

4/15, Pass 5/10

FEB 3 1976

House File 1165
Human Resources
Cusack, Chair
Crawford
Readinger

- Pass 2/25

HOUSE FILE 1165

BY EMPLOYMENT OF THE UNEMPLOYED
STUDY COMMITTEE

House File 1165

Human Resources
Gluba, Chairperson
Scott
Plymat

*3/18
Pass 4/15 per 5525*

Sen. 41

Passed House, Date 3-15-76 (1133) Passed Senate, Date 5-12-76 (1911)

Vote: Ayes 92 Nays 0 Vote: Ayes 41 Nays 0

Approved 6-23-76

*Repassed Senate as amended by House
5-18-76 (p. 2850)
91-0*

A BILL FOR

1 An Act amending certain programs for elderly, handicapped
2 and low income persons.

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

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1 Section 1. Acts of the Sixty-sixth General Assembly, 1975
2 Session, chapter one hundred ten (110), section one (1), is
3 amended to read as follows:

4 SECTION 1. NEW SECTION. There is established a "green
5 thumb" program to be administered by the state conservation
6 commission. The purpose of the program is to encourage and
7 promote meaningful employment of senior citizens in ~~herti-~~
8 cultural conservation and outdoor recreation related fields.

9 Sec. 2. Acts of the Sixty-sixth General Assembly, 1975
10 Session, chapter one hundred ten (110), section four (4),
11 subsections four (4) and five (5), are amended to read as
12 follows:

13 4. A person employed shall be paid at least the mini-
14 mum wage as established by federal law.

15 5. A person shall be employed for the purpose of doing
16 a job in a ~~horticultural~~ conservation and outdoor recrea-
17 tion related field that is both meaningful and respectable.

18 Sec. 3. Acts of the Sixty-sixth General Assembly, 1975
19 Session, chapter one hundred ten (110), section four (4),
20 is amended by adding the following new subsection:

21 NEW SUBSECTION. Notwithstanding the provisions of chap-
22 ters nineteen A (19A), ninety-six (96), and ninety-seven B
23 (97B) of the Code, persons employed through the "green thumb"
24 program shall be exempt from merit system requirements, shall
25 not be eligible for membership in the Iowa public employees
26 retirement system, and shall not be eligible to receive un-
27 employment compensation benefits.

28 Sec. 4. Acts of the Sixty-sixth General Assembly, 1975
29 Session, chapter one hundred ten (110), section five (5),
30 is amended to read as follows:

31 SEC. 5. The state conservation commission shall submit
32 a report to the First Session of the Sixty-seventh General
33 Assembly not later than ~~thirty-days-after-its-convening~~ January
34 1, 1977. This report shall contain a critical evaluation
35 of the effectiveness of the "green thumb" program and make

1 recommendations as to future funding of the program.

2 Sec. 5. Acts of the Sixty-sixth General Assembly, 1975
3 Session, chapter one hundred ten (110), section six (6), is
4 amended to read as follows:

5 SEC. 6. There is established ~~a one-year~~ an experimental
6 retired Iowan employment program to be administered by the
7 commission on aging. The purpose of the program is to en-
8 courage and promote the meaningful employment of retired
9 citizens of the state. The Iowa employment security com-
10 mission shall cooperate with the commission on aging in the
11 administration of the retired Iowan employment program.

12 Sec. 6. Acts of the Sixty-sixth General Assembly, 1975
13 Session, chapter one hundred ten (110), section twelve (12),
14 is amended to read as follows:

15 SEC. 12. There is appropriated from the general fund of
16 the state for the fiscal year period beginning July 1, 1975
17 and ending June 30 ~~1976~~ 1977 to the state department of health
18 the sum of one hundred fifty thousand (150,000) dollars,
19 or so much thereof as is necessary, to establish not more
20 than five well-elderly demonstration clinics for the purpose
21 of delivering health supervision services. At least two
22 clinics shall be located in a rural area and shall offer
23 services to a multi-county area. A well-elderly clinic is
24 a clinic for the development of a program of preventive
25 medicine to serve persons sixty years of age and older. The
26 clinics may be staffed with physicians, as defined in sec-
27 tion one hundred thirty-five C point one (135C.1) of the Code,
28 or persons designated by physicians and shall provide referral
29 services to skilled care. The department shall establish
30 fees on a sliding scale for services provided through the
31 clinics. The department of health shall submit a report to
32 the First Session of the Sixty-seventh General Assembly not
33 later than thirty days after its convening. The report shall
34 contain a critical evaluation of the effectiveness of the
35 well-elderly clinics including recommendations as to future

1 funding for the project.

2 Sec. 7. Acts of the Sixty-sixth General Assembly, 1975
3 Session, chapter one hundred ten (110), section fourteen (14),
4 is amended to read as follows:

5 SEC. 14. There is appropriated from the general fund of
6 the state for the fiscal year period beginning July 1, 1975
7 and ending June 30, ~~1976~~ 1977 to the office for planning and
8 programming the sum of eighty thousand (80,000) dollars, or
9 so much thereof as is necessary to carry out the provisions
10 of section fifteen (15) of this Act.

11 Sec. 8. Acts of the Sixty-sixth General Assembly, 1975
12 Session, chapter one hundred ten (110), section sixteen (16),
13 is amended to read as follows:

14 SEC. 16. There is appropriated from the general fund of
15 the state to the "green thumb" fund created in section two
16 (2) of this Act, for the fiscal years period beginning July
17 1, 1974 and ending ~~June-30~~ December 31, 1976, the sum of two
18 hundred fifty thousand (250,000) dollars, or so much thereof
19 as is necessary, to be used according to the provisions of
20 sections one (1) through five (5) of this Act.

21 Sec. 9. Acts of the Sixty-sixth General Assembly, 1975
22 Session, chapter one hundred ten (110), section seventeen
23 (17), is amended to read as follows:

24 SEC. 17. There is appropriated from the general fund of
25 the state to the retired Iowan employment fund created in
26 section seven (7) of this Act for the fiscal year period be-
27 ginning July 1, 1975 and ending June 30, ~~1976~~ 1977, the sum
28 of one hundred thousand (100,000) dollars, or so much thereof
29 as is necessary, to be used according to the provisions of
30 sections six (6) through ten (10) of this Act.

31 Sec. 10. Acts of the Sixty-sixth General Assembly, 1975
32 Session, chapter one hundred ten (110), section eighteen (18),
33 unnumbered paragraph one (1), subsection three (3), and unnum-
34 bered paragraph two (2), are amended to read as follows:

35 There is appropriated from the general fund of the state

1 to the state department of transportation for the fiscal year
2 period beginning July 1, 1975 and ending June 30, 1976 1977,
3 the following amounts, or so much thereof as is necessary,
4 to be used for the purposes designated:

5 3. COORDINATION OF TRANSPORTATION
6 SERVICES PROJECT.

7 For a project to be conducted by
8 the state department of transporta-
9 tion for the purpose of coordinating
10 existing transportation services for
11 the elderly and handicapped in a des-
12 igned region \$50,000

13 Funds appropriated by this subsection may be used to designate
14 a region that could potentially benefit from a coordination
15 of services to prepare and implement the project plan including
16 the costs of personnel, initial operating expenses and expenses
17 incurred because of the increased utilization of existing
18 vehicles and to evaluate the project. ~~The state department~~
19 ~~of transportation shall prepare a final report of the project~~
20 ~~for presentation to the 1976 Session of the Sixty-sixth General~~
21 ~~Assembly not later than May 1, 1976.~~

22 The state department of transportation shall consult with
23 the commission on aging and the governor's committee on em-
24 ployment of the handicapped before expending funds appropri-
25 ated by this section for the purposes designated. The state
26 department of transportation shall prepare a progress report
27 on the transportation projects funded by this section for
28 presentation to the 1976 Session of the Sixty-sixth General
29 Assembly not later than May 1, 1976. The department shall
30 submit a final report on the transportation projects funded
31 by this section to the First Session of the Sixty-seventh
32 General Assembly not later than thirty days after its con-
33 vening. The final reports shall provide a critical evalua-
34 tion of the effectiveness of the transportation projects
35 including recommendations as to future funding of the proj-

1 ects.

2 Sec. 11. The commission on aging shall submit a report
3 on the nutrition programs funded pursuant to Acts of the
4 Sixty-sixth General Assembly, 1975 Session, chapter one hun-
5 dred ten (110), section eleven (11) to the second regular
6 session of the Sixty-sixth General Assembly prior to its
7 adjournment. The report shall contain a critical evalua-
8 tion of the effectiveness of the nutrition programs and shall
9 include recommendations as to future funding of the programs.

10 Sec. 12. The office for planning and programming shall
11 submit a report on the winterizing program created pursuant
12 to Acts of the Sixty-sixth General Assembly, 1975 Session,
13 chapter one hundred ten (110), section fifteen (15), to the
14 Sixty-seventh General Assembly not later than thirty days
15 after its convening. The report shall evaluate whether the
16 funds distributed for winterizing projects were used effec-
17 tively and shall include recommendations concerning future
18 funding for winterizing assistance.

19 EXPLANATION

20 This bill extends the appropriations made in Senate File
21 573 passed by the First Session of the Sixty-sixth General
22 Assembly for green thumb, and retired Iowan employment pro-
23 grams, well-elderly clinics, transportation projects and
24 winterizing assistance. Reports to the general assembly are
25 also required for nutrition programs, the transportation
26 projects, the well-elderly clinics and the winterizing
27 assistance program.

28 The bill also expands the definition of employment op-
29 portunities which may be offered under green thumb programs
30 to include employment in conservation and outdoor recreation
31 fields, provides that green thumb participants shall receive
32 at least the federal minimum wage, and exempts green thumb
33 participants from merit system requirements and Iowa public
34 employees retirement and unemployment compensation benefits.

35

H-5609

1 Amend House File 1165 as follows:
2 1. Page 3, by striking lines 11 through 20.
H-5609 FILED BY AVENSON of Fayette
MARCH 8, 1976 - *Adopted 3/10 (1133)*

S-5362

1 Amend House File 1165 as follows:
2 1. Page 1, lines 33 and 34, by striking the
3 words "~~thirty-days-after-its-convening~~ January 1, 1977"
4 and inserting in lieu thereof the words "thirty days
5 after its convening".
6 2. Page 4, line 25, by striking the words "The
7 state".
8 3. Page 4, by striking lines 26, 27 and 28.
9 4. Page 4, line 29, by striking the words
10 "Assembly not later than May 1, 1976."

S-5362 FILED - *Lost 5/12 (1911)*
MARCH 18, 1976

BY WILLIAM E. GLUBA

S-5525

1 Amend House File 1165 as amended and passed by
2 the House as follows:
3 1. Page 1, lines 33 and 34, by striking the words
4 "~~thirty-days-after-its-convening~~ January 1, 1977"
5 and inserting in lieu thereof the words "thirty days
6 after its convening".
7 2. Page 4, line 15, by striking the words "The
8 state".
9 3. Page 4, by striking lines 16, 17 and 18.
10 4. Page 4, line 19, by striking the words "Assembly
11 not later than May 1, 1976."

S-5525 FILED - *Adopted 5/12 (1911)*
APRIL 15, 1976

BY COMMITTEE ON HUMAN RESOURCES
WILLIAM E. GLUBA, Chairperson

SENATE AMENDMENT TO HOUSE FILE 1165

H-6687

1 Amend House File 1165 as amended and passed by
2 the House as follows:
3 1. Page 1, lines 33 and 34, by striking the words
4 "~~thirty-days-after-its-convening~~ January 1, 1977"
5 and inserting in lieu thereof the words "thirty days
6 after its convening".
7 2. Page 4, line 15, by striking the words "The
8 state".
9 3. Page 4, by striking lines 16, 17 and 18.
10 4. Page 4, line 19, by striking the words "Assembly
11 not later than May 1, 1976."

H-6687 FILED
RECEIVED FROM SENATE
MAY 14, 1976

House concurred 5/18 (2850)

HOUSE FILE 1165

AN ACT

AMENDING CERTAIN PROGRAMS FOR ELDERLY, HANDICAPPED AND LOW INCOME PERSONS.

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

Section 1. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section one (1), is amended to read as follows:

SECTION 1. NEW SECTION. There is established a "green thumb" program to be administered by the state conservation commission. The purpose of the program is to encourage and promote meaningful employment of senior citizens in horticultural conservation and outdoor recreation related fields.

Sec. 2. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section four (4), subsections four (4) and five (5), are amended to read as follows:

4. A person employed shall be paid at least the minimum wage as established by federal law.

5. A person shall be employed for the purpose of doing a job in a horticultural conservation and outdoor recreation related field that is both meaningful and respectable.

Sec. 3. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section four (4), is amended by adding the following new subsection:

NEW SUBSECTION. Notwithstanding the provisions of chapters nineteen A (19A), ninety-six (96), and ninety-seven B (97B) of the Code, persons employed through the "green thumb" program shall be exempt from merit system requirements, shall not be eligible for membership in the Iowa public employees retirement system, and shall not be eligible to receive unemployment compensation benefits.

Sec. 4. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section five (5),

is amended to read as follows:

SEC. 5. The state conservation commission shall submit a report to the First Session of the Sixty-seventh General Assembly not later than thirty days after its convening. This report shall contain a critical evaluation of the effectiveness of the "green thumb" program and make recommendations as to future funding of the program.

Sec. 5. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section six (6), is amended to read as follows:

SEC. 6. There is established ~~a one-year~~ an experimental retired Iowan employment program to be administered by the commission on aging. The purpose of the program is to encourage and promote the meaningful employment of retired citizens of the state. The Iowa employment security commission shall cooperate with the commission on aging in the administration of the retired Iowan employment program.

Sec. 6. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section twelve (12), is amended to read as follows:

SEC. 12. There is appropriated from the general fund of the state for the fiscal ~~year~~ year period beginning July 1, 1975 and ending June 30, ~~1976~~ 1977 to the state department of health the sum of one hundred fifty thousand (150,000) dollars, or so much thereof as is necessary, to establish not more than five well-elderly demonstration clinics for the purpose of delivering health supervision services. At least two clinics shall be located in a rural area and shall offer services to a multi-county area. A well-elderly clinic is a clinic for the development of a program of preventive medicine to serve persons sixty years of age and older. The clinics may be staffed with physicians, as defined in section one hundred thirty-five C point one (135C.1) of the Code, or persons designated by physicians and shall provide referral services to skilled care. The department shall establish fees on a sliding scale for services provided through the clinics. The department of health shall submit a report to

the First Session of the Sixty-seventh General Assembly not later than thirty days after its convening. The report shall contain a critical evaluation of the effectiveness of the well-elderly clinics including recommendations as to future funding for the project.

Sec. 7. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section fourteen (14), is amended to read as follows:

SEC. 14. There is appropriated from the general fund of the state for the fiscal year period beginning July 1, 1975 and ending June 30, ~~1976~~ 1977 to the office for planning and programming the sum of eighty thousand (80,000) dollars, or so much thereof as is necessary to carry out the provisions of section fifteen (15) of this Act.

Sec. 8. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section seventeen (17), is amended to read as follows:

SEC. 17. There is appropriated from the general fund of the state to the retired Iowan employment fund created in section seven (7) of this Act for the fiscal year period beginning July 1, 1975 and ending June 30, ~~1976~~ 1977, the sum of one hundred thousand (100,000) dollars, or so much thereof as is necessary, to be used according to the provisions of sections six (6) through ten (10) of this Act.

Sec. 9. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section eighteen (18), unnumbered paragraph one (1), subsection three (3), and unnumbered paragraph two (2), are amended to read as follows:

There is appropriated from the general fund of the state to the state department of transportation for the fiscal year period beginning July 1, 1975 and ending June 30, ~~1976~~ 1977, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

3. COORDINATION OF TRANSPORTATION SERVICES PROJECT.

For a project to be conducted by the state department of transporta-

tion for the purpose of coordinating existing transportation services for the elderly and handicapped in a designated region \$50,000 Funds appropriated by this subsection may be used to designate a region that could potentially benefit from a coordination of services to prepare and implement the project plan including the costs of personnel, initial operating expenses and expenses incurred because of the increased utilization of existing vehicles and to evaluate the project. ~~The state department of transportation shall prepare a final report of the project for presentation to the 1976 Session of the Sixty-sixth General Assembly not later than May 17, 1976.~~

The state department of transportation shall consult with the commission on aging and the governor's committee on employment of the handicapped before expending funds appropriated by this section for the purposes designated. The department shall submit a final report on the transportation projects funded by this section to the First Session of the Sixty-seventh General Assembly not later than thirty days after its convening. The final reports shall provide a critical evaluation of the effectiveness of the transportation projects including recommendations as to future funding of the projects.

Sec. 10. The commission on aging shall submit a report on the nutrition programs funded pursuant to Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section eleven (11) to the second regular session of the Sixty-sixth General Assembly prior to its adjournment. The report shall contain a critical evaluation of the effectiveness of the nutrition programs and shall include recommendations as to future funding of the programs.

Sec. 11. The office for planning and programming shall submit a report on the winterizing program created pursuant to Acts of the Sixty-sixth General Assembly, 1975 Session, chapter one hundred ten (110), section fifteen (15), to the Sixty-seventh General Assembly not later than thirty days

after its convening. The report shall evaluate whether the funds distributed for winterizing projects were used effectively and shall include recommendations concerning future funding for winterizing assistance.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 1165, Sixty-sixth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved June 23rd, 1976

ROBERT D. RAY
Governor