list.

10 (5) Recommendations for any changes to the program.

11 Sec. 55. IMPLEMENTATION.

12 1. The department of human services shall implement
13 the autism support program beginning January 1, 2014,
14 subject to available funding.

15 2. Notwithstanding section 8.47 or any other
16 provision of law to the contrary, the department may
17 utilize a sole-source contract and utilize the managed
18 care entity under contract with the department to
19 manage behavioral health services under the medical
20 assistance program to administer the program. Total
21 administrative costs of the program shall not exceed
22 ten percent of the funds expended through the program,
23 annually.

24 Sec. 56. EFFECTIVE UPON ENACTMENT. This division
25 of this Act, being deemed of immediate importance,
26 takes effect upon enactment.

27 DIVISION XII

28 DEPARTMENT OF HUMAN SERVICES — CHILD, ADULT, AND
29 FAMILY SERVICES

30 Sec. 57. Section 225C.38, subsection 1, paragraph
31 c, Code 2013, is amended to read as follows:

32 c. Except as provided in section 225C.41, a family
33 support subsidy for a fiscal year shall be in an amount
34 determined by the department ~~in consultation with the~~
35 ~~comprehensive family support council created in section~~
36 ~~225C.48~~. The parent or legal guardian receiving a
37 family support subsidy may elect to receive a payment
38 amount which is less than the amount determined in
39 accordance with this paragraph.

40 Sec. 58. Section 225C.42, subsection 1, Code 2013,
41 is amended to read as follows:

42 1. The department shall conduct an annual
43 evaluation of the family support subsidy program ~~in~~
44 ~~conjunction with the comprehensive family support~~
45 ~~council~~ and shall submit the evaluation report with
46 recommendations to the governor and general assembly.
47 The report shall be submitted on or before October
48 30 and provide an evaluation of the latest completed
49 fiscal year.

50 Sec. 59. Section 225C.47, subsection 5, unnumbered

1 paragraph 1, Code 2013, is amended to read as follows:

2 The department shall design the program in
3 ~~consultation with the comprehensive family support~~
4 ~~council created in section 225C.48.~~ The department
5 shall adopt rules to implement the program which
6 provide for all of the following:

7 Sec. 60. Section 225C.49, subsection 4, Code 2013,
8 is amended to read as follows:

9 4. The department shall designate one individual
10 whose sole duties are to provide central coordination
11 of the programs under sections 225C.36 and 225C.47 and
12 ~~to work with the comprehensive family support council~~
13 to oversee development and implementation of the
14 programs.

15 Sec. 61. Section 239B.5, Code 2013, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 4. *a.* The department shall
18 implement policies and procedures as necessary to
19 comply with provisions of the federal Middle Class
20 Tax Relief and Job Creation Act of 2012, Pub. L. No.
21 112-96, to prevent assistance provided under this
22 chapter from being used in any electronic benefit
23 transfer transaction in any liquor store; any casino,
24 gambling casino, or gaming establishment; or any
25 retail establishment which provides adult-oriented
26 entertainment in which performers disrobe or perform in
27 an unclothed state for entertainment. For purposes of
28 this paragraph, the definitions found in the federal
29 Middle Class Tax Relief and Job Creation Act and
30 related rules and statutes apply.

31 *b.* Unless otherwise precluded by federal law
32 or regulation, policies and procedures implemented
33 under this subsection shall at a minimum impose the
34 prohibition described in paragraph "a" as a condition
35 for continued eligibility for assistance under this
36 chapter.

37 *c.* The department may implement additional measures
38 as may be necessary to comply with federal regulations
39 in implementing paragraph "a".

40 *d.* The department shall adopt rules as necessary to
41 implement this subsection.

42 Sec. 62. Section 239B.14, subsection 1, Code 2013,
43 is amended to read as follows:

44 1. *a.* An individual who obtains, or attempts to
45 obtain, or aids or abets an individual to obtain, by
46 means of a willfully false statement or representation,
47 by knowingly failing to disclose a material fact, or by
48 impersonation, or any fraudulent device, any assistance
49 or other benefits under this chapter to which the
50 individual is not entitled, commits a fraudulent

1 practice.

2 b. An individual who accesses benefits provided
3 under this chapter in violation of any prohibition
4 imposed by the department pursuant to section 239B.5,
5 subsection 4, commits a fraudulent practice.

6 Sec. 63. Section 249A.3, subsection 1, Code 2013,
7 is amended by adding the following new paragraph:

8 NEW PARAGRAPH. v. Beginning January 1, 2014, is an
9 individual who meets all of the following requirements:

10 (1) Is under twenty-six years of age.

11 (2) Was in foster care under the responsibility
12 of the state on the date of attaining eighteen years
13 of age or such higher age to which foster care is
14 provided.

15 (3) Was enrolled in the medical assistance program
16 under this chapter while in such foster care.

17 Sec. 64. Section 249A.3, subsection 2, paragraph
18 a, subparagraph (9), Code 2013, is amended by striking
19 the subparagraph.

20 Sec. 65. Section 249J.26, subsection 2, Code 2013,
21 is amended to read as follows:

22 2. This chapter is repealed ~~October~~ December 31,
23 2013.

24 Sec. 66. Section 514I.4, subsection 5, paragraph a,
25 Code 2013, is amended by striking the paragraph.

26 Sec. 67. Section 514I.5, subsection 7, paragraph f,
27 Code 2013, is amended to read as follows:

28 f. Review, in consultation with the department,
29 and take necessary steps to improve interaction
30 between the program and other public and private
31 programs which provide services to the population of
32 eligible children. ~~The board, in consultation with the~~
33 department, shall also develop and implement a plan to
34 improve the medical assistance program in coordination
35 with the hawk-i program, including but not limited
36 to a provision to coordinate eligibility between the
37 medical assistance program and the hawk-i program, and
38 to provide for common processes and procedures under
39 both programs to reduce duplication and bureaucracy.

40 Sec. 68. Section 514I.5, subsection 8, paragraphs
41 b and f, Code 2013, are amended by striking the
42 paragraphs.

43 Sec. 69. Section 514I.7, subsection 2, paragraphs a
44 and g, Code 2013, are amended to read as follows:

45 a. Determine individual eligibility for program
46 enrollment based upon review of completed applications
47 and supporting documentation as prescribed by federal
48 law and regulation, using policies and procedures
49 adopted by rule of the department pursuant to chapter
50 17A. The administrative contractor shall not enroll a

1 child who has group health coverage, unless expressly
2 authorized by such rules.

3 g. Create and Utilize the department's eligibility
4 system to maintain eligibility files that are
5 compatible with the data system of the department
6 with pertinent eligibility determination and ongoing
7 enrollment information including, but not limited
8 to, data regarding beneficiaries, enrollment dates,
9 disenrollments, and annual financial redeterminations.

10 Sec. 70. Section 514I.7, subsection 2, paragraphs
11 c, d, e, f, and k, Code 2013, are amended by striking
12 the paragraphs.

13 Sec. 71. Section 514I.8, subsection 1, Code 2013,
14 is amended to read as follows:

15 1. a. Effective July 1, 1998, and notwithstanding
16 any medical assistance program eligibility criteria
17 to the contrary, medical assistance shall be provided
18 to, or on behalf of, an eligible child under the age
19 of nineteen whose family income does not exceed one
20 hundred thirty-three percent of the federal poverty
21 level, as defined by the most recently revised poverty
22 income guidelines published by the United States
23 department of health and human services.

24 b. ~~Additionally, effective~~ Effective July 1,
25 2000, and notwithstanding any medical assistance
26 program eligibility criteria to the contrary, medical
27 assistance shall be provided to, or on behalf of, an
28 eligible infant whose family income does not exceed
29 two hundred percent of the federal poverty level, as
30 defined by the most recently revised poverty income
31 guidelines published by the United States department of
32 health and human services.

33 c. Effective July 1, 2009, and notwithstanding any
34 medical assistance program eligibility criteria to the
35 contrary, medical assistance shall be provided to, or
36 on behalf of, a pregnant woman or an eligible child who
37 is an infant and whose family income is at or below
38 three hundred percent of the federal poverty level, as
39 defined by the most recently revised poverty income
40 guidelines published by the United States department of
41 health and human services.

42 Sec. 72. Section 514I.8, subsection 2, paragraph c,
43 Code 2013, is amended to read as follows:

44 c. Is a member of a family whose income does not
45 exceed three hundred percent of the federal poverty
46 level, as defined in 42 U.S.C. § 9902(2), including any
47 revision required by such section, and in accordance
48 with the federal Children's Health Insurance Program
49 Reauthorization Act of 2009, Pub. L. No. 111-3. The
50 modified adjusted gross income methodology prescribed

1 in section 2101 of the federal Patient Protection and
2 Affordable Care Act, Pub. L. No. 111-148, to determine
3 family income under this paragraph.

4 Sec. 73. Section 514I.8, subsections 3 and 4, Code
5 2013, are amended to read as follows:

6 3. In accordance with the rules adopted by the
7 board, a child may be determined to be presumptively
8 eligible for the program pending a final eligibility
9 determination. Following final determination of
10 ~~eligibility by the administrative contractor,~~ a child
11 shall be eligible for a twelve-month period. At the
12 end of the twelve-month period, ~~the administrative~~
13 ~~contractor shall conduct~~ a review of the circumstances
14 of the eligible child's family shall be conducted
15 to establish eligibility and cost sharing for the
16 subsequent twelve-month period.

17 4. Once an eligible child is enrolled in a plan,
18 ~~the eligible child shall remain enrolled in the plan~~
19 ~~unless a determination is made, according to criteria~~
20 ~~established by the board, that the eligible child~~
21 ~~should be allowed to enroll in another qualified child~~
22 ~~health plan or should be disenrolled. An enrollee may~~
23 request to change plans within ninety days of initial
24 enrollment for any reason and at any time for cause,
25 as defined in 42 C.F.R. § 438.56(d)(2). Otherwise, an
26 enrollee may change plan enrollment once a year on the
27 enrollee's anniversary date.

28 Sec. 74. Section 514I.8, subsections 5 and 6, Code
29 2013, are amended by striking the subsections.

30 Sec. 75. Section 514I.9, Code 2013, is amended to
31 read as follows:

32 **514I.9 Program benefits.**

33 1. ~~Until June 30, 1999, the benefits provided under~~
34 ~~the program shall be those benefits established by rule~~
35 ~~of the board and in compliance with Tit. XXI of the~~
36 ~~federal Social Security Act.~~

37 2. ~~On or before June 30, 1999, the hawk-i board~~
38 ~~shall adopt rules to amend the benefits package based~~
39 ~~upon review of the results of the initial benefits~~
40 ~~package used.~~

41 3. ~~Subsequent to June 30, 1999, the~~ The hawk-i
42 board shall review the benefits package annually and
43 shall determine additions to or deletions from the
44 benefits package offered. The hawk-i board shall
45 submit the recommendations to the general assembly for
46 any amendment to the benefits package.

47 4. 2. Benefits, in addition to those required
48 by rule, may be provided to eligible children by a
49 participating insurer if the benefits are provided at
50 no additional cost to the state.

1 Sec. 76. REPEAL. Section 225C.48, Code 2013, is
2 repealed.

3 Sec. 77. EFFECTIVE DATE. The following provision
4 or provisions of this Act take effect December 31,
5 2013:

6 1. The section of this Act amending section 249A.3,
7 subsection 2, paragraph "a", subparagraph (9).

8 DIVISION XIII

9 MEDICAID COST CONTAINMENT

10 Sec. 78. 2011 Iowa Acts, chapter 129, section
11 122, subsection 26, as enacted by 2012 Iowa Acts,
12 chapter 1133, section 12, is amended by striking the
13 subsection.

14 DIVISION XIV

15 CIGARETTE AND TOBACCO TAX PROCEEDS — HEALTH CARE TRUST
16 FUND

17 Sec. 79. Section 453A.35, Code 2013, is amended to
18 read as follows:

19 ~~453A.35 Tax and fees Proceeds paid to general fund~~
20 ~~—standing appropriation to health care trust fund.~~

21 1. a. With the exception of revenues credited to
22 the health care trust fund pursuant to paragraph "b",
23 the proceeds derived from the sale of stamps and the
24 payment of ~~taxes, fees, and penalties~~ provided for
25 under this chapter, and the permit fees received from
26 all permits issued by the department, shall be credited
27 to the general fund of the state.

28 b. ~~Of the~~ The revenues generated from the tax on
29 cigarettes pursuant to section 453A.6, subsection 1,
30 and from the tax on tobacco products as specified in
31 section 453A.43, subsections 1, 2, 3, and 4, ~~the first~~
32 ~~one hundred six million sixteen thousand four hundred~~
33 ~~dollars~~ shall be credited to the health care trust fund
34 created in section 453A.35A.

35 2. All permit fees provided for in this chapter and
36 collected by cities in the issuance of permits granted
37 by the cities shall be paid to the treasurer of the
38 city where the permit is effective, or to another city
39 officer as designated by the council, and credited to
40 the general fund of the city. Permit fees so collected
41 by counties shall be paid to the county treasurer.

42 DIVISION XV

43 IOWACARE — ACCOUNT FOR HEALTH CARE TRANSFORMATION

44 Sec. 80. Section 249J.8, subsection 1, paragraph k,
45 Code 2013, is amended to read as follows:

46 k. Premiums collected under this subsection shall
47 be deposited in the ~~premiums subaccount of the IowaCare~~
48 ~~account for health care transformation~~ created pursuant
49 to section ~~249J.23~~ 249J.24.

50 Sec. 81. Section 249J.23, subsection 1, Code 2013,

1 is amended to read as follows:

2 1. An account for health care transformation is
3 created in the state treasury under the authority of
4 the department. Moneys received from sources including
5 but not limited to appropriations from the general
6 fund of the state, grants, and contributions shall be
7 deposited in the account. ~~The account shall include~~
8 ~~a separate premiums subaccount. Revenue generated~~
9 ~~through payment of premiums by expansion population~~
10 ~~members as required pursuant to section 249J.8 shall be~~
11 ~~deposited in the separate premiums subaccount within~~
12 ~~the account.~~

13 Sec. 82. Section 249J.24, subsection 1, Code 2013,
14 is amended to read as follows:

15 1. An IowaCare account is created in the state
16 treasury under the authority of the department of human
17 services. Moneys appropriated from the general fund of
18 the state to the account, moneys received as federal
19 financial participation funds under the expansion
20 population provisions of this chapter and credited to
21 the account, moneys received for disproportionate share
22 hospitals and credited to the account, moneys received
23 for graduate medical education and credited to the
24 account, proceeds distributed from the county treasurer
25 as specified in subsection 4, revenue generated through
26 payment of premiums pursuant to section 249J.8, and
27 moneys from any other source credited to the account
28 shall be deposited in the account. Moneys deposited
29 in or credited to the account shall be used only as
30 provided in appropriations or distributions from the
31 account for the purposes specified in the appropriation
32 or distribution. Moneys in the account shall be
33 appropriated to the university of Iowa hospitals and
34 clinics and to a publicly owned acute care teaching
35 hospital located in a county with a population over
36 three hundred fifty thousand for the purposes provided
37 in the federal law making the funds available or as
38 specified in the state appropriation and shall be
39 distributed as determined by the department.

40 DIVISION XVI

41 TELEPHARMACY

42 Sec. 83. Section 155A.3, Code 2013, is amended by
43 adding the following new subsection:

44 NEW SUBSECTION. 40A. "Telepharmacy" means the
45 provision of pharmacy services by a central pharmacy
46 through remote pharmacy locations utilizing technology.

47 Sec. 84. Section 155A.13, Code 2013, is amended by
48 adding the following new subsection:

49 NEW SUBSECTION. 12. Notwithstanding any provision
50 of section 147.107, subsection 2, or section 155A.33,

1 to the contrary, the board of pharmacy shall adopt
2 rules and procedures pursuant to chapter 17A for
3 telepharmacy.

4 DIVISION XVII

5 DEPARTMENT ON AGING — FY 2014-2015

6 Sec. 85. DEPARTMENT ON AGING. There is
7 appropriated from the general fund of the state to
8 the department on aging for the fiscal year beginning
9 July 1, 2014, and ending June 30, 2015, the following
10 amount, or so much thereof as is necessary, to be used
11 for the purposes designated:

12 For aging programs for the department on aging and
13 area agencies on aging to provide citizens of Iowa who
14 are 60 years of age and older with case management for
15 frail elders, Iowa's aging and disabilities resource
16 center, and other services which may include but are
17 not limited to adult day services, respite care, chore
18 services, information and assistance, and material aid,
19 for information and options counseling for persons with
20 disabilities who are 18 years of age or older, and
21 for salaries, support, administration, maintenance,
22 and miscellaneous purposes, and for not more than the
23 following full-time equivalent positions:

24 \$ 5,221,043
25 FTEs 35.00

26 1. Funds appropriated in this section may be used
27 to supplement federal funds under federal regulations.
28 To receive funds appropriated in this section, a local
29 area agency on aging shall match the funds with moneys
30 from other sources according to rules adopted by the
31 department. Funds appropriated in this section may be
32 used for elderly services not specifically enumerated
33 in this section only if approved by an area agency on
34 aging for provision of the service within the area.

35 2. Of the funds appropriated in this section,
36 \$139,973 is transferred to the economic development
37 authority for the Iowa commission on volunteer services
38 to be used for the retired and senior volunteer
39 program.

40 3. a. The department on aging shall establish and
41 enforce procedures relating to expenditure of state and
42 federal funds by area agencies on aging that require
43 compliance with both state and federal laws, rules, and
44 regulations, including but not limited to all of the
45 following:

46 (1) Requiring that expenditures are incurred only
47 for goods or services received or performed prior to
48 the end of the fiscal period designated for use of the
49 funds.

50 (2) Prohibiting prepayment for goods or services

1 not received or performed prior to the end of the
2 fiscal period designated for use of the funds.

3 (3) Prohibiting the prepayment for goods or
4 services not defined specifically by good or service,
5 time period, or recipient.

6 (4) Prohibiting the establishment of accounts from
7 which future goods or services which are not defined
8 specifically by good or service, time period, or
9 recipient, may be purchased.

10 b. The procedures shall provide that if any funds
11 are expended in a manner that is not in compliance with
12 the procedures and applicable federal and state laws,
13 rules, and regulations, and are subsequently subject
14 to repayment, the area agency on aging expending such
15 funds in contravention of such procedures, laws, rules
16 and regulations, not the state, shall be liable for
17 such repayment.

18 4. Of the funds appropriated in this section,
19 \$50,000 shall be used to provide for a local long-term
20 care resident's advocate to administer the certified
21 volunteer long-term care resident's advocate program
22 pursuant to section 231.45.

23 DIVISION XVIII

24 DEPARTMENT OF PUBLIC HEALTH — FY 2014-2015

25 Sec. 86. DEPARTMENT OF PUBLIC HEALTH. There is
26 appropriated from the general fund of the state to
27 the department of public health for the fiscal year
28 beginning July 1, 2014, and ending June 30, 2015, the
29 following amounts, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 1. ADDICTIVE DISORDERS

32 For reducing the prevalence of use of tobacco,
33 alcohol, and other drugs, and treating individuals
34 affected by addictive behaviors, including gambling,
35 and for not more than the following full-time
36 equivalent positions:

37 \$ 11,931,845
38 FTEs 13.00

39 a. (1) Of the funds appropriated in this
40 subsection, \$1,824,181 shall be used for the tobacco
41 use prevention and control initiative, including
42 efforts at the state and local levels, as provided
43 in chapter 142A. The commission on tobacco use
44 prevention and control established pursuant to section
45 142A.3 shall advise the director of public health in
46 prioritizing funding needs and the allocation of moneys
47 appropriated for the programs and activities of the
48 initiative under this subparagraph (1) and shall make
49 recommendations to the director in the development of
50 budget requests relating to the initiative.

1 (2) (a) Of the funds allocated in this paragraph
2 "a", \$226,534 is transferred to the alcoholic beverages
3 division of the department of commerce for enforcement
4 of tobacco laws, regulations, and ordinances and to
5 engage in tobacco control activities approved by the
6 division of tobacco use prevention and control as
7 specified in the memorandum of understanding entered
8 into between the divisions.

9 (b) For the fiscal year beginning July 1, 2014, and
10 ending June 30, 2015, the terms of the memorandum of
11 understanding, entered into between the division of
12 tobacco use prevention and control of the department
13 of public health and the alcoholic beverages division
14 of the department of commerce, governing compliance
15 checks conducted to ensure licensed retail tobacco
16 outlet conformity with tobacco laws, regulations, and
17 ordinances relating to persons under eighteen years of
18 age, shall restrict the number of such checks to one
19 check per retail outlet, and one additional check for
20 any retail outlet found to be in violation during the
21 first check.

22 b. Of the funds appropriated in this subsection,
23 \$10,107,665 shall be used for problem gambling and
24 substance-related disorder prevention, treatment, and
25 recovery services, including a 24-hour helpline, public
26 information resources, professional training, and
27 program evaluation.

28 (1) Of the funds allocated in this paragraph "b",
29 \$8,551,858 shall be used for substance-related disorder
30 prevention and treatment.

31 (a) Of the funds allocated in this subparagraph
32 (1), \$449,650 shall be used for the public purpose of
33 a grant program to provide substance-related disorder
34 prevention programming for children.

35 (i) Of the funds allocated in this subparagraph
36 division (a), \$213,770 shall be used for grant funding
37 for organizations that provide programming for
38 children by utilizing mentors. Programs approved for
39 such grants shall be certified or will be certified
40 within six months of receiving the grant award by the
41 Iowa commission on volunteer services as utilizing
42 the standards for effective practice for mentoring
43 programs.

44 (ii) Of the funds allocated in this subparagraph
45 division (a), \$213,420 shall be used for grant
46 funding for organizations that provide programming
47 that includes youth development and leadership. The
48 programs shall also be recognized as being programs
49 that are scientifically based with evidence of their
50 effectiveness in reducing substance-related disorders

1 in children.

2 (iii) The department of public health shall utilize
3 a request for proposals process to implement the grant
4 program.

5 (iv) All grant recipients shall participate in a
6 program evaluation as a requirement for receiving grant
7 funds.

8 (v) Of the funds allocated in this subparagraph
9 division (a), up to \$22,461 may be used to administer
10 substance-related disorder prevention grants and for
11 program evaluations.

12 (b) Of the funds allocated in this subparagraph
13 (1), \$136,302 shall be used for culturally competent
14 substance-related disorder treatment pilot projects.

15 (i) The department shall utilize the amount
16 allocated in this subparagraph division (b) for at
17 least three pilot projects to provide culturally
18 competent substance-related disorder treatment in
19 various areas of the state. Each pilot project shall
20 target a particular ethnic minority population. The
21 populations targeted shall include but are not limited
22 to African American, Asian, and Latino.

23 (ii) The pilot project requirements shall provide
24 for documentation or other means to ensure access
25 to the cultural competence approach used by a pilot
26 project so that such approach can be replicated and
27 improved upon in successor programs.

28 (2) Of the funds allocated in this paragraph "b",
29 up to \$1,555,807 may be used for problem gambling
30 prevention, treatment, and recovery services.

31 (a) Of the funds allocated in this subparagraph
32 (2), \$1,286,881 shall be used for problem gambling
33 prevention and treatment.

34 (b) Of the funds allocated in this subparagraph
35 (2), up to \$218,926 may be used for a 24-hour helpline,
36 public information resources, professional training,
37 and program evaluation.

38 (c) Of the funds allocated in this subparagraph
39 (2), up to \$50,000 may be used for the licensing of
40 problem gambling treatment programs.

41 (3) It is the intent of the general assembly that
42 from the moneys allocated in this paragraph "b",
43 persons with a dual diagnosis of substance-related
44 disorder and gambling addiction shall be given priority
45 in treatment services.

46 c. Notwithstanding any provision of law to the
47 contrary, to standardize the availability, delivery,
48 cost of delivery, and accountability of problem
49 gambling and substance-related disorder treatment
50 services statewide, the department shall continue

1 implementation of a process to create a system for
2 delivery of treatment services in accordance with the
3 requirements specified in 2008 Iowa Acts, chapter
4 1187, section 3, subsection 4. To ensure the system
5 provides a continuum of treatment services that best
6 meets the needs of Iowans, the problem gambling and
7 substance-related disorder treatment services in any
8 area may be provided either by a single agency or by
9 separate agencies submitting a joint proposal.

10 (1) The system for delivery of substance-related
11 disorder and problem gambling treatment shall include
12 problem gambling prevention.

13 (2) The system for delivery of substance-related
14 disorder and problem gambling treatment shall include
15 substance-related disorder prevention by July 1, 2015.

16 (3) Of the funds allocated in paragraph "b", the
17 department may use up to \$50,000 for administrative
18 costs to continue developing and implementing the
19 process in accordance with this paragraph "c".

20 d. The requirement of section 123.53, subsection
21 5, is met by the appropriations and allocations made
22 in this Act for purposes of substance-related disorder
23 treatment and addictive disorders for the fiscal year
24 beginning July 1, 2014.

25 e. The department of public health shall work with
26 all other departments that fund substance-related
27 disorder prevention and treatment services and all
28 such departments shall, to the extent necessary,
29 collectively meet the state maintenance of effort
30 requirements for expenditures for substance-related
31 disorder services as required under the federal
32 substance-related disorder prevention and treatment
33 block grant.

34 2. HEALTHY CHILDREN AND FAMILIES

35 For promoting the optimum health status for
36 children, adolescents from birth through 21 years of
37 age, and families, and for not more than the following
38 full-time equivalent positions:

39 \$ 1,326,780
40 FTEs 10.00

41 a. Of the funds appropriated in this subsection,
42 not more than \$367,421 shall be used for the healthy
43 opportunities to experience success-healthy families
44 Iowa (HOPES-HFI) program established pursuant to
45 section 135.106. The funding shall be distributed to
46 renew the grants that were provided to the grantees
47 that operated the program during the fiscal year ending
48 June 30, 2014.

49 b. In order to implement the legislative intent
50 stated in sections 135.106 and 256I.9, that priority

1 for home visitation program funding be given to
2 programs using evidence-based or promising models
3 for home visitation, it is the intent of the general
4 assembly to phase-in the funding priority in accordance
5 with 2012 Iowa Acts, chapter 129, section 2, subsection
6 2, paragraph 0b.

7 c. Of the funds appropriated in this subsection,
8 \$163,944 shall be used to continue to address the
9 healthy mental development of children from birth
10 through five years of age through local evidence-based
11 strategies that engage both the public and private
12 sectors in promoting healthy development, prevention,
13 and treatment for children.

14 d. Of the funds appropriated in this subsection,
15 \$15,799 shall be distributed to a statewide dental
16 carrier to provide funds to continue the donated dental
17 services program patterned after the projects developed
18 by the lifeline network to provide dental services to
19 indigent elderly and disabled individuals.

20 e. Of the funds appropriated in this subsection,
21 \$55,998 shall be used for childhood obesity prevention.

22 f. Of the funds appropriated in this subsection,
23 \$81,384 shall be used to provide audiological services
24 and hearing aids for children. The department may
25 enter into a contract to administer this paragraph.

26 g. Of the funds appropriated in this subsection,
27 \$12,500 is transferred to the university of Iowa
28 college of dentistry for provision of primary dental
29 services to children. State funds shall be matched
30 on a dollar-for-dollar basis. The university of Iowa
31 college of dentistry shall coordinate efforts with the
32 department of public health, bureau of oral health,
33 to provide dental care to underserved populations
34 throughout the state.

35 h. Of the funds appropriated in this subsection,
36 \$25,000 shall be used to address youth suicide
37 prevention.

38 3. CHRONIC CONDITIONS

39 For serving individuals identified as having chronic
40 conditions or special health care needs, and for not
41 more than the following full-time equivalent positions:

42 \$ 2,077,715
43 FTEs 4.00

44 a. Of the funds appropriated in this subsection,
45 \$79,966 shall be used for grants to individual patients
46 who have phenylketonuria (PKU) to assist with the costs
47 of necessary special foods.

48 b. Of the funds appropriated in this subsection,
49 \$240,822 is allocated for continuation of the contracts
50 for resource facilitator services in accordance with

1 section 135.22B, subsection 9, and for brain injury
2 training services and recruiting of service providers
3 to increase the capacity within this state to address
4 the needs of individuals with brain injuries and such
5 individuals' families.

6 c. Of the funds appropriated in this subsection,
7 \$273,991 shall be used as additional funding to
8 leverage federal funding through the federal Ryan
9 White Care Act, Tit. II, AIDS drug assistance program
10 supplemental drug treatment grants.

11 d. Of the funds appropriated in this subsection,
12 \$24,912 shall be used for the public purpose of
13 providing a grant to an existing national-affiliated
14 organization to provide education, client-centered
15 programs, and client and family support for people
16 living with epilepsy and their families.

17 e. Of the funds appropriated in this subsection,
18 \$392,557 shall be used for child health specialty
19 clinics.

20 f. Of the funds appropriated in this subsection,
21 \$100,000 shall be used by the regional autism
22 assistance program established pursuant to section
23 256.35, and administered by the child health specialty
24 clinic located at the university of Iowa hospitals
25 and clinics. The funds shall be used to enhance
26 interagency collaboration and coordination of
27 educational, medical, and other human services for
28 persons with autism, their families, and providers of
29 services, including delivering regionalized services of
30 care coordination, family navigation, and integration
31 of services through the statewide system of regional
32 child health specialty clinics and fulfilling other
33 requirements as specified in chapter 225D, creating the
34 autism support program, as enacted in this Act. The
35 university of Iowa shall not receive funds allocated
36 under this paragraph for indirect costs associated with
37 the regional autism assistance program.

38 g. Of the funds appropriated in this subsection,
39 \$235,497 shall be used for the comprehensive cancer
40 control program to reduce the burden of cancer in
41 Iowa through prevention, early detection, effective
42 treatment, and ensuring quality of life. Of the funds
43 allocated in this lettered paragraph, \$75,000 shall
44 be used to support a melanoma research symposium,
45 a melanoma biorepository and registry, basic and
46 translational melanoma research, and clinical trials.

47 h. Of the funds appropriated in this subsection,
48 \$63,225 shall be used for cervical and colon cancer
49 screening, and \$250,000 shall be used to enhance the
50 capacity of the cervical cancer screening program to

1 include provision of recommended prevention and early
2 detection measures to a broader range of low-income
3 women.

4 i. Of the funds appropriated in this subsection,
5 \$263,348 shall be used for the center for congenital
6 and inherited disorders.

7 j. Of the funds appropriated in this subsection,
8 \$64,706 shall be used for the prescription drug
9 donation repository program created in chapter 135M.

10 4. COMMUNITY CAPACITY

11 For strengthening the health care delivery system at
12 the local level, and for not more than the following
13 full-time equivalent positions:

14 \$ 2,342,577

15 FTEs 14.00

16 a. Of the funds appropriated in this subsection,
17 \$49,707 is allocated for a child vision screening
18 program implemented through the university of Iowa
19 hospitals and clinics in collaboration with early
20 childhood Iowa areas. The program shall submit a
21 report to the individuals identified in this Act
22 for submission of reports regarding the use of funds
23 allocated under this paragraph "a". The report shall
24 include the objectives and results for the year of
25 the program's implementation including the target
26 population and how the funds allocated assisted the
27 program in meeting the objectives; the number, age, and
28 location within the state of individuals served; the
29 type of services provided to the individuals served;
30 the distribution of funds based on service provided;
31 and the continuing needs of the program.

32 b. Of the funds appropriated in this subsection,
33 \$55,328 is allocated for continuation of an initiative
34 implemented at the university of Iowa and \$49,952 is
35 allocated for continuation of an initiative at the
36 state mental health institute at Cherokee to expand
37 and improve the workforce engaged in mental health
38 treatment and services. The initiatives shall receive
39 input from the university of Iowa, the department of
40 human services, the department of public health, and
41 the mental health and disability services commission to
42 address the focus of the initiatives.

43 c. Of the funds appropriated in this subsection,
44 \$582,314 shall be used for essential public health
45 services that promote healthy aging throughout the
46 lifespan, contracted through a formula for local boards
47 of health, to enhance health promotion and disease
48 prevention services.

49 d. Of the funds appropriated in this section,
50 \$49,643 shall be deposited in the governmental public

1 health system fund created in section 135A.8 to be used
2 for the purposes of the fund.

3 e. Of the funds appropriated in this subsection,
4 \$52,724 shall be used for the mental health
5 professional shortage area program implemented pursuant
6 to section 135.180.

7 f. Of the funds appropriated in this subsection,
8 \$25,000 shall be used for a grant to a statewide
9 association of psychologists that is affiliated
10 with the American psychological association to be
11 used for continuation of a program to rotate intern
12 psychologists in placements in urban and rural mental
13 health professional shortage areas, as defined in
14 section 135.180.

15 g. Of the funds appropriated in this subsection,
16 the following amounts shall be allocated to the Iowa
17 collaborative safety net provider network established
18 pursuant to section 135.153 to be used for the purposes
19 designated. The following amounts allocated under
20 this lettered paragraph shall be distributed to
21 the specified provider and shall not be reduced for
22 administrative or other costs prior to distribution:

23 (1) For distribution to the Iowa primary care
24 association to be used to establish a grant program
25 for training sexual assault response team (SART)
26 members, including representatives of law enforcement,
27 victim advocates, prosecutors, and certified medical
28 personnel:

29 \$ 25,000

30 (2) For distribution to federally qualified health
31 centers for necessary infrastructure, statewide
32 coordination, provider recruitment, service delivery,
33 and provision of assistance to patients in determining
34 an appropriate medical home:

35 \$ 37,500

36 (3) For distribution to the local boards of health
37 that provide direct services for pilot programs in
38 three counties to assist patients in determining an
39 appropriate medical home:

40 \$ 38,577

41 (4) For distribution to maternal and child health
42 centers for pilot programs in three counties to assist
43 patients in determining an appropriate medical home:

44 \$ 47,563

45 (5) For distribution to free clinics for necessary
46 infrastructure, statewide coordination, provider
47 recruitment, service delivery, and provision of
48 assistance to patients in determining an appropriate
49 medical home:

50 \$ 136,661

1 (6) For distribution to rural health clinics for
2 necessary infrastructure, statewide coordination,
3 provider recruitment, service delivery, and provision
4 of assistance to patients in determining an appropriate
5 medical home:

6 \$ 70,772

7 (7) For continuation of the safety net provider
8 patient access to specialty health care initiative as
9 described in 2007 Iowa Acts, chapter 218, section 109:

10 \$ 154,237

11 (8) For continuation of the pharmaceutical
12 infrastructure for safety net providers as described in
13 2007 Iowa Acts, chapter 218, section 108:

14 \$ 159,208

15 The Iowa collaborative safety net provider network
16 may continue to distribute funds allocated pursuant to
17 this lettered paragraph through existing contracts or
18 renewal of existing contracts.

19 h. Of the funds appropriated in this subsection,
20 \$111,013 is transferred to the department of
21 workforce development to continue to implement the
22 recommendations in the final report submitted to the
23 governor and the general assembly in March 2012, by
24 the direct care worker advisory council established
25 pursuant to 2008 Iowa Acts, chapter 1188, section 69.

26 i. Of the funds appropriated in this subsection,
27 the department may use up to \$29,088 for up to one
28 full-time equivalent position to administer the
29 volunteer health care provider program pursuant to
30 section 135.24.

31 j. Of the funds appropriated in this subsection,
32 \$24,854 shall be used for a matching dental education
33 loan repayment program to be allocated to a dental
34 nonprofit health service corporation to develop the
35 criteria and implement the loan repayment program.

36 k. Of the funds appropriated in this subsection,
37 \$52,912 is transferred to the college student aid
38 commission for deposit in the rural Iowa primary care
39 trust fund created in section 261.113 to be used for
40 the purposes of the fund.

41 l. Of the funds appropriated in this subsection,
42 \$25,000 shall be used for the purposes of the Iowa
43 donor registry as specified in section 142C.18.

44 m. Of the funds appropriated in this subsection,
45 \$50,000 shall be used for continuation of a grant to a
46 nationally affiliated volunteer eye organization that
47 has an established program for children and adults
48 and that is solely dedicated to preserving sight and
49 preventing blindness through education, nationally
50 certified vision screening and training, and community

1 and patient service programs. The organization shall
2 submit a report to the individuals identified in this
3 Act for submission of reports regarding the use of
4 funds allocated under this paragraph "m". The report
5 shall include the objectives and results for the year
6 of the program's implementation including the target
7 population and how the funds allocated assisted the
8 program in meeting the objectives; the number, age, and
9 location within the state of individuals served; the
10 type of services provided to the individuals served;
11 the distribution of funds based on service provided;
12 and the continuing needs of the program.

13 n. Of the funds appropriated in this section,
14 \$25,000 shall be distributed to a statewide nonprofit
15 organization to be used for the public purpose of
16 supporting a partnership between medical providers and
17 parents through community health centers to promote
18 reading and encourage literacy skills so children enter
19 school prepared for success in reading.

20 o. A portion of the funds appropriated in this
21 subsection that are not allocated, used, obligated,
22 or otherwise encumbered may be used to administer the
23 vision screening program created pursuant to section
24 135.39D, as enacted by 2013 Iowa Acts, Senate File 419.

25 5. HEALTHY AGING

26 To provide public health services that reduce risks
27 and invest in promoting and protecting good health over
28 the course of a lifetime with a priority given to older
29 Iowans and vulnerable populations:

30 \$ 3,648,571

31 a. Of the funds appropriated in this subsection,
32 \$1,004,594 shall be used for local public health
33 nursing services.

34 b. Of the funds appropriated in this subsection,
35 \$2,643,978 shall be used for home care aide services.

36 6. ENVIRONMENTAL HAZARDS

37 For reducing the public's exposure to hazards in the
38 environment, primarily chemical hazards, and for not
39 more than the following full-time equivalent positions:

40 \$ 401,935

41 FTEs 4.00

42 Of the funds appropriated in this subsection,
43 \$268,875 shall be used for childhood lead poisoning
44 provisions.

45 7. INFECTIOUS DISEASES

46 For reducing the incidence and prevalence of
47 communicable diseases, and for not more than the
48 following full-time equivalent positions:

49 \$ 667,578

50 FTEs 4.00

1 8. PUBLIC PROTECTION

2 For protecting the health and safety of the
3 public through establishing standards and enforcing
4 regulations, and for not more than the following
5 full-time equivalent positions:

6 \$ 1,601,886
7 FTEs 131.00

8 a. Of the funds appropriated in this subsection,
9 not more than \$227,350 shall be credited to the
10 emergency medical services fund created in section
11 135.25. Moneys in the emergency medical services fund
12 are appropriated to the department to be used for the
13 purposes of the fund.

14 b. Of the funds appropriated in this subsection,
15 \$101,516 shall be used for sexual violence prevention
16 programming through a statewide organization
17 representing programs serving victims of sexual
18 violence through the department's sexual violence
19 prevention program. The amount allocated in this
20 lettered paragraph shall not be used to supplant
21 funding administered for other sexual violence
22 prevention or victims assistance programs.

23 c. Of the funds appropriated in this subsection,
24 \$261,876 shall be used for the state poison control
25 center.

26 9. RESOURCE MANAGEMENT

27 For establishing and sustaining the overall
28 ability of the department to deliver services to the
29 public, and for not more than the following full-time
30 equivalent positions:

31 \$ 402,027
32 FTEs 5.00

33 The university of Iowa hospitals and clinics under
34 the control of the state board of regents shall not
35 receive indirect costs from the funds appropriated in
36 this section. The university of Iowa hospitals and
37 clinics billings to the department shall be on at least
38 a quarterly basis.

39 DIVISION XIX

40 DEPARTMENT OF VETERANS AFFAIRS — FY 2014-2015

41 Sec. 87. DEPARTMENT OF VETERANS AFFAIRS. There
42 is appropriated from the general fund of the state to
43 the department of veterans affairs 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. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

48 For salaries, support, maintenance, and
49 miscellaneous purposes, including the war orphans
50 educational assistance fund created in section 35.8,

1 or a successor funding provision for war orphans
 2 educational assistance, if enacted, and for not more
 3 than the following full-time equivalent positions:
 4 \$ 546,754
 5 FTEs 13.00

6 2. IOWA VETERANS HOME
 7 For salaries, support, maintenance, and
 8 miscellaneous purposes:
 9 \$ 3,762,857

10 a. The Iowa veterans home billings involving the
 11 department of human services shall be submitted to the
 12 department on at least a monthly basis.

13 b. If there is a change in the employer of
 14 employees providing services at the Iowa veterans home
 15 under a collective bargaining agreement, such employees
 16 and the agreement shall be continued by the successor
 17 employer as though there had not been a change in
 18 employer.

19 c. Within available resources and in conformance
 20 with associated state and federal program eligibility
 21 requirements, the Iowa veterans home may implement
 22 measures to provide financial assistance to or
 23 on behalf of veterans or their spouses who are
 24 participating in the community reentry program.

25 d. The Iowa veterans home expenditure report
 26 shall be submitted monthly to the legislative services
 27 agency.

28 4. HOME OWNERSHIP ASSISTANCE PROGRAM
 29 For transfer to the Iowa finance authority for the
 30 continuation of the home ownership assistance program
 31 for persons who are or were eligible members of the
 32 armed forces of the United States, pursuant to section
 33 16.54:
 34 \$ 800,000

35 Sec. 88. LIMITATION OF COUNTY
 36 COMMISSIONS OF VETERAN AFFAIRS FUND STANDING
 37 APPROPRIATIONS. Notwithstanding the standing
 38 appropriation in the following designated section for
 39 the fiscal year beginning July 1, 2014, and ending June
 40 30, 2015, the amounts appropriated from the general
 41 fund of the state pursuant to that section for the
 42 following designated purposes shall not exceed the
 43 following amount:

44 For the county commissions of veteran affairs fund
 45 under section 35A.16:
 46 \$ 495,000

47 DIVISION XX
 48 DEPARTMENT OF HUMAN SERVICES — FY 2014-2015
 49 Sec. 89. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES
 50 BLOCK GRANT. There is appropriated from the fund

1 created in section 8.41 to the department of human
2 services for the fiscal year beginning July 1, 2014,
3 and ending June 30, 2015, from moneys received under
4 the federal temporary assistance for needy families
5 (TANF) block grant pursuant to the federal Personal
6 Responsibility and Work Opportunity Reconciliation
7 Act of 1996, Pub. L. No. 104-193, and successor
8 legislation, the following amounts, or so much
9 thereof as is necessary, to be used for the purposes
10 designated:

11 1. To be credited to the family investment program
12 account and used for assistance under the family
13 investment program under chapter 239B:

14 \$ 9,058,474

15 2. To be credited to the family investment program
16 account and used for the job opportunities and
17 basic skills (JOBS) program and implementing family
18 investment agreements in accordance with chapter 239B:

19 \$ 5,733,220

20 3. To be used for the family development and
21 self-sufficiency grant program in accordance with
22 section 216A.107:

23 \$ 1,449,490

24 Notwithstanding section 8.33, moneys appropriated in
25 this subsection that remain unencumbered or unobligated
26 at the close of the fiscal year shall not revert but
27 shall remain available for expenditure for the purposes
28 designated until the close of the succeeding fiscal
29 year. However, unless such moneys are encumbered or
30 obligated on or before September 30, 2015, the moneys
31 shall revert.

32 4. For field operations:

33 \$ 15,648,116

34 5. For general administration:

35 \$ 1,872,000

36 6. For state child care assistance:

37 \$ 12,866,344

38 The funds appropriated in this subsection are
39 transferred to the child care and development block
40 grant appropriation made by the Eighty-fifth General
41 Assembly, 2013 Session, for the federal fiscal year
42 beginning October 1, 2014, and ending September 30,
43 2015. Of this amount, \$100,000 shall be used for
44 provision of educational opportunities to registered
45 child care home providers in order to improve services
46 and programs offered by this category of providers and
47 to increase the number of providers. The department
48 may contract with institutions of higher education or
49 child care resource and referral centers to provide the
50 educational opportunities. Allowable administrative

1 costs under the contracts shall not exceed 5 percent.
2 The application for a grant shall not exceed two pages
3 in length.

4 7. For distribution to counties or regions for
5 services for persons with mental illness or an
6 intellectual disability:
7 \$ 2,447,026

8 8. For child and family services:
9 \$ 16,042,215

10 9. For child abuse prevention grants:
11 \$ 64,500

12 10. For pregnancy prevention grants on the
13 condition that family planning services are funded:
14 \$ 965,034

15 Pregnancy prevention grants shall be awarded to
16 programs in existence on or before July 1, 2014, if the
17 programs have demonstrated positive outcomes. Grants
18 shall be awarded to pregnancy prevention programs
19 which are developed after July 1, 2014, if the programs
20 are based on existing models that have demonstrated
21 positive outcomes. Grants shall comply with the
22 requirements provided in 1997 Iowa Acts, chapter
23 208, section 14, subsections 1 and 2, including the
24 requirement that grant programs must emphasize sexual
25 abstinence. Priority in the awarding of grants shall
26 be given to programs that serve areas of the state
27 which demonstrate the highest percentage of unplanned
28 pregnancies of females of childbearing age within the
29 geographic area to be served by the grant.

30 11. For technology needs and other resources
31 necessary to meet federal welfare reform reporting,
32 tracking, and case management requirements:
33 \$ 518,593

34 12. For the family investment program share of
35 the costs to develop and maintain a new, integrated
36 eligibility determination system:
37 \$ 2,525,226

38 13. a. Notwithstanding any provision to the
39 contrary, including but not limited to requirements
40 in section 8.41 or provisions in 2013 or 2014 Iowa
41 Acts regarding the receipt and appropriation of
42 federal block grants, federal funds from the temporary
43 assistance for needy families block grant received by
44 the state not otherwise appropriated in this section
45 and remaining available for the fiscal year beginning
46 July 1, 2013, are appropriated to the department of
47 human services to the extent as may be necessary to
48 be used in the following priority order: the family
49 investment program, for state child care assistance
50 program payments for individuals enrolled in the

1 family investment program who are employed, and
2 for the family investment program share of costs to
3 develop and maintain a new, integrated eligibility
4 determination system. The federal funds appropriated
5 in this paragraph "a" shall be expended only after
6 all other funds appropriated in subsection 1 for
7 the assistance under the family investment program,
8 in subsection 6 for child care assistance, or in
9 subsection 13 for the family investment program share
10 of the costs to develop and maintain a new, integrated
11 eligibility determination system, as applicable, have
12 been expended.

13 b. The department shall, on a quarterly basis,
14 advise the legislative services agency and department
15 of management of the amount of funds appropriated in
16 this subsection that was expended in the prior quarter.

17 14. Of the amounts appropriated in this section,
18 \$6,481,004 for the fiscal year beginning July 1, 2014,
19 is transferred to the appropriation of the federal
20 social services block grant made to the department of
21 human services for that fiscal year.

22 15. For continuation of the program providing
23 categorical eligibility for the food assistance program
24 as specified for the program in the section of this
25 division relating to the family investment program
26 account:

27 \$ 12,500

28 16. The department may transfer funds allocated
29 in this section to the appropriations made in this
30 division of this Act for the same fiscal year for
31 general administration and field operations for
32 resources necessary to implement and operate the
33 services referred to in this section and those funded
34 in the appropriation made in this division of this Act
35 for the same fiscal year for the family investment
36 program from the general fund of the state.

37 Sec. 90. FAMILY INVESTMENT PROGRAM ACCOUNT.

38 1. Moneys credited to the family investment program
39 (FIP) account for the fiscal year beginning July
40 1, 2014, and ending June 30, 2015, shall be used to
41 provide assistance in accordance with chapter 239B.

42 2. The department may use a portion of the moneys
43 credited to the FIP account under this section as
44 necessary for salaries, support, maintenance, and
45 miscellaneous purposes.

46 3. The department may transfer funds allocated
47 in this section to the appropriations made in this
48 division of this Act for the same fiscal year for
49 general administration and field operations for
50 resources necessary to implement and operate the

1 services referred to in this section and those funded
2 in the appropriation made in this division of this Act
3 for the same fiscal year for the family investment
4 program from the general fund of the state.

5 4. Moneys appropriated in this division of this Act
6 and credited to the FIP account for the fiscal year
7 beginning July 1, 2014, and ending June 30, 2015, are
8 allocated as follows:

9 a. To be retained by the department of human
10 services to be used for coordinating with the
11 department of human rights to more effectively serve
12 participants in the FIP program and other shared
13 clients and to meet federal reporting requirements
14 under the federal temporary assistance for needy
15 families block grant:

16 \$ 10,000

17 b. To the department of human rights for staffing,
18 administration, and implementation of the family
19 development and self-sufficiency grant program in
20 accordance with section 216A.107:

21 \$ 2,771,417

22 (1) Of the funds allocated for the family
23 development and self-sufficiency grant program in this
24 lettered paragraph, not more than 5 percent of the
25 funds shall be used for the administration of the grant
26 program.

27 (2) The department of human rights may continue to
28 implement the family development and self-sufficiency
29 grant program statewide during fiscal year 2014-2015.

30 c. For the diversion subaccount of the FIP account:
31 \$ 849,200

32 A portion of the moneys allocated for the subaccount
33 may be used for field operations salaries, data
34 management system development, and implementation
35 costs and support deemed necessary by the director
36 of human services in order to administer the FIP
37 diversion program. To the extent moneys allocated
38 in this lettered paragraph are not deemed by the
39 department to be necessary to support diversion
40 activities, such moneys may be used for other efforts
41 intended to increase engagement by family investment
42 program participants in work, education, or training
43 activities.

44 d. For the food assistance employment and training
45 program:

46 \$ 33,294

47 (1) The department shall amend the federal
48 supplemental nutrition assistance program (SNAP)
49 employment and training state plan in order to maximize
50 to the fullest extent permitted by federal law the

1 use of the 50-50 match provisions for the claiming
2 of allowable federal matching funds from the United
3 States department of agriculture pursuant to the
4 federal SNAP employment and training program for
5 providing education, employment, and training services
6 for eligible food assistance program participants,
7 including but not limited to related dependent care and
8 transportation expenses.

9 (2) The department shall continue the categorical
10 federal food assistance program eligibility at 160
11 percent of the federal poverty level and continue to
12 eliminate the asset test from eligibility requirements,
13 consistent with federal food assistance program
14 requirements. The department shall include as many
15 food assistance households as is allowed by federal
16 law. The eligibility provisions shall conform to all
17 federal requirements including requirements addressing
18 individuals who are incarcerated or otherwise
19 ineligible.

20 e. For the JOBS program:
21 \$ 9,845,408

22 5. Of the child support collections assigned under
23 FIP, an amount equal to the federal share of support
24 collections shall be credited to the child support
25 recovery appropriation made in this division of this
26 Act. Of the remainder of the assigned child support
27 collections received by the child support recovery
28 unit, a portion shall be credited to the FIP account,
29 a portion may be used to increase recoveries, and a
30 portion may be used to sustain cash flow in the child
31 support payments account. If as a consequence of the
32 appropriations and allocations made in this section
33 the resulting amounts are insufficient to sustain
34 cash assistance payments and meet federal maintenance
35 of effort requirements, the department shall seek
36 supplemental funding. If child support collections
37 assigned under FIP are greater than estimated or are
38 otherwise determined not to be required for maintenance
39 of effort, the state share of either amount may be
40 transferred to or retained in the child support payment
41 account.

42 6. The department may adopt emergency rules for the
43 family investment, JOBS, food assistance, and medical
44 assistance programs if necessary to comply with federal
45 requirements.

46 Sec. 91. FAMILY INVESTMENT PROGRAM GENERAL
47 FUND. There is appropriated from the general fund of
48 the state to the department of human services for the
49 fiscal year beginning July 1, 2014, and ending June 30,
50 2015, the following amount, or so much thereof as is

1 necessary, to be used for the purpose designated:
2 To be credited to the family investment program
3 (FIP) account and used for family investment program
4 assistance under chapter 239B:
5 \$ 23,948,607
6 1. Of the funds appropriated in this section,
7 \$3,912,189 is allocated for the JOBS program.
8 2. Of the funds appropriated in this section,
9 \$1,331,927 is allocated for the family development and
10 self-sufficiency grant program.
11 3. Notwithstanding section 8.39, for the fiscal
12 year beginning July 1, 2014, if necessary to meet
13 federal maintenance of effort requirements or to
14 transfer federal temporary assistance for needy
15 families block grant funding to be used for purposes
16 of the federal social services block grant or to meet
17 cash flow needs resulting from delays in receiving
18 federal funding or to implement, in accordance with
19 this division of this Act, activities currently funded
20 with juvenile court services, county, or community
21 moneys and state moneys used in combination with such
22 moneys, the department of human services may transfer
23 funds within or between any of the appropriations made
24 in this division of this Act and appropriations in law
25 for the federal social services block grant to the
26 department for the following purposes, provided that
27 the combined amount of state and federal temporary
28 assistance for needy families block grant funding for
29 each appropriation remains the same before and after
30 the transfer:
31 a. For the family investment program.
32 b. For child care assistance.
33 c. For child and family services.
34 d. For field operations.
35 e. For general administration.
36 f. For distribution to counties or regions
37 for services to persons with mental illness or an
38 intellectual disability.
39 This subsection shall not be construed to prohibit
40 the use of existing state transfer authority for other
41 purposes. The department shall report any transfers
42 made pursuant to this subsection to the legislative
43 services agency.
44 4. Of the funds appropriated in this section,
45 \$97,839 shall be used for continuation of a grant to
46 an Iowa-based nonprofit organization with a history
47 of providing tax preparation assistance to low-income
48 Iowans in order to expand the usage of the earned
49 income tax credit. The purpose of the grant is to
50 supply this assistance to underserved areas of the

1 state.

2 5. The department may transfer funds appropriated
3 in this section to the appropriations made in this
4 division of this Act for general administration and
5 field operations as necessary to administer this
6 section and the overall family investment program.

7 Sec. 92. CHILD SUPPORT RECOVERY. There is
8 appropriated from the general fund of the state to
9 the department of human services for the fiscal year
10 beginning July 1, 2014, and ending June 30, 2015, the
11 following amount, or so much thereof as is necessary,
12 to be used for the purposes designated:

13 For child support recovery, including salaries,
14 support, maintenance, and miscellaneous purposes, and
15 for not more than the following full-time equivalent
16 positions:

17 \$ 7,086,885
18 FTEs 464.00

19 1. The department shall expend up to \$12,165,
20 including federal financial participation, for the
21 fiscal year beginning July 1, 2014, for a child support
22 public awareness campaign. The department and the
23 office of the attorney general shall cooperate in
24 continuation of the campaign. The public awareness
25 campaign shall emphasize, through a variety of media
26 activities, the importance of maximum involvement of
27 both parents in the lives of their children as well as
28 the importance of payment of child support obligations.

29 2. Federal access and visitation grant moneys shall
30 be issued directly to private not-for-profit agencies
31 that provide services designed to increase compliance
32 with the child access provisions of court orders,
33 including but not limited to neutral visitation sites
34 and mediation services.

35 3. The appropriation made to the department for
36 child support recovery may be used throughout the
37 fiscal year in the manner necessary for purposes of
38 cash flow management, and for cash flow management
39 purposes the department may temporarily draw more
40 than the amount appropriated, provided the amount
41 appropriated is not exceeded at the close of the fiscal
42 year.

43 4. With the exception of the funding amount
44 specified, the requirements established under 2001
45 Iowa Acts, chapter 191, section 3, subsection 5,
46 paragraph "c", subparagraph (3), shall be applicable
47 to parental obligation pilot projects for the fiscal
48 year beginning July 1, 2014, and ending June 30,
49 2015. Notwithstanding 441 IAC 100.8, providing for
50 termination of rules relating to the pilot projects,

1 the rules shall remain in effect until June 30, 2015.

2 Sec. 93. HEALTH CARE TRUST FUND — MEDICAL
3 ASSISTANCE — FY 2014-2015. Any funds remaining in the
4 health care trust fund created in section 453A.35A for
5 the fiscal year beginning July 1, 2014, and ending June
6 30, 2015, are appropriated to the department of human
7 services to supplement the medical assistance program
8 appropriations made in this division of this Act, for
9 medical assistance reimbursement and associated costs,
10 including program administration and costs associated
11 with program implementation.

12 Sec. 94. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE
13 — FY 2014-2015. Any funds remaining in the Medicaid
14 fraud fund created in section 249A.7 for the fiscal
15 year beginning July 1, 2014, and ending June 30, 2015,
16 are appropriated to the department of human services to
17 supplement the medical assistance appropriations made
18 in this division of this Act, for medical assistance
19 reimbursement and associated costs, including program
20 administration and costs associated with program
21 implementation.

22 Sec. 95. MEDICAL ASSISTANCE. There is appropriated
23 from the general fund of the state to the department of
24 human services for the fiscal year beginning July 1,
25 2014, and ending June 30, 2015, the following amount,
26 or so much thereof as is necessary, to be used for the
27 purpose designated:

28 For medical assistance program reimbursement and
29 associated costs as specifically provided in the
30 reimbursement methodologies in effect on June 30, 2014,
31 except as otherwise expressly authorized by law:
32 \$ 1,126,011,962

33 1. a. Funds appropriated in this section that
34 are distributed to a hospital, as defined in section
35 135B.1, or to a person, as defined in section 4.1, who
36 received funding from the IowaCare account created in
37 section 249J.24, Code 2013, shall not be used for the
38 willful termination of human life.

39 b. With the exception of the distributions in
40 paragraph "a", funds appropriated under this section
41 shall not be distributed to any person, as defined
42 in section 4.1, who participates in the willful
43 termination of human life.

44 2. The department shall utilize not more than
45 \$60,000 of the funds appropriated in this section
46 to continue the AIDS/HIV health insurance premium
47 payment program as established in 1992 Iowa Acts,
48 Second Extraordinary Session, chapter 1001, section
49 409, subsection 6. Of the funds allocated in this
50 subsection, not more than \$5,000 may be expended for

1 administrative purposes.

2 3. Of the funds appropriated in this Act to the
3 department of public health for addictive disorders,
4 \$950,000 for the fiscal year beginning July 1, 2014, is
5 transferred to the department of human services for an
6 integrated substance abuse managed care system. The
7 department shall not assume management of the substance
8 abuse system in place of the managed care contractor
9 unless such a change in approach is specifically
10 authorized in law. The departments of human services
11 and public health shall work together to maintain the
12 level of mental health and substance-related disorder
13 treatment services provided by the managed care
14 contractor through the Iowa plan for behavioral health.
15 Each department shall take the steps necessary to
16 continue the federal waivers as necessary to maintain
17 the level of services.

18 4. a. The department shall aggressively pursue
19 options for providing medical assistance or other
20 assistance to individuals with special needs who become
21 ineligible to continue receiving services under the
22 early and periodic screening, diagnostic, and treatment
23 program under the medical assistance program due
24 to becoming 21 years of age who have been approved
25 for additional assistance through the department's
26 exception to policy provisions, but who have health
27 care needs in excess of the funding available through
28 the exception to policy provisions.

29 b. Of the funds appropriated in this section,
30 \$100,000 shall be used for participation in one or more
31 pilot projects operated by a private provider to allow
32 the individual or individuals to receive service in the
33 community in accordance with principles established in
34 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose
35 of providing medical assistance or other assistance to
36 individuals with special needs who become ineligible
37 to continue receiving services under the early and
38 periodic screening, diagnosis, and treatment program
39 under the medical assistance program due to becoming
40 21 years of age who have been approved for additional
41 assistance through the department's exception to policy
42 provisions, but who have health care needs in excess
43 of the funding available through the exception to the
44 policy provisions.

45 5. Of the funds appropriated in this section, up to
46 \$3,050,082 may be transferred to the field operations
47 or general administration appropriations in this Act
48 for operational costs associated with Part D of the
49 federal Medicare Prescription Drug Improvement and
50 Modernization Act of 2003, Pub. L. No. 108-173.

1 6. Of the funds appropriated in this section, up
2 to \$442,100 may be transferred to the appropriation
3 in this division of this Act for medical contracts
4 to be used for clinical assessment services and prior
5 authorization of services.

6 7. A portion of the funds appropriated in this
7 section may be transferred to the appropriations in
8 this division of this Act for general administration,
9 medical contracts, the children's health insurance
10 program, or field operations to be used for the
11 state match cost to comply with the payment error
12 rate measurement (PERM) program for both the medical
13 assistance and children's health insurance programs
14 as developed by the centers for Medicare and Medicaid
15 services of the United States department of health and
16 human services to comply with the federal Improper
17 Payments Information Act of 2002, Pub. L. No. 107-300.

18 8. It is the intent of the general assembly
19 that the department continue to implement the
20 recommendations of the assuring better child health
21 and development initiative II (ABCDII) clinical panel
22 to the Iowa early and periodic screening, diagnostic,
23 and treatment services healthy mental development
24 collaborative board regarding changes to billing
25 procedures, codes, and eligible service providers.

26 9. Of the funds appropriated in this section,
27 a sufficient amount is allocated to supplement
28 the incomes of residents of nursing facilities,
29 intermediate care facilities for persons with mental
30 illness, and intermediate care facilities for persons
31 with an intellectual disability, with incomes of less
32 than \$50 in the amount necessary for the residents to
33 receive a personal needs allowance of \$50 per month
34 pursuant to section 249A.30A.

35 10. Of the funds appropriated in this section, the
36 following amounts are transferred to the appropriations
37 made in this division of this Act for the state mental
38 health institutes:

- 39 a. Cherokee mental health institute... \$ 9,098,425
- 40 b. Clarinda mental health institute... \$ 1,977,305
- 41 c. Independence mental health
- 42 institute \$ 9,045,894
- 43 d. Mount Pleasant mental health
- 44 institute..... \$ 5,752,587

45 11. a. Of the funds appropriated in this section,
46 \$7,969,074 is allocated for the state match for a
47 disproportionate share hospital payment of \$19,133,430
48 to hospitals that meet both of the conditions specified
49 in subparagraphs (1) and (2). In addition, the
50 hospitals that meet the conditions specified shall

1 either certify public expenditures or transfer to
2 the medical assistance program an amount equal to
3 provide the nonfederal share for a disproportionate
4 share hospital payment of \$7,500,000. The hospitals
5 that meet the conditions specified shall receive and
6 retain 100 percent of the total disproportionate share
7 hospital payment of \$26,633,430.

8 (1) The hospital qualifies for disproportionate
9 share and graduate medical education payments.

10 (2) The hospital is an Iowa state-owned hospital
11 with more than 500 beds and eight or more distinct
12 residency specialty or subspecialty programs recognized
13 by the American college of graduate medical education.

14 b. Distribution of the disproportionate share
15 payments shall be made on a monthly basis. The total
16 amount of disproportionate share payments including
17 graduate medical education, enhanced disproportionate
18 share, and Iowa state-owned teaching hospital payments
19 shall not exceed the amount of the state's allotment
20 under Pub. L. No. 102-234. In addition, the total
21 amount of all disproportionate share payments shall not
22 exceed the hospital-specific disproportionate share
23 limits under Pub. L. No. 103-66.

24 12. The university of Iowa hospitals and clinics
25 shall either certify public expenditures or transfer to
26 the medical assistance appropriation an amount equal
27 to provide the nonfederal share for increased medical
28 assistance payments for inpatient and outpatient
29 hospital services of \$9,900,000. The university of
30 Iowa hospitals and clinics shall receive and retain 100
31 percent of the total increase in medical assistance
32 payments.

33 13. One hundred percent of the nonfederal share of
34 payments to area education agencies that are medical
35 assistance providers for medical assistance-covered
36 services provided to medical assistance-covered
37 children, shall be made from the appropriation made in
38 this section.

39 14. Any new or renewed contract entered into by the
40 department with a third party to administer behavioral
41 health services under the medical assistance program
42 shall provide that any interest earned on payments
43 from the state during the state fiscal year shall be
44 remitted to the department and treated as recoveries to
45 offset the costs of the medical assistance program.

46 15. The department shall continue to implement the
47 provisions in 2007 Iowa Acts, chapter 218, section
48 124 and section 126, as amended by 2008 Iowa Acts,
49 chapter 1188, section 55, relating to eligibility for
50 certain persons with disabilities under the medical

1 assistance program in accordance with the federal
2 Family Opportunity Act.

3 16. A portion of the funds appropriated in this
4 section may be transferred to the appropriation in this
5 division of this Act for medical contracts to be used
6 for administrative activities associated with the money
7 follows the person demonstration project.

8 17. Of the funds appropriated in this section,
9 \$349,011 shall be used for the administration of the
10 health insurance premium payment program, including
11 salaries, support, maintenance, and miscellaneous
12 purposes.

13 18. a. The department may continue to implement
14 cost containment strategies in the fiscal year
15 beginning July 1, 2014, that were recommended by the
16 governor for the fiscal year beginning July 1, 2013, as
17 specified in this Act and may adopt emergency rules for
18 such implementation.

19 b. The department may increase the amounts
20 allocated for salaries, support, maintenance, and
21 miscellaneous purposes associated with the medical
22 assistance program, as necessary, to implement the cost
23 containment strategies. The department shall report
24 any such increase to the legislative services agency
25 and the department of management.

26 c. If the savings to the medical assistance program
27 exceed the cost for the fiscal year beginning July 1
28 2014, the department may transfer any savings generated
29 for the fiscal year due to medical assistance program
30 cost containment efforts to the appropriation made in
31 this division of this Act for medical contracts or
32 general administration to defray the increased contract
33 costs associated with implementing such efforts.

34 d. The department shall report the implementation
35 of any cost containment strategies under this
36 subsection to the individuals specified in this
37 division of this Act for submission of reports on a
38 quarterly basis.

39 19. a. Of the funds appropriated in this section,
40 \$900,000 shall be used to continue implementation of
41 the children's mental health home project proposed
42 by the department of human services and reported to
43 the general assembly's mental health and disability
44 services study committee in December 2011. Of this
45 amount, up to \$50,000 may be transferred by the
46 department to the appropriation made in this division
47 of this Act to the department for the same fiscal year
48 for general administration to be used for associated
49 administrative expenses and for not more than one
50 full-time equivalent position, in addition to those

1 authorized for the same fiscal year, to be assigned to
2 implementing the project.

3 b. Of the funds appropriated in this section, up to
4 \$400,000 may be transferred by the department to the
5 appropriation made to the department in this division
6 of this Act for the same fiscal year for general
7 administration to support the redesign of mental
8 health and disability services and the state balancing
9 incentive payments program planning and implementation
10 activities. The funds may be used for contracts or for
11 personnel in addition to the amounts appropriated for
12 and the positions authorized for general administration
13 for the same fiscal year.

14 c. Of the funds appropriated in this section, up to
15 \$3,000,000 may be transferred by the department to the
16 appropriations made to the department in this division
17 of this Act for the same fiscal year for general
18 administration or medical contracts to be used to
19 support the continued development and implementation of
20 standardized assessment tools for persons with mental
21 illness, an intellectual disability, a developmental
22 disability, or a brain injury.

23 d. For the fiscal year beginning July 1, 2014, and
24 ending June 30, 2015, the replacement generation tax
25 revenues required to be deposited in the property tax
26 relief fund pursuant to section 437A.8, subsection
27 4, paragraph "d", and section 437A.15, subsection
28 3, paragraph "f", shall instead be credited to and
29 supplement the appropriation made in this section and
30 used for the allocations made in this subsection.

31 20. The department shall continue to administer
32 to the state balancing incentive payments program as
33 specified in 2012 Iowa Acts, chapter 1133, section 14.

34 21. Of the funds appropriated in this section,
35 \$1,000,000 shall be used for the autism support program
36 created in chapter 225D, as enacted in this Act.

37 Sec. 96. MEDICAL CONTRACTS. There is appropriated
38 from the general fund of the state to the department of
39 human services for the fiscal year beginning July 1,
40 2014, and ending June 30, 2015, the following amount,
41 or so much thereof as is necessary, to be used for the
42 purpose designated:

43 For medical contracts:
44 \$ 4,260,375

45 1. The department of inspections and appeals
46 shall provide all state matching funds for survey and
47 certification activities performed by the department
48 of inspections and appeals. The department of human
49 services is solely responsible for distributing the
50 federal matching funds for such activities.

1 2. Of the funds appropriated in this section,
2 \$25,000 shall be used for continuation of home and
3 community-based services waiver quality assurance
4 programs, including the review and streamlining of
5 processes and policies related to oversight and quality
6 management to meet state and federal requirements.

7 3. Of the amount appropriated in this section, up
8 to \$100,000 may be transferred to the appropriation for
9 general administration in this division of this Act to
10 be used for additional full-time equivalent positions
11 in the development of key health initiatives such as
12 cost containment, development and oversight of managed
13 care programs, and development of health strategies
14 targeted toward improved quality and reduced costs in
15 the Medicaid program.

16 4. Of the funds appropriated in this section,
17 \$37,500 shall be used for continued implementation of a
18 uniform cost report.

19 5. Of the funds appropriated in this section,
20 \$500,000 shall be used for planning and development, in
21 cooperation with the department of public health, of a
22 phased-in program to provide a dental home for children
23 in accordance with section 249J.14.

24 Sec. 97. STATE SUPPLEMENTARY ASSISTANCE.

25 1. There is appropriated from the general fund of
26 the state to the department of human services for the
27 fiscal year beginning July 1, 2014, and ending June 30,
28 2015, the following amount, or so much thereof as is
29 necessary, to be used for the purpose designated:

30 For the state supplementary assistance program:
31 \$ 8,256,087

32 2. The department shall increase the personal needs
33 allowance for residents of residential care facilities
34 by the same percentage and at the same time as federal
35 supplemental security income and federal social
36 security benefits are increased due to a recognized
37 increase in the cost of living. The department may
38 adopt emergency rules to implement this subsection.

39 3. If during the fiscal year beginning July 1,
40 2013, the department projects that state supplementary
41 assistance expenditures for a calendar year will not
42 meet the federal pass-through requirement specified
43 in Tit. XVI of the federal Social Security Act,
44 section 1618, as codified in 42 U.S.C. § 1382g,
45 the department may take actions including but not
46 limited to increasing the personal needs allowance
47 for residential care facility residents and making
48 programmatic adjustments or upward adjustments of the
49 residential care facility or in-home health-related
50 care reimbursement rates prescribed in this division of

1 this Act to ensure that federal requirements are met.
2 In addition, the department may make other programmatic
3 and rate adjustments necessary to remain within the
4 amount appropriated in this section while ensuring
5 compliance with federal requirements. The department
6 may adopt emergency rules to implement the provisions
7 of this subsection.

8 Sec. 98. CHILDREN'S HEALTH INSURANCE PROGRAM.

9 1. There is appropriated from the general fund of
10 the state to the department of human services for the
11 fiscal year beginning July 1, 2014, and ending June 30,
12 2015, the following amount, or so much thereof as is
13 necessary, to be used for the purpose designated:

14 For maintenance of the healthy and well kids in Iowa
15 (hawk-i) program pursuant to chapter 514I, including
16 supplemental dental services, for receipt of federal
17 financial participation under Tit. XXI of the federal
18 Social Security Act, which creates the children's
19 health insurance program:
20 \$ 18,403,051

21 2. Of the funds appropriated in this section,
22 \$70,725 is allocated for continuation of the contract
23 for outreach with the department of public health.

24 Sec. 99. CHILD CARE ASSISTANCE. There is
25 appropriated from the general fund of the state to
26 the department of human services for the fiscal year
27 beginning July 1, 2014, and ending June 30, 2015, the
28 following amount, or so much thereof as is necessary,
29 to be used for the purpose designated:

30 For child care programs:
31 \$ 29,632,171

32 1. Of the funds appropriated in this section,
33 \$25,704,869 shall be used for state child care
34 assistance in accordance with section 237A.13.

35 2. Nothing in this section shall be construed or
36 is intended as or shall imply a grant of entitlement
37 for services to persons who are eligible for assistance
38 due to an income level consistent with the waiting
39 list requirements of section 237A.13. Any state
40 obligation to provide services pursuant to this section
41 is limited to the extent of the funds appropriated in
42 this section.

43 3. Of the funds appropriated in this section,
44 \$216,227 is allocated for the statewide program for
45 child care resource and referral services under section
46 237A.26. A list of the registered and licensed child
47 care facilities operating in the area served by a
48 child care resource and referral service shall be made
49 available to the families receiving state child care
50 assistance in that area.

1 4. Of the funds appropriated in this section,
2 \$468,487 is allocated for child care quality
3 improvement initiatives including but not limited to
4 the voluntary quality rating system in accordance with
5 section 237A.30.

6 5. Of the funds appropriated in this section,
7 \$67,589 shall be used to conduct fingerprint-based
8 national criminal history record checks of home-based
9 child care providers pursuant to section 237A.5,
10 subsection 2, through the United States department of
11 justice, federal bureau of investigation.

12 6. Of the funds appropriated in this section,
13 \$3,175,000 shall be credited to the school ready
14 children grants account in the early childhood Iowa
15 fund. The moneys credited to the account pursuant
16 to this subsection shall be distributed by the early
17 childhood Iowa board by applying the formula for
18 distribution of moneys from the account.

19 7. The department may use any of the funds
20 appropriated in this section as a match to obtain
21 federal funds for use in expanding child care
22 assistance and related programs. For the purpose of
23 expenditures of state and federal child care funding,
24 funds shall be considered obligated at the time
25 expenditures are projected or are allocated to the
26 department's service areas. Projections shall be based
27 on current and projected caseload growth, current and
28 projected provider rates, staffing requirements for
29 eligibility determination and management of program
30 requirements including data systems management,
31 staffing requirements for administration of the
32 program, contractual and grant obligations and any
33 transfers to other state agencies, and obligations for
34 decategorization or innovation projects.

35 8. A portion of the state match for the federal
36 child care and development block grant shall be
37 provided as necessary to meet federal matching
38 funds requirements through the state general fund
39 appropriation made for child development grants and
40 other programs for at-risk children in section 279.51.

41 9. If a uniform reduction ordered by the governor
42 under section 8.31 or other operation of law,
43 transfer, or federal funding reduction reduces the
44 appropriation made in this section for the fiscal year,
45 the percentage reduction in the amount paid out to or
46 on behalf of the families participating in the state
47 child care assistance program shall be equal to or
48 less than the percentage reduction made for any other
49 purpose payable from the appropriation made in this
50 section and the federal funding relating to it. The

1 percentage reduction to the other allocations made in
2 this section shall be the same as the uniform reduction
3 ordered by the governor or the percentage change of the
4 federal funding reduction, as applicable. If there is
5 an unanticipated increase in federal funding provided
6 for state child care assistance, the entire amount
7 of the increase shall be used for state child care
8 assistance payments. If the appropriations made for
9 purposes of the state child care assistance program for
10 the fiscal year are determined to be insufficient, it
11 is the intent of the general assembly to appropriate
12 sufficient funding for the fiscal year in order to
13 avoid establishment of waiting list requirements.

14 10. Notwithstanding section 8.33, moneys advanced
15 for purposes of the programs developed by early
16 childhood Iowa areas, advanced for purposes of
17 wraparound child care, or received from the federal
18 appropriations made for the purposes of this section
19 that remain unencumbered or unobligated at the close
20 of the fiscal year shall not revert to any fund but
21 shall remain available for expenditure for the purposes
22 designated until the close of the succeeding fiscal
23 year.

24 Sec. 100. JUVENILE INSTITUTIONS. There is
25 appropriated from the general fund of the state to
26 the department of human services for the fiscal year
27 beginning July 1, 2014, and ending June 30, 2015, the
28 following amounts, or so much thereof as is necessary,
29 to be used for the purposes designated:

30 1. For operation of the Iowa juvenile home at
31 Toledo and for salaries, support, maintenance, and
32 miscellaneous purposes, and for not more than the
33 following full-time equivalent positions:

34 \$ 4,429,678
35 FTEs 114.00

36 2. For operation of the state training school at
37 Eldora and for salaries, support, maintenance, and
38 miscellaneous purposes, and for not more than the
39 following full-time equivalent positions:

40 \$ 5,628,485
41 FTEs 164.30

42 Of the funds appropriated in this subsection,
43 \$45,575 shall be used for distribution to licensed
44 classroom teachers at this and other institutions under
45 the control of the department of human services based
46 upon the average student yearly enrollment at each
47 institution as determined by the department.

48 3. A portion of the moneys appropriated in this
49 section shall be used by the state training school and
50 by the Iowa juvenile home for grants for adolescent

1 pregnancy prevention activities at the institutions in
2 the fiscal year beginning July 1, 2014.

3 Sec. 101. CHILD AND FAMILY SERVICES.

4 1. There is appropriated from the general fund of
5 the state to the department of human services for the
6 fiscal year beginning July 1, 2014, and ending June 30,
7 2015, the following amount, or so much thereof as is
8 necessary, to be used for the purpose designated:

9 For child and family services:

10 \$ 40,637,473

11 2. Up to \$2,600,000 of the amount of federal
12 temporary assistance for needy families block grant
13 funding appropriated in this division of this Act for
14 child and family services shall be made available for
15 purposes of juvenile delinquent graduated sanction
16 services.

17 3. The department may transfer funds appropriated
18 in this section as necessary to pay the nonfederal
19 costs of services reimbursed under the medical
20 assistance program, state child care assistance
21 program, or the family investment program which are
22 provided to children who would otherwise receive
23 services paid under the appropriation in this section.
24 The department may transfer funds appropriated in this
25 section to the appropriations made in this division
26 of this Act for general administration and for field
27 operations for resources necessary to implement and
28 operate the services funded in this section.

29 4. a. Of the funds appropriated in this section,
30 up to \$15,418,549 is allocated as the statewide
31 expenditure target under section 232.143 for group
32 foster care maintenance and services. If the
33 department projects that such expenditures for the
34 fiscal year will be less than the target amount
35 allocated in this lettered paragraph, the department
36 may reallocate the excess to provide additional
37 funding for shelter care or the child welfare emergency
38 services addressed with the allocation for shelter
39 care.

40 b. If at any time after September 30, 2014,
41 annualization of a service area's current expenditures
42 indicates a service area is at risk of exceeding its
43 group foster care expenditure target under section
44 232.143 by more than 5 percent, the department and
45 juvenile court services shall examine all group
46 foster care placements in that service area in order
47 to identify those which might be appropriate for
48 termination. In addition, any aftercare services
49 believed to be needed for the children whose
50 placements may be terminated shall be identified. The

1 department and juvenile court services shall initiate
2 action to set dispositional review hearings for the
3 placements identified. In such a dispositional review
4 hearing, the juvenile court shall determine whether
5 needed aftercare services are available and whether
6 termination of the placement is in the best interest of
7 the child and the community.

8 5. In accordance with the provisions of section
9 232.188, the department shall continue the child
10 welfare and juvenile justice funding initiative during
11 fiscal year 2014-2015. Of the funds appropriated in
12 this section, \$858,877 is allocated specifically for
13 expenditure for fiscal year 2014-2015 through the
14 decategorization service funding pools and governance
15 boards established pursuant to section 232.188.

16 6. A portion of the funds appropriated in this
17 section may be used for emergency family assistance
18 to provide other resources required for a family
19 participating in a family preservation or reunification
20 project or successor project to stay together or to be
21 reunified.

22 7. Notwithstanding section 234.35 or any other
23 provision of law to the contrary, state funding for
24 shelter care and the child welfare emergency services
25 contracting implemented to provide for or prevent the
26 need for shelter care shall be limited to \$3,215,934.

27 8. Federal funds received by the state during
28 the fiscal year beginning July 1, 2013, as the
29 result of the expenditure of state funds appropriated
30 during a previous state fiscal year for a service or
31 activity funded under this section are appropriated
32 to the department to be used as additional funding
33 for services and purposes provided for under this
34 section. Notwithstanding section 8.33, moneys
35 received in accordance with this subsection that remain
36 unencumbered or unobligated at the close of the fiscal
37 year shall not revert to any fund but shall remain
38 available for the purposes designated until the close
39 of the succeeding fiscal year.

40 9. a. Of the funds appropriated in this section,
41 up to \$1,031,244 is allocated for the payment of
42 the expenses of court-ordered services provided to
43 juveniles who are under the supervision of juvenile
44 court services, which expenses are a charge upon the
45 state pursuant to section 232.141, subsection 4. Of
46 the amount allocated in this lettered paragraph,
47 up to \$778,144 shall be made available to provide
48 school-based supervision of children adjudicated under
49 chapter 232, of which not more than \$7,500 may be used
50 for the purpose of training. A portion of the cost of

1 each school-based liaison officer shall be paid by the
2 school district or other funding source as approved by
3 the chief juvenile court officer.

4 b. Of the funds appropriated in this section, up to
5 \$374,493 is allocated for the payment of the expenses
6 of court-ordered services provided to children who are
7 under the supervision of the department, which expenses
8 are a charge upon the state pursuant to section
9 232.141, subsection 4.

10 c. Notwithstanding section 232.141 or any other
11 provision of law to the contrary, the amounts allocated
12 in this subsection shall be distributed to the
13 judicial districts as determined by the state court
14 administrator and to the department's service areas as
15 determined by the administrator of the department's
16 division of child and family services. The state court
17 administrator and the division administrator shall make
18 the determination of the distribution amounts on or
19 before June 15, 2014.

20 d. Notwithstanding chapter 232 or any other
21 provision of law to the contrary, a district or
22 juvenile court shall not order any service which is
23 a charge upon the state pursuant to section 232.141
24 if there are insufficient court-ordered services
25 funds available in the district court or departmental
26 service area distribution amounts to pay for the
27 service. The chief juvenile court officer and the
28 departmental service area manager shall encourage use
29 of the funds allocated in this subsection such that
30 there are sufficient funds to pay for all court-related
31 services during the entire year. The chief juvenile
32 court officers and departmental service area managers
33 shall attempt to anticipate potential surpluses and
34 shortfalls in the distribution amounts and shall
35 cooperatively request the state court administrator
36 or division administrator to transfer funds between
37 the judicial districts' or departmental service areas'
38 distribution amounts as prudent.

39 e. Notwithstanding any provision of law to the
40 contrary, a district or juvenile court shall not order
41 a county to pay for any service provided to a juvenile
42 pursuant to an order entered under chapter 232 which
43 is a charge upon the state under section 232.141,
44 subsection 4.

45 f. Of the funds allocated in this subsection, not
46 more than \$41,500 may be used by the judicial branch
47 for administration of the requirements under this
48 subsection.

49 g. Of the funds allocated in this subsection,
50 \$8,500 shall be used by the department of human

1 services to support the interstate commission for
2 juveniles in accordance with the interstate compact for
3 juveniles as provided in section 232.173.

4 10. Of the funds appropriated in this section,
5 \$3,011,301 is allocated for juvenile delinquent
6 graduated sanctions services. Any state funds saved as
7 a result of efforts by juvenile court services to earn
8 federal Tit. IV-E match for juvenile court services
9 administration may be used for the juvenile delinquent
10 graduated sanctions services.

11 11. Of the funds appropriated in this section,
12 \$644,143 is transferred to the department of public
13 health to be used for the child protection center
14 grant program in accordance with section 135.118. The
15 grant amounts under the program shall be equalized so
16 that each center receives a uniform amount of at least
17 \$122,500.

18 12. If the department receives federal approval
19 to implement a waiver under Tit. IV-E of the federal
20 Social Security Act to enable providers to serve
21 children who remain in the children's families and
22 communities, for purposes of eligibility under the
23 medical assistance program, children who participate in
24 the waiver shall be considered to be placed in foster
25 care.

26 13. Of the funds appropriated in this section,
27 \$1,546,188 is allocated for the preparation for adult
28 living program pursuant to section 234.46.

29 14. Of the funds appropriated in this section,
30 \$260,075 shall be used for juvenile drug courts.
31 The amount allocated in this subsection shall be
32 distributed as follows:

33 To the judicial branch for salaries to assist with
34 the operation of juvenile drug court programs operated
35 in the following jurisdictions:
36 a. Marshall county:
37 \$ 31,354
38 b. Woodbury county:
39 \$ 62,841
40 c. Polk county:
41 \$ 97,946
42 d. The third judicial district:
43 \$ 33,967
44 e. The eighth judicial district:
45 \$ 33,967

46 15. Of the funds appropriated in this section,
47 \$113,669 shall be used for the public purpose of
48 continuing a grant to a nonprofit human services
49 organization providing services to individuals and
50 families in multiple locations in southwest Iowa and

1 Nebraska for support of a project providing immediate,
2 sensitive support and forensic interviews, medical
3 exams, needs assessments, and referrals for victims of
4 child abuse and their nonoffending family members.
5 16. Of the funds appropriated in this section,
6 \$100,295 is allocated for the foster care youth council
7 approach of providing a support network to children
8 placed in foster care.
9 17. Of the funds appropriated in this section,
10 \$101,000 is allocated for use pursuant to section
11 235A.1 for continuation of the initiative to address
12 child sexual abuse implemented pursuant to 2007 Iowa
13 Acts, chapter 218, section 18, subsection 21.
14 18. Of the funds appropriated in this section,
15 \$315,120 is allocated for the community partnership for
16 child protection sites.
17 19. Of the funds appropriated in this section,
18 \$185,625 is allocated for the department's minority
19 youth and family projects under the redesign of the
20 child welfare system.
21 20. Of the funds appropriated in this section,
22 \$718,298 is allocated for funding of the community
23 circle of care collaboration for children and youth in
24 northeast Iowa.
25 21. Of the funds appropriated in this section,
26 at least \$73,579 shall be used for the child welfare
27 training academy.
28 22. Of the funds appropriated in this section,
29 \$12,500 shall be used for the public purpose of
30 continuation of a grant to a child welfare services
31 provider headquartered in a county with a population
32 between 205,000 and 215,000 in the latest certified
33 federal census that provides multiple services
34 including but not limited to a psychiatric medical
35 institution for children, shelter, residential
36 treatment, after school programs, school-based
37 programming, and an Asperger's syndrome program, to
38 be used for support services for children with autism
39 spectrum disorder and their families.
40 23. Of the funds appropriated in this section,
41 \$12,500 shall be used for the public purpose of
42 continuing a grant to a hospital-based provider
43 headquartered in a county with a population between
44 90,000 and 95,000 in the latest certified federal
45 census that provides multiple services including but
46 not limited to diagnostic, therapeutic, and behavioral
47 services to individuals with autism spectrum disorder
48 across the lifespan. The grant recipient shall utilize
49 the funds to continue the pilot project to determine
50 the necessary support services for children with autism

1 spectrum disorder and their families to be included in
2 the children's disabilities services system. The grant
3 recipient shall submit findings and recommendations
4 based upon the results of the pilot project to the
5 individuals specified in this division of this Act for
6 submission of reports by December 31, 2013.

7 24. Of the funds appropriated in this section,
8 \$163,974 shall be used for continuation of the central
9 Iowa system of care program grant through June 30,
10 2015.

11 25. Of the funds appropriated in this section,
12 \$80,000 shall be used for the public purpose of the
13 continuation of a system of care grant implemented in
14 Cerro Gordo and Linn counties.

15 26. Of the funds appropriated in this section,
16 at least \$12,500 shall be used to continue and to
17 expand the foster care respite pilot program in which
18 postsecondary students in social work and other human
19 services-related programs receive experience by
20 assisting family foster care providers with respite and
21 other support.

22 Sec. 102. ADOPTION SUBSIDY.

23 1. There is appropriated from the general fund of
24 the state to the department of human services for the
25 fiscal year beginning July 1, 2014, and ending June 30,
26 2015, the following amount, or so much thereof as is
27 necessary, to be used for the purpose designated:

28 For adoption subsidy payments and services:
29 \$ 19,578,416

30 2. The department may transfer funds appropriated
31 in this section to the appropriation made in this
32 division of this Act for general administration for
33 costs paid from the appropriation relating to adoption
34 subsidy.

35 3. Federal funds received by the state during the
36 fiscal year beginning July 1, 2014, as the result of
37 the expenditure of state funds during a previous state
38 fiscal year for a service or activity funded under
39 this section are appropriated to the department to
40 be used as additional funding for the services and
41 activities funded under this section. Notwithstanding
42 section 8.33, moneys received in accordance with this
43 subsection that remain unencumbered or unobligated at
44 the close of the fiscal year shall not revert to any
45 fund but shall remain available for expenditure for the
46 purposes designated until the close of the succeeding
47 fiscal year.

48 Sec. 103. JUVENILE DETENTION HOME FUND. Moneys
49 deposited in the juvenile detention home fund
50 created in section 232.142 during the fiscal year

1 beginning July 1, 2014, and ending June 30, 2015, are
2 appropriated to the department of human services for
3 the fiscal year beginning July 1, 2014, and ending
4 June 30, 2015, for distribution of an amount equal
5 to a percentage of the costs of the establishment,
6 improvement, operation, and maintenance of county or
7 multicounty juvenile detention homes in the fiscal
8 year beginning July 1, 2013. Moneys appropriated for
9 distribution in accordance with this section shall be
10 allocated among eligible detention homes, prorated on
11 the basis of an eligible detention home's proportion
12 of the costs of all eligible detention homes in the
13 fiscal year beginning July 1, 2013. The percentage
14 figure shall be determined by the department based on
15 the amount available for distribution for the fund.
16 Notwithstanding section 232.142, subsection 3, the
17 financial aid payable by the state under that provision
18 for the fiscal year beginning July 1, 2014, shall be
19 limited to the amount appropriated for the purposes of
20 this section.

21 Sec. 104. FAMILY SUPPORT SUBSIDY PROGRAM.

22 1. There is appropriated from the general fund of
23 the state to the department of human services for the
24 fiscal year beginning July 1, 2014, and ending June 30,
25 2015, the following amount, or so much thereof as is
26 necessary, to be used for the purpose designated:

27 For the family support subsidy program subject
28 to the enrollment restrictions in section 225C.37,
29 subsection 3:

30 \$ 497,478

31 2. The department shall use at least \$192,750 of
32 the moneys appropriated in this section for the family
33 support center component of the comprehensive family
34 support program under section 225C.47. Not more than
35 \$12,500 of the amount allocated in this subsection
36 shall be used for administrative costs.

37 3. If at any time during the fiscal year, the
38 amount of funding available for the family support
39 subsidy program is reduced from the amount initially
40 used to establish the figure for the number of family
41 members for whom a subsidy is to be provided at any one
42 time during the fiscal year, notwithstanding section
43 225C.38, subsection 2, the department shall revise the
44 figure as necessary to conform to the amount of funding
45 available.

46 Sec. 105. CONNER DECREE. There is appropriated
47 from the general fund of the state to the department of
48 human services for the fiscal year beginning July 1,
49 2014, and ending June 30, 2015, the following amount,
50 or so much thereof as is necessary, to be used for the

1 purpose designated:
2 For building community capacity through the
3 coordination and provision of training opportunities
4 in accordance with the consent decree of Conner v.
5 Branstad, No. 4-86-CV-30871(S.D. Iowa, July 14, 1994):
6 \$ 16,811
7 Sec. 106. MENTAL HEALTH INSTITUTES. There is
8 appropriated from the general fund of the state to
9 the department of human services for the fiscal year
10 beginning July 1, 2014, and ending June 30, 2015, the
11 following amounts, or so much thereof as is necessary,
12 to be used for the purposes designated:
13 1. For the state mental health institute at
14 Cherokee for salaries, support, maintenance, and
15 miscellaneous purposes, and for not more than the
16 following full-time equivalent positions:
17 \$ 2,987,529
18 FTEs 163.50
19 2. For the state mental health institute at
20 Clarinda for salaries, support, maintenance, and
21 miscellaneous purposes, and for not more than the
22 following full-time equivalent positions:
23 \$ 3,386,230
24 FTEs 86.10
25 3. For the state mental health institute at
26 Independence for salaries, support, maintenance, and
27 miscellaneous purposes, and for not more than the
28 following full-time equivalent positions:
29 \$ 5,169,686
30 FTEs 232.00
31 4. For the state mental health institute at Mount
32 Pleasant for salaries, support, maintenance, and
33 miscellaneous purposes, and for not more than the
34 following full-time equivalent positions:
35 \$ 693,639
36 FTEs 97.92
37 Sec. 107. STATE RESOURCE CENTERS.
38 1. There is appropriated from the general fund of
39 the state to the department of human services for the
40 fiscal year beginning July 1, 2014, and ending June 30,
41 2015, the following amounts, or so much thereof as is
42 necessary, to be used for the purposes designated:
43 a. For the state resource center at Glenwood for
44 salaries, support, maintenance, and miscellaneous
45 purposes:
46 \$ 10,023,260
47 b. For the state resource center at Woodward for
48 salaries, support, maintenance, and miscellaneous
49 purposes:
50 \$ 6,904,783

1 2. The department may continue to bill for state
2 resource center services utilizing a scope of services
3 approach used for private providers of ICFID services,
4 in a manner which does not shift costs between the
5 medical assistance program, counties, or other sources
6 of funding for the state resource centers.

7 3. The state resource centers may expand the
8 time-limited assessment and respite services during the
9 fiscal year.

10 4. If the department's administration and the
11 department of management concur with a finding by a
12 state resource center's superintendent that projected
13 revenues can reasonably be expected to pay the salary
14 and support costs for a new employee position, or
15 that such costs for adding a particular number of new
16 positions for the fiscal year would be less than the
17 overtime costs if new positions would not be added, the
18 superintendent may add the new position or positions.
19 If the vacant positions available to a resource center
20 do not include the position classification desired to
21 be filled, the state resource center's superintendent
22 may reclassify any vacant position as necessary to
23 fill the desired position. The superintendents of the
24 state resource centers may, by mutual agreement, pool
25 vacant positions and position classifications during
26 the course of the fiscal year in order to assist one
27 another in filling necessary positions.

28 5. If existing capacity limitations are reached
29 in operating units, a waiting list is in effect
30 for a service or a special need for which a payment
31 source or other funding is available for the service
32 or to address the special need, and facilities for
33 the service or to address the special need can be
34 provided within the available payment source or other
35 funding, the superintendent of a state resource center
36 may authorize opening not more than two units or
37 other facilities and begin implementing the service
38 or addressing the special need during fiscal year
39 2014-2015.

40 Sec. 108. SEXUALLY VIOLENT PREDATORS.

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

46 For costs associated with the commitment and
47 treatment of sexually violent predators in the unit
48 located at the state mental health institute at
49 Cherokee, including costs of legal services and
50 other associated costs, including salaries, support,

1 maintenance, and miscellaneous purposes, and for not
2 more than the following full-time equivalent positions:
3 \$ 5,458,485
4 FTEs 124.50

5 2. Unless specifically prohibited by law, if the
6 amount charged provides for recoupment of at least
7 the entire amount of direct and indirect costs, the
8 department of human services may contract with other
9 states to provide care and treatment of persons placed
10 by the other states at the unit for sexually violent
11 predators at Cherokee. The moneys received under such
12 a contract shall be considered to be repayment receipts
13 and used for the purposes of the appropriation made in
14 this section.

15 Sec. 109. FIELD OPERATIONS. There is appropriated
16 from the general fund of the state to the department of
17 human services for the fiscal year beginning July 1,
18 2014, and ending June 30, 2015, the following amount,
19 or so much thereof as is necessary, to be used for the
20 purposes designated:

21 For field operations, including salaries, support,
22 maintenance, and miscellaneous purposes, and for not
23 more than the following full-time equivalent positions:
24 \$ 31,365,837
25 FTEs 1,781.00

26 Priority in filling full-time equivalent positions
27 shall be given to those positions related to child
28 protection services and eligibility determination for
29 low-income families.

30 Sec. 110. GENERAL ADMINISTRATION. There is
31 appropriated from the general fund of the state to
32 the department of human services for the fiscal year
33 beginning July 1, 2014, and ending June 30, 2015, the
34 following amount, or so much thereof as is necessary,
35 to be used for the purpose designated:

36 For general administration, including salaries,
37 support, maintenance, and miscellaneous purposes, and
38 for not more than the following full-time equivalent
39 positions:
40 \$ 7,725,023
41 FTEs 307.00

42 1. Of the funds appropriated in this section,
43 \$19,272 allocated for the prevention of disabilities
44 policy council established in section 225B.3.

45 2. The department shall report at least monthly
46 to the legislative services agency concerning the
47 department's operational and program expenditures.

48 3. Of the funds appropriated in this section,
49 \$25,000 shall be transferred to the Iowa finance
50 authority to be used for administrative support of the

1 council on homelessness established in section 16.100A
2 and for the council to fulfill its duties in addressing
3 and reducing homelessness in the state.

4 4. Of the funds appropriated in this section,
5 \$75,000 shall be used to continue the contract for the
6 provision of a program to provide technical assistance,
7 support, and consultation to providers of habilitation
8 services and home and community-based services waiver
9 services for adults with disabilities under the medical
10 assistance program.

11 Sec. 111. VOLUNTEERS. There is appropriated from
12 the general fund of the state to the department of
13 human services for the fiscal year beginning July 1,
14 2014, and ending June 30, 2015, the following amount,
15 or so much thereof as is necessary, to be used for the
16 purpose designated:

17 For development and coordination of volunteer
18 services:
19 \$ 42,330

20 Sec. 112. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
21 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
22 UNDER THE DEPARTMENT OF HUMAN SERVICES.

23 1. a. (1) For the fiscal year beginning July 1,
24 2014, the total state funding amount for the nursing
25 facility budget shall not exceed \$267,712,511.

26 (2) The department, in cooperation with nursing
27 facility representatives, shall review projections for
28 state funding expenditures for reimbursement of nursing
29 facilities on a quarterly basis and the department
30 shall determine if an adjustment to the medical
31 assistance reimbursement rate is necessary in order to
32 provide reimbursement within the state funding amount
33 for the fiscal year. Notwithstanding 2001 Iowa Acts,
34 chapter 192, section 4, subsection 2, paragraph "c",
35 and subsection 3, paragraph "a", subparagraph (2), if
36 the state funding expenditures for the nursing facility
37 budget for the fiscal year is projected to exceed the
38 amount specified in subparagraph (1), the department
39 shall adjust the reimbursement for nursing facilities
40 reimbursed under the case-mix reimbursement system to
41 maintain expenditures of the nursing facility budget
42 within the specified amount for the fiscal year.

43 (3) For the fiscal year beginning July 1, 2014,
44 special population nursing facilities shall be
45 reimbursed in accordance with the methodology in effect
46 on June 30, 2014.

47 b. (1) For the fiscal year beginning July 1, 2014,
48 the department shall continue the pharmacy dispensing
49 fee reimbursement at \$10.02 per prescription. The
50 actual dispensing fee shall be determined by a cost

1 of dispensing survey performed by the department and
2 required to be completed by all medical assistance
3 program participating pharmacies every two years
4 beginning in FY 2014-2015.

5 (2) The department shall utilize an average
6 acquisition cost reimbursement methodology for all
7 drugs covered under the medical assistance program in
8 accordance with 2012 Iowa Acts, chapter 1133, section
9 33.

10 c. (1) For the fiscal year beginning July 1, 2014,
11 reimbursement rates for outpatient hospital services
12 shall remain at the rates in effect on June 30, 2014.

13 (2) For the fiscal year beginning July 1, 2014,
14 reimbursement rates for inpatient hospital services
15 shall remain at the rates in effect on June 30, 2014.

16 (3) For the fiscal year beginning July 1, 2014,
17 the graduate medical education and disproportionate
18 share hospital fund shall remain at the amount in
19 effect on June 30, 2014, except that the portion of
20 the fund attributable to graduate medical education
21 shall be reduced in an amount that reflects the
22 elimination of graduate medical education payments made
23 to out-of-state hospitals.

24 (4) In order to ensure the efficient use of limited
25 state funds in procuring health care services for
26 low-income Iowans, funds appropriated in this Act for
27 hospital services shall not be used for activities
28 which would be excluded from a determination of
29 reasonable costs under the federal Medicare program
30 pursuant to 42 U.S.C. § 1395X(v)(1)(N).

31 d. For the fiscal year beginning July 1, 2014,
32 reimbursement rates for rural health clinics, hospices,
33 and acute mental hospitals shall be increased in
34 accordance with increases under the federal Medicare
35 program or as supported by their Medicare audited
36 costs.

37 e. For the fiscal year beginning July 1, 2014,
38 independent laboratories and rehabilitation agencies
39 shall be reimbursed using the same methodology in
40 effect on June 30, 2014.

41 f. For the fiscal year beginning July 1, 2014,
42 reimbursement rates for home health agencies shall
43 remain at the rates in effect on June 30, 2014, not to
44 exceed a home health agency's actual allowable cost.

45 g. For the fiscal year beginning July 1, 2014,
46 federally qualified health centers shall receive
47 cost-based reimbursement for 100 percent of the
48 reasonable costs for the provision of services to
49 recipients of medical assistance.

50 h. For the fiscal year beginning July 1, 2014, the

1 reimbursement rates for dental services shall remain at
2 the rates in effect on June 30, 2014.

3 i. (1) For the fiscal year beginning July 1,
4 2014, state-owned psychiatric medical institutions
5 for children shall receive cost-based reimbursement
6 for 100 percent of the actual and allowable costs for
7 the provision of services to recipients of medical
8 assistance.

9 (2) For the nonstate-owned psychiatric medical
10 institutions for children, reimbursement rates shall be
11 based on the reimbursement methodology developed by the
12 department as required for federal compliance.

13 (3) As a condition of participation in the medical
14 assistance program, enrolled providers shall accept the
15 medical assistance reimbursement rate for any covered
16 goods or services provided to recipients of medical
17 assistance who are children under the custody of a
18 psychiatric medical institution for children.

19 j. For the fiscal year beginning July 1,
20 2014, unless otherwise specified in this Act,
21 all noninstitutional medical assistance provider
22 reimbursement rates shall remain at the rates in effect
23 on June 30, 2014, except for area education agencies,
24 local education agencies, infant and toddler services
25 providers, and those providers whose rates are required
26 to be determined pursuant to section 249A.20.

27 k. Notwithstanding any provision to the contrary,
28 for the fiscal year beginning July 1, 2014, the
29 reimbursement rate for anesthesiologists shall remain
30 at the rate in effect on June 30, 2014.

31 l. For the fiscal year beginning July 1, 2014, the
32 average reimbursement rate for health care providers
33 eligible for use of the federal Medicare resource-based
34 relative value scale reimbursement methodology under
35 section 249A.20 shall remain at the rate in effect on
36 June 30, 2014; however, this rate shall not exceed the
37 maximum level authorized by the federal government.

38 m. For the fiscal year beginning July 1, 2014, the
39 reimbursement rate for residential care facilities
40 shall not be less than the minimum payment level as
41 established by the federal government to meet the
42 federally mandated maintenance of effort requirement.
43 The flat reimbursement rate for facilities electing not
44 to file annual cost reports shall not be less than the
45 minimum payment level as established by the federal
46 government to meet the federally mandated maintenance
47 of effort requirement.

48 n. For the fiscal year beginning July 1, 2014,
49 inpatient mental health services provided at hospitals
50 shall remain at the rates in effect on June 30, 2014,

1 subject to Medicaid program upper payment limit rules;
2 community mental health centers and providers of mental
3 health services to county residents pursuant to a
4 waiver approved under section 225C.7, subsection 3,
5 shall be reimbursed at 100 percent of the reasonable
6 costs for the provision of services to recipients
7 of medical assistance; and psychiatrists shall be
8 reimbursed at the medical assistance program fee for
9 service rate.

10 o. For the fiscal year beginning July 1, 2014, the
11 reimbursement rate for consumer-directed attendant care
12 shall remain at the rates in effect on June 30, 2014.

13 p. For the fiscal year beginning July 1, 2014, the
14 reimbursement rate for providers of family planning
15 services that are eligible to receive a 90 percent
16 federal match shall remain at the rates in effect on
17 June 30, 2014.

18 q. For the fiscal year beginning July 1, 2014,
19 the reimbursement rates for providers of home and
20 community-based services waiver services shall remain
21 at the rates in effect on June 30, 2014.

22 2. For the fiscal year beginning July 1, 2014, the
23 reimbursement rate for providers reimbursed under the
24 in-home-related care program shall not be less than the
25 minimum payment level as established by the federal
26 government to meet the federally mandated maintenance
27 of effort requirement.

28 3. Unless otherwise directed in this section, when
29 the department's reimbursement methodology for any
30 provider reimbursed in accordance with this section
31 includes an inflation factor, this factor shall not
32 exceed the amount by which the consumer price index for
33 all urban consumers increased during the calendar year
34 ending December 31, 2002.

35 4. For the fiscal year beginning July 1, 2014,
36 the foster family basic daily maintenance rate and
37 the maximum adoption subsidy rate for children ages 0
38 through 5 years shall be \$15.98, the rate for children
39 ages 6 through 11 years shall be \$16.62, the rate for
40 children ages 12 through 15 years shall be \$18.19,
41 and the rate for children and young adults ages 16
42 and older shall be \$18.43. The maximum supervised
43 apartment living foster care reimbursement rate shall
44 be \$25.00 per day. For youth ages 18 to 21 who have
45 exited foster care, the preparation for adult living
46 program maintenance rate shall be \$574.00 per month.
47 The payment for adoption subsidy nonrecurring expenses
48 shall be limited to \$500 and the disallowance of
49 additional amounts for court costs and other related
50 legal expenses implemented pursuant to 2010 Iowa Acts,

1 chapter 1031, section 408 shall be continued.

2 5. For the fiscal year beginning July 1, 2014,
3 the maximum reimbursement rates under the supervised
4 apartment living program and for social services
5 providers under contract shall remain at the rates
6 in effect on June 30, 2014, or the provider's actual
7 and allowable cost plus inflation for each service,
8 whichever is less. However, if a new service or
9 service provider is added after June 30, 2014, the
10 initial reimbursement rate for the service or provider
11 shall be based upon a weighted average of provider
12 rates for similar services.

13 6. For the fiscal year beginning July 1, 2014,
14 the reimbursement rates for family-centered service
15 providers, family foster care service providers, group
16 foster care service providers, and the resource family
17 recruitment and retention contractor shall remain at
18 the rates in effect on June 30, 2014.

19 7. The group foster care reimbursement rates
20 paid for placement of children out of state shall
21 be calculated according to the same rate-setting
22 principles as those used for in-state providers,
23 unless the director of human services or the director's
24 designee determines that appropriate care cannot be
25 provided within the state. The payment of the daily
26 rate shall be based on the number of days in the
27 calendar month in which service is provided.

28 8. a. For the fiscal year beginning July 1, 2014,
29 the reimbursement rate paid for shelter care and
30 the child welfare emergency services implemented to
31 provide or prevent the need for shelter care shall be
32 established by contract.

33 b. For the fiscal year beginning July 1, 2014,
34 the combined service and maintenance components of
35 the reimbursement rate paid for shelter care services
36 shall be based on the financial and statistical report
37 submitted to the department. The maximum reimbursement
38 rate shall be \$92.36 per day. The department shall
39 reimburse a shelter care provider at the provider's
40 actual and allowable unit cost, plus inflation, not to
41 exceed the maximum reimbursement rate.

42 c. For the fiscal year beginning July 1, 2014,
43 the amount of the statewide average of the actual and
44 allowable rates for reimbursement of juvenile shelter
45 care homes that is utilized for the limitation on
46 recovery of unpaid costs shall remain at the amount in
47 effect for this purpose in the fiscal year beginning
48 July 1, 2013.

49 9. For the fiscal year beginning July 1, 2014,
50 the department shall calculate reimbursement rates

1 for intermediate care facilities for persons with
2 intellectual disabilities at the 80th percentile.
3 Beginning July 1, 2014, the rate calculation
4 methodology shall utilize the consumer price index
5 inflation factor applicable to the fiscal year
6 beginning July 1, 2014.

7 10. For the fiscal year beginning July 1, 2014,
8 for child care providers reimbursed under the state
9 child care assistance program, the department shall
10 set provider reimbursement rates based on the rate
11 reimbursement survey completed in December 2004.
12 Effective July 1, 2014, the child care provider
13 reimbursement rates shall remain at the rates in effect
14 on June 30, 2014. The department shall set rates in a
15 manner so as to provide incentives for a nonregistered
16 provider to become registered by applying any increase
17 only to registered and licensed providers.

18 11. The department may adopt emergency rules to
19 implement this section.

20 Sec. 113. EMERGENCY RULES.

21 1. If specifically authorized by a provision
22 of this division of this Act for the fiscal year
23 beginning July 1, 2014, the department of human
24 services or the mental health, and disability services
25 commission may adopt administrative rules under section
26 17A.4, subsection 3, and section 17A.5, subsection
27 2, paragraph "b", to implement the provisions and
28 the rules shall become effective immediately upon
29 filing or on a later effective date specified in the
30 rules, unless the effective date is delayed by the
31 administrative rules review committee. Any rules
32 adopted in accordance with this section shall not
33 take effect before the rules are reviewed by the
34 administrative rules review committee. The delay
35 authority provided to the administrative rules review
36 committee under section 17A.4, subsection 7, and
37 section 17A.8, subsection 9, shall be applicable to a
38 delay imposed under this section, notwithstanding a
39 provision in those sections making them inapplicable
40 to section 17A.5, subsection 2, paragraph "b". Any
41 rules adopted in accordance with the provisions of this
42 section shall also be published as notice of intended
43 action as provided in section 17A.4.

44 2. If during the fiscal year beginning July 1,
45 2014, the department of human services is adopting
46 rules in accordance with this section or as otherwise
47 directed or authorized by state law, and the rules will
48 result in an expenditure increase beyond the amount
49 anticipated in the budget process or if the expenditure
50 was not addressed in the budget process for the

1 fiscal year, the department shall notify the persons
2 designated by this division of this Act for submission
3 of reports, the chairpersons and ranking members of
4 the committees on appropriations, and the department
5 of management concerning the rules and the expenditure
6 increase. The notification shall be provided at least
7 30 calendar days prior to the date notice of the rules
8 is submitted to the administrative rules coordinator
9 and the administrative code editor.

10 Sec. 114. REPORTS. Any reports or other
11 information required to be compiled and submitted under
12 this Act during the fiscal year beginning July 1, 2014,
13 shall be submitted to the chairpersons and ranking
14 members of the joint appropriations subcommittee on
15 health and human services, the legislative services
16 agency, and the legislative caucus staffs on or before
17 the dates specified for submission of the reports or
18 information.

19 DIVISION XXI

20 HEALTH CARE ACCOUNTS AND FUNDS — FY 2014-2015

21 Sec. 115. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
22 is appropriated from the pharmaceutical settlement
23 account created in section 249A.33 to the department of
24 human services for the fiscal year beginning July 1,
25 2014, and ending June 30, 2015, the following amount,
26 or so much thereof as is necessary, to be used for the
27 purpose designated:

28 Notwithstanding any provision of law to the
29 contrary, to supplement the appropriations made in this
30 Act for medical contracts under the medical assistance
31 program for the fiscal year beginning July 1, 2014, and
32 ending June 30, 2015:

33 \$ 3,325,000

34 QUALITY ASSURANCE TRUST FUND

35 Sec. 116. QUALITY ASSURANCE TRUST FUND —
36 DEPARTMENT OF HUMAN SERVICES. Notwithstanding
37 any provision to the contrary and subject to the
38 availability of funds, there is appropriated from the
39 quality assurance trust fund created in section 249L.4
40 to the department of human services for the fiscal year
41 beginning July 1, 2014, and ending June 30, 2015, the
42 following amounts, or so much thereof as is necessary
43 for the purposes designated:

44 To supplement the appropriation made in this Act
45 from the general fund of the state to the department
46 of human services for medical assistance for the same
47 fiscal year:

48 \$ 14,394,459

49 Sec. 117. HOSPITAL HEALTH CARE ACCESS TRUST FUND
50 — DEPARTMENT OF HUMAN SERVICES. Notwithstanding

1 any provision to the contrary and subject to the
2 availability of funds, there is appropriated from
3 the hospital health care access trust fund created in
4 section 249M.4 to the department of human services for
5 the fiscal year beginning July 1, 2014, and ending June
6 30, 2015, the following amounts, or so much thereof as
7 is necessary, for the purposes designated:

8 To supplement the appropriation made in this Act
9 from the general fund of the state to the department
10 of human services for medical assistance for the same
11 fiscal year:

12 \$ 17,350,000

13 Sec. 118. MEDICAL ASSISTANCE PROGRAM —
14 NONREVERSION FOR FY 2014-2015. Notwithstanding
15 section 8.33, if moneys appropriated for purposes of
16 the medical assistance program for the fiscal year
17 beginning July 1, 2014, and ending June 30, 2015, from
18 the general fund of the state, the quality assurance
19 trust fund, and the hospital health care access trust
20 fund, are in excess of actual expenditures for the
21 medical assistance program and remain unencumbered or
22 unobligated at the close of the fiscal year, the excess
23 moneys shall not revert but shall remain available for
24 expenditure for the purposes of the medical assistance
25 program until the close of the succeeding fiscal year.>