

MAY 8 1973

HOUSE FILE 747

Appropriations *Calendar*
Sen " 5/15, Pass per S-831 6/11

BY COMMITTEE ON APPROPRIATIONS

House File 717
Appropriations—
Human Resources

Passed House, Date 5-14-73 (1380) Passed Senate, Date 6-19-73 (1867)
Vote: Ayes 73 Nays 12 Vote: Ayes 45 Nays 1
Approved 7-21-73 *Stress Vets. (see letter)*

A BILL FOR

1 An Act making an appropriation to the department of social
2 services for institutions and programs administered by the
3 divisions of mental health services and mental retardation
4 services.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

House Appropriations Committee Report on reverse of page 5

Conference Committee appointed 6/21
Representatives: Dea Herder, Crank, Hirsch, Keen, McE. Craig
Senators: Schwenker, Hartman, Taylor, Scott and Doherty

Per Conference Committee
House 6-23-73 91-0 *Senate 6-23-73 43-0*

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

	1973-74	1974-75
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
6		
7		
8	1. Mental Health Services	
9	For the operation of the	
10	following mental health insti-	
11	tutes, including state matching	
12	money for general practitioners	
13	residency training, in-service	
14	training, psychiatry basic	
15	residency training and the drug	
16	abuse program at the mental	
17	health institute at Indepen-	
18	dence:	
19	Mental Health Institute,	
20	Cherokee	\$4,078,500
21	Mental Health Institute,	\$4,214,500
22	Clarinda	\$3,539,199
23	Mental Health Institute,	\$3,651,446
24	Independence	\$4,330,700
25	Mental Health Institute,	\$4,475,200
26	Mt. Pleasant	<u>\$3,249,066</u>
		<u>\$3,357,487</u>

27 It is the intent of the general assembly in making appro-
28 priations pursuant to this mental health services area that
29 the monies available shall be used to pay salaries and other
30 employees' expenses for not more than 1,536 permanent full-
31 time persons employed for each fiscal year of the sixty-fifth
32 biennium, and that no more than 1,679 permanent full-time
33 employee positions be created or authorized during any one
34 of such years. A variance of one percent in excess of the
35 number of positions specified is considered to be reasonable.

1 2. Mental Retardation Services

2 For the operation of the
3 following state hospital-schools
4 including monies for the Woodward
5 state hospital-school farm oper-
6 ation:

7 Glenwood state hospital-		
8 school	\$6,251,600	\$6,460,400
9 Woodward state hospital-		
10 school	<u>\$6,339,800</u>	<u>\$6,551,600</u>

11 It is the intent of the general assembly in making appro-
12 priations pursuant to this mental retardation services area
13 that the monies available shall be used to pay salaries and
14 other employee expenses for not more than 1,381 permanent
15 full-time persons employed for each fiscal year of the sixty-
16 fifth biennium, including the Woodward farm operation, and
17 that no more than 1,505 permanent full-time employee posi-
18 tions be created or authorized during any one of such years.
19 A variance of one percent in excess of the number of positions
20 is considered to be reasonable.

21 Sec. 2. The budget of total expenditures for each institu-
22 tion under the department of social services during the bien-
23 nium shall not exceed the state appropriation for each insti-
24 tution set forth in this Act, except that the maintenance
25 recovery shall be available to the institutions.

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

28 Receipts from farm products may be used for farm expenses
29 and repairs as needed with profits deposited in the state
30 general fund.

31 All other institutional receipts shall be deposited in
32 the general fund of the state.

33 Sec. 3. The department of social services may use appro-
34 priated funds for the granting of educational leave upon
35 approval of the commissioner.

1 Sec. 4. The mental health institutes daily per diem as
2 determined by section two hundred thirty point twenty (230.20)
3 of the Code shall be billed at eighty percent for the biennium.

4 Sec. 5. State hospital-schools per-patient-per-day cost
5 as determined by section two hundred twenty-two point seventy-
6 three (222.73) of the Code shall be billed at eighty percent
7 for the biennium.

8 Sec. 6. Because the in-patient population at the mental
9 health institutes is declining and there is an increasing
10 number of patients treated on an out-patient basis and because
11 additional funds will be required for the mental health insti-
12 tutes to comply with the standards promulgated pursuant to
13 chapter eighty-eight (88) of the Code, the department of
14 social services shall develop a plan relating to the following:

15 1. The consolidation of the operations of the present
16 four mental health institutes and continuation of appropriate
17 services to all citizens of the state.

18 2. Indication as to arrangements that are necessary for
19 providing appropriate services to areas affected by the pro-
20 posed consolidation of the mental health institutes.

21 3. Indication of the most efficient and economical future
22 use of the mental health institutes.

23 The department of social services shall, not later than
24 December 15, 1973 submit to the legislative council for trans-
25 mission to the appropriate subcommittees of the committees
26 on appropriations of the general assembly a report of its
27 findings and recommendations.

28 Sec. 7. No funds appropriated by this Act shall be used
29 for capital improvements.

30 Sec. 8. Notwithstanding the provisions of section eight
31 point thirty-three (8.33) of the Code, all unencumbered or
32 unobligated balances of appropriations made by this Act for
33 the first fiscal year of the biennium commencing July 1, 1973,
34 shall, on August 31, 1974, revert to the state treasury and
35 to the credit of the fund from which appropriated. In all

1 other respects, the provisions of section eight point thirty-
2 three (8.33) of the Code shall apply to appropriations made
3 for the first fiscal year of such biennium. Unencumbered
4 or unobligated balances of appropriations made for the second
5 fiscal year of such biennium shall be subject to section
6 eight point thirty-three (8.33) of the Code.

7 Sec. 9. All federal grants to and the federal receipts
8 of the agencies receiving funds under this Act are appropri-
9 ated for the purpose set forth in the federal grants or
10 receipts.

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LSB 1727
sg/cw/1

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 747

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 the House of Representatives on House File 747, a bill for an Act making an appropriation to the department of social services for institutions and programs administered by the divisions of mental health services and mental retardation services, respectfully submit the following recommendations:

1. That the Senate recede from its amendment.

2. That House File 747, as passed by the House, be amended as follows:

1. Page 2, by striking line 22 and inserting in lieu thereof the following:

"Clarinda \$3,564,000 \$3,679,973".

2. Page 2, by striking line 24 and inserting in lieu thereof the following:

"Independence \$4,266,300 \$4,384,900".

3. Page 2, by striking line 26 and inserting in lieu thereof the following:

"Mt. Pleasant \$3,297,733 \$3,407,693".

4. Page 3, line 25, by inserting after the word "institutions" the words ", and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes".

On the part of the Senate:

BARTON L. SCHWIEGER, Chairman
MINNETTE F. DODERER
CALVIN O. HULTMAN
KENNETH D. SCOTT
RAY TAYLOR

On the part of the House:

ELMER H. DEN HERDER, Chairman
GREGORY D. CUSACK
EMIL J. HUSAK
E. JEAN KISER
LILLIAN McELROY

Filed
June 22, 1973

*Have accepted 6/23
Senate " "*

SENATE AMENDMENT TO HOUSE FILE 747

1 Amend House File 747, as passed by the House, as follows:
2 1. Page 2, by striking line 22 and inserting in lieu thereof
3 the following:
4) "Clarinda \$ 3,588,800 \$ 3,708,500".
5 2. Page 2, by striking line 26 and inserting in lieu thereof
6 the following:
7 "Mt. Pleasant \$ 3,346,400 \$ 3,457,900".
8 3. Page 3, line 25, by adding after the word "institutions"
9 the following: ", and the department may transfer funds
10 under section eight point thirty-nine (839) of the Code
11 among the four mental health institutes".

Received from the Senate
June 19, 1973

Have referred to conc. 6/20

Absent or not voting, 3:

Crabb Harvey Millen

Amendment H—471A as amended adopted.

(Senate File 26 pending at adjournment.)

REPORTS OF HOUSE COMMITTEE ON APPROPRIATIONS

(House File 748)

Vehicle Dispatchers—Depreciation Fund

The committee recommendation is for an appropriation of \$80,000.00 to the Vehicle Dispatcher's Depreciation Fund, for the purpose of purchasing replacement motor vehicles and additions to the fleet.

(House File 747)

Department of Social Services

Mental Health Institute—Cherokee

The committee's recommendation is for a budget of \$4,111,000.00 for 1973-74 and \$4,247,000.00 for 1974-75. This budget includes a state appropriation of \$4,078,500.00 for 1973-74 and \$4,214,500.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$32,500.00 for 1973-74 and \$32,500.00 for 1974-75.

From this budget total, \$3,264,200.00 for 1973-74 and \$3,355,300.00 for 1974-75 is budgeted for salaries and wages. This is intended to fund 385 permanent full time positions for each year of the biennium.

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 \$569,300.00 for 1973-74 and \$569,400.00 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 and are on file in the office of the Legislative Fiscal Director.

Mental Health Institute—Clarinda

The committee's recommendation is for a budget of \$3,576,799.00 for 1973-74 and \$3,689,046.00 for 1974-75. This budget includes a state appropriation of \$3,539,199.00 for 1973-74 and \$3,651,446.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$37,600.00 for 1973-74 and \$37,600.00 for 1974-75.

From this budget total, \$3,057,299.00 for 1973-74 and \$3,149,746.00 for 1974-75 is budgeted for salaries and wages. This is intended to fund 359 permanent full time positions for each year of the biennium.

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 \$519,500.00 for 1973-74 and \$539,300.00 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 and are on file in the office of the Legislative Fiscal Director.

Mental Health Institute—Independence

The committee's recommendation is for a budget of \$4,387,700.00 for 1973-74 and \$4,532,400.00 for 1974-75. This budget includes a state appropriation of \$4,330,700.00 for 1973-74 and \$4,475,200.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$57,000.00 for 1973-74 and \$57,000.00 for 1974-75.

From this budget total, \$3,720,900.00 for 1973-74 and \$3,835,900.00 for 1974-75 is budgeted for salaries and wages. This is intended to fund 419 permanent full time positions for each year of the biennium.

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 \$576,400.00 for 1973-74 and \$606,200.00 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 and are on file in the office of the Legislative Fiscal Director.

Mental Health Institute—Mt. Pleasant

The committee's recommendation is for a budget of \$3,281,066.00 for 1973-74 and \$3,378,487.00 for 1974-75. This budget includes a state appropriation of \$3,249,066.00 for 1973-74 and \$3,357,487.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$32,000.00 for 1973-74 and \$21,000.00 for 1974-75.

From this budget total, \$2,725,466.00 for 1973-74 and \$2,804,687.00 for 1974-75 is budgeted for salaries and wages. This is intended to fund 305 permanent full time positions for each year of the biennium.

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 \$555,600.00 for 1973-74 and \$573,800.00 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 and are on file in the office of the Legislative Fiscal Director.

Glenwood State Hospital—School

The committee's recommendation is for a budget of \$6,280,600.00 for 1973-74 and \$6,489,400.00 for 1974-75. This budget includes a state appropriation of \$6,251,600.00 for 1973-74 and \$6,460,400.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$29,000.00 for 1973-74 and \$29,000.00 for 1974-75.

From this budget total, \$5,219,700.00 for 1973-74 and \$5,415,300.00 for 1974-75 is budgeted for salaries and wages. This is intended to fund 670 permanent full time positions for each year of the biennium.

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 \$1,060,900.00 for 1973-74 and \$1,074,100.00 for 1974-75.

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

Woodward State Hospital—School

The committee's recommendation is for a budget of \$6,386,800.00 for 1973-74 and \$6,598,600.00 for 1974-75. This budget includes a state appropriation of \$6,339,800.00 for 1973-74 and \$6,551,600.00 for 1974-75, and also includes an inter-fund transfer (maintenance recovery) of \$47,000.00 for 1973-74 and \$47,000.00 for 1974-75.

From this budget total, \$5,296,600.00 for 1973-74 and \$5,495,800.00 for 1974-75 is budgeted for salaries and wages. This is intended to fund 701 permanent full time positions for each year of the biennium.

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 \$1,000,700.00 for 1973-74 and \$1,013,300.00 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 and are on file in the office of the Legislative Fiscal Director.

(Senate File 519)

Section 1, subsection 1.

Interstate Cooperation Commission

The committee recommendation is for an appropriation of \$7,500.00 for 1973-74 and \$7,500.00 for 1974-75, to be used for travel expenses.

Section 1, subsection 2.

Council of State Governments

The committee recommendation is for an appropriation of \$27,130.00 for 1973-74 and \$27,130.00 for 1974-75, to be used for Iowa's membership assessment.

Section 1, subsection 3.

Commission on Uniform Laws

The committee recommendation is for budget of \$5,000.00 for 1973-74 and \$5,900.00 for 1974-75.

From this total, \$1,500.00 for 1973-74 and \$2,400.00 for 1974-75 is appropriated for travel.

\$3,500.00 for 1973-74 and \$3,500.00 for 1974-75 is appropriated for support of the National Conference of Commissioners on Uniform State Laws.

S—825

1 Amend House File 747, page 2 as follows:
2 1. By striking line 22 and inserting in lieu thereof
3 the following:
4 "Clarinda \$3,588,800 \$3,708,500"
5 2. By striking line 26 and inserting in lieu thereof
6 the following:
7 "Mt. Pleasant \$3,346,400 \$3,457,900"

S—825 Filed - *adopted 6/19*
June 11, 1973

By DODERER, HULTMAN, COLEMAN,
BRILES, MCCARTNEY, VAN GILST,
SCHWENGELS and RAMSEY

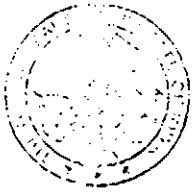
S—831

1 Amend House File 747, page 3, line 25, by adding
2 after the word "institutions" the following: ", and
3 the department may transfer funds under section eight
4 point thirty-nine (8.39) of the Code among the four
5 mental health institutes."

S—831 Filed - *adopted 6/19*
June 11, 1973

By COMMITTEE ON APPROPRIATIONS

H.F. 747



Office of the Governor

STATE CAPITOL
DES MOINES, IOWA 50319

ROBERT D RAY
GOVERNOR

July 21, 1973

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

Dear Mr. Synhorst:

I hereby transmit House File 747, an Act making an appropriation to the Department of Social Services for institutions and program administered by the Divisions of Mental Health Services and Mental Retardation Services.

House File 747 is approved July 21, 1973 with the following exceptions which I hereby disapprove.

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

"It is the intent of the general assembly in making appropriations pursuant to this mental health services area that the monies available shall be used to pay salaries and other employees' expenses for not more than 1,536 permanent full-time persons employed for each fiscal year of the sixty-fifth biennium, and that no more than 1,679 permanent full-time employee positions be created or authorized during any one of such years. A variance of one percent in excess of the number of positions specified is considered to be reasonable."

I am unable to approve that portion of Item 1 (2) designated in the Act as that portion of Section 1, subsection 2, second unnumbered paragraph, which reads as follows:

"It is the intent of the general assembly in making appropriations pursuant to this mental retardation services area that the monies available shall be used to pay salaries and other employee expenses for not more than 1,381 permanent full-time persons employed for each fiscal year of the sixty-fifth biennium, including the Woodward farm operation, and that no

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

more than 1,505 permanent full-time employee positions be created or authorized during any one of such years. A variance of one percent in excess of the number of positions is considered to be reasonable."

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

"...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...
" and "... and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes..."

For reference purposes, the first 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, and the department may transfer funds pursuant to section eight point thirty-nine (8.39) of the Code among the four mental health institutes."

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

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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.

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 will clearly 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 only 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.

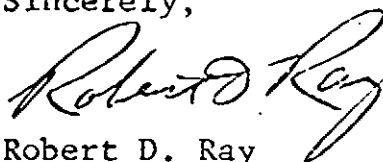
The Honorable Melvin D. Synhorst
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Page Four

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.

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 three 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 747 are hereby approved this date.

Sincerely,

A handwritten signature in cursive script that reads "Robert D. Ray". The signature is written in dark ink and is positioned above the printed name and title.

Robert D. Ray
Governor

RDR/jn