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HOUSE FILE 597

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HOUSE FILE 597

By COMMITTEE ON BUDGET

Passed House, Date 5-9-77 (p. 2011) Passed Senate, Date 5-18-77 (p. 1696)

Vote: Ayes 84 Nays 0 Vote: Ayes 45 Nays 0

Approved 7/10/77

A BILL FOR

1 An Act to appropriate funds to the department of health for
2 the purpose of extending public health nursing services,
3 visiting nurse services, and homemaker-home health aide
4 services to additional low-income elderly persons.

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

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HOUSE FILE 597

H-4073

- 1 Amend House File 597 as follows:
- 2 1. Page 2, line 8, by inserting after the word
- 3 "sources" the words ", except federal funds no longer
- 4 available,".

H-4073 FILED, LOST (p. 2011) BY NORLAND of Worth
MAY 9, 1977

1 Section 1.

2 1. There is appropriated from the general fund of the
3 state for the fiscal year beginning July 1, 1977 and ending
4 June 30, 1978 to the department of health one million six
5 hundred thousand (1,600,000) dollars to be used to extend
6 availability of public health nursing services or visiting
7 nurse services and home health aide services to additional
8 elderly persons in this state.

9 2. The department may retain not to exceed one percent
10 of the amount appropriated by this section, to be used to
11 pay the costs of administering this section. The remainder
12 shall be allocated for use in the several counties of the
13 state as follows:

14 a. One-fourth of the total amount to be allocated shall
15 be divided so that an equal amount is available for use in
16 each county in the state; and

17 b. Three-fourths of the total amount to be allocated shall
18 be divided so that the share available for use in each county
19 is proportionate to the number of elderly persons living in
20 that county in relation to the total number of elderly persons
21 living in the state.

22 3. The department shall make the money allocated for use
23 in each county under subsection two (2) of this section avail-
24 able to be expended in that county as follows:

25 a. The local board of health having jurisdiction, after
26 consultation with any other agencies which provide either
27 public health nursing service, visiting nurse service, or
28 homemaker-home health aide service in the jurisdiction, shall
29 prepare a proposal for the use of the funds available for
30 that jurisdiction which will provide the maximum benefits
31 of expanded home health care to the elderly persons in the
32 jurisdiction. After approval of the proposal by the
33 department, the department shall enter into a contract with
34 the local board of health. The local board of health may
35 subcontract with any nonprofit nurses' association, independent

1 nonprofit agency, the department of social services or any
2 suitable local governmental body to use the funds to expand
3 nursing or homemaker-home health aide services.

4 b. It is the intent of the general assembly that local
5 boards of health or subcontracting agencies not use any of
6 the funds received under such contracts to replace, directly
7 or indirectly, funds previously received either from taxes
8 levied by the county or from other sources and used to pay
9 all or any part of the cost of a public health nursing program,
10 visiting nurses' services or homemaker-home health aide
11 services maintained in that county.

12 4. If the department has by November 30, 1977 been unable
13 to conclude contracts for use in any county or counties of
14 the funds allocated under this section for use therein, the
15 funds so allocated shall be considered an unallocated pool.
16 The department shall prior to December 31, 1977 reallocate
17 any funds in such an unallocated pool among those counties
18 with respect to which the department has concluded contracts
19 under subsection three (3) of this section. The realloca-
20 tion shall be made in substantially the manner prescribed
21 by subsection two (2) of this section, and the funds shall
22 be available for use in the counties to which they are so
23 reallocated during the period beginning January 1, 1978 and
24 ending June 30, 1978.

25 5. Any of the funds appropriated by this section and al-
26 located or reallocated for use in a county in this state with
27 respect to which the department has concluded a contract under
28 subsection three (3) of this section, shall remain available
29 for use in that county during the fiscal year beginning July
30 1, 1978 and ending June 30, 1979, pursuant to all applicable
31 requirements of this section. The balance of those funds
32 retained by the department for administrative purposes, as
33 authorized by subsection two (2) of this section, which remains
34 unexpended on June 30, 1978 shall revert to the general fund
35 of the state as provided by section eight point thirty-three

1 (8.33) of the Code.

2 Sec. 2. For the purposes of this Act, an "elderly per-
3 son" is one who is sixty years of age or older.

4 Sec. 3. The department of health shall within thirty days
5 after the effective date of this Act promulgate rules not
6 contrary to this Act defining eligibility for public health
7 nursing services and for homemaker-home health aide services
8 paid for by funds appropriated by this Act, and imposing a
9 sliding fee scale for those persons deemed able to pay all
10 or a portion of the cost of such services.

11 Sec. 4. The department of health shall prepare a report
12 containing a critical evaluation of the programs funded under
13 this Act, including quantitative measures of the level of
14 services provided, proportion of the eligible population
15 served, and the number of elderly in health care facilities
16 before and after the programs funded under this Act were im-
17 plemented. An interim report shall be submitted to the second
18 session of the Sixty-seventh General Assembly not later than
19 thirty days after its convening, and a final report shall
20 be submitted to the first session of the Sixty-eighth General
21 Assembly not later than thirty days after its convening.

22 Sec. 5. The department of social services is authorized
23 to reallocate not more than fifty-five existing vacancies
24 to the employment category of homemaker, for the purpose of
25 expanding homemaker services in the counties where it is
26 provided directly by the department of social services and
27 thereby facilitating implementation of this Act. It is the
28 intent of the general assembly that the department of social
29 services employ additional persons as homemakers on a less
30 than full-time basis, as necessary to insure the widest
31 possible availability of homemaker services in this state,
32 so long as the total number of vacancies reallocated to
33 homemaker positions and filled does not exceed the equiva-
34 lent of fifty-five full-time positions.

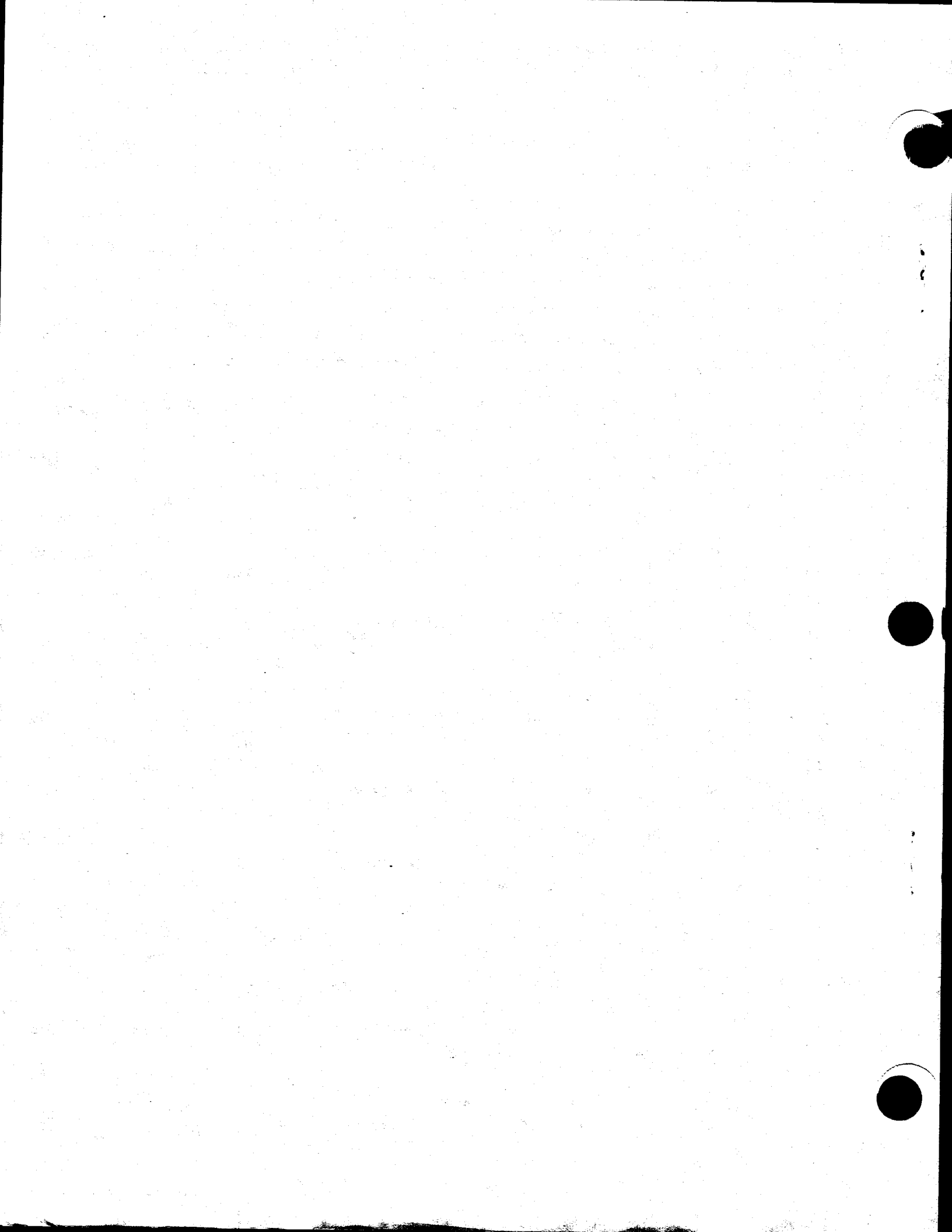
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EXPLANATION

1
2 This bill appropriates one million six hundred thousand
3 (1,600,000) dollars to the Department of Health to be used
4 to expand the public health nurse, or visiting nurse, programs
5 and the homemaker-home health aide programs for low-income
6 elderly persons living in this state. The objective is to
7 enable more such persons to remain in their own homes, rather
8 than being required to enter residential facilities in order
9 to receive needed health or maintenance care services.

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HOUSE FILE 597

AN ACT

TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH FOR THE PURPOSE OF EXTENDING PUBLIC HEALTH NURSING SERVICES, VISITING NURSE SERVICES, AND HOMEMAKER-HOME HEALTH AIDE SERVICES TO ADDITIONAL LOW-INCOME ELDERLY PERSONS.

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

Section 1.

1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1977 and ending June 30, 1978 to the department of health one million six hundred thousand (1,600,000) dollars to be used to extend availability of public health nursing services or visiting nurse services and home health aide services to additional elderly persons in this state.

2. The department may retain not to exceed one percent of the amount appropriated by this section, to be used to pay the costs of administering this section. The remainder shall be allocated for use in the several counties of the state as follows:

a. One-fourth of the total amount to be allocated shall be divided so that an equal amount is available for use in each county in the state; and

b. Three-fourths of the total amount to be allocated shall be divided so that the share available for use in each county is proportionate to the number of elderly persons living in that county in relation to the total number of elderly persons living in the state.

3. The department shall make the money allocated for use in each county under subsection two (2) of this section available to be expended in that county as follows:

a. The local board of health having jurisdiction, after consultation with any other agencies which provide either public health nursing service, visiting nurse service, or

homemaker-home health aide service in the jurisdiction, shall prepare a proposal for the use of the funds available for that jurisdiction which will provide the maximum benefits of expanded home health care to the elderly persons in the jurisdiction. After approval of the proposal by the department, the department shall enter into a contract with the local board of health. The local board of health may subcontract with any nonprofit nurses' association, independent nonprofit agency, the department of social services or any suitable local governmental body to use the funds to expand nursing or homemaker-home health aide services.

b. It is the intent of the general assembly that local boards of health or subcontracting agencies not use any of the funds received under such contracts to replace, directly or indirectly, funds previously received either from taxes levied by the county or from other sources and used to pay all or any part of the cost of a public health nursing program, visiting nurses' services or homemaker-home health aide services maintained in that county.

4. If the department has by November 30, 1977 been unable to conclude contracts for use in any county or counties of the funds allocated under this section for use therein, the funds so allocated shall be considered an unallocated pool. The department shall prior to December 31, 1977 reallocate any funds in such an unallocated pool among those counties with respect to which the department has concluded contracts under subsection three (3) of this section. The reallocation shall be made in substantially the manner prescribed by subsection two (2) of this section, and the funds shall be available for use in the counties to which they are so reallocated during the period beginning January 1, 1978 and ending June 30, 1978.

5. Any of the funds appropriated by this section and allocated or reallocated for use in a county in this state with respect to which the department has concluded a contract under subsection three (3) of this section, shall remain available for use in that county during the fiscal year beginning July

1, 1978 and ending June 30, 1979, pursuant to all applicable requirements of this section. The balance of those funds retained by the department for administrative purposes, as authorized by subsection two (2) of this section, which remains unexpended on June 30, 1978 shall revert to the general fund of the state as provided by section eight point thirty-three (8.33) of the Code.

Sec. 2. For the purposes of this Act, an "elderly person" is one who is sixty years of age or older.

Sec. 3. The department of health shall within thirty days after the effective date of this Act promulgate rules not contrary to this Act defining eligibility for public health nursing services and for homemaker-home health aide services paid for by funds appropriated by this Act, and imposing a sliding fee scale for those persons deemed able to pay all or a portion of the cost of such services.

Sec. 4. The department of health shall prepare a report containing a critical evaluation of the programs funded under this Act, including quantitative measures of the level of services provided, proportion of the eligible population served, and the number of elderly in health care facilities before and after the programs funded under this Act were implemented. An interim report shall be submitted to the second session of the Sixty-seventh General Assembly not later than thirty days after its convening, and a final report shall be submitted to the first session of the Sixty-eighth General Assembly not later than thirty days after its convening.

Sec. 5. The department of social services is authorized to reallocate not more than fifty-five existing vacancies to the employment category of homemaker, for the purpose of expanding homemaker services in the counties where it is provided directly by the department of social services and thereby facilitating implementation of this Act. It is the intent of the general assembly that the department of social services employ additional persons as homemakers on a less than full-time basis, as necessary to insure the widest possible availability of homemaker services in this state,

so long as the total number of vacancies reallocated to homemaker positions and filled does not exceed the equivalent of fifty-five full-time positions.

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 597, Sixty-seventh General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved July 10, 1977.

ROBERT D. RAY
Governor