

House File 891

H-1484

1 Amend House File 891 as follows:

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

4 <DIVISION I

5 DEPARTMENT ON AGING — FY 2021-2022

6 Section 1. DEPARTMENT ON AGING. There is appropriated from
7 the general fund of the state to the department on aging for
8 the fiscal year beginning July 1, 2021, and ending June 30,
9 2022, the following amount, or so much thereof as is necessary,
10 to be used for the purposes designated:

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

21	\$ 11,304,082
22	FTEs 27.00

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

32 2. Of the funds appropriated in this section, \$418,700 is
33 transferred to the economic development authority for the Iowa
34 commission on volunteer services to be used for the retired and
35 senior volunteer program.

1 3. a. The department on aging shall establish and enforce
2 procedures relating to expenditure of state and federal funds
3 by area agencies on aging that require compliance with both
4 state and federal laws, rules, and regulations, including but
5 not limited to all of the following:

6 (1) Requiring that expenditures are incurred only for goods
7 or services received or performed prior to the end of the
8 fiscal period designated for use of the funds.

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

12 (3) Prohibiting prepayment for goods or services not
13 defined specifically by good or service, time period, or
14 recipient.

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

18 b. The procedures shall provide that if any funds are
19 expended in a manner that is not in compliance with the
20 procedures and applicable federal and state laws, rules, and
21 regulations, and are subsequently subject to repayment, the
22 area agency on aging expending such funds in contravention of
23 such procedures, laws, rules and regulations, not the state,
24 shall be liable for such repayment.

25 4. Of the funds appropriated in this section, at least
26 \$600,000 shall be used to fund home and community-based
27 services through the area agencies on aging that enable older
28 individuals to avoid more costly utilization of residential or
29 institutional services and remain in their own homes.

30 5. Of the funds appropriated in this section, \$812,000 shall
31 be used for the purposes of [chapter 231E](#) and to administer
32 the prevention of elder abuse, neglect, and exploitation
33 program pursuant to [section 231.56A](#), in accordance with the
34 requirements of the federal Older Americans Act of 1965, 42
35 U.S.C. §3001 et seq., as amended.

1 6. Of the funds appropriated in this section, \$1,000,000
2 shall be used to fund continuation of the aging and disability
3 resource center lifelong links to provide individuals and
4 caregivers with information and services to plan for and
5 maintain independence.

6 7. Of the funds appropriated in this section, \$250,000
7 shall be used by the department on aging, in collaboration with
8 the department of human services and affected stakeholders,
9 to continue to expand the pilot initiative to provide
10 long-term care options counseling utilizing support planning
11 protocols, to assist non-Medicaid eligible consumers who
12 indicate a preference to return to the community and are
13 deemed appropriate for discharge, to return to their community
14 following a nursing facility stay. The department on aging
15 shall submit a report regarding the outcomes of the pilot
16 initiative to the governor and the general assembly by December
17 15, 2021.

18 DIVISION II

19 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2021-2022

20 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
21 appropriated from the general fund of the state to the office
22 of long-term care ombudsman for the fiscal year beginning July
23 1, 2021, and ending June 30, 2022, the following amount, or
24 so much thereof as is necessary, to be used for the purposes
25 designated:

26 For salaries, support, administration, maintenance, and
27 miscellaneous purposes, and for not more than the following
28 full-time equivalent positions:

29	\$	1,149,821
30	FTEs	16.00

31 DIVISION III

32 DEPARTMENT OF PUBLIC HEALTH — FY 2021-2022

33 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
34 from the general fund of the state to the department of public
35 health for the fiscal year beginning July 1, 2021, and ending

1 June 30, 2022, the following amounts, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 1. ADDICTIVE DISORDERS

4 For reducing the prevalence of the use of tobacco, alcohol,
5 and other drugs, and treating individuals affected by addictive
6 behaviors, including gambling, and for not more than the
7 following full-time equivalent positions:

8	\$ 23,659,379
9	FTEs 12.00

10 a. (1) Of the funds appropriated in this subsection,
11 \$4,020,894 shall be used for the tobacco use prevention
12 and control initiative, including efforts at the state and
13 local levels, as provided in [chapter 142A](#). The commission
14 on tobacco use prevention and control established pursuant
15 to [section 142A.3](#) shall advise the director of public health
16 in prioritizing funding needs and the allocation of moneys
17 appropriated for the programs and initiatives. Activities
18 of the programs and initiatives shall be in alignment with
19 the United States centers for disease control and prevention
20 best practices for comprehensive tobacco control programs
21 that include the goals of preventing youth initiation of
22 tobacco usage, reducing exposure to secondhand smoke, and
23 promotion of tobacco cessation. To maximize resources,
24 the department shall determine if third-party sources are
25 available to instead provide nicotine replacement products
26 to an applicant prior to provision of such products to an
27 applicant under the initiative. The department shall track and
28 report to the governor and the general assembly any reduction
29 in the provision of nicotine replacement products realized
30 by the initiative through implementation of the prerequisite
31 screening.

32 (2) (a) The department shall collaborate with the
33 alcoholic beverages division of the department of commerce for
34 enforcement of tobacco laws, regulations, and ordinances and to
35 engage in tobacco control activities approved by the division

1 of tobacco use prevention and control of the department of
2 public health as specified in the memorandum of understanding
3 entered into between the divisions.

4 (b) For the fiscal year beginning July 1, 2021, and ending
5 June 30, 2022, the terms of the memorandum of understanding,
6 entered into between the division of tobacco use prevention
7 and control of the department of public health and the
8 alcoholic beverages division of the department of commerce,
9 governing compliance checks conducted to ensure licensed retail
10 tobacco outlet conformity with tobacco laws, regulations, and
11 ordinances relating to persons under 21 years of age, shall
12 continue to restrict the number of such checks to one check per
13 retail outlet, and one additional check for any retail outlet
14 found to be in violation during the first check.

15 b. (1) Of the funds appropriated in this subsection,
16 \$19,638,485 shall be used for problem gambling and
17 substance-related disorder prevention, treatment, and recovery
18 services, including a 24-hour helpline, public information
19 resources, professional training, youth prevention, and program
20 evaluation.

21 (2) Of the amount allocated under this paragraph, \$306,000
22 shall be utilized by the department of public health, in
23 collaboration with the department of human services, to
24 maintain a single statewide 24-hour crisis hotline for the Iowa
25 children's behavioral health system that incorporates warmline
26 services which may be provided through expansion of existing
27 capabilities maintained by the department of public health as
28 required pursuant to [2018 Iowa Acts, chapter 1056, section 16.](#)

29 c. The requirement of [section 123.17, subsection 5,](#) is met
30 by the appropriations and allocations made in this division of
31 this Act for purposes of substance-related disorder treatment
32 and addictive disorders for the fiscal year beginning July 1,
33 2021.

34 2. HEALTHY CHILDREN AND FAMILIES

35 For promoting the optimum health status for children and

1 adolescents from birth through 21 years of age, and families,
2 and for not more than the following full-time equivalent
3 positions:

4 \$ 5,816,681
5 FTEs 14.00

- 6 a. Of the funds appropriated in this subsection, not more
7 than \$734,000 shall be used for the healthy opportunities for
8 parents to experience success (HOPES)-healthy families Iowa
9 (HFI) program established pursuant to [section 135.106](#).
- 10 b. In order to implement the legislative intent stated
11 in sections [135.106](#) and [256I.9](#), priority for home visitation
12 program funding shall be given to programs using evidence-based
13 or promising models for home visitation.
- 14 c. Of the funds appropriated in this subsection, \$3,075,000
15 shall be used for continuation of the department's initiative
16 to provide for adequate developmental surveillance and
17 screening during a child's first five years. The funds shall
18 be used first to fully fund the current sites to ensure that
19 the sites are fully operational, with the remaining funds
20 to be used for expansion to additional sites. The full
21 implementation and expansion shall include enhancing the scope
22 of the initiative through collaboration with the child health
23 specialty clinics to promote healthy child development through
24 early identification and response to both biomedical and social
25 determinants of healthy development; by monitoring child
26 health metrics to inform practice, document long-term health
27 impacts and savings, and provide for continuous improvement
28 through training, education, and evaluation; and by providing
29 for practitioner consultation particularly for children with
30 behavioral conditions and needs. The department of public
31 health shall also collaborate with the Iowa Medicaid enterprise
32 and the child health specialty clinics to integrate the
33 activities of the first five initiative into the establishment
34 of patient-centered medical homes, community utilities,
35 accountable care organizations, and other integrated care

1 models developed to improve health quality and population
2 health while reducing health care costs. To the maximum extent
3 possible, funding allocated in this paragraph shall be utilized
4 as matching funds for medical assistance program reimbursement.

5 d. Of the funds appropriated in this subsection, \$64,000
6 shall be distributed to a statewide dental carrier to provide
7 funds to continue the donated dental services program patterned
8 after the projects developed by the dental lifeline network to
9 provide dental services to indigent individuals who are elderly
10 or with disabilities.

11 e. Of the funds appropriated in this subsection, \$156,000
12 shall be used to provide audiological services and hearing aids
13 for children.

14 f. Of the funds appropriated in this subsection, \$23,000 is
15 transferred to the university of Iowa college of dentistry for
16 provision of primary dental services to children. State funds
17 shall be matched on a dollar-for-dollar basis. The university
18 of Iowa college of dentistry shall coordinate efforts with the
19 department of public health, oral and health delivery system
20 bureau, to provide dental care to underserved populations
21 throughout the state.

22 g. Of the funds appropriated in this subsection, \$50,000
23 shall be used to address youth suicide prevention.

24 h. Of the funds appropriated in this subsection, \$40,000
25 shall be used to support the Iowa effort to address the survey
26 of children who experience adverse childhood experiences known
27 as ACEs.

28 i. Of the funds appropriated in this subsection, up to
29 \$494,000 shall be used for childhood obesity prevention.

30 3. CHRONIC CONDITIONS

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

34	\$	4,258,373
35	FTEs	10.00

1 a. Of the funds appropriated in this subsection, \$188,000
2 shall be used for grants to individual patients who have an
3 inherited metabolic disorder to assist with the costs of
4 medically necessary foods and formula.

5 b. Of the funds appropriated in this subsection, \$1,055,000
6 shall be used for the brain injury services program pursuant
7 to [section 135.22B](#), including \$861,000 for contracting with an
8 existing nationally affiliated and statewide organization whose
9 purpose is to educate, serve, and support Iowans with brain
10 injury and their families, for resource facilitator services
11 in accordance with [section 135.22B, subsection 9](#), and for
12 contracting to enhance brain injury training and recruitment
13 of service providers on a statewide basis. Of the amount
14 allocated in this paragraph, \$95,000 shall be used to fund
15 1.00 full-time equivalent position to serve as the state brain
16 injury services program manager.

17 c. Of the funds appropriated in this subsection, \$144,000
18 shall be used for the public purpose of continuing to contract
19 with an existing nationally affiliated organization to provide
20 education, client-centered programs, and client and family
21 support for people living with epilepsy and their families.
22 The amount allocated in this paragraph in excess of \$50,000
23 shall be matched dollar-for-dollar by the organization
24 specified. Funds allocated under this paragraph shall be
25 distributed in their entirety for the purpose specified on July
26 1, 2021.

27 d. Of the funds appropriated in this subsection, \$809,000
28 shall be used for child health specialty clinics.

29 e. Of the funds appropriated in this subsection, \$384,000
30 shall be used by the regional autism assistance program
31 established pursuant to [section 256.35](#), and administered by
32 the child health specialty clinic located at the university of
33 Iowa hospitals and clinics. The funds shall be used to enhance
34 interagency collaboration and coordination of educational,
35 medical, and other human services for persons with autism,

1 their families, and providers of services, including delivering
2 regionalized services of care coordination, family navigation,
3 and integration of services through the statewide system of
4 regional child health specialty clinics and fulfilling other
5 requirements as specified in [chapter 225D](#). The university of
6 Iowa shall not receive funds allocated under this paragraph for
7 indirect costs associated with the regional autism assistance
8 program.

9 f. Of the funds appropriated in this subsection, \$577,000
10 shall be used for the comprehensive cancer control program to
11 reduce the burden of cancer in Iowa through prevention, early
12 detection, effective treatment, and ensuring quality of life.
13 Of the funds allocated in this paragraph "f", \$150,000 shall
14 be used to support a melanoma research symposium, a melanoma
15 biorepository and registry, basic and translational melanoma
16 research, and clinical trials.

17 g. Of the funds appropriated in this subsection, \$97,000
18 shall be used for cervical and colon cancer screening, and
19 \$177,000 shall be used to enhance the capacity of the cervical
20 cancer screening program to include provision of recommended
21 prevention and early detection measures to a broader range of
22 low-income women.

23 h. Of the funds appropriated in this subsection, \$506,000
24 shall be used for the center for congenital and inherited
25 disorders.

26 4. COMMUNITY CAPACITY

27 For strengthening the health care delivery system at the
28 local level, and for not more than the following full-time
29 equivalent positions:

30	\$ 7,319,306
31	FTEs 13.00

32 a. Of the funds appropriated in this subsection, \$95,000
33 is allocated for continuation of the child vision screening
34 program implemented through the university of Iowa hospitals
35 and clinics in collaboration with early childhood Iowa areas.

1 The program shall submit a report to the department regarding
2 the use of funds allocated under this paragraph "a". The
3 report shall include the objectives and results for the
4 program year including the target population and how the funds
5 allocated assisted the program in meeting the objectives; the
6 number, age, and location within the state of individuals
7 served; the type of services provided to the individuals
8 served; the distribution of funds based on service provided;
9 and the continuing needs of the program.

10 b. Of the funds appropriated in this subsection,
11 \$48,000 shall be used for a grant to a statewide association
12 of psychologists, that is affiliated with the American
13 psychological association, to be used for continuation of a
14 program to rotate intern psychologists in placements that
15 serve urban and rural mental health professional shortage
16 areas. Once an intern psychologist begins service, the intern
17 psychologist may continue serving in the location of the intern
18 psychologist's placement, notwithstanding any change in the
19 mental health professional shortage area designation of such
20 location. The intern psychologist may also provide services
21 via telehealth, to underserved populations, and to Medicaid
22 members. For the purposes of this paragraph "b", "mental
23 health professional shortage area" means a geographic area
24 in this state that has been designated by the United States
25 department of health and human services, health resources and
26 services administration, bureau of health professionals, as
27 having a shortage of mental health professionals.

28 c. Of the funds appropriated in this subsection, the
29 following amounts are allocated to be used as follows
30 to support the goals of increased access, health system
31 integration, and engagement:

32 (1) Not less than \$1,600,000 is allocated to the Iowa
33 prescription drug corporation for continuation of the
34 pharmaceutical infrastructure for safety net providers as
35 described in [2007 Iowa Acts, chapter 218, section 108](#), and for

1 the prescription drug donation repository program created in
2 chapter 135M. Of the amount allocated in this subparagraph,
3 \$1,000,000 shall be used as one-time funding to support
4 program expansion and to implement an automated multi-dose
5 prescription packaging system. Funds allocated under this
6 subparagraph shall be distributed in their entirety for the
7 purpose specified on July 1, 2021.

8 (2) Not less than \$334,000 is allocated to free clinics and
9 free clinics of Iowa for necessary infrastructure, statewide
10 coordination, provider recruitment, service delivery, and
11 provision of assistance to patients in securing a medical home
12 inclusive of oral health care. Funds allocated under this
13 subparagraph shall be distributed in their entirety for the
14 purpose specified on July 1, 2021.

15 (3) Not less than \$25,000 is allocated to the Iowa
16 association of rural health clinics for necessary
17 infrastructure and service delivery transformation. Funds
18 allocated under this subparagraph shall be distributed in their
19 entirety for the purpose specified on July 1, 2021.

20 (4) Not less than \$225,000 is allocated to the Polk county
21 medical society for continuation of the safety net provider
22 patient access to specialty health care initiative as described
23 in [2007 Iowa Acts, chapter 218, section 109](#). Funds allocated
24 under this subparagraph shall be distributed in their entirety
25 for the purpose specified on July 1, 2021.

26 d. Of the funds appropriated in this subsection, \$191,000
27 is allocated for the purposes of health care and public health
28 workforce initiatives.

29 e. Of the funds appropriated in this subsection, \$96,000
30 shall be used for a matching dental education loan repayment
31 program to be allocated to a dental nonprofit health service
32 corporation to continue to develop the criteria and implement
33 the loan repayment program.

34 f. Of the funds appropriated in this subsection, \$100,000
35 shall be used for the purposes of the Iowa donor registry as

1 specified in [section 142C.18](#).

2 g. Of the funds appropriated in this subsection, \$96,000
3 shall be used for continuation of a grant to a nationally
4 affiliated volunteer eye organization that has an established
5 program for children and adults and that is solely dedicated to
6 preserving sight and preventing blindness through education,
7 nationally certified vision screening and training, and
8 community and patient service programs. The contractor shall
9 submit a report to the general assembly regarding the use
10 of funds allocated under this paragraph "g". The report
11 shall include the objectives and results for the program year
12 including the target population and how the funds allocated
13 assisted the program in meeting the objectives; the number,
14 age, grade level if appropriate, and location within the state
15 of individuals served; the type of services provided to the
16 individuals served; the distribution of funds based on services
17 provided; and the continuing needs of the program.

18 h. Of the funds appropriated in this subsection, \$2,100,000
19 shall be deposited in the medical residency training account
20 created in [section 135.175, subsection 5](#), paragraph "a", and
21 is appropriated from the account to the department of public
22 health to be used for the purposes of the medical residency
23 training state matching grants program as specified in section
24 135.176.

25 i. Of the funds appropriated in this subsection, \$250,000
26 shall be used for the public purpose of providing funding to
27 Des Moines university to continue a provider education project
28 to provide primary care physicians with the training and skills
29 necessary to recognize the signs of mental illness in patients.

30 j. Of the funds appropriated in this subsection, \$600,000
31 shall be used for rural psychiatric residencies to support the
32 annual creation and training of four psychiatric residents who
33 will provide mental health services in underserved areas of
34 the state. Notwithstanding section 8.33, moneys that remain
35 unencumbered or unobligated at the close of the fiscal year

1 shall not revert but shall remain available for expenditure for
2 the purposes designated for subsequent fiscal years.

3 k. Of the funds appropriated in this subsection, \$150,000
4 shall be used for psychiatric training to increase access to
5 mental health care services by expanding the mental health
6 workforce via training of additional physician assistants and
7 nurse practitioners.

8 1. Of the funds appropriated in this subsection, \$425,000
9 shall be used for the creation of a center of excellence
10 program to encourage innovation and collaboration among
11 regional health care providers in a rural area based upon the
12 results of a regional community needs assessment to transform
13 health care delivery in order to provide quality, sustainable
14 care that meets the needs of the local communities. An
15 applicant for the funds shall specify how the funds will be
16 expended to accomplish the goals of the program and shall
17 provide a detailed five-year sustainability plan prior to
18 being awarded any funding. Following the receipt of funding,
19 a recipient shall submit periodic reports as specified by the
20 department to the governor and the general assembly regarding
21 the recipient's expenditure of the funds and progress in
22 accomplishing the program goals.

23 5. ESSENTIAL PUBLIC HEALTH SERVICES

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

28 \$ 7,662,464

29 6. INFECTIOUS DISEASES

30 For reducing the incidence and prevalence of communicable
31 diseases, and for not more than the following full-time
32 equivalent positions:

33 \$ 1,796,206

34 FTEs 6.00

35 7. PUBLIC PROTECTION

1 For protecting the health and safety of the public through
 2 establishing standards and enforcing regulations, and for not
 3 more than the following full-time equivalent positions:
 4 \$ 4,466,601
 5 FTEs 142.00

6 a. Of the funds appropriated in this subsection, not more
 7 than \$304,000 shall be credited to the emergency medical
 8 services fund created in [section 135.25](#). Moneys in the
 9 emergency medical services fund are appropriated to the
 10 department to be used for the purposes of the fund.

11 b. Of the funds appropriated in this subsection, up
 12 to \$243,000 shall be used for sexual violence prevention
 13 programming through a statewide organization representing
 14 programs serving victims of sexual violence through the
 15 department's sexual violence prevention program, and for
 16 continuation of a training program for sexual assault
 17 response team (SART) members, including representatives of
 18 law enforcement, victim advocates, prosecutors, and certified
 19 medical personnel. The amount allocated in this paragraph "b"
 20 shall not be used to supplant funding administered for other
 21 sexual violence prevention or victims assistance programs.

22 c. Of the funds appropriated in this subsection, up to
 23 \$500,000 shall be used for the state poison control center.
 24 Pursuant to the directive under 2014 Iowa Acts, chapter
 25 1140, section 102, the federal matching funds available to
 26 the state poison control center from the department of human
 27 services under the federal Children's Health Insurance Program
 28 Reauthorization Act allotment shall be subject to the federal
 29 administrative cap rule of 10 percent applicable to funding
 30 provided under Tit. XXI of the federal Social Security Act and
 31 included within the department's calculations of the cap.

32 d. Of the funds appropriated in this subsection, up to
 33 \$504,000 shall be used for childhood lead poisoning provisions.

34 **8. RESOURCE MANAGEMENT**

35 For establishing and sustaining the overall ability of the

1 department to deliver services to the public, and for not more
2 than the following full-time equivalent positions:

3 \$ 933,871
4 FTEs 4.00

5 9. MISCELLANEOUS PROVISIONS

6 The university of Iowa hospitals and clinics under the
7 control of the state board of regents shall not receive
8 indirect costs from the funds appropriated in this section.
9 The university of Iowa hospitals and clinics billings to the
10 department shall be on at least a quarterly basis.

11 Sec. 4. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING
12 RECEIPTS FUND. There is appropriated from the sports wagering
13 receipts fund created in section 8.57, subsection 6, to the
14 department of public health for the fiscal year beginning July
15 1, 2021, and ending June 30, 2022, the following amount, or
16 so much thereof as is necessary, to be used for the purposes
17 designated:

18 For problem gambling and substance-related disorder
19 prevention, treatment, and recovery services, including a
20 24-hour helpline, public information resources, professional
21 training, youth prevention, and program evaluation:

22 \$ 1,750,000

23 DIVISION IV

24 DEPARTMENT OF VETERANS AFFAIRS — FY 2021-2022

25 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is
26 appropriated from the general fund of the state to the
27 department of veterans affairs for the fiscal year beginning
28 July 1, 2021, and ending June 30, 2022, the following amounts,
29 or so much thereof as is necessary, to be used for the purposes
30 designated:

31 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

32 For salaries, support, maintenance, and miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:

35 \$ 1,229,763

1 FTEs 15.00

2 2. IOWA VETERANS HOME

3 For salaries, support, maintenance, and miscellaneous
4 purposes:

5 \$ 7,131,552

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

9 b. The Iowa veterans home expenditure report shall be
10 submitted monthly to the general assembly.

11 c. The Iowa veterans home shall continue to include in the
12 annual discharge report applicant information to provide for
13 the collection of demographic information including but not
14 limited to the number of individuals applying for admission and
15 admitted or denied admittance and the basis for the admission
16 or denial; the age, gender, and race of such individuals;
17 and the level of care for which such individuals applied for
18 admission including residential or nursing level of care.

19 3. HOME OWNERSHIP ASSISTANCE PROGRAM

20 For transfer to the Iowa finance authority for the
21 continuation of the home ownership assistance program for
22 persons who are or were eligible members of the armed forces of
23 the United States, pursuant to [section 16.54](#):

24 \$ 2,000,000

25 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
26 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
27 appropriation in [section 35A.16](#) for the fiscal year beginning
28 July 1, 2021, and ending June 30, 2022, the amount appropriated
29 from the general fund of the state pursuant to that section
30 for the following designated purposes shall not exceed the
31 following amount:

32 For the county commissions of veteran affairs fund under
33 section 35A.16:

34 \$ 990,000

35 DIVISION V

DEPARTMENT OF HUMAN SERVICES — FY 2021-2022

Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 5,002,006

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

..... \$ 5,412,060

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

..... \$ 2,888,980

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2022, the moneys shall revert.

4. For field operations:

..... \$ 31,296,232

5. For general administration:

..... \$ 3,744,000

1 6. For state child care assistance:
2 \$ 47,166,826

3 a. Of the funds appropriated in this subsection,
4 \$26,205,412 is transferred to the child care and development
5 block grant appropriation made by the Eighty-ninth General
6 Assembly, 2021 session, for the federal fiscal year beginning
7 October 1, 2021, and ending September 30, 2022. Of this
8 amount, \$200,000 shall be used for provision of educational
9 opportunities to registered child care home providers in order
10 to improve services and programs offered by this category
11 of providers and to increase the number of providers. The
12 department may contract with institutions of higher education
13 or child care resource and referral centers to provide
14 the educational opportunities. Allowable administrative
15 costs under the contracts shall not exceed 5 percent. The
16 application for a grant shall not exceed two pages in length.

17 b. Any funds appropriated in this subsection remaining
18 unallocated shall be used for state child care assistance
19 payments for families who are employed including but not
20 limited to individuals enrolled in the family investment
21 program.

22 7. For child and family services:
23 \$ 32,380,654

24 8. For child abuse prevention grants:
25 \$ 125,000

26 9. For pregnancy prevention grants on the condition that
27 family planning services are funded:
28 \$ 1,913,203

29 Pregnancy prevention grants shall be awarded to programs
30 in existence on or before July 1, 2021, if the programs have
31 demonstrated positive outcomes. Grants shall be awarded to
32 pregnancy prevention programs which are developed after July
33 1, 2021, if the programs are based on existing models that
34 have demonstrated positive outcomes. Grants shall comply with
35 the requirements provided in 1997 Iowa Acts, chapter 208,

1 section 14, subsections 1 and 2, including the requirement that
2 grant programs must emphasize sexual abstinence. Priority in
3 the awarding of grants shall be given to programs that serve
4 areas of the state which demonstrate the highest percentage of
5 unplanned pregnancies of females of childbearing age within the
6 geographic area to be served by the grant.

7 10. For technology needs and other resources necessary to
8 meet federal, state, and welfare reform reporting, tracking,
9 and case management requirements and other departmental needs:
10 \$ 1,037,186

11 11. a. Notwithstanding any provision to the contrary,
12 including but not limited to requirements in [section 8.41](#) or
13 provisions in 2020 Iowa Acts or 2021 Iowa Acts regarding the
14 receipt and appropriation of federal block grants, federal
15 funds from the temporary assistance for needy families block
16 grant received by the state and not otherwise appropriated
17 in this section and remaining available for the fiscal year
18 beginning July 1, 2021, are appropriated to the department of
19 human services to the extent as may be necessary to be used in
20 the following priority order: the family investment program,
21 for state child care assistance program payments for families
22 who are employed, and for the family investment program share
23 of system costs for eligibility determination and related
24 functions. The federal funds appropriated in this paragraph
25 "a" shall be expended only after all other funds appropriated
26 in subsection 1 for assistance under the family investment
27 program, in subsection 6 for state child care assistance, or
28 in subsection 10 for technology costs related to the family
29 investment program, as applicable, have been expended. For
30 the purposes of this subsection, the funds appropriated in
31 subsection 6, paragraph "a", for transfer to the child care
32 and development block grant appropriation are considered fully
33 expended when the full amount has been transferred.

34 b. The department shall, on a quarterly basis, advise the
35 general assembly and department of management of the amount of

1 funds appropriated in this subsection that was expended in the
2 prior quarter.

3 12. Of the amounts appropriated in this section,
4 \$12,962,008 for the fiscal year beginning July 1, 2021, is
5 transferred to the appropriation of the federal social services
6 block grant made to the department of human services for that
7 fiscal year.

8 13. For continuation of the program providing categorical
9 eligibility for the food assistance program as specified
10 for the program in the section of this division of this Act
11 relating to the family investment program account:

12 \$ 14,236

13 14. The department may transfer funds allocated in this
14 section to the appropriations made in this division of this Act
15 for the same fiscal year for general administration and field
16 operations for resources necessary to implement and operate the
17 services referred to in this section and those funded in the
18 appropriation made in this division of this Act for the same
19 fiscal year for the family investment program from the general
20 fund of the state.

21 15. With the exception of moneys allocated under this
22 section for the family development and self-sufficiency grant
23 program, to the extent moneys allocated in this section are
24 deemed by the department not to be necessary to support the
25 purposes for which they are allocated, such moneys may be used
26 in the same fiscal year for any other purpose for which funds
27 are allocated in this section or in section 8 of this division
28 of this Act for the family investment program account. If
29 there are conflicting needs, priority shall first be given
30 to the family investment program account as specified under
31 subsection 1 of this section and used for the purposes of
32 assistance under the family investment program in accordance
33 with [chapter 239B](#), followed by state child care assistance
34 program payments for families who are employed, followed by
35 other priorities as specified by the department.

1 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

2 1. Moneys credited to the family investment program (FIP)
3 account for the fiscal year beginning July 1, 2021, and
4 ending June 30, 2022, shall be used to provide assistance in
5 accordance with [chapter 239B](#).

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

9 3. The department may transfer funds allocated in
10 subsection 4, excluding the allocation under subsection 4,
11 paragraph "b", to the appropriations made in this division of
12 this Act for the same fiscal year for general administration
13 and field operations for resources necessary to implement
14 and operate the services referred to in this section and
15 those funded in the appropriations made in section 7 for the
16 temporary assistance for needy families block grant and in
17 section 9 for the family investment program from the general
18 fund of the state in this division of this Act for the same
19 fiscal year.

20 4. Moneys appropriated in this division of this Act and
21 credited to the FIP account for the fiscal year beginning July
22 1, 2021, and ending June 30, 2022, are allocated as follows:

23 a. To be retained by the department of human services to
24 be used for coordinating with the department of human rights
25 to more effectively serve participants in FIP and other shared
26 clients and to meet federal reporting requirements under the
27 federal temporary assistance for needy families block grant:
28 \$ 10,000

29 b. To the department of human rights for staffing,
30 administration, and implementation of the family development
31 and self-sufficiency grant program in accordance with section
32 216A.107:
33 \$ 7,192,834

34 (1) Of the funds allocated for the family development
35 and self-sufficiency grant program in this paragraph "b",

1 not more than 5 percent of the funds shall be used for the
2 administration of the grant program.

3 (2) The department of human rights may continue to implement
4 the family development and self-sufficiency grant program
5 statewide during fiscal year 2021-2022.

6 (3) The department of human rights may engage in activities
7 to strengthen and improve family outcomes measures and
8 data collection systems under the family development and
9 self-sufficiency grant program.

10 c. For the diversion subaccount of the FIP account:

11 \$ 1,293,000

12 A portion of the moneys allocated for the diversion
13 subaccount may be used for field operations, salaries, data
14 management system development, and implementation costs and
15 support deemed necessary by the director of human services
16 in order to administer the FIP diversion program. To the
17 extent moneys allocated in this paragraph "c" are deemed by the
18 department not to be necessary to support diversion activities,
19 such moneys may be used for other efforts intended to increase
20 engagement by family investment program participants in work,
21 education, or training activities, or for the purposes of
22 assistance under the family investment program in accordance
23 with [chapter 239B](#).

24 d. For the food assistance employment and training program:

25 \$ 66,588

26 (1) The department shall apply the federal supplemental
27 nutrition assistance program (SNAP) employment and training
28 state plan in order to maximize to the fullest extent permitted
29 by federal law the use of the 50 percent federal reimbursement
30 provisions for the claiming of allowable federal reimbursement
31 funds from the United States department of agriculture
32 pursuant to the federal SNAP employment and training program
33 for providing education, employment, and training services
34 for eligible food assistance program participants, including
35 but not limited to related dependent care and transportation

1 expenses.

2 (2) The department shall continue the categorical federal
3 food assistance program eligibility at 160 percent of the
4 federal poverty level and continue to eliminate the asset test
5 from eligibility requirements, consistent with federal food
6 assistance program requirements. The department shall include
7 as many food assistance households as is allowed by federal
8 law. The eligibility provisions shall conform to all federal
9 requirements including requirements addressing individuals who
10 are incarcerated or otherwise ineligible.

11 e. For the JOBS program, not more than:

12 \$ 12,018,258

13 5. Of the child support collections assigned under FIP,
14 an amount equal to the federal share of support collections
15 shall be credited to the child support recovery appropriation
16 made in this division of this Act. Of the remainder of the
17 assigned child support collections received by the child
18 support recovery unit, a portion shall be credited to the FIP
19 account, a portion may be used to increase recoveries, and a
20 portion may be used to sustain cash flow in the child support
21 payments account. If as a consequence of the appropriations
22 and allocations made in this section the resulting amounts
23 are insufficient to sustain cash assistance payments and meet
24 federal maintenance of effort requirements, the department
25 shall seek supplemental funding. If child support collections
26 assigned under FIP are greater than estimated or are otherwise
27 determined not to be required for maintenance of effort, the
28 state share of either amount may be transferred to or retained
29 in the child support payments account.

30 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
31 is appropriated from the general fund of the state to the
32 department of human services for the fiscal year beginning July
33 1, 2021, and ending June 30, 2022, the following amount, or
34 so much thereof as is necessary, to be used for the purpose
35 designated:

1 To be credited to the family investment program (FIP)
2 account and used for family investment program assistance
3 under [chapter 239B](#) and other costs associated with providing
4 needs-based benefits or assistance:
5 \$ 41,003,978
6 1. Of the funds appropriated in this section, \$6,606,198 is
7 allocated for the JOBS program.
8 2. Of the funds appropriated in this section, \$4,313,854 is
9 allocated for the family development and self-sufficiency grant
10 program.
11 3. a. Notwithstanding [section 8.39](#), for the fiscal
12 year beginning July 1, 2021, if necessary to meet federal
13 maintenance of effort requirements or to transfer federal
14 temporary assistance for needy families block grant funding
15 to be used for purposes of the federal social services block
16 grant or to meet cash flow needs resulting from delays in
17 receiving federal funding or to implement, in accordance with
18 this division of this Act, activities currently funded with
19 juvenile court services, county, or community moneys and state
20 moneys used in combination with such moneys; to comply with
21 federal requirements; or to maximize the use of federal funds;
22 the department of human services may transfer funds within or
23 between any of the appropriations made in this division of this
24 Act and appropriations in law for the federal social services
25 block grant to the department for the following purposes,
26 provided that the combined amount of state and federal
27 temporary assistance for needy families block grant funding
28 for each appropriation remains the same before and after the
29 transfer:
30 (1) For the family investment program.
31 (2) For state child care assistance.
32 (3) For child and family services.
33 (4) For field operations.
34 (5) For general administration.
35 b. This subsection shall not be construed to prohibit the

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

4 4. Of the funds appropriated in this section, \$195,000
5 shall be used for a contract for tax preparation assistance
6 to low-income Iowans to expand the usage of the earned income
7 tax credit. The purpose of the contract is to supply this
8 assistance to underserved areas of the state. The department
9 shall not retain any portion of the allocation under this
10 subsection for administrative costs.

11 5. Of the funds appropriated in this section, \$70,000 shall
12 be used for the continuation of the parenting program, as
13 specified in [441 IAC ch. 100](#), relating to parental obligations,
14 in which the child support recovery unit participates, to
15 support the efforts of a nonprofit organization committed to
16 strengthening the community through youth development, healthy
17 living, and social responsibility headquartered in a county
18 with a population over 350,000 according to the 2010 certified
19 federal census. The funds allocated in this subsection shall
20 be used by the recipient organization to develop a larger
21 community effort, through public and private partnerships, to
22 support a broad-based multi-county parenthood initiative that
23 promotes payment of child support obligations, improved family
24 relationships, and full-time employment.

25 6. The department may transfer funds appropriated in this
26 section, excluding the allocation in subsection 2 for the
27 family development and self-sufficiency grant program, to the
28 appropriations made in this division of this Act for general
29 administration and field operations as necessary to administer
30 this section, section 7 for the temporary assistance for needy
31 families block grant, and section 8 for the family investment
32 program account.

33 Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated
34 from the general fund of the state to the department of human
35 services for the fiscal year beginning July 1, 2021, and ending

1 June 30, 2022, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 For child support recovery, including salaries, support,
4 maintenance, and miscellaneous purposes, and for not more than
5 the following full-time equivalent positions:

6	\$ 15,942,885
7	FTEs 459.00

8 1. The department shall expend up to \$24,000, including
9 federal financial participation, for the fiscal year beginning
10 July 1, 2021, for a child support public awareness campaign.
11 The department and the office of the attorney general shall
12 cooperate in continuation of the campaign. The public
13 awareness campaign shall emphasize, through a variety of
14 media activities, the importance of maximum involvement of
15 both parents in the lives of their children as well as the
16 importance of payment of child support obligations.

17 2. Federal access and visitation grant moneys shall be
18 issued directly to private not-for-profit agencies that provide
19 services designed to increase compliance with the child access
20 provisions of court orders, including but not limited to
21 neutral visitation sites and mediation services.

22 3. The appropriation made to the department for child
23 support recovery may be used throughout the fiscal year in the
24 manner necessary for purposes of cash flow management, and for
25 cash flow management purposes the department may temporarily
26 draw more than the amount appropriated, provided the amount
27 appropriated is not exceeded at the close of the fiscal year.

28 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
29 FY 2021-2022. Any funds remaining in the health care trust
30 fund created in [section 453A.35A](#) for the fiscal year beginning
31 July 1, 2021, and ending June 30, 2022, are appropriated to
32 the department of human services to supplement the medical
33 assistance program appropriations made in this division of this
34 Act, for medical assistance reimbursement and associated costs,
35 including program administration and costs associated with

1 program implementation.

2 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
3 2021-2022. Any funds remaining in the Medicaid fraud fund
4 created in [section 249A.50](#) for the fiscal year beginning
5 July 1, 2021, and ending June 30, 2022, are appropriated to
6 the department of human services to supplement the medical
7 assistance appropriations made in this division of this Act,
8 for medical assistance reimbursement and associated costs,
9 including program administration and costs associated with
10 program implementation.

11 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
12 general fund of the state to the department of human services
13 for the fiscal year beginning July 1, 2021, and ending June 30,
14 2022, the following amount, or so much thereof as is necessary,
15 to be used for the purpose designated:

16 For medical assistance program reimbursement and associated
17 costs as specifically provided in the reimbursement
18 methodologies in effect on June 30, 2021, except as otherwise
19 expressly authorized by law, consistent with options under
20 federal law and regulations, and contingent upon receipt of
21 approval from the office of the governor of reimbursement for
22 each abortion performed under the program:

23 \$ 1,503,848,253

24 1. Iowans support reducing the number of abortions
25 performed in our state. Funds appropriated under this section
26 shall not be used for abortions, unless otherwise authorized
27 under this section.

28 2. The provisions of this section relating to abortions
29 shall also apply to the Iowa health and wellness plan created
30 pursuant to [chapter 249N](#).

31 3. The department shall utilize not more than \$60,000 of
32 the funds appropriated in this section to continue the AIDS/HIV
33 health insurance premium payment program as established in 1992
34 Iowa Acts, Second Extraordinary Session, chapter 1001, section
35 409, subsection 6. Of the funds allocated in this subsection,

1 not more than \$5,000 may be expended for administrative
2 purposes.

3 4. Of the funds appropriated in this Act to the department
4 of public health for addictive disorders, \$950,000 for
5 the fiscal year beginning July 1, 2021, is transferred
6 to the department of human services for an integrated
7 substance-related disorder managed care system. The
8 departments of human services and public health shall
9 work together to maintain the level of mental health and
10 substance-related disorder treatment services provided by the
11 managed care contractors. Each department shall take the steps
12 necessary to continue the federal waivers as necessary to
13 maintain the level of services.

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

24 6. Of the funds appropriated in this section, up to
25 \$3,050,082 may be transferred to the field operations or
26 general administration appropriations in this division of this
27 Act for operational costs associated with Part D of the federal
28 Medicare Prescription Drug Improvement and Modernization Act
29 of 2003, Pub. L. No. 108-173.

30 7. Of the funds appropriated in this section, up to \$442,100
31 may be transferred to the appropriation in this division of
32 this Act for health program operations to be used for clinical
33 assessment services and prior authorization of services.

34 8. A portion of the funds appropriated in this section may
35 be transferred to the appropriations in this division of this

1 Act for general administration, health program operations, the
2 children's health insurance program, or field operations to be
3 used for the state match cost to comply with the payment error
4 rate measurement (PERM) program for both the medical assistance
5 and children's health insurance programs as developed by the
6 centers for Medicare and Medicaid services of the United States
7 department of health and human services to comply with the
8 federal Improper Payments Information Act of 2002, Pub. L.
9 No. 107-300, and to support other reviews and quality control
10 activities to improve the integrity of these programs.

11 9. Of the funds appropriated in this section, a sufficient
12 amount is allocated to supplement the incomes of residents of
13 nursing facilities, intermediate care facilities for persons
14 with mental illness, and intermediate care facilities for
15 persons with an intellectual disability, with incomes of less
16 than \$50 in the amount necessary for the residents to receive a
17 personal needs allowance of \$50 per month pursuant to section
18 249A.30A.

19 10. a. Hospitals that meet the conditions specified
20 in subparagraphs (1) and (2) shall either certify public
21 expenditures or transfer to the medical assistance program
22 an amount equal to provide the nonfederal share for a
23 disproportionate share hospital payment in an amount up to the
24 hospital-specific limit as approved in the Medicaid state plan.
25 The hospitals that meet the conditions specified shall receive
26 and retain 100 percent of the total disproportionate share
27 hospital payment in an amount up to the hospital-specific limit
28 as approved in the Medicaid state plan.

29 (1) The hospital qualifies for disproportionate share and
30 graduate medical education payments.

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

35 b. Distribution of the disproportionate share payments

1 shall be made on a monthly basis. The total amount of
2 disproportionate share payments including graduate medical
3 education, enhanced disproportionate share, and Iowa
4 state-owned teaching hospital payments shall not exceed the
5 amount of the state's allotment under Pub. L. No. 102-234.
6 In addition, the total amount of all disproportionate
7 share payments shall not exceed the hospital-specific
8 disproportionate share limits under Pub. L. No. 103-66.

9 11. One hundred percent of the nonfederal share of payments
10 to area education agencies that are medical assistance
11 providers for medical assistance-covered services provided to
12 medical assistance-covered children, shall be made from the
13 appropriation made in this section.

14 12. A portion of the funds appropriated in this section may
15 be transferred to the appropriation in this division of this
16 Act for health program operations to be used for administrative
17 activities associated with the money follows the person
18 demonstration project.

19 13. Of the funds appropriated in this section, \$349,011
20 shall be used for the administration of the health insurance
21 premium payment program, including salaries, support,
22 maintenance, and miscellaneous purposes.

23 14. a. The department may increase the amounts allocated
24 for salaries, support, maintenance, and miscellaneous purposes
25 associated with the medical assistance program, as necessary,
26 to sustain cost management efforts. The department shall
27 report any such increase to the general assembly and the
28 department of management.

29 b. If the savings to the medical assistance program from
30 ongoing cost management efforts exceed the associated cost
31 for the fiscal year beginning July 1, 2021, the department
32 may transfer any savings generated for the fiscal year due
33 to medical assistance program cost management efforts to the
34 appropriation made in this division of this Act for health
35 program operations or general administration to defray the

1 costs associated with implementing the efforts.

2 15. For the fiscal year beginning July 1, 2021, and ending
3 June 30, 2022, the replacement generation tax revenues required
4 to be deposited in the property tax relief fund pursuant to
5 section 437A.8, subsection 4, paragraph "d", and section
6 437A.15, subsection 3, paragraph "f", shall instead be credited
7 to and supplement the appropriation made in this section and
8 used for the allocations made in this section.

9 16. a. Of the funds appropriated in this section, up
10 to \$50,000 may be transferred by the department to the
11 appropriation made in this division of this Act to the
12 department for the same fiscal year for general administration
13 to be used for associated administrative expenses and for not
14 more than 1.00 full-time equivalent position, in addition to
15 those authorized for the same fiscal year, to be assigned to
16 implementing the children's mental health home project.

17 b. Of the funds appropriated in this section, up to \$400,000
18 may be transferred by the department to the appropriation made
19 to the department in this division of this Act for the same
20 fiscal year for Medicaid program-related general administration
21 planning and implementation activities. The funds may be used
22 for contracts or for personnel in addition to the amounts
23 appropriated for and the positions authorized for general
24 administration for the fiscal year.

25 c. Of the funds appropriated in this section, up to
26 \$3,000,000 may be transferred by the department to the
27 appropriations made in this division of this Act for the
28 same fiscal year for general administration or health
29 program operations to be used to support the development
30 and implementation of standardized assessment tools for
31 persons with mental illness, an intellectual disability, a
32 developmental disability, or a brain injury.

33 17. Of the funds appropriated in this section, \$150,000
34 shall be used for lodging expenses associated with care
35 provided at the university of Iowa hospitals and clinics for

1 patients with cancer whose travel distance is 30 miles or more
2 and whose income is at or below 200 percent of the federal
3 poverty level as defined by the most recently revised poverty
4 income guidelines published by the United States department of
5 health and human services. The department of human services
6 shall establish the maximum number of overnight stays and the
7 maximum rate reimbursed for overnight lodging, which may be
8 based on the state employee rate established by the department
9 of administrative services. The funds allocated in this
10 subsection shall not be used as nonfederal share matching
11 funds.

12 18. Of the funds appropriated in this section, up to
13 \$3,383,880 shall be used for administration of the state family
14 planning services program pursuant to [section 217.41B](#), and
15 of this amount, the department may use up to \$200,000 for
16 administrative expenses.

17 19. Of the funds appropriated in this section, \$1,545,530
18 shall be used and may be transferred to other appropriations
19 in this division of this Act as necessary to administer the
20 provisions in the division of this Act relating to Medicaid
21 program administration.

22 20. The department shall comply with the centers for
23 Medicare and Medicaid services' guidance related to Medicaid
24 program and children's health insurance program maintenance
25 of effort provisions, including eligibility standards,
26 methodologies, procedures, and continuous enrollment, to
27 receive the enhanced federal medical assistance percentage
28 under section 6008(b) of the federal Families First Coronavirus
29 Response Act, Pub. L. No. 116-127. The department shall
30 utilize and implement all tools, processes, and resources
31 available to expediently return to normal eligibility and
32 enrollment operations in compliance with federal guidance and
33 expectations.

34 21. Of the funds appropriated in this section, up to
35 \$1,031,530 shall be used to implement reductions in the waiting

1 list for the children's mental health home and community-based
2 services waiver.

3 22. Of the funds appropriated in this section, a sufficient
4 amount is allocated to fund up to three full-time equivalent
5 positions to support the administrative work associated with
6 existing and potential supplemental payment programs.

7 Sec. 14. HEALTH PROGRAM OPERATIONS. There is appropriated
8 from the general fund of the state to the department of human
9 services for the fiscal year beginning July 1, 2021, and ending
10 June 30, 2022, the following amount, or so much thereof as is
11 necessary, to be used for the purpose designated:

12 For health program operations:

13 \$ 17,831,343

14 1. The department of inspections and appeals shall
15 provide all state matching funds for survey and certification
16 activities performed by the department of inspections
17 and appeals. The department of human services is solely
18 responsible for distributing the federal matching funds for
19 such activities.

20 2. Of the funds appropriated in this section, \$50,000 shall
21 be used for continuation of home and community-based services
22 waiver quality assurance programs, including the review and
23 streamlining of processes and policies related to oversight and
24 quality management to meet state and federal requirements.

25 3. Of the amount appropriated in this section, up to
26 \$200,000 may be transferred to the appropriation for general
27 administration in this division of this Act to be used for
28 additional full-time equivalent positions in the development
29 of key health initiatives such as development and oversight
30 of managed care programs and development of health strategies
31 targeted toward improved quality and reduced costs in the
32 Medicaid program.

33 4. Of the funds appropriated in this section, \$1,000,000
34 shall be used for planning and development, in cooperation with
35 the department of public health, of a phased-in program to

1 provide a dental home for children.

2 5. a. Of the funds appropriated in this section, \$573,000
3 shall be credited to the autism support program fund created
4 in [section 225D.2](#) to be used for the autism support program
5 created in [chapter 225D](#), with the exception of the following
6 amount of this allocation which shall be used as follows:

7 b. Of the funds allocated in this subsection, \$25,000 shall
8 be used for the public purpose of continuation of a grant to
9 a nonprofit provider of child welfare services that has been
10 in existence for more than 115 years, is located in a county
11 with a population between 200,000 and 220,000 according to the
12 2010 federal decennial census, is licensed as a psychiatric
13 medical institution for children, and provides school-based
14 programming, to be used for support services for children with
15 autism spectrum disorder and their families.

16 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

17 1. There is appropriated from the general fund of the
18 state to the department of human services for the fiscal year
19 beginning July 1, 2021, and ending June 30, 2022, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purpose designated:

22 For the state supplementary assistance program:

23 \$ 7,349,002

24 2. The department shall increase the personal needs
25 allowance for residents of residential care facilities by the
26 same percentage and at the same time as federal supplemental
27 security income and federal social security benefits are
28 increased due to a recognized increase in the cost of living.
29 The department may adopt emergency rules to implement this
30 subsection.

31 3. If during the fiscal year beginning July 1, 2021,
32 the department projects that state supplementary assistance
33 expenditures for a calendar year will not meet the federal
34 pass-through requirement specified in Tit. XVI of the federal
35 Social Security Act, section 1618, as codified in 42 U.S.C.

1 §1382g, the department may take actions including but not
2 limited to increasing the personal needs allowance for
3 residential care facility residents and making programmatic
4 adjustments or upward adjustments of the residential care
5 facility or in-home health-related care reimbursement rates
6 prescribed in this division of this Act to ensure that federal
7 requirements are met. In addition, the department may make
8 other programmatic and rate adjustments necessary to remain
9 within the amount appropriated in this section while ensuring
10 compliance with federal requirements. The department may adopt
11 emergency rules to implement the provisions of this subsection.

12 4. Notwithstanding [section 8.33](#), moneys appropriated
13 in this section that remain unencumbered or unobligated
14 at the close of the fiscal year shall not revert but
15 shall remain available for expenditure for the purposes
16 designated, including for liability amounts associated with the
17 supplemental nutrition assistance program payment error rate,
18 until the close of the succeeding fiscal year.

19 Sec. 16. CHILDREN'S HEALTH INSURANCE PROGRAM.

20 1. There is appropriated from the general fund of the
21 state to the department of human services for the fiscal year
22 beginning July 1, 2021, and ending June 30, 2022, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purpose designated:

25 For maintenance of the healthy and well kids in Iowa (hawk-i)
26 program pursuant to [chapter 514I](#), including supplemental dental
27 services, for receipt of federal financial participation under
28 Tit. XXI of the federal Social Security Act, which creates the
29 children's health insurance program:

30 \$ 37,957,643

31 2. Of the funds appropriated in this section, \$149,189 is
32 allocated for continuation of the contract for outreach with
33 the department of public health.

34 3. A portion of the funds appropriated in this section may
35 be transferred to the appropriations made in this division of

1 this Act for field operations or health program operations to
2 be used for the integration of hawk-i program eligibility,
3 payment, and administrative functions under the purview of
4 the department of human services, including for the Medicaid
5 management information system upgrade.

6 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated
7 from the general fund of the state to the department of human
8 services for the fiscal year beginning July 1, 2021, and ending
9 June 30, 2022, the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For child care programs:

12 \$ 40,816,931

13 1. Of the funds appropriated in this section, \$34,966,931
14 shall be used for state child care assistance in accordance
15 with [section 237A.13](#).

16 2. Nothing in this section shall be construed or is
17 intended as or shall imply a grant of entitlement for services
18 to persons who are eligible for assistance due to an income
19 level consistent with the waiting list requirements of section
20 237A.13. Any state obligation to provide services pursuant to
21 this section is limited to the extent of the funds appropriated
22 in this section.

23 3. A list of the registered and licensed child care
24 facilities operating in the area served by a child care
25 resource and referral service shall be made available to the
26 families receiving state child care assistance in that area.

27 4. Of the funds appropriated in this section, \$5,850,000
28 shall be credited to the early childhood programs grants
29 account in the early childhood Iowa fund created in section
30 256I.11. The moneys shall be distributed for funding of
31 community-based early childhood programs targeted to children
32 from birth through five years of age developed by early
33 childhood Iowa areas in accordance with approved community
34 plans as provided in [section 256I.8](#).

35 5. The department may use any of the funds appropriated

1 in this section as a match to obtain federal funds for use in
2 expanding child care assistance and related programs. For
3 the purpose of expenditures of state and federal child care
4 funding, funds shall be considered obligated at the time
5 expenditures are projected or are allocated to the department's
6 service areas. Projections shall be based on current and
7 projected caseload growth, current and projected provider
8 rates, staffing requirements for eligibility determination
9 and management of program requirements including data systems
10 management, staffing requirements for administration of the
11 program, contractual and grant obligations and any transfers
12 to other state agencies, and obligations for decategorization
13 or innovation projects.

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

19 7. If a uniform reduction ordered by the governor under
20 section 8.31 or other operation of law, transfer, or federal
21 funding reduction reduces the appropriation made in this
22 section for the fiscal year, the percentage reduction in the
23 amount paid out to or on behalf of the families participating
24 in the state child care assistance program shall be equal to or
25 less than the percentage reduction made for any other purpose
26 payable from the appropriation made in this section and the
27 federal funding relating to it. The percentage reduction to
28 the other allocations made in this section shall be the same as
29 the uniform reduction ordered by the governor or the percentage
30 change of the federal funding reduction, as applicable. If
31 there is an unanticipated increase in federal funding provided
32 for state child care services, the entire amount of the
33 increase, except as necessary to meet federal requirements
34 including quality set asides, shall be used for state child
35 care assistance payments. If the appropriations made for

1 purposes of the state child care assistance program for the
2 fiscal year are determined to be insufficient, it is the intent
3 of the general assembly to appropriate sufficient funding for
4 the fiscal year in order to avoid establishment of waiting list
5 requirements.

6 8. Notwithstanding [section 8.33](#), moneys advanced for
7 purposes of the programs developed by early childhood Iowa
8 areas, advanced for purposes of wraparound child care, or
9 received from the federal appropriations made for the purposes
10 of this section that remain unencumbered or unobligated at the
11 close of the fiscal year shall not revert to any fund but shall
12 remain available for expenditure for the purposes designated
13 until the close of the succeeding fiscal year.

14 Sec. 18. JUVENILE INSTITUTION. There is appropriated
15 from the general fund of the state to the department of human
16 services for the fiscal year beginning July 1, 2021, and ending
17 June 30, 2022, the following amounts, or so much thereof as is
18 necessary, to be used for the purposes designated:

19 1. a. For operation of the state training school at Eldora
20 and for salaries, support, maintenance, and miscellaneous
21 purposes, and for not more than the following full-time
22 equivalent positions:

23	\$ 17,397,068
24	FTEs 207.00

25 b. Of the funds appropriated in this subsection, \$91,000
26 shall be used for distribution to licensed classroom teachers
27 at this and other institutions under the control of the
28 department of human services based upon the average student
29 yearly enrollment at each institution as determined by the
30 department.

31 2. A portion of the moneys appropriated in this section
32 shall be used by the state training school at Eldora for
33 grants for adolescent pregnancy prevention activities at the
34 institution in the fiscal year beginning July 1, 2021.

35 3. Of the funds appropriated in this subsection, \$212,000

1 shall be used by the state training school at Eldora for a
2 substance use disorder treatment program at the institution for
3 the fiscal year beginning July 1, 2021.

4 4. Notwithstanding [section 8.33](#), moneys appropriated in
5 this section that remain unencumbered or unobligated at the
6 close of the fiscal year shall not revert but shall remain
7 available for expenditure for the purposes designated until the
8 close of the succeeding fiscal year.

9 Sec. 19. CHILD AND FAMILY SERVICES.

10 1. There is appropriated from the general fund of the
11 state to the department of human services for the fiscal year
12 beginning July 1, 2021, and ending June 30, 2022, the following
13 amount, or so much thereof as is necessary, to be used for the
14 purpose designated:

15 For child and family services:
16 \$ 89,071,930

17 2. The department may transfer funds appropriated in this
18 section as necessary to pay the nonfederal costs of services
19 reimbursed under the medical assistance program, state child
20 care assistance program, or the family investment program which
21 are provided to children who would otherwise receive services
22 paid under the appropriation in this section. The department
23 may transfer funds appropriated in this section to the
24 appropriations made in this division of this Act for general
25 administration and for field operations for resources necessary
26 to implement and operate the services funded in this section.

27 3. a. Of the funds appropriated in this section, up to
28 \$31,500,000 is allocated as the statewide expenditure target
29 under [section 232.143](#) for group foster care maintenance and
30 services. If the department projects that such expenditures
31 for the fiscal year will be less than the target amount
32 allocated in this paragraph "a", the department may reallocate
33 the excess to provide additional funding for family foster
34 care, independent living, family-centered services, shelter
35 care, or the child welfare emergency services addressed with

1 the allocation for shelter care.

2 b. If at any time after September 30, 2021, annualization
3 of a service area's current expenditures indicates a service
4 area is at risk of exceeding its group foster care expenditure
5 target under [section 232.143](#) by more than 5 percent, the
6 department and juvenile court services shall examine all
7 group foster care placements in that service area in order to
8 identify those which might be appropriate for termination.
9 In addition, any aftercare services believed to be needed
10 for the children whose placements may be terminated shall be
11 identified. The department and juvenile court services shall
12 initiate action to set dispositional review hearings for the
13 placements identified. In such a dispositional review hearing,
14 the juvenile court shall determine whether needed aftercare
15 services are available and whether termination of the placement
16 is in the best interest of the child and the community.

17 4. In accordance with the provisions of [section 232.188](#),
18 the department shall continue the child welfare and juvenile
19 justice funding initiative during fiscal year 2021-2022. Of
20 the funds appropriated in this section, \$1,717,000 is allocated
21 specifically for expenditure for fiscal year 2021-2022 through
22 the decategorization services funding pools and governance
23 boards established pursuant to [section 232.188](#).

24 5. A portion of the funds appropriated in this section
25 may be used for emergency family assistance to provide other
26 resources required for a family participating in a family
27 preservation or reunification project or successor project to
28 stay together or to be reunified.

29 6. Of the funds appropriated in this section, a sufficient
30 amount is allocated for shelter care and the child welfare
31 emergency services contracting implemented to provide for or
32 prevent the need for shelter care.

33 7. Federal funds received by the state during the fiscal
34 year beginning July 1, 2021, as the result of the expenditure
35 of state funds appropriated during a previous state fiscal

1 year for a service or activity funded under this section are
2 appropriated to the department to be used as additional funding
3 for services and purposes provided for under this section.
4 Notwithstanding [section 8.33](#), moneys received in accordance
5 with this subsection that remain unencumbered or unobligated at
6 the close of the fiscal year shall not revert to any fund but
7 shall remain available for the purposes designated until the
8 close of the succeeding fiscal year.

9 8. a. Of the funds appropriated in this section, up to
10 \$3,290,000 is allocated for the payment of the expenses of
11 court-ordered services provided to juveniles who are under the
12 supervision of juvenile court services, which expenses are a
13 charge upon the state pursuant to [section 232.141](#), subsection
14 4. Of the amount allocated in this paragraph "a", up to
15 \$1,556,000 shall be made available to provide school-based
16 supervision of children adjudicated under [chapter 232](#), of which
17 not more than \$15,000 may be used for the purpose of training.
18 A portion of the cost of each school-based liaison officer
19 shall be paid by the school district or other funding source as
20 approved by the chief juvenile court officer.

21 b. Of the funds appropriated in this section, up to \$748,000
22 is allocated for the payment of the expenses of court-ordered
23 services provided to children who are under the supervision
24 of the department, which expenses are a charge upon the state
25 pursuant to [section 232.141](#), subsection 4.

26 c. Notwithstanding [section 232.141](#) or any other provision
27 of law to the contrary, the amounts allocated in this
28 subsection shall be distributed to the judicial districts
29 as determined by the state court administrator and to the
30 department's service areas as determined by the administrator
31 of the department of human services' division of child and
32 family services. The state court administrator and the
33 division administrator shall make the determination of the
34 distribution amounts on or before June 15, 2021.

35 d. Notwithstanding [chapter 232](#) or any other provision of

1 law to the contrary, a district or juvenile court shall not
2 order any service which is a charge upon the state pursuant
3 to [section 232.141](#) if there are insufficient court-ordered
4 services funds available in the district court or departmental
5 service area distribution amounts to pay for the service. The
6 chief juvenile court officer and the departmental service area
7 manager shall encourage use of the funds allocated in this
8 subsection such that there are sufficient funds to pay for
9 all court-related services during the entire year. The chief
10 juvenile court officers and departmental service area managers
11 shall attempt to anticipate potential surpluses and shortfalls
12 in the distribution amounts and shall cooperatively request the
13 state court administrator or division administrator to transfer
14 funds between the judicial districts' or departmental service
15 areas' distribution amounts as prudent.

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

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

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

29 9. Of the funds appropriated in this section, \$12,253,000 is
30 allocated for juvenile delinquent graduated sanctions services.
31 Any state funds saved as a result of efforts by juvenile court
32 services to earn a federal Tit. IV-E match for juvenile court
33 services administration may be used for the juvenile delinquent
34 graduated sanctions services.

35 10. Of the funds appropriated in this section, \$1,658,000 is

1 transferred to the department of public health to be used for
2 the child protection center grant program for child protection
3 centers located in Iowa in accordance with [section 135.118](#).
4 The grant amounts under the program shall be equalized so that
5 each center receives a uniform base amount of \$245,000, and so
6 that the remaining funds are awarded through a funding formula
7 based upon the volume of children served. To increase access
8 to child protection center services for children in rural
9 areas, the funding formula for the awarding of the remaining
10 funds shall provide for the awarding of an enhanced amount to
11 eligible grantees to develop and maintain satellite centers in
12 underserved regions of the state.

13 11. Of the funds appropriated in this section, \$4,025,000 is
14 allocated for the preparation for adult living program pursuant
15 to [section 234.46](#).

16 12. Of the funds appropriated in this section, \$227,000
17 shall be used for the public purpose of continuing a grant to a
18 nonprofit human services organization, providing services to
19 individuals and families in multiple locations in southwest
20 Iowa and Nebraska for support of a project providing immediate,
21 sensitive support and forensic interviews, medical exams, needs
22 assessments, and referrals for victims of child abuse and their
23 nonoffending family members.

24 13. Of the funds appropriated in this section, \$300,000
25 is allocated for the foster care youth council approach of
26 providing a support network to children placed in foster care.

27 14. Of the funds appropriated in this section, \$202,000 is
28 allocated for use pursuant to [section 235A.1](#) for continuation
29 of the initiative to address child sexual abuse implemented
30 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
31 21.

32 15. Of the funds appropriated in this section, \$630,000 is
33 allocated for the community partnership for child protection
34 sites.

35 16. Of the funds appropriated in this section, \$371,000

1 is allocated for the department's minority youth and family
2 projects under the redesign of the child welfare system.

3 17. Of the funds appropriated in this section, \$851,000
4 is allocated for funding of the community circle of care
5 collaboration for children and youth in northeast Iowa.

6 18. Of the funds appropriated in this section, at least
7 \$147,000 shall be used for the continuation of the child
8 welfare provider training academy, a collaboration between the
9 coalition for family and children's services in Iowa and the
10 department.

11 19. Of the funds appropriated in this section, \$211,000
12 shall be used for continuation of the central Iowa system of
13 care program grant for the purposes of funding community-based
14 services and other supports with a system of care approach for
15 children with serious emotional disturbance and their families
16 through a nonprofit provider that is located in a county
17 with a population of more than 420,000 but less than 450,000
18 according to the 2010 certified federal census, is licensed
19 as a psychiatric medical institution for children, and was a
20 system of care grantee prior to July 1, 2021.

21 20. Of the funds appropriated in this section, \$235,000
22 shall be used for the public purpose of the continuation
23 and expansion of a system of care program grant implemented
24 in Cerro Gordo and Linn counties to utilize a comprehensive
25 and long-term approach for helping children and families by
26 addressing the key areas in a child's life of childhood basic
27 needs, education and work, family, and community.

28 21. Of the funds appropriated in this section, \$110,000
29 shall be used for the public purpose of funding community-based
30 services and other supports with a system of care approach
31 for children with a serious emotional disturbance and their
32 families through a nonprofit provider of child welfare services
33 that has been in existence for more than 115 years, is located
34 in a county with a population of more than 200,000 but less
35 than 220,000 according to the 2010 certified federal census, is

1 licensed as a psychiatric medical institution for children, and
2 was a system of care grantee prior to July 1, 2021.

3 22. If a separate funding source is identified that reduces
4 the need for state funds within an allocation under this
5 section, the allocated state funds may be redistributed to
6 other allocations under this section for the same fiscal year.

7 23. Of the funds appropriated in this section, a portion may
8 be used for family-centered services for purposes of complying
9 with the federal Family First Prevention Services Act of 2018,
10 Pub. L. No. 115-123, and successor legislation.

11 Sec. 20. ADOPTION SUBSIDY.

12 1. There is appropriated from the general fund of the
13 state to the department of human services for the fiscal year
14 beginning July 1, 2021, and ending June 30, 2022, the following
15 amount, or so much thereof as is necessary, to be used for the
16 purpose designated:

17 a. For adoption subsidy payments and related costs and for
18 other services provided for under paragraph "b", subparagraph
19 (2):

20 \$ 40,596,007

21 b. (1) Of the funds appropriated in this section, a
22 sufficient amount is allocated for adoption subsidy payments
23 and related costs.

24 (2) Any funds appropriated in this section remaining after
25 the allocation under subparagraph (1) are designated and
26 allocated as state savings resulting from implementation of
27 the federal Fostering Connections to Success and Increasing
28 Adoptions Act of 2008, Pub. L. No. 110-351, and successor
29 legislation, as determined in accordance with 42 U.S.C.
30 §673(a)(8), and shall be used for post-adoption services and
31 for other purposes allowed under these federal laws, Tit. IV-B
32 or Tit. IV-E of the federal Social Security Act.

33 (a) The department of human services may transfer funds
34 allocated in this subparagraph (2) to the appropriation for
35 child and family services in this division of this Act for the

1 purposes designated in this subparagraph (2).

2 (b) Notwithstanding section 8.33, moneys allocated
3 under this subparagraph (2) shall not revert to any fund but
4 shall remain available for the purposes designated in this
5 subparagraph (2) until expended.

6 2. The department may transfer funds appropriated in
7 this section to the appropriation made in this division of
8 this Act for general administration for costs paid from the
9 appropriation relating to adoption subsidy.

10 3. Federal funds received by the state during the
11 fiscal year beginning July 1, 2021, as the result of the
12 expenditure of state funds during a previous state fiscal
13 year for a service or activity funded under this section are
14 appropriated to the department to be used as additional funding
15 for the services and activities funded under this section.
16 Notwithstanding [section 8.33](#), moneys received in accordance
17 with this subsection that remain unencumbered or unobligated
18 at the close of the fiscal year shall not revert to any fund
19 but shall remain available for expenditure for the purposes
20 designated until the close of the succeeding fiscal year.

21 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited
22 in the juvenile detention home fund created in [section 232.142](#)
23 during the fiscal year beginning July 1, 2021, and ending June
24 30, 2022, are appropriated to the department of human services
25 for the fiscal year beginning July 1, 2021, and ending June 30,
26 2022, for distribution of an amount equal to a percentage of
27 the costs of the establishment, improvement, operation, and
28 maintenance of county or multicounty juvenile detention homes
29 in the fiscal year beginning July 1, 2020. Moneys appropriated
30 for distribution in accordance with this section shall be
31 allocated among eligible detention homes, prorated on the basis
32 of an eligible detention home's proportion of the costs of all
33 eligible detention homes in the fiscal year beginning July
34 1, 2020. The percentage figure shall be determined by the
35 department based on the amount available for distribution for

1 the fund. Notwithstanding [section 232.142, subsection 3](#), the
2 financial aid payable by the state under that provision for the
3 fiscal year beginning July 1, 2021, shall be limited to the
4 amount appropriated for the purposes of this section.

5 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

6 1. There is appropriated from the general fund of the
7 state to the department of human services for the fiscal year
8 beginning July 1, 2021, and ending June 30, 2022, the following
9 amount, or so much thereof as is necessary, to be used for the
10 purpose designated:

11 For the family support subsidy program subject to the
12 enrollment restrictions in [section 225C.37, subsection 3](#):
13 \$ 949,282

14 2. At least \$899,291 of the moneys appropriated in this
15 section is transferred to the department of public health for
16 the family support center component of the comprehensive family
17 support program under [chapter 225C, subchapter V](#).

18 3. If at any time during the fiscal year, the amount of
19 funding available for the family support subsidy program
20 is reduced from the amount initially used to establish the
21 figure for the number of family members for whom a subsidy
22 is to be provided at any one time during the fiscal year,
23 notwithstanding [section 225C.38, subsection 2](#), the department
24 shall revise the figure as necessary to conform to the amount
25 of funding available.

26 Sec. 23. CONNER DECREE. There is appropriated from the
27 general fund of the state to the department of human services
28 for the fiscal year beginning July 1, 2021, and ending June 30,
29 2022, the following amount, or so much thereof as is necessary,
30 to be used for the purpose designated:

31 For building community capacity through the coordination
32 and provision of training opportunities in accordance with the
33 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
34 Iowa, July 14, 1994):
35 \$ 33,632

1 this section that remain unencumbered or unobligated at the
2 close of the fiscal year shall not revert but shall remain
3 available for expenditure for the purposes designated until the
4 close of the succeeding fiscal year.

5 Sec. 25. STATE RESOURCE CENTERS.

6 1. There is appropriated from the general fund of the
7 state to the department of human services for the fiscal year
8 beginning July 1, 2021, and ending June 30, 2022, the following
9 amounts, or so much thereof as is necessary, to be used for the
10 purposes designated:

11 a. For the state resource center at Glenwood for salaries,
12 support, maintenance, and miscellaneous purposes:
13 \$ 14,802,873

14 b. For the state resource center at Woodward for salaries,
15 support, maintenance, and miscellaneous purposes:
16 \$ 12,237,937

17 2. The department may continue to bill for state resource
18 center services utilizing a scope of services approach used for
19 private providers of intermediate care facilities for persons
20 with an intellectual disability services, in a manner which
21 does not shift costs between the medical assistance program,
22 counties, or other sources of funding for the state resource
23 centers.

24 3. The state resource centers may expand the time-limited
25 assessment and respite services during the fiscal year.

26 4. If the department's administration and the department
27 of management concur with a finding by a state resource
28 center's superintendent that projected revenues can reasonably
29 be expected to pay the salary and support costs for a new
30 employee position, or that such costs for adding a particular
31 number of new positions for the fiscal year would be less
32 than the overtime costs if new positions would not be added,
33 the superintendent may add the new position or positions. If
34 the vacant positions available to a resource center do not
35 include the position classification desired to be filled, the

1 state resource center's superintendent may reclassify any
2 vacant position as necessary to fill the desired position. The
3 superintendents of the state resource centers may, by mutual
4 agreement, pool vacant positions and position classifications
5 during the course of the fiscal year in order to assist one
6 another in filling necessary positions.

7 5. If existing capacity limitations are reached in
8 operating units, a waiting list is in effect for a service or
9 a special need for which a payment source or other funding
10 is available for the service or to address the special need,
11 and facilities for the service or to address the special need
12 can be provided within the available payment source or other
13 funding, the superintendent of a state resource center may
14 authorize opening not more than two units or other facilities
15 and begin implementing the service or addressing the special
16 need during fiscal year 2021-2022.

17 6. Notwithstanding [section 8.33](#), and notwithstanding
18 the amount limitation specified in [section 222.92](#), moneys
19 appropriated in this section that remain unencumbered or
20 unobligated at the close of the fiscal year shall not revert
21 but shall remain available for expenditure for the purposes
22 designated until the close of the succeeding fiscal year.

23 Sec. 26. SEXUALLY VIOLENT PREDATORS.

24 1. There is appropriated from the general fund of the
25 state to the department of human services for the fiscal year
26 beginning July 1, 2021, and ending June 30, 2022, the following
27 amount, or so much thereof as is necessary, to be used for the
28 purpose designated:

29 For costs associated with the commitment and treatment of
30 sexually violent predators in the unit located at the state
31 mental health institute at Cherokee, including costs of legal
32 services and other associated costs, including salaries,
33 support, maintenance, and miscellaneous purposes, and for not
34 more than the following full-time equivalent positions:
35 \$ 13,643,727

1 FTEs 139.00

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

11 3. Notwithstanding section 8.33, moneys appropriated in
12 this section that remain unencumbered or unobligated at the
13 close of the fiscal year shall not revert but shall remain
14 available for expenditure for the purposes designated until the
15 close of the succeeding fiscal year.

16 Sec. 27. FIELD OPERATIONS.

17 1. There is appropriated from the general fund of the
18 state to the department of human services for the fiscal year
19 beginning July 1, 2021, and ending June 30, 2022, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purposes designated:

22 For field operations, including salaries, support,
23 maintenance, and miscellaneous purposes, and for not more than
24 the following full-time equivalent positions:
25 \$ 60,596,667
26 FTEs 1,539.00

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

30 Sec. 28. GENERAL ADMINISTRATION. There is appropriated
31 from the general fund of the state to the department of human
32 services for the fiscal year beginning July 1, 2021, and ending
33 June 30, 2022, the following amount, or so much thereof as is
34 necessary, to be used for the purpose designated:

35 For general administration, including salaries, support,

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

3 \$ 15,342,189
4 FTEs 294.00

5 1. The department shall report at least monthly to the
6 general assembly concerning the department's operational and
7 program expenditures.

8 2. Of the funds appropriated in this section, \$150,000 shall
9 be used for the provision of a program to provide technical
10 assistance, support, and consultation to providers of home and
11 community-based services under the medical assistance program.

12 3. Of the funds appropriated in this section, \$50,000
13 is transferred to the Iowa finance authority to be used
14 for administrative support of the council on homelessness
15 established in [section 16.2D](#) and for the council to fulfill its
16 duties in addressing and reducing homelessness in the state.

17 4. Of the funds appropriated in this section, \$200,000 shall
18 be transferred to and deposited in the administrative fund of
19 the Iowa ABLE savings plan trust created in [section 12I.4](#), to
20 be used for implementation and administration activities of the
21 Iowa ABLE savings plan trust.

22 5. Of the funds appropriated in this section, \$200,000 is
23 transferred to the economic development authority for the Iowa
24 commission on volunteer services to continue to be used for the
25 RefugeeRISE AmeriCorps program established under [section 15H.8](#)
26 for member recruitment and training to improve the economic
27 well-being and health of economically disadvantaged refugees in
28 local communities across Iowa. Funds transferred may be used
29 to supplement federal funds under federal regulations.

30 6. Of the funds appropriated in this section, up to \$300,000
31 shall be used as follows:

32 a. To fund not more than one full-time equivalent position
33 to address the department's responsibility to support the work
34 of the children's behavioral health system state board and
35 implementation of the services required pursuant to section

1 331.397.

2 b. To support the cost of establishing and implementing new
3 or additional services required pursuant to sections 331.397
4 and 331.397A.

5 c. Of the amount allocated, \$32,000 shall be transferred
6 to the department of public health to support the costs of
7 establishing and implementing new or additional services
8 required pursuant to sections 331.397 and 331.397A.

9 7. Of the funds appropriated in this section, \$800,000 shall
10 be used for the renovation and construction of certain nursing
11 facilities, consistent with the provisions of chapter 249K.

12 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated
13 from the general fund of the state to the department of human
14 services for the fiscal year beginning July 1, 2021, and ending
15 June 30, 2022, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes at facilities under the purview of the department of
19 human services:

20 \$ 2,879,274

21 Sec. 30. VOLUNTEERS. There is appropriated from the general
22 fund of the state to the department of human services for the
23 fiscal year beginning July 1, 2021, and ending June 30, 2022,
24 the following amount, or so much thereof as is necessary, to be
25 used for the purpose designated:

26 For development and coordination of volunteer services:

27 \$ 84,686

28 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
29 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
30 DEPARTMENT OF HUMAN SERVICES.

31 1. a. (1) (a) Notwithstanding any provision of law to
32 the contrary, for the fiscal year beginning July 1, 2021, the
33 department shall not rebase case-mix nursing facility rates,
34 but shall instead reimburse case-mix nursing facilities by
35 adjusting the nursing facility case-mix adjusted rates that

1 were effective July 1, 2019, using the mid-points of each of
2 the most recent cost reports submitted by the nursing facility
3 for the period ending on or before December 31, 2018, and
4 inflating these costs forward applying the inflation factor as
5 determined using the latest available quarterly publication of
6 the HCFA/SNF index, to the extent possible within the state
7 funding, including the \$19,080,860 provided for this purpose.

8 (b) For the fiscal year beginning July 1, 2021, non-case-mix
9 and special population nursing facilities shall be reimbursed
10 in accordance with the methodology in effect on June 30 of the
11 prior fiscal year.

12 (c) For managed care claims, the department of human
13 services shall adjust the payment rate floor for nursing
14 facilities, annually, to maintain a rate floor that is no
15 lower than the Medicaid fee-for-service case-mix adjusted rate
16 calculated in accordance with subparagraph division (a) and
17 441 IAC 81.6. The department shall then calculate adjusted
18 reimbursement rates, including but not limited to add-on
19 payments, annually, and shall notify Medicaid managed care
20 organizations of the adjusted reimbursement rates within 30
21 days of determining the adjusted reimbursement rates. Any
22 adjustment of reimbursement rates under this subparagraph
23 division shall be budget neutral to the state budget.

24 (d) For the fiscal year beginning July 1, 2021, Medicaid
25 managed care long-term services and supports capitation rates
26 shall be adjusted to reflect the case-mix adjusted rates
27 specified pursuant to subparagraph division (a) for the patient
28 populations residing in Medicaid-certified nursing facilities.

29 (2) Medicaid managed care organizations shall adjust
30 facility-specific rates based upon payment rate listings issued
31 by the department. The rate adjustments shall be applied
32 prospectively from the effective date of the rate letter issued
33 by the department.

34 b. (1) For the fiscal year beginning July 1, 2021,
35 contingent upon implementation of the contractual agreements

1 with Medicaid managed care organizations as described pursuant
2 to subparagraph (2), the department shall establish the
3 fee-for-service pharmacy dispensing fee reimbursement at
4 \$10.38 per prescription, until a cost of dispensing survey is
5 completed. The actual dispensing fee shall be determined by
6 a cost of dispensing survey performed by the department and
7 required to be completed by all medical assistance program
8 participating pharmacies every two years. A change in the
9 dispensing fee shall become effective following federal
10 approval of the Medicaid state plan.

11 (2) The department shall amend Medicaid managed care
12 organization contracts to authorize establishment of a managed
13 care pharmacy dispensing fee reimbursement in accordance with
14 either of the following:

15 (a) The established fee-for-service pharmacy dispensing
16 fee reimbursement per prescription as specified pursuant to
17 subparagraph (1).

18 (b) A dispensing fee determined contractually by mutual
19 agreement between the managed care organization and a
20 participating pharmacy with more than thirty locations in
21 the state and headquarters located outside the state, not to
22 exceed the established fee-for-service pharmacy dispensing
23 fee reimbursement per prescription as specified pursuant to
24 subparagraph (1).

25 (3) The department shall utilize an average acquisition
26 cost reimbursement methodology for all drugs covered under the
27 medical assistance program in accordance with 2012 Iowa Acts,
28 chapter 1133, section 33.

29 c. (1) For the fiscal year beginning July 1, 2021,
30 reimbursement rates for outpatient hospital services shall
31 remain at the rates in effect on June 30, 2021, subject to
32 Medicaid program upper payment limit rules, and adjusted
33 as necessary to maintain expenditures within the amount
34 appropriated to the department for this purpose for the fiscal
35 year.

1 (2) For the fiscal year beginning July 1, 2021,
2 reimbursement rates for inpatient hospital services shall
3 be rebased effective October 1, 2021, subject to Medicaid
4 program upper payment limit rules, and adjusted as necessary
5 to maintain expenditures within the amount appropriated to the
6 department for this purpose for the fiscal year.

7 (3) For the fiscal year beginning July 1, 2021, under
8 both fee-for-service and managed care administration of
9 the Medicaid program, critical access hospitals shall be
10 reimbursed for inpatient and outpatient services based on the
11 hospital-specific critical access hospital cost adjustment
12 factor methodology utilizing the most recent and complete cost
13 reporting period as applied prospectively within the funds
14 appropriated for such purpose for the fiscal year.

15 (4) For the fiscal year beginning July 1, 2021, the graduate
16 medical education and disproportionate share hospital fund
17 shall remain at the amount in effect on June 30, 2021, except
18 that the portion of the fund attributable to graduate medical
19 education shall be reduced in an amount that reflects the
20 elimination of graduate medical education payments made to
21 out-of-state hospitals.

22 (5) In order to ensure the efficient use of limited state
23 funds in procuring health care services for low-income Iowans,
24 funds appropriated in this Act for hospital services shall
25 not be used for activities which would be excluded from a
26 determination of reasonable costs under the federal Medicare
27 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

28 d. For the fiscal year beginning July 1, 2021, reimbursement
29 rates for hospices and acute psychiatric hospitals shall be
30 increased in accordance with increases under the federal
31 Medicare program or as supported by their Medicare audited
32 costs.

33 e. For the fiscal year beginning July 1, 2021, independent
34 laboratories and rehabilitation agencies shall be reimbursed
35 using the same methodology in effect on June 30, 2021.

1 f. (1) For the fiscal year beginning July 1, 2021,
2 reimbursement rates for home health agencies shall continue to
3 be based on the Medicare low utilization payment adjustment
4 (LUPA) methodology with state geographic wage adjustments and
5 shall be adjusted to increase the rates to the extent possible
6 within the state funding, including the \$2,000,000 appropriated
7 for this purpose. The department shall continue to update the
8 rates every two years to reflect the most recent Medicare LUPA
9 rates.

10 (2) For the fiscal year beginning July 1, 2021, rates for
11 private duty nursing and personal care services under the early
12 and periodic screening, diagnostic, and treatment program
13 benefit shall be calculated based on the methodology in effect
14 on June 30, 2021.

15 g. For the fiscal year beginning July 1, 2021, federally
16 qualified health centers and rural health clinics shall receive
17 cost-based reimbursement for 100 percent of the reasonable
18 costs for the provision of services to recipients of medical
19 assistance.

20 h. For the fiscal year beginning July 1, 2021, the
21 reimbursement rates for dental services shall remain at the
22 rates in effect on June 30, 2021.

23 i. (1) For the fiscal year beginning July 1, 2021,
24 reimbursement rates for non-state-owned psychiatric medical
25 institutions for children shall be increased to the extent
26 possible within the \$3,900,000 appropriated for this purpose.

27 (2) As a condition of participation in the medical
28 assistance program, enrolled providers shall accept the medical
29 assistance reimbursement rate for any covered goods or services
30 provided to recipients of medical assistance who are children
31 under the custody of a psychiatric medical institution for
32 children.

33 j. For the fiscal year beginning July 1, 2021, unless
34 otherwise specified in this Act, all noninstitutional medical
35 assistance provider reimbursement rates shall remain at the

1 rates in effect on June 30, 2021, except for area education
2 agencies, local education agencies, infant and toddler
3 services providers, home and community-based services providers
4 including consumer-directed attendant care providers under a
5 section 1915(c) or 1915(i) waiver, targeted case management
6 providers, and those providers whose rates are required to be
7 determined pursuant to [section 249A.20](#), or to meet federal
8 mental health parity requirements.

9 k. Notwithstanding any provision to the contrary, for the
10 fiscal year beginning July 1, 2021, the reimbursement rate for
11 anesthesiologists shall remain at the rates in effect on June
12 30, 2021, and updated on January 1, 2022, to align with the
13 most current Iowa Medicare anesthesia rate.

14 l. Notwithstanding [section 249A.20](#), for the fiscal year
15 beginning July 1, 2021, the average reimbursement rate for
16 health care providers eligible for use of the federal Medicare
17 resource-based relative value scale reimbursement methodology
18 under [section 249A.20](#) shall remain at the rate in effect on
19 June 30, 2021; however, this rate shall not exceed the maximum
20 level authorized by the federal government.

21 m. For the fiscal year beginning July 1, 2021, the
22 reimbursement rate for residential care facilities shall not
23 be less than the minimum payment level as established by the
24 federal government to meet the federally mandated maintenance
25 of effort requirement. The flat reimbursement rate for
26 facilities electing not to file annual cost reports shall not
27 be less than the minimum payment level as established by the
28 federal government to meet the federally mandated maintenance
29 of effort requirement.

30 n. For the fiscal year beginning July 1, 2021, the
31 reimbursement rates for inpatient mental health services
32 provided at hospitals shall be rebased effective October 1,
33 2021, subject to Medicaid program upper payment limit rules
34 and adjusted as necessary to maintain expenditures within the
35 amount appropriated to the department for this purpose for

1 the fiscal year; and psychiatrists shall be reimbursed at the
2 medical assistance program fee-for-service rate in effect on
3 June 30, 2021.

4 o. For the fiscal year beginning July 1, 2021, community
5 mental health centers may choose to be reimbursed for the
6 services provided to recipients of medical assistance through
7 either of the following options:

8 (1) For 100 percent of the reasonable costs of the services.

9 (2) In accordance with the alternative reimbursement rate
10 methodology approved by the department of human services in
11 effect on June 30, 2021.

12 p. For the fiscal year beginning July 1, 2021, the
13 reimbursement rate for providers of family planning services
14 that are eligible to receive a 90 percent federal match shall
15 remain at the rates in effect on June 30, 2021.

16 q. (1) For the fiscal year beginning July 1, 2021,
17 reimbursement rates for providers of home and community-based
18 services waiver and habilitation services shall be increased
19 to the extent possible within the \$11,002,240 appropriated for
20 this purpose.

21 (2) For the fiscal year beginning July 1, 2021,
22 reimbursement rates for providers of state plan home and
23 community-based services home-based habilitation services
24 shall be increased with the \$7,134,214 appropriated for this
25 purpose. The reimbursement rates for home-based habilitation
26 services shall be based on a fee schedule that incorporates the
27 acuity-based tiers.

28 r. For the fiscal year beginning July 1, 2021, the
29 reimbursement rates for emergency medical service providers
30 shall remain at the rates in effect on June 30, 2021, or as
31 approved by the centers for Medicare and Medicaid services of
32 the United States department of health and human services.

33 s. For the fiscal year beginning July 1, 2021, reimbursement
34 rates for substance-related disorder treatment programs
35 licensed under [section 125.13](#) shall remain at the rates in

1 effect on June 30, 2021.

2 t. For the fiscal year beginning July 1, 2021, assertive
3 community treatment per diem rates shall remain at the rates in
4 effect on June 30, 2021.

5 u. For the fiscal year beginning July 1, 2021, the
6 reimbursement rate for family-centered services providers shall
7 be established by contract.

8 v. For the fiscal year beginning July 1, 2021, the
9 reimbursement rate for air ambulance services shall be
10 increased to the extent possible within the additional \$100,000
11 appropriated for this purpose.

12 2. For the fiscal year beginning July 1, 2021, the
13 reimbursement rate for providers reimbursed under the
14 in-home-related care program shall not be less than the minimum
15 payment level as established by the federal government to meet
16 the federally mandated maintenance of effort requirement.

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

23 4. Notwithstanding [section 234.38](#), for the fiscal
24 year beginning July 1, 2021, the foster family basic daily
25 maintenance rate and the maximum adoption subsidy rate for
26 children ages 0 through 5 years shall be \$16.78, the rate for
27 children ages 6 through 11 years shall be \$17.45, the rate for
28 children ages 12 through 15 years shall be \$19.10, and the
29 rate for children and young adults ages 16 and older shall
30 be \$19.35. For youth ages 18 to 23 who have exited foster
31 care, the preparation for adult living program maintenance
32 rate shall be up to \$602.70 per month as calculated based on
33 the age of the participant. The maximum payment for adoption
34 subsidy nonrecurring expenses shall be limited to \$500 and the
35 disallowance of additional amounts for court costs and other

1 related legal expenses implemented pursuant to 2010 Iowa Acts,
2 chapter 1031, section 408, shall be continued.

3 5. For the fiscal year beginning July 1, 2021, the maximum
4 reimbursement rates for social services providers under
5 contract shall remain at the rates in effect on June 30, 2021,
6 or the provider's actual and allowable cost plus inflation for
7 each service, whichever is less. However, if a new service
8 or service provider is added after June 30, 2021, the initial
9 reimbursement rate for the service or provider shall be based
10 upon a weighted average of provider rates for similar services.

11 6. a. For the fiscal year beginning July 1, 2021, the
12 reimbursement rates for resource family recruitment and
13 retention contractors shall be established by contract.

14 b. For the fiscal year beginning July 1, 2021, the
15 reimbursement rates for supervised apartment living foster care
16 providers shall be established by contract.

17 7. For the fiscal year beginning July 1, 2021, the
18 reimbursement rate for group foster care providers shall be the
19 combined service and maintenance reimbursement rate established
20 by contract.

21 8. The group foster care reimbursement rates paid for
22 placement of children out of state shall be calculated
23 according to the same rate-setting principles as those used for
24 in-state providers, unless the director of human services or
25 the director's designee determines that appropriate care cannot
26 be provided within the state. The payment of the daily rate
27 shall be based on the number of days in the calendar month in
28 which service is provided.

29 9. a. For the fiscal year beginning July 1, 2021, the
30 reimbursement rate paid for shelter care and the child welfare
31 emergency services implemented to provide or prevent the need
32 for shelter care shall be established by contract.

33 b. For the fiscal year beginning July 1, 2021, the combined
34 service and maintenance components of the reimbursement rate
35 paid for shelter care services shall be based on the financial

1 and statistical report submitted to the department. The
2 maximum reimbursement rate shall be \$101.83 per day. The
3 department shall reimburse a shelter care provider at the
4 provider's actual and allowable unit cost, plus inflation, not
5 to exceed the maximum reimbursement rate.

6 c. Notwithstanding [section 232.141, subsection 8](#), for the
7 fiscal year beginning July 1, 2021, the amount of the statewide
8 average of the actual and allowable rates for reimbursement of
9 juvenile shelter care homes that is utilized for the limitation
10 on recovery of unpaid costs shall remain at the amount in
11 effect for this purpose in the fiscal year beginning July 1,
12 2020.

13 10. For the fiscal year beginning July 1, 2021, the
14 department shall calculate reimbursement rates for intermediate
15 care facilities for persons with an intellectual disability
16 at the 80th percentile. Beginning July 1, 2021, the rate
17 calculation methodology shall utilize the consumer price index
18 inflation factor applicable to the fiscal year beginning July
19 1, 2021.

20 11. Effective July 1, 2021, the department of human services
21 shall set the reimbursement rate of child care providers whose
22 reimbursement rates are below the fiftieth percentile of the
23 most recent market rate survey at the fiftieth percentile of
24 the most recent market rate survey. Reimbursement rates of
25 child care providers whose reimbursement rates are at or above
26 the fiftieth percentile of the most recent market rate survey
27 shall remain at the rates in effect on June 30, 2021. The
28 department shall also adjust quality rating system bonuses to
29 reflect increased child care provider reimbursement rates as
30 appropriate. The department shall set rates in a manner so as
31 to provide incentives for a nonregistered provider to become
32 registered by applying any increase only to registered and
33 licensed providers.

34 12. The department may adopt emergency rules to implement
35 this section.

1 Sec. 32. EMERGENCY RULES.

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

24 2. If during a fiscal year, the department of human
25 services is adopting rules in accordance with this section
26 or as otherwise directed or authorized by state law, and
27 the rules will result in an expenditure increase beyond the
28 amount anticipated in the budget process or if the expenditure
29 was not addressed in the budget process for the fiscal
30 year, the department shall notify the general assembly and
31 the department of management concerning the rules and the
32 expenditure increase. The notification shall be provided at
33 least 30 calendar days prior to the date notice of the rules
34 is submitted to the administrative rules coordinator and the
35 administrative code editor.

1 designated:

2 To supplement the appropriation made in this Act from the
3 general fund of the state to the department of human services
4 for medical assistance for the same fiscal year:

5 \$ 56,305,139

6 Sec. 37. HOSPITAL HEALTH CARE ACCESS TRUST FUND —

7 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
8 the contrary and subject to the availability of funds, there is
9 appropriated from the hospital health care access trust fund
10 created in [section 249M.4](#) to the department of human services
11 for the fiscal year beginning July 1, 2021, and ending June
12 30, 2022, the following amounts, or so much thereof as is
13 necessary, for the purposes designated:

14 To supplement the appropriation made in this Act from the
15 general fund of the state to the department of human services
16 for medical assistance for the same fiscal year:

17 \$ 33,920,554

18 Sec. 38. MEDICAL ASSISTANCE PROGRAM — NONREVERSION

19 FOR FY 2021-2022. Notwithstanding [section 8.33](#), if moneys
20 appropriated for purposes of the medical assistance program for
21 the fiscal year beginning July 1, 2021, and ending June 30,
22 2022, from the general fund of the state, the quality assurance
23 trust fund, and the hospital health care access trust fund, are
24 in excess of actual expenditures for the medical assistance
25 program and remain unencumbered or unobligated at the close
26 of the fiscal year, the excess moneys shall not revert but
27 shall remain available for expenditure for the purposes of the
28 medical assistance program until the close of the succeeding
29 fiscal year.

30 DIVISION VII

31 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD

32 JULY 1, 2023, THROUGH JUNE 30, 2025

33 Sec. 39. NURSING FACILITY REIMBURSEMENT METHODOLOGY —

34 FISCAL PERIOD JULY 1, 2023, THROUGH JUNE 30, 2025.

35 Notwithstanding any provision of law to the contrary, for the

1 fiscal period beginning July 1, 2023, and ending June 30, 2025,
2 the department of human services shall rebase case-mix nursing
3 facility rates beginning July 1, 2023, using the Medicaid cost
4 reports on file for the period ending December 31, 2022, and
5 applying a minimum occupancy factor of 70 percent.

6 DIVISION VIII

7 NURSING FACILITY REIMBURSEMENT STUDY

8 Sec. 40. NURSING FACILITY CASE-MIX REIMBURSEMENT — STUDY
9 AND RECOMMENDATIONS. The department of human services shall
10 convene a workgroup including representatives of nursing
11 facilities, managed care organizations, and other appropriate
12 stakeholders to review the case-mix reimbursement methodology
13 and process for nursing facilities, including but not limited
14 to rebasing, the use of cost reports, and the application
15 of quarterly case-mix index adjustments, and shall submit
16 recommendations to the governor and the general assembly by
17 December 1, 2021, for improvements including those related to
18 the methodology, the process, the use of prospective payments,
19 and the applicable time frames to increase efficiencies
20 and accuracy in the determination of reimbursements, reduce
21 duplication of effort, more adequately reflect the actual costs
22 of care, address changes in patient acuity levels without
23 reliance on retroactive rate adjustments, and incentivize
24 quality outcomes.

25 DIVISION IX

26 MEDICAID-ELIGIBLE CHILDREN — PEDIATRIC HEALTH CARE SERVICES

27 Sec. 41. MEDICAID-ELIGIBLE CHILDREN — PROVISION OF
28 PEDIATRIC HEALTH CARE SERVICES — REVIEW AND REPORT. The
29 department of human services shall review federal Medicare
30 and state law and administrative rule restrictions related
31 to the provision of physical therapy, occupational therapy,
32 speech-language pathology, applied behavior analysis, and other
33 pediatric health care services to Medicaid-eligible children
34 to determine necessary changes in law and policy to ensure
35 that these services are provided consistent with the early and

1 periodic screening, diagnostic, and treatment program. The
2 department shall submit a report including the findings of the
3 review and recommendations to the governor and the general
4 assembly by October 1, 2021.

5 DIVISION X

6 DECATEGORYIZATION CARRYOVER FUNDING

7 Sec. 42. DECATEGORYIZATION CARRYOVER FUNDING FY 2019 —
8 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
9 subsection 5, paragraph "b", any state-appropriated moneys in
10 the funding pool that remained unencumbered or unobligated
11 at the close of the fiscal year beginning July 1, 2018, and
12 were deemed carryover funding to remain available for the two
13 succeeding fiscal years that still remain unencumbered or
14 unobligated at the close of the fiscal year beginning July 1,
15 2020, shall not revert but shall be transferred to the medical
16 assistance program for the fiscal year beginning July 1, 2021.

17 Sec. 43. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 Sec. 44. RETROACTIVE APPLICABILITY. This division of this
20 Act applies retroactively to July 1, 2020.

21 DIVISION XI

22 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

23 COURT-ORDERED SERVICES REIMBURSEMENT BY MANAGED CARE
24 ORGANIZATIONS

25 Sec. 45. 2018 Iowa Acts, chapter 1165, section 128,
26 subsection 2, paragraph a, is amended to read as follows:

27 a. If a Medicaid member is receiving court-ordered services
28 ~~or treatment~~ for a substance-related disorder pursuant to
29 ~~chapter 125~~ or for a mental illness pursuant to ~~chapter 229~~,
30 such services ~~or treatment~~ shall be provided and reimbursed
31 for an initial period of three days before a managed care
32 organization may apply medical necessity criteria to determine
33 the most appropriate services, ~~treatment~~, or placement for the
34 Medicaid member.

35 FAMILY INVESTMENT PROGRAM ACCOUNT

1 Sec. 46. 2019 Iowa Acts, chapter 85, section 9, as amended
2 by 2020 Iowa Acts, chapter 1121, section 20, is amended by
3 adding the following new subsection:

4 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys
5 appropriated in this section that remain unencumbered or
6 unobligated at the close of the fiscal year shall not revert
7 but shall remain available for expenditure for the purposes
8 designated, and may be transferred to other appropriations made
9 in this division of this Act as necessary to carry out the
10 initiatives included in the report submitted on nonreversion
11 of funds required pursuant to 2020 Iowa Acts, chapter 1121,
12 section 43, until the close of the succeeding fiscal year.

13 CHILD AND FAMILY SERVICES

14 Sec. 47. 2019 Iowa Acts, chapter 85, section 19, as amended
15 by 2020 Iowa Acts, chapter 1121, section 23, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys
18 appropriated in this section that remain unencumbered or
19 unobligated at the close of the fiscal year shall not revert
20 but shall remain available for expenditure for the purpose of
21 the redesign of the child welfare system, until the close of
22 the succeeding fiscal year.

23 FIELD OPERATIONS

24 Sec. 48. 2019 Iowa Acts, chapter 85, section 27, as amended
25 by 2020 Iowa Acts, chapter 1121, section 25, is amended by
26 adding the following new subsection:

27 NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys
28 appropriated in this section that remain unencumbered or
29 unobligated at the close of the fiscal year shall not revert
30 but shall remain available for expenditure for the purposes
31 designated until the close of the succeeding fiscal year.

32 GENERAL ADMINISTRATION

33 Sec. 49. 2019 Iowa Acts, chapter 85, section 28, as amended
34 by 2020 Iowa Acts, chapter 1121, section 26, is amended by
35 adding the following new subsection:

1 in the fund. The department shall use moneys in the fund to
2 provide home and property coverage for foster parents to cover
3 damages to property resulting from the actions of a foster
4 child residing in a foster home or to reimburse foster parents
5 for the cost of purchasing foster care liability insurance and
6 to perform the administrative functions necessary to carry out
7 this section. The department may establish limitations of
8 liability for individual claims as deemed reasonable by the
9 department.

10

DIVISION XV

11 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

12 Sec. 55. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
13 OF FUNDS. Notwithstanding section 331.432, a county with a
14 population of over 300,000 based on the 2010 federal decennial
15 census may transfer funds from any other fund of the county to
16 the mental health and disability regional services fund for the
17 purposes of providing mental health and disability services for
18 the fiscal year beginning July 1, 2021, and ending June 30,
19 2022. The county shall submit a report to the governor and the
20 general assembly by September 1, 2022, including the source of
21 any funds transferred, the amount of the funds transferred, and
22 the mental health and disability services provided with the
23 transferred funds. The county shall work with the department
24 to maximize the use of the medical assistance program and other
25 third-party payment sources, including but not limited to
26 identifying individuals enrolled with or eligible for Medicaid
27 whose Medicaid-covered services are being paid by the county or
28 could be converted to Medicaid-covered services.

29

DIVISION XVI

30 IN-PERSON SUPERVISION REQUIREMENTS FOR LICENSURE — CERTAIN

31

PROFESSIONALS

32 Sec. 56. Section 154C.3, subsection 1, paragraph c,
33 subparagraph (5), subparagraph division (a), Code 2021, is
34 amended by adding the following new subparagraph subdivision:
35 NEW SUBPARAGRAPH SUBDIVISION. (0ii) By a person licensed

1 under section 154D.2 to practice marital and family therapy
2 without supervision or mental health counseling without
3 supervision.

4 Sec. 57. Section 154C.3, Code 2021, is amended by adding the
5 following new subsection:

6 NEW SUBSECTION. 4. *Supervision.* The board shall not, by
7 rule or other means, require that supervision be completed in
8 person as a condition for an applicant to receive a license, a
9 reciprocal license, or a renewed license under this chapter.

10 Sec. 58. Section 154D.2, Code 2021, is amended to read as
11 follows:

12 **154D.2 Licensure — marital and family therapy — mental**
13 **health counseling.**

14 1. An applicant for a license to practice marital and family
15 therapy or mental health counseling shall be granted a license
16 by the board when the applicant satisfies all of the following
17 requirements:

18 ~~1-~~ a. Possesses a master's degree in marital and family
19 therapy or mental health counseling, as applicable, consisting
20 of at least sixty semester hours, or its equivalent, from a
21 nationally accredited institution or from a program approved
22 by the board.

23 ~~2-~~ b. Has at least two years of supervised clinical
24 experience or its equivalent as approved by the board.
25 Standards for supervision, including the required
26 qualifications for supervisors, shall be determined in
27 accordance with subsection 2 and by the board by rule, provided
28 that a supervisor may be a person licensed under this section
29 to practice marital and family therapy or mental health
30 counseling without supervision or a licensed independent social
31 worker licensed under chapter 154C.

32 ~~3-~~ c. Passes an examination approved by the board.

33 2. The board shall not, by rule or other means, require any
34 in-person supervised clinical experience.

35 Sec. 59. Section 154D.4, subsection 2, paragraph b, Code

1 2021, is amended to read as follows:

2 *b.* A person who practices marital and family therapy or
3 mental health counseling under the supervision of a person
4 licensed under [this chapter](#) as part of a clinical experience as
5 described in [section 154D.2, subsection 2 1, paragraph `b`](#).

6 Sec. 60. BOARD OF SOCIAL WORK AND BOARD OF BEHAVIORAL
7 SCIENCE — RULES. The board of social work and the board
8 of behavioral science shall amend their administrative
9 rules pursuant to chapter 17A to remove any requirement for
10 supervised clinical experience and supervised professional
11 practice to be completed in person as a condition for the
12 licensure of marital and family therapists, mental health
13 counselors, and social workers pursuant to chapters 154C and
14 154D. The board of social work and the board of behavioral
15 science shall replace all licensing requirements for in-person
16 supervision with the ability to have supervision requirements
17 completed electronically.

18 Sec. 61. EMERGENCY RULES.

19 1. The board of social work and the board of behavioral
20 science shall adopt emergency rules under section 17A.4,
21 subsection 3, and section 17A.5, subsection 2, to implement
22 the sections of this division of this Act amending section
23 154C.3 and section 154D.2, and the rules shall be effective
24 immediately upon filing unless a later date is specified in the
25 rules. Any emergency rules adopted in accordance with this
26 section shall also be published as a notice of intended action
27 as provided in section 17A.4, subsection 1.

28 2. The board of social work and the board of behavioral
29 science shall jointly develop rules adopted pursuant to this
30 subsection through a collaborative process. The respective
31 boards may establish subcommittees or designate other personnel
32 to facilitate such a process. Such rules shall consist of
33 substantively identical standards applicable to the professions
34 regulated by the respective boards and shall, to the greatest
35 extent possible, consist of substantially similar language

1 in a substantially similar format. Prior to a vote to adopt
2 such rules by either board, each board shall, by a separate
3 vote, approve the language to be adopted by the other board.
4 Neither board shall vote to adopt such rules until the rules
5 to be adopted by both boards have been so approved. Such rules
6 shall have the same effective date and shall be submitted to
7 the administrative rules coordinator and the administrative
8 code editor for publication in the same issue of the Iowa
9 administrative bulletin pursuant to sections 17A.4 and 17A.5.

10 Sec. 62. EFFECTIVE DATE. This division of this Act, being
11 deemed of immediate importance, takes effect upon enactment.

12 DIVISION XVII

13 MEDICAL RESIDENCY LIABILITY COSTS

14 Sec. 63. Section 135.176, subsection 1, Code 2021, is
15 amended by adding the following new paragraph:

16 NEW PARAGRAPH. *d.* For the period beginning July 1, 2021,
17 and ending June 30, 2026, the payment by the sponsor of medical
18 residency program liability costs subject to provision by the
19 sponsor of dollar-for-dollar matching funds used for payment
20 of such costs. This paragraph shall not apply to medical
21 residency programs to which chapter 669 applies.

22 Sec. 64. Section 135.176, subsection 2, paragraphs e and f,
23 Code 2021, are amended to read as follows:

24 *e.* The maximum award of grant funds to a particular
25 individual sponsor per year. An individual sponsor that
26 establishes a new or alternative campus accredited medical
27 residency training program as defined in subsection 1,
28 paragraph "a", shall not receive more than fifty percent
29 of the state matching funds available each year to support
30 the program. An individual sponsor proposing the provision
31 of a new residency position within an existing accredited
32 medical residency or fellowship training program as specified
33 in subsection 1, paragraph "b", ~~or~~ the funding of residency
34 positions which are in excess of the federal residency cap as
35 defined in subsection 1, paragraph "c", or the funding of the

1 payment by the sponsor of medical residency program liability
2 costs subject to provision by the sponsor of dollar-for-dollar
3 matching funds used for payment of such costs as specified
4 in subsection 1, paragraph "d", shall not receive more than
5 twenty-five percent of the state matching funds available each
6 year to support the program.

7 *f.* Use of the funds awarded. Funds may be used to pay the
8 costs of establishing, expanding, or supporting an accredited
9 graduate medical education program as specified in this
10 section, including but not limited to the costs associated
11 with residency stipends and physician faculty stipends. For
12 the period beginning July 1, 2021, and ending June 30, 2026,
13 use of the funds awarded may include payment by the sponsor of
14 medical residency program liability costs in accordance with
15 subsection 1, paragraph "d", and subject to provision by the
16 sponsor of dollar-for-dollar matching funds used for payment
17 of such costs.

18 DIVISION XVIII

19 REPORT ON NONREVERSION OF FUNDS

20 Sec. 65. REPORT ON NONREVERSION OF FUNDS. The department
21 of human services shall report the expenditure of any moneys
22 for which nonreversion authorization was provided for the
23 fiscal year beginning July 1, 2020, and ending June 30, 2021,
24 for field operations or general administration to the general
25 assembly on a quarterly basis beginning October 1, 2021.

26 DIVISION XIX

27 PHYSICIAN ORDERS FOR SCOPE OF TREATMENT

28 Sec. 66. Section 144D.2, subsection 1, paragraph e,
29 subparagraph (4), Code 2021, is amended by striking the
30 subparagraph.>

FRY of Clarke