

1 Section 1. There is appropriated from the general fund
 2 of the state for the biennium beginning July 1, 1973 and end-
 3 ing June 30, 1975 for the department of social services in-
 4 stitutions the following amounts, or so much thereof as may
 5 be necessary to be used in the manner designated:

	1973-74	1974-75
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
6 Family and Children		
7 Services:		
8 For the operation of the		
9 following institutions:		
10 State Juvenile Home,		
11 Toledo	\$1,310,525	\$1,353,845
12 Boys Training School,		
13 Eldora	\$2,350,074	\$2,428,609
14 Girls Training School,		
15 Mitchellville	\$ 832,145	\$ 859,443

16 It is the intent of the general assembly in making appro-
 17 priations pursuant to this area of family and children ser-
 18 vices that the moneys available for this area be used to pay
 19 salaries and other employee expenses for not more than three
 20 hundred and seventy-three permanent full-time persons employed
 21 during each fiscal year of the sixty-fifth fiscal biennium
 22 and that no more than four hundred and six permanent full-
 23 time employee positions be created or authorized during any
 24 one of such years. A variance of one percent in excess of
 25 the above filled positions is considered to be reasonable.

26 Sec. 2. The budget of total expenditures for each in-
 27 stitution under the department of social services during the
 28 biennium shall not exceed the state appropriation for each
 29 institution set forth in this Act except that the maintenance
 30 recovery shall be available to the institutions.

31 The maintenance recovery is the rental charged to employees
 32 or others for room, apartment or house and meals.

33 Receipts from farm products may be used for farm expenses

1 and repairs as needed with profits deposited in the general
2 fund of the state.

3 All other institutional receipts shall be deposited to
4 the credit of the general fund of the state.

5 Sec. 3. The department of social services may use appro-
6 priated funds for the granting of educational leave upon ap-
7 proval of the commissioner of social services.

8 Sec. 4. No funds appropriated by this Act shall be used
9 for capital improvements.

10 Sec. 5. Notwithstanding the provisions of section eight
11 point thirty-three (8.33) of the Code, all unencumbered or
12 unobligated balances of appropriations made by this Act for
13 the first fiscal year of the biennium commencing July 1, 1973,
14 shall, on August 31, 1974, revert to the state treasury and
15 to the credit of the fund from which appropriated. In all
16 other respects, the provisions of section eight point thirty-
17 three (8.33) of the Code shall apply to appropriations made
18 for the first fiscal year of such biennium. Unencumbered
19 or unobligated balances of appropriations made for the second
20 fiscal year of such biennium shall be subject to section eight
21 point thirty-three (8.33) of the Code.

22 Sec. 6. All federal grants to and the federal receipts
23 of the agencies receiving funds under this Act are
24 appropriated for the purpose set forth in the federal
25 grants or receipts.

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LSB 1682
sg/mg/5

REPORT OF HOUSE COMMITTEE ON APPROPRIATIONS
(House File 739)

State Juvenile Home—Toledo

The committee recommendation is for a budget of \$1,316,525.00 for 1973-74 and \$1,359,845.00 for 1974-75. This budget includes a state appropriation of \$1,310,525.00 for 1973-74 and \$1,353,845.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$6,000.00 for 1973-74 and \$6,000.00 for 1974-75.

From this budget total, \$1,037,305.00 for 1973-74 and \$1,073,595.00 for 1974-75 is budgeted for salaries and wages.

Support and maintenance expenses, which include travel, office supplies and expense, other supplies and expense, food, housing and sustenance supplies, clothing and shoes, agricultural supplies, drugs and biologicals, equipment and operating expense, printing and binding, telephone and telegraph, utilities, equipment, office equipment, contractual services, repairs and alterations, and assistance, are budgeted at \$279,220.00 for 1973-74 and \$286,250.00 for 1974-75.

The committee's recommendations for support and maintenance expenses are based on the itemized figures contained in the Legislative Fiscal Director's worksheets on the State Juvenile Home and are placed on file in the office of the Legislative Fiscal Director.

The committee recommendation funds staff which were currently on the payroll as of January 16, 1973.

Boys Training School at Eldora

The committee's recommendation is for a budget of \$2,352,874.00 for 1973-74 and \$2,431,409.00 for 1974-75. This budget includes a state appropriation of \$2,350,074.00 for 1973-74 and \$2,428,609.00 for 1974-75, and also includes intra fund transfer (maintenance recovery) of \$2,800.00 for 1973-74 and \$2,800.00 for 1974-75.

From this budget total \$1,803,474.00 for 1973-74 and \$1,857,909.00 for 1974-75 is budgeted for salaries and wages. Support and maintenance expenses which include travel, office supplies and expense, other supplies and expense, food, housing, sustenance supplies, clothing and shoes, agricultural supplies, drugs and biologicals, equipment and operating expense, printing and binding, telephone and telegraph, utilities, equipment, office equipment, contractual services, repairs and alterations, and assistance is budgeted at \$549,400.00 for 1973-74 and \$573,500.00 for 1974-75. The committee's recommendation for these expenses is based on the itemized figures contained in the Legislative Fiscal Director's worksheets on the Boys Training School, and are placed on file in the office of the Legislative Fiscal Director.

The committee recommendation funds staff which were currently on the payroll as of January 16, 1973.

Girls Training School (Mitchellville)

The committee recommendation is for a budget of \$833,545.00 for 1973-74 and \$860,843.00 for 1974-75. This budget includes a state appropriation of \$832,145.00 for 1973-74 and \$859,443.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$1,400.00 for 1973-74 and \$1,400.00 for 1974-75.

From this budget total, \$519,645.00 for 1973-74 and \$539,243.00 for 1974-75 is budgeted for salaries and wages.

Support and maintenance expenses, which include travel, office supplies and expense, other supplies and expense, food, housing and sustenance supplies, clothing and shoes, agricultural supplies, drugs and biologicals, equipment and operating expense, telephone and telegraph, utilities, equipment, office equipment, contractual services, repairs and alterations, and assistance, are budgeted at \$313,900.00 for 1973-74 and \$321,600.00 for 1974-75.

The committee's recommendations for support and maintenance expenses are based on the itemized figures contained in the Legislative Fiscal Director's worksheets on the Girls Training School and are placed on file in the office of the Legislative Fiscal Director.

The committee recommendation funds staff at the level which are currently on the payroll plus one Social Worker II, one Treatment Team Leader, one Psychology Assistant and two Extra Help Activities Aides, which were currently authorized but vacant positions.

H-848

1 Amend the Senate amendment to House File 739
2 as follows:
3 1. By striking lines 16 through 38 and inserting
4 in lieu thereof the following:
5 "Sec. _____. Because the cost of institutional
6 care continues to increase and the need exists for
7 alternative types of arrangements for the care of
8 children who are residents of the Annie Wittenmyer
9 Home or would be considered for placement at the
10 Home, and because additional funds will be required
11 for the Annie Wittenmyer Home to comply with the
12 standards promulgated pursuant to chapter eighty-
13 eight (88) of the Code, the department of social
14 services shall develop a plan for the closing of the
15 Annie Wittenmyer Home as a child care facility
16 no later than December 31, 1974 and shall in
17 conjunction with the development of the plan,
18 cooperate with the department of public instruction
19 in arranging for the establishment of community-
20 based alternatives to the care and education
21 provided children at the Annie Wittenmyer Home,
22 which alternatives shall afford:
23 1. Needed social services for the children
24 enrolled in the alternative programs.
25 2. Group home or intensive foster home living
26 situations for the children enrolled in the alternative
27 programs, where indicated by the needs of the children.
28 3. An educational component specifically designed
29 to meet the special needs of the children enrolled in
30 the alternative programs."
31 2. Line 45, by striking the words "pilot programs"
32 and inserting in lieu thereof the words "community
33 based alternatives".
34 3. Line 51 by inserting after the word "use"
35 the words "or disposition".

H-848 Filed and adopted
June 20, 1973

By HOLDEN of Scott
LIPSKY of Linn
DEN HERDER of Sioux

H-455

1 Amend House File 739 as follows:
2 1. Page 2, line 13, by striking the figures
3 "1,310,525" and "1,353,845" and inserting in lieu
4 thereof the figures "1,379,500" and "1,425,100",
5 respectively.
6 2. Page 2, line 15, by striking the figures
7 "2,350,074" and "2,428,609" and inserting in lieu
8 thereof the figures "2,373,300" and "2,451,300",
9 respectively.
10 3. Page 2, line 17, by striking the figures
11 "832,145" and "859,443" and inserting in lieu
12 thereof the figures "893,800" and "923,300",
13 respectively.

H-455 Filed *Last 5/8*
May 7, 1973

By HIGGINS of Scott
CUSACK of Scott

SENATE AMENDMENT TO HOUSE FILE 739

- 1 Amend House File 739 as passed by the House as follows:
2 1. Page 2, line 4, by inserting after the word "stitutions"
3 the words "and for the establishment of community-based pilot
4 programs authorized by this Act".
5 2. Page 2, after line 17, by inserting the following:
6 Annie Wittenmyer Home,
7 Davenport \$ 1,638,900 \$ -0-
8 Community-based pilot
9 programs \$ 100,000 \$ -0-
10 3. Page 2, line 27, by inserting after the period the sentence:
11 "However, the figures on the above filled positions do not apply
12 to the appropriations for the operation of the Annie Wittenmyer
13 Home and the establishment of community-based pilot programs
14 authorized under this Act."
15 4. Page 3, after line 7, by inserting the following section:
16 Sec. _____. Because the cost of institutional care continues
17 to increase and the need exists for alternative types of
18 arrangements for the care of children who are treated or would
19 be considered for treatment at the Annie Wittenmyer Home and
20 because additional funds will be required for the Annie
21 Wittenmyer Home to comply with the standards promulgated pur-
22 suant to chapter eighty-eight (88) of the Code, the department
23 of social services shall develop a plan for the closing and
24 consolidation of the Annie Wittenmyer Home as a child care
25 facility and shall, in conjunction with the development of the
26 plan, cooperate with the department of public instruction in
27 arranging for the establishment in local or county school systems
28 in this state of at least two pilot programs to be operated
29 during the 1973-1974 school year to demonstrate community-based
30 alternatives to the care and education provided children at the
31 Annie Wittenmyer Home, which alternatives shall afford:
32 1. Needed social services for the children enrolled in the
33 pilot programs.
34 2. Group home or intensive foster home living situations
35 for the children enrolled in the pilot programs, where indicated
36 by the needs of the children.
37 3. An educational component specifically designed to meet
38 the special needs of the children enrolled in the program.
39 The department of social services shall, not later than
40 December 15, 1973, submit to the legislative council for trans-
41 mission to the standing committees on human resources and the
42 human resources subcommittees of the committees on appropria-
43 tions of the house of representatives and the senate a report
44 on the arrangements for, circumstances of, experiences with
45 and conclusions reached from the pilot programs established
46 under this section as they relate to the possible establishment
47 of such other programs as are likely to be needed to provide
48 appropriate care for children who would be eligible for admis-
49 sion to the Annie Wittenmyer Home. The report shall also
50 include recommendations for the most efficient and economical
51 future use of the land, buildings and other physical facilities
52 of the Annie Wittenmyer Home.
53 5. By renumbering the sections of the bill in accordance with
54 this amendment.

1 Amend House File 739 as passed by the House as follows:
 2 1. Page 2, line 14, by inserting after the word "stitutions"
 3 the words "and for the establishment of community-based pilot
 4 programs authorized by this Act".

5 2. Page 2, after line 17, by inserting the following:

6 Annie Wittenmyer Home,
 7 Davenport \$1,638,900 \$-0-

8 Community-based pilot
 9 programs \$ 100,000 \$-0-

10 3. Page 2, line 27, by inserting after the period the sen-
 11 tence "However, the figures on the above filled positions do not
 12 apply to the appropriations for the operation of the Annie
 13 Wittenmyer Home and the establishment of community-based pilot
 14 programs authorized under this Act."

15 4. Page 3, after line 7, by inserting the following section:
 16 Sec. _____. Because the cost of institutional care continues to
 17 increase and the need exists for alternative types of arrange-
 18 ments for the care of children who are treated or would be con-
 19 sidered for treatment at the Annie Wittenmyer Home and because
 20 additional funds will be required for the Annie Wittenmyer Home
 21 to comply with the standards promulgated pursuant to chapter
 22 eighty-eight (88) of the Code, the department of social services
 23 shall develop a plan for the closing, consolidation, or continued
 24 use of the Annie Wittenmyer Home as a child care facility and
 25 shall, in conjunction with the development of the plan, cooperate

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1 with the department of public instruction in arranging for the
 2 establishment in local or county school systems in this state of
 3 at least two pilot programs to be operated during the 1973-1974
 4 school year to demonstrate community-based alternatives to the
 5 care and education provided children at the Annie Wittenmyer Home,
 6 which alternatives shall afford:

7 1. Needed social services for the children enrolled in the
 8 pilot programs.

9 2. Group home or intensive foster home living situations for
 10 the children enrolled in the pilot programs, where indicated by
 11 the needs of the children.

12 3. An educational component specifically designed to meet
 13 the special needs of the children enrolled in the program.

14 The department of social services shall, not later than
 15 December 15, 1973, submit to the legislative council for trans-
 16 mission to the standing committees on human resources and the
 17 human resources subcommittees of the committees on appropri-
 18 ations of the house of representatives and the senate a report
 19 on the arrangements for, circumstances of, experiences with
 20 the conclusions reached from the pilot programs established
 21 under this section as they relate to the possible establishment
 22 of such other programs as are likely to be needed to provide
 23 appropriate care for children who would be eligible for admis-
 24 sion to the Annie Wittenmyer Home. The report shall also
 25 include recommendations for the most efficient and economical

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1 future use of the land, buildings and other physical facilities
 2 of the Annie Wittenmyer Home.

3 3. By renumbering the sections of the bill in accordance
 4 with this amendment.

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 739

1 Amend the Senate amendment to House File 739
2 as follows:
3 1. By striking lines 16 through 38 and inserting
4 in lieu thereof the following:
5 "Sec. _____. Because the cost of institutional
6 care continues to increase and the need exists for
7 alternative types of arrangements for the care of
8 children who are residents of the Annie Wittenmyer
9 Home or would be considered for placement at the
10 Home, and because additional funds will be required
11 for the Annie Wittenmyer Home to comply with the
12 standards promulgated pursuant to chapter eighty-
13 eight (88) of the Code, the department of social
14 services shall develop a plan for the closing of the
15 Annie Wittenmyer Home as a child-care facility
16 no later than December 31, 1974 and shall, in
17 conjunction with the development of the plan,
18 cooperate with the department of public instruction
19 in arranging for the establishment of community-
20 based alternatives to the care and education
21 provided children at the Annie Wittenmyer Home,
22 which alternatives shall afford:
23 1. Needed social services for the children
24 enrolled in the alternative programs.
25 2. Group home or intensive foster home living

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1 situations for the children enrolled in the alternative
2 programs, where indicated by the needs of the children.
3 3. An educational component specifically designed
4 to meet the special needs of the children enrolled in
5 the alternative programs."
6 2. Line 45, by striking the words "pilot programs"
7 and inserting in lieu thereof the words "community-
8 based alternatives".
9 3. Line 51, by inserting after the word "use"
10 the words "or disposition".

Received from the House
June 20, 1973

*Senate refused to concur 6/21
House amended 6/20*

S-950

1 Amend the committee on appropriations amendment
2 S-907 to House File 739, page 1, lines 23 and 24, by
3 striking the words ", consolidation, or continued use"
4 and inserting in lieu thereof the words "and consolida-
5 tion".

S-950
Filed and Lost
June 19, 1973

By SCHWIEGER

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 739

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 739, a bill for an Act making an appropriation to the department of social services relating to certain institutions administered by the division of family and children services, respectfully make the following recommendations:

1. That the House recede from its amendment to the Senate amendment.
2. That the Senate amendment to House File 739 be amended as follows:

1. By striking lines 16 through 38 and inserting in lieu thereof the following:

"Sec. _____. Because the cost of institutional care continues to increase and the need exists for alternative types of arrangements for the care of children who are residents of the Annie Wittenmyer Home or would be considered for placement at the Home, and because additional funds will be required for the Annie Wittenmyer Home to comply with the standards promulgated pursuant to chapter eighty-eight (88) of the Code, the department of social services shall develop a plan for the closing of the Annie Wittenmyer Home no later than December 31, 1974. Such plan shall include the department's recommendations for the future use or disposition of the Annie Wittenmyer Home. In conjunction with the development of the plan, the department shall cooperate with the department of public instruction in arranging for the establishment of community-based alternatives to the care and education provided children at the Annie Wittenmyer Home, which alternatives shall afford:

1. Needed social services for the children enrolled in the alternative programs.
 2. Group home or intensive foster home living situations for the children enrolled in the alternative programs, where indicated by the needs of the children.
 3. An educational component specifically designed to meet the special needs of the children enrolled in the alternative programs."

2. Line 45, by striking the words "pilot programs" and inserting in lieu thereof the words "community-based alternatives".

3. Line 51, by inserting after the word "use" the words "or disposition".

On the Part of the Senate:

ELIZABETH O. SHAW, CHAIRMAN
LEONARD C. ANDERSEN
WILLIAM E. GLUBA
GEORGE R. KINLEY
WILLIAM P. WINKELMAN

Filed
June 21, 1973

On the Part of the House:

DELWYN D. STROMER, CHAIRMAN
REID W. CRAWFORD
THOMAS J. HIGGINS
JOAN LIPSKY
MARY T. O'HALLORAN

House adopted 6/22
Senate " "



ROBERT D. RAY
GOVERNOR

Office of the Governor

STATE CAPITOL
DES MOINES, IOWA 50319

H.F. 739

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
L O C A L

Dear Mr. Synhorst:

I hereby transmit House File 739, an Act making an appropriation to the Department of Social Services relating to certain institutions administered by the Division of Family and Children Services.

House File 739 is approved July 21, 1973, with the following exceptions which I hereby disapprove.

I am unable to approve that portion of Item 1 designated in the Act as that portion of Section 1, second unnumbered paragraph which reads as follows:

"It is the intent of the general assembly in making appropriations pursuant to this area of family and children services that the moneys available for this area be used to pay salaries and other employee expenses for not more than three hundred and seventy-three permanent full-time persons employed during each fiscal year of the sixty-fifth fiscal biennium and that no more than four hundred and six permanent full-time employee positions be created or authorized during any one of such years. A variance of one percent in excess of the above filled positions is considered to be reasonable. However, the figures on the above filled positions do not apply to the appropriations for the operation of the Annie Wittenmyer Home and the establishment of community-based pilot programs authorized under this Act."

I am unable to approve that portion of Item 2 designated in the Act as that portion of Section 2, first unnumbered paragraph which reads as follows:

The Honorable Melvin D. Synhorst
July 21, 1973
Page Two

"...budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act, except that the..."

For reference purposes, the first unnumbered paragraph of Section 2 in its entirety reads as follows:

"The budget of total expenditures for each institution under the department of social services during the biennium shall not exceed the state appropriation for each institution set forth in this Act, except that the maintenance recovery shall be available to the institutions"

These limitations represent an infringement on executive prerogative to utilize appropriated funds most effectively in the administration of service programs approved by the legislature for the benefit of the people of Iowa.

Section 217.6, Code of Iowa, 1973 charges the Commissioner of Social Services to organize the Department in an efficient manner to carry out the intent of Chapter 217, and to revise the organization and program procedure when appropriate for the purpose of improvement. Since Department employees represent the primary avenue for delivery of services, it is essential that administration be permitted to use manpower with good judgment and flexibility, and not be tied to such a rigid structure that it is unable to respond to changes that might benefit our citizens. Congressional action often requires structural change to enable states to use federal funding for necessary services. An example is the requirement for the separate administration of assistance payments from services programs. Local needs also change and with the clarification of the state - county - employee situation the Department will be expected to respond promptly and effectively to verify requests for services.

The Honorable Melvin D. Synhorst
July 21, 1973
Page Three

Our institutional programs must be constantly evaluated in light of more humane and effective community services to the elderly, to children, families, adult offenders, mentally ill and mentally disabled. Although staffing needs will decrease in some programs, they very clearly will increase in others.

As one illustration, needs for homemakers will increase significantly if the Department meets its service responsibilities to recipients of Supplemental Security Income after January 1, 1974. A significant proportion of our homemakers work part-time, yet a permanent full-time merit position is required for each. The Department expects to reduce the number of administrative positions currently carried in the field, and will need to use the funds saved for lower-paying direct service positions, but may need additional position slots to do so. In some cases, the funds for one administrator might be used for four part-time positions.

In a service agency such as the Department, the key to successful administration is manpower utilization. With the conversion of the adult categorical assistance programs to federal administration, the established tolerance limits for error in the Aid to Dependent Children program, comprehensive institutional planning, and additional phases anticipated in Department reorganization, it is essential that maximum flexibility in manpower utilization be provided.

Section 8.39, Code 1973, gives the Governor and the State Comptroller authority to approve the transfer of appropriations to meet legitimate expenditures.

This has been a wise provision in the Code and has enabled the Department of Social Services to respond to extreme fiscal emergencies without seeking additional revenues from sources outside the Department. This privilege has not been abused, but rather has proven to be a very positive administrative procedure.

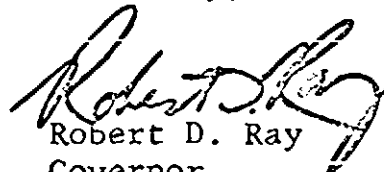
For example, when unforeseen expenses were incurred at the Iowa State Penitentiary, because of disturbances, funds were transferred in from other Department sources so that staffing could be increased at Fort Madison to meet emergency needs.

The Honorable Melvin D. Synhorst
July 21, 1973
Page Four

As a general provision, the Department needs the capability for fund transfers to respond to priorities. Some would be of an emergency nature, some would be expected to develop with good planning to better meet critical needs that become more clearly defined with the passage of time. The Department is expected to be action-oriented, capable of responding to change in a positive manner. To do so, it must be able to use appropriated funds with good judgment.

For these reasons, I disapprove these two items in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other Items of House File 739 are hereby approved this date.

Sincerely,


Robert D. Ray
Governor

RDR/jn