

FILED APR 4 1984

SENATE FILE 2334

BY COMMITTEE ON APPROPRIATIONS

(FORMERLY SSB 2256)

Approved 4/4 (p. 1321)

Passed Senate, Date 4-9-84 (p. 1404) Passed House, Date 4-18-84 (P. 2188)

Vote: Ayes 46 Nays 0 Vote: Ayes 88 Nays 7

Approved Item Veto 5/18/84

Motion to reconsider (p. 1408) presented 4/12

Referred Senate 4-12-84 (p. 1473)
40-1

A BILL FOR

1 An Act relating to the funding of state agencies for designated
2 service programs including health programs, civil rights,
3 veterans' services, and programs for minority, elderly, and
4 disadvantaged persons for the fiscal year beginning July 1,
5 1984 and ending June 30, 1985 and providing an effective
6 date.

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

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S. 2334

1 Section 1. There is appropriated from the general fund
2 of the state to the commission on the aging for the fiscal
3 year beginning July 1, 1984, and ending June 30, 1985, the
4 following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

	1984-1985
	<u>Fiscal Year</u>
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8 1. For salaries and support	
9 of not more than twenty-nine and	
10 one-tenth full-time equivalent	
11 positions annually, maintenance,	
12 and miscellaneous purposes	\$ 231,577
13 2. For the administration	
14 of area agencies on aging	\$ 120,023
15 3. For the senior citizen	
16 employment program	\$ 110,166
17 4. For the older Iowans	
18 legislature	\$ 13,608
19 5. For elderly services	
20 programs	\$ 816,480

21 All funds appropriated under this subsection shall be
22 received and disbursed by the commission in accordance with
23 sections 249B.15 through 249B.21, shall not be used for
24 administrative purposes, and shall be used for citizens of
25 Iowa over sixty-five years of age to increase the availability
26 of chore, telephone reassurance, adult day care, and home
27 repair, including the winterizing of homes and the construction
28 of entrance ramps which meet the requirements of section
29 104A.4 and make residences accessible to the physically
30 handicapped, and other elderly services. A coordinated
31 comprehensive individual assessment program for the elderly
32 may be created in each area agency for the aging to oversee
33 the training of interdisciplinary teams for the purpose of
34 assessing elderly individuals to determine their health,
35 social, and financial needs in enabling these individuals

1 to remain in their homes and their communities. Funds
2 appropriated under this subsection may be used for elderly
3 services not specifically enumerated in this paragraph only
4 if approved by an area agency on aging for provision of the
5 services within the area. Funds appropriated under this
6 subsection may be used to supplement federal funds under
7 federal regulations.

8 Sec. 2. There is appropriated from the general fund of
9 the state for the fiscal year beginning July 1, 1984, and
10 ending June 30, 1985, the following amounts, or so much thereof
11 as is necessary, to be used by the following agencies for
12 the purposes designated:

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1984-1985
Fiscal Year

1. IOWA STATE CIVIL RIGHTS COMMISSION

For salaries and support of not more than twenty-five full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 723,186

2. SPANISH-SPEAKING PEOPLES COMMISSION

For salaries and support of not more than one full-time equivalent position annually, maintenance, and miscellaneous purposes \$ 43,197

3. COMMITTEE ON THE EMPLOYMENT OF THE HANDICAPPED

For salaries and support of not more than four full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 130,676

1 4. COMMISSION ON THE
2 STATUS OF WOMEN

3 For salaries and support
4 of not more than three full-
5 time equivalent positions
6 annually, maintenance, and
7 miscellaneous purposes \$ 89,851

8 Sec. 3. There is appropriated from the general fund of
9 the state for the fiscal year beginning July 1, 1984, and
10 ending June 30, 1985, the following amounts, or so much thereof
11 as is necessary, to be used by the following agencies for
12 the purposes designated:

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1984-1985
Fiscal Year

15 1. BOARD OF MEDICAL
16 EXAMINERS

17 For salaries and support
18 of not more than fourteen
19 full-time equivalent posi-
20 tions annually, maintenance,
21 and miscellaneous purposes \$ 622,866

22 2. BOARD OF NURSE EXAMINERS

23 For salaries and support
24 of not more than sixteen
25 full-time equivalent posi-
26 tions annually, maintenance,
27 and miscellaneous purposes \$ 523,773

28 It is the intent of the general assembly that a licensed
29 practical nurse may practice in head start programs without
30 the need of supervision of a licensed registered nurse or
31 a licensed physician. To the extent that subrule 590 IAC
32 6.3(3) conflicts with this provision, the subrule is void.

33 3. BOARD OF PHARMACY
34 EXAMINERS

35 For salaries and support

1 of not more than twelve
2 full-time equivalent posi-
3 tions annually, maintenance,
4 and miscellaneous purposes \$ 350,717

5 The board of pharmacy examiners shall insure that enough
6 revenue is received to reimburse the general fund of the state
7 for the state's portion of the costs incurred for the auditing
8 of pharmacies.

9 4. BOARD OF DENTAL EXAMINERS

10 For salaries and support of
11 not more than two full-time
12 equivalent positions annually,
13 maintenance, and miscellaneous
14 purposes \$ 109,284

15 Sec. 4. There is appropriated from the general fund of
16 the state to the state department of health for the fiscal
17 year beginning July 1, 1984, and ending June 30, 1985, the
18 following amounts, or so much thereof as is necessary, to
19 be used for the purposes designated:

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1984-1985
Fiscal Year

22 1. ADMINISTRATION

23 For salaries and support
24 of not more than sixty-seven
25 and one-fourth full-time
26 equivalent positions annually,
27 maintenance, and miscellaneous
28 purposes \$ 961,967

29 2. HEALTH FACILITIES

30 DIVISION

31 For salaries and support
32 of not more than fifty-one
33 full-time equivalent posi-
34 tions annually, maintenance,
35 and miscellaneous purposes \$ 659,041

1 3. HEALTH PLANNING AND
2 DEVELOPMENT DIVISION

3 For salaries and support of
4 not more than nineteen and
5 sixty-seven one hundredths
6 full-time equivalent posi-
7 tions annually, maintenance,
8 and miscellaneous purposes \$ 252,117

9 4. DISEASE PREVENTION
10 DIVISION

11 For salaries and support
12 of not more than fifty-one and
13 sixty one hundredths full-time
14 equivalent positions annually,
15 maintenance, and miscellaneous
16 purposes \$ 1,025,963

17 5. LICENSING AND CERTIFICA-
18 TION DIVISION

19 For salaries and support
20 of not more than sixteen
21 full-time equivalent posi-
22 tions annually, maintenance,
23 and miscellaneous purposes \$ 542,912

24 Of the funds appropriated in this subsection, ten thousand
25 (10,000) dollars shall be set aside and allocated for legal
26 expenses incurred by any of the boards which do not comply
27 with federal guidelines regarding legal expenditures by such
28 boards as determined by the state comptroller. The licensing
29 and certification division shall prepare estimates of projected
30 revenues to be generated by the licensing, certification,
31 and examination fees of each board as well as a projection
32 of the fairly apportioned administrative costs and rental
33 expenses attributable to each board. Each board shall annually
34 review and adjust its schedule of fees so that, as nearly
35 as possible, projected revenues equal projected costs and

1 any imbalance in revenues and costs in a fiscal year is offset
2 in a subsequent fiscal year.

3 6. PERSONAL AND FAMILY

4 HEALTH SERVICES

5 a. For salaries and support

6 of not more than forty-seven

7 and eighty-five one hundredths

8 full-time equivalent posi-

9 tions annually, maintenance,

10 and miscellaneous purposes \$ 1,408,125

11 The department shall allocate from the funds appropriated
12 under this paragraph at least five hundred sixty-six thousand
13 two hundred twenty-eight (566,228) dollars for the fiscal
14 year beginning July 1, 1984, and ending June 30, 1985, for
15 the birth defects and genetics counseling program and of these
16 funds, forty thousand (40,000) dollars shall be allocated
17 for a central Iowa birth defects registry pilot project.

18 Of the funds appropriated in this paragraph, the following
19 amounts shall be allocated to the university of Iowa hospitals
20 and clinics under the control of the state board of regents
21 for the following programs under the Iowa specialized child
22 health care services:

23 (1) Mobile and regional child
24 health specialty clinics \$ 301,978

25 (2) Childhood cancer diagnostic
26 and treatment network program \$ 106,087

27 (3) Rural comprehensive care for
28 hemophilia patients \$ 81,275

29 (4) Muscular dystrophy and re-
30 lated genetic disease programs \$ 131,657

31 (5) Statewide perinatal program \$ 43,740

32 Of the funds allocated to the mobile and regional child
33 health specialty clinics pursuant to subparagraph (1), fifty
34 thousand (50,000) dollars is intended to be used for the high
35 risk infant follow-up program which shall be conducted through

1 the mobile and regional child health specialty clinics. None
2 of these funds shall be used to support the activities of
3 the muscular dystrophy and related genetic disease programs
4 or any other programs.

5 The birth defects and genetic counseling service shall
6 develop a sliding fee scale to determine the amount a person
7 receiving the services is required to pay for the services.
8 These fees shall be considered repayment receipts and may
9 be used for the program.

10 The university of Iowa hospitals and clinics shall receive
11 an allocation for indirect costs of no more than eight percent
12 from the funds for each program.

13 b. Sexual abuse investiga-
14 tions.

15 For medical procedures re-
16 quired by section 709.10 \$ 57,794

17 c. Sudden infant death syn-
18 drome.

19 For reimbursing counties for
20 expenses resulting from autop-
21 sies of suspected victims of
22 sudden infant death syndrome
23 required under section 331.802 \$ 15,000

24 7. COMMUNITY HEALTH SERVICES

25 a. Community health division.

26 For salaries and support
27 of not more than thirty-eight
28 full-time equivalent posi-
29 tions annually, maintenance,
30 and miscellaneous purposes \$ 1,799,574

31 The department shall allocate from the funds appropriated
32 under this lettered paragraph nine hundred thirty-nine thousand
33 five hundred seven (939,507) dollars for the fiscal year
34 beginning July 1, 1984, and ending June 30, 1985 for the
35 chronic renal disease program. The types of assistance to

1 eligible recipients under the program may include hospital
2 and medical expenses, home dialysis supplies, insurance
3 premiums, travel expenses, prescription and nonprescription
4 drugs, and lodging expenses for persons in training. The
5 program expenditures shall not exceed these allocations.
6 If projected expenditures will exceed the allocations, the
7 department shall establish by administrative rule a mechanism
8 to reduce financial assistance under the renal disease program
9 in order to keep expenditures within the allocations.

10 b. In-home health care
11 grants.

12 For grants to local boards
13 of health for the public health
14 nursing program \$ 2,099,520

15 Funds appropriated under this paragraph shall be used to
16 maintain and expand the existing public health nursing program
17 for elderly and low-income persons with the objective of
18 preventing or reducing inappropriate institutionalization.
19 The department shall not retain more than one percent of the
20 amount appropriated under this paragraph for the costs of
21 administering the public health nursing program. The remainder
22 of the appropriation shall be allocated for use in the counties
23 of the state. The funds shall not be used for any other
24 purpose. As used in this paragraph, "elderly person" means
25 a person who is sixty years of age or older and "low-income
26 person" means a person whose income and resources are below
27 the guidelines established by the department.

28 One-fourth of the total amount to be allocated shall be
29 divided so that an equal amount is available for use in each
30 county in the state. Three-fourths of the total amount to
31 be allocated shall be divided so that the share available
32 for use in each county is proportionate to the number of
33 elderly and low-income persons living in that county in
34 relation to the total number of elderly and low-income persons
35 living in the state.

1 In order to receive allocations under this paragraph, the
2 local board of health having jurisdiction, after consultation
3 with other in-home health care provider agencies in the
4 jurisdiction, shall prepare a proposal for the use of the
5 allocated funds available for that jurisdiction that will
6 provide the maximum benefits of expanded public health nursing
7 care to elderly and low-income persons in the jurisdiction.
8 The proposal shall include a statement assuring that the
9 appropriate local agencies have participated in the formulation
10 of the proposal. After approval of the proposal by the
11 department, the department shall enter into a contract with
12 the local board of health. The local board of health may
13 subcontract with a nonprofit nurses' association, an
14 independent nonprofit agency, a suitable local governmental
15 body, or a person as defined in section 4.1, subsection 13,
16 to use the allocated funds to provide public health nursing
17 care. Local boards of health shall make an effort to
18 subcontract with agencies that are currently providing services
19 to prevent duplication of services.

20 If by July 30, 1984, the department is unable to conclude
21 contracts for use of the allocated funds in a county, the
22 department shall consider the unused funds appropriated under
23 this paragraph an unallocated pool. The department shall
24 prior to December 31, 1984, reallocate the funds in the
25 unallocated pool among the counties in which the department
26 has concluded contracts under this paragraph. The reallocation
27 shall be made to those counties in substantially the same
28 manner as the original allocations. The reallocated funds
29 are available for use in those counties during the period
30 beginning January 1 and ending June 30 of each fiscal year
31 of the biennium.

32 The department shall adopt rules defining eligibility for
33 public health nursing care paid for from funds appropriated
34 by this paragraph. The rules shall require each local agency
35 receiving funds to establish and use a sliding fee scale for

1 those persons able to pay for all or a portion of the cost
2 of the care.

3 The department shall annually evaluate the success of the
4 public health nursing program. The evaluation shall include
5 the extent to which the program reduced or prevented
6 inappropriate institutionalization, the extent to which the
7 program increased the availability of public health nursing
8 care to elderly and low-income persons, and the extent of
9 public health nursing care provided to elderly and low-income
10 persons. The department shall submit a report of each annual
11 evaluation to the governor and the general assembly.

12 c. For grants to county boards
13 of supervisors for the home-

14 maker-home health aide program \$ 6,955,600

15 Funds appropriated under this paragraph shall be used to
16 provide homemaker-home health aide services with emphasis
17 on services to elderly and low-income persons and children
18 and adults in need of protective services with the objective
19 of preventing or reducing inappropriate institutionalization.
20 In addition, up to fifteen percent of the funds appropriated
21 under this paragraph may be used to provide chore services.
22 The funds shall not be used for any other purposes. As used
23 in this paragraph:

24 (1) "Chore services" means services provided to individuals
25 or families, who, due to absence, incapacity, or illness,
26 are unable to perform certain home maintenance functions.
27 The services include but are not limited to yard work such
28 as mowing lawns, raking leaves, and shoveling walks; window
29 and door maintenance such as hanging screen windows and doors,
30 replacing window panes, and washing windows; and minor repairs
31 to walls, floors, stairs, railings, and handles.

32 (2) "Elderly person" means a person who is sixty years
33 of age or older.

34 (3) "Homemaker-home health aide services" means services
35 intended to enhance the capacity of household members to

1 attain or maintain the independence of the household members
2 and provided by trained and supervised workers to individuals
3 or families, who, due to the absence, incapacity, or
4 limitations of the usual homemaker, are experiencing stress
5 or crisis. The services include but are not limited to
6 essential shopping, housekeeping, meal preparation, child
7 care, respite care, money management and consumer education,
8 family management, personal services, transportation and
9 providing information, assistance, household management and
10 learning experiences.

11 (4) "Low-income person" means a person whose income and
12 resources are below the guidelines established by the
13 department.

14 (5) "Protective services" means those homemaker-home
15 health aide services intended to stabilize a child's or an
16 adult's residential environment and relationships with
17 relatives, caretakers, and other persons or household members
18 in order to alleviate a situation involving abuse or neglect
19 or to otherwise protect the child or adult from a threat of
20 abuse or neglect.

21 The amount appropriated under this paragraph shall be
22 allocated for use in the counties of the state. Fifteen
23 percent of the amount shall be divided so that an equal amount
24 is available for use in each county in the state. Of the
25 remaining amount each county shall be allocated for the 1984-
26 1985 fiscal year an amount equal to twenty-five percent of
27 state expenditures for homemaker services in that county for
28 the 1981-1982 fiscal year. After the allocation of the twenty-
29 five percent to each county, the following percentages of
30 the remaining amount shall be allocated to each county
31 according to that county's proportion of residents with the
32 following demographic characteristics compared to all state
33 residents with the same demographic characteristics: sixty
34 percent according to the number of elderly persons living
35 in the county; twenty percent according to the number of low-

1 income persons living in the county; and twenty percent
2 according to the number of substantiated cases of child abuse
3 in the county during the 1980-1981 fiscal year.

4 For the 1985-1986 fiscal year it is intended that no
5 allocation be made based on those state expenditures for
6 homemaker services but that the entire amount appropriated
7 be allocated by dividing fifteen percent of the amount equally
8 among the counties and by dividing the remaining amount
9 according to the percentages and demographic characteristics
10 stipulated above.

11 In order to receive allocations under this paragraph, the
12 county board of supervisors, after consultation with the local
13 boards of health, county board of social welfare, area agency
14 on aging advisory council, local office of the department
15 of human services, and other in-home health care provider
16 agencies in the jurisdiction, shall prepare a proposal for
17 the use of the allocated funds available for that jurisdiction
18 that will provide the maximum benefits of expanded homemaker-
19 home health aide services to elderly and low-income persons
20 and children and adults in need of protective services in
21 the jurisdiction. The proposal may provide that a maximum
22 of fifteen percent of the allocated funds will be used to
23 provide chore services. The proposal shall include a statement
24 assuring that children and adults in need of protective
25 services are given priority for homemaker-home health aide
26 services and that the appropriate local agencies have
27 participated in the formulation of the proposal. After
28 approval of the proposal by the department, the department
29 shall enter into a contract with the county board of
30 supervisors or a governmental body designated by the county
31 board of supervisors. The county board of supervisors or
32 its designee shall subcontract with a nonprofit nurses'
33 association, an independent nonprofit agency, the department
34 of human services, or a suitable local governmental body,
35 to use the allocated funds to provide homemaker-home health

1 aide services and chore services providing that the subcontract
2 requires any service provided away from the home to be
3 documented in a report available for review by the department.

4 If by July 30 of each year of the biennium, the department
5 is unable to conclude contracts for use of the allocated funds
6 in a county, the department shall consider the unused funds
7 appropriated under this paragraph an unallocated pool. The
8 department shall also identify any allocated funds which the
9 counties do not anticipate spending during each fiscal year
10 of the biennium. If the anticipated excess funds to any
11 county are substantial, the department and the county may
12 agree to return those excess funds, if the funds are other
13 than program revenues, to the department, and if returned,
14 the department shall consider the returned funds a part of
15 the unallocated pool. The department shall prior to February
16 15 of each fiscal year of the biennium, reallocate the funds
17 in the unallocated pool among the counties in which the
18 department has concluded contracts under this paragraph.

19 The department shall adopt rules defining eligibility for
20 homemaker-home health aide services and chore services paid
21 for from funds appropriated by this paragraph. The rules
22 shall require each local agency receiving funds to establish
23 and use a sliding fee scale for those persons able to pay
24 for all or a portion of the cost of the services and shall
25 require the payments to be applied to the cost of the services.
26 The department shall also adopt rules for standards regarding
27 training, supervision, recordkeeping, appeals, program
28 evaluation, cost analysis, and financial audits, and rules
29 specifying reporting requirements.

30 The department shall annually evaluate the success of the
31 homemaker-home health aide program. The evaluation shall
32 include a description of the program and its implementation,
33 the extent of local participation, the extent to which the
34 program reduced or prevented inappropriate
35 institutionalization, the extent to which the program provided

1 or increased the availability of homemaker-home health aide
2 services to elderly and low-income persons and children and
3 adults in need of protective services, any problems and
4 recommendations concerning the program, and an analysis of
5 the costs of services across the state. The department shall
6 submit a report of the annual evaluation to the governor and
7 the general assembly.

8 d. Well-elderly clinic
9 grants.

10 For the development and main-
11 tenance of well-elderly clinics

12 in the state \$ 216,367

13 Sec. 5. Notwithstanding 1983 Iowa Acts, chapter 206,
14 section 4, subsection 6, paragraph a and section 4, subsection
15 6, paragraph a, of this Act, the state board of regents may
16 reallocate funds allocated to the university of Iowa hospitals
17 and clinics for the programs under the Iowa specialized child
18 health care services from programs with surplus funds to
19 programs where there is a demonstrated need for additional
20 funds to continue the programs during the fiscal year beginning
21 July 1, 1983, and ending June 30, 1984 and the fiscal year
22 beginning July 1, 1984 and ending June 30, 1985. Such
23 reallocations shall not reduce the current operating levels
24 of the mobile and regional clinics program and shall not
25 affect the addition of such clinics at Spencer and Carroll
26 planned for the fiscal year beginning July 1, 1984 and ending
27 June 30, 1985.

28 Sec. 6. There is appropriated from the general fund of
29 the state to the Iowa department of veterans affairs for the
30 fiscal year beginning July 1, 1984, and ending June 30, 1985,
31 the following amounts, or so much thereof as is necessary,
32 to be used for the purposes designated:

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	1984-1985
	<u>Fiscal Year</u>

1. For salaries and support

1 of not more than four full-time
 2 equivalent positions annually,
 3 maintenance, and miscellaneous
 4 purposes \$ 113,280
 5 2. For the war orphans edu-
 6 cational aid fund \$ 27,216

7 Sec. 7. The licensing boards for which general fund appro-
 8 priations have been provided for in section 3, subsection
 9 1, 2, 3, or 4 and section 4, subsection 5 of this Act may
 10 expend additional funds, if those additional expenditures
 11 are directly the cause of actual examination expenses exceeding
 12 funds budgeted for examinations. Before a licensing board
 13 included in section 3, subsection 1, 2, 3, or 4 and section
 14 4, subsection 5 of this Act expends or encumbers an amount
 15 in excess of the funds budgeted for examinations, the state
 16 comptroller shall approve the expenditure or encumbrance.
 17 Before approval is given, the state comptroller shall determine
 18 that the examination expenses exceed the funds budgeted by
 19 the general assembly to the board and the board does not have
 20 other funds from which examination expenses can be paid.
 21 Upon approval of the state comptroller the licensing board
 22 may expend and encumber funds for excess examination expenses.
 23 The amounts necessary to fund the excess examination expenses
 24 shall be collected as fees from additional examination
 25 applicants and shall be treated as repayment receipts as
 26 defined in section 8.2, subsection 5.

27 Sec. 8. This Act, being deemed of immediate importance,
 28 takes effect from and after its publication in The Guttenberg
 29 Press, a newspaper published in Guttenberg, Iowa, and in The
 30 Red Oak Express, a newspaper published in Red Oak, Iowa.
 31 Section 5 of this Act takes effect upon publication. The
 32 remainder of the Act takes effect July 1, 1984.

33 EXPLANATION

34 This bill appropriates funds to the commission on the
 35 aging, Iowa civil rights commission, Spanish-speaking peoples

1 commission, committee on the employment of the handicapped,
2 commission on the status of women, board of medical examiners,
3 board of nursing examiners, board of pharmacy examiners, board
4 of dental examiners, department of health, and department
5 of veterans affairs, for the 1984-1985 fiscal year.

6 The bill provides guidelines for the public health nursing
7 program, homemaker-home health aide program, and costs incurred
8 by certain licensing boards for actual examination expenses.

9 The bill permits a licensed practical nurse to practice
10 in a head start program without the supervision of a registered
11 nurse or a physician.

12 The bill permits the state board of regents to reallocate
13 appropriated funds between programs under the Iowa specialized
14 child health care services under the university of Iowa
15 hospitals and clinics when need is demonstrated for additional
16 funds in certain programs and other programs have surplus
17 funds.

18 The bill takes effect upon publication.

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SENATE FILE 2334

S-5791

- 1 Amend Senate File 2334 as follows:
- 2 1. Page 14, by striking lines 13 through 27.
- 3 2. By renumbering as necessary.

S-5791 FILED
APRIL 5, 1984
Adopted 4/6 (p. 1257)

BY EMIL HUSAK

SENATE FILE 2334

S-5808

- 1 Amend Senate File 2334 as follows:
- 2 1. Page 1, line 20, by striking the figure
- 3 "816,480" and inserting in lieu thereof the figure
- 4 "900,000".
- 5 2. Page 14, line 12, by striking the figure
- 6 "216,367" and inserting in lieu thereof the figure
- 7 "300,000".

S-5808 FILED & LOST
APRIL 6, 1984 (*p. 1257*)

BY JAMES V. GALLAGHER

SENATE FILE 2334

S-5827

1 Amend Senate File 2334 as follows:

2 1. Page 6, by striking lines 23 through 34 and
3 inserting in lieu thereof the following:

4	"(1) Mobile and regional child		
5	health specialty clinics	\$	368,978
6	(2) Childhood cancer diagnostic		
7	and treatment network program	\$	143,981
8	(3) Rural comprehensive care for		
9	hemophilia patients	\$	128,341
10	(4) Muscular dystrophy and re-		
11	lated genetic disease programs	\$	131,657
12	(5) Statewide perinatal program	\$	43,740

13 Of the funds allocated to the mobile and regional
14 child health specialty clinics pursuant to subparagraph
15 (1), one hundred seventeen thousand (117,000) dollars
16 is intended to be used for the high".

17 2. Page 15, by inserting after line 26 the
18 following:

19 "Sec. ____ Chapter 206 of the Iowa Acts, section
20 4, subsection 6, paragraph a, subparagraphs (1) through
21 (5) and unnumbered paragraph 5, are amended to read
22 as follows:

23	(1) Mobile and regional child		
24	health specialty clinics	\$	252,000
25			<u>275,156</u>
26	(2) Childhood cancer diagnostic		
27	and treatment network program	\$	48,847
28			<u>73,845</u>
29	(3) Rural comprehensive care for		
30	hemophilia patients	\$	69,199
31			<u>116,163</u>
32	(4) Muscular dystrophy and re-		
33	lated genetic disease programs	\$	100,000
34			<u>109,900</u>
35	(5) Statewide perinatal programs	\$	45,000

36 Of the funds allocated to the mobile and regional
37 child health specialty clinics pursuant to subparagraph
38 (1), ~~twenty-one thousand (21,000)~~ forty-four thousand
39 one hundred fifty-six (44,156) dollars is intended
40 to be used for the high risk infant follow-up program
41 which may be conducted through the mobile and regional
42 child health specialty clinics."

43 3. Title page, line 5, by inserting after the
44 figure "1985" the following: "and making a
45 supplemental appropriation to the department of health
46 for reallocation to the state board of regents for
47 certain programs under the Iowa specialized child
48 health care services for the fiscal year beginning
49 July 1, 1983 and ending June 30, 1984,".

50 2. By renumbering as necessary.

S-5827 FILED
APRIL 6, 1984

BY ARTHUR A. SMALL, JR.

DIVISIONS A, B--ADOPTED (p. 1371)

Reconsidered & placed out of order 4/9 (p. 1403)

SENATE FILE 2334

S-5870

1 Amend Senate File 2334 as follows:

2 1. Page 15, line 1, by striking the word "four"
3 and inserting in lieu thereof the word "five".

4 2. Page 15, by inserting after line 6 the
5 following:

6 "3. For chemical exposure reporting \$ 40,000

7 It is the intent of the general assembly that the
8 Iowa department of veterans' affairs create a reporting
9 procedure for veterans who have been exposed to
10 chemical defoliants, herbicides, or other causative
11 agents, including but not limited to agent orange.
12 The department shall compile and evaluate the
13 information received and shall submit a report on
14 July 15, 1985 to the governor, general assembly, and
15 the United States veterans' administration." The state
16 department of health shall transfer any records and
17 information compiled relating to the exposure of
18 chemicals by veterans to the Iowa department of
19 veterans' affairs on the effective date of this Act.
20 Notwithstanding chapter 139A, the Iowa department
21 of veterans' affairs shall perform all the duties
22 required of the state department of health under
23 chapter 139A and the attorney general and the state
24 board of regents shall perform the duties required
25 by them under chapter 139A."

S-5870 FILED & ADOPTED
APRIL 12, 1984 (7/1472)

BY JOE WELSH

SENATE FILE 2334

S-5866

1 Amend Senate File 2334 as follows:

2 1. Page 15, by inserting after line 6 the
3 following:

4 "3. For chemical exposure report \$ 40,000

5 It is the intent of the general assembly that the
6 Iowa department of veterans' affairs create a reporting
7 procedure for veterans who have been exposed to
8 chemical defoliants, herbicides, or other causative
9 agents, including but not limited to agent orange.
10 The department shall compile and evaluate the
11 information received and shall submit a report on
12 July 15, 1985 to the governor, general assembly, and
13 the United States veterans' administration."

S-5866 FILED

BY JOE WELSH

APRIL 12, 1984

RULED OUT OF ORDER (p. 1472)

SENATE FILE 2334

S-5869

1 Amend Senate File 2334 as follows:

2 1. Page 15, line 1, by striking the word "four"
3 and inserting in lieu thereof the word "five".

4 2. Page 15, by inserting after line 6 the
5 following:

6 "3. For chemical exposure reporting \$ 40,000

7 It is the intent of the general assembly that the
8 Iowa department of veterans' affairs create a reporting
9 procedure for veterans who have been exposed to
10 chemical defoliants, herbicides, or other causative
11 agents, including but not limited to agent orange.
12 The department shall compile and evaluate the
13 information received and shall submit a report on
14 July 15, 1985 to the governor, general assembly, and
15 the United States veterans' administration."

S-5869 FILED

BY JOE WELSH

APRIL 12, 1984

RULED OUT OF ORDER (p. 1472)

S-5839

1 Amend Senate File 2334 as follows:

2 1. Page 6, line 10, by striking the figure
3 "1,408,125" and inserting in lieu thereof the figure
4 "1,460,125".

5 2. Page 6, line 26, by striking the figure
6 "106,087" and inserting in lieu thereof the figure
7 "130,087".

8 3. Page 6, line 28, by striking the figure "81,275"
9 and inserting in lieu thereof the figure "109,275".

10 4. Page 7, by inserting after line 12 the
11 following:

12 "Any remaining funds appropriated to the university
13 of Iowa hospitals and clinics under the control of
14 the state board of regents for the Iowa specialized
15 child health care services shall revert to the general
16 fund of the state June 30, 1985. The state board
17 of regents shall not reallocate any funds from the
18 mobile and regional child health speciality clinics
19 to other programs during the fiscal year beginning
20 July 1, 1984 and ending June 30, 1985. It is the
21 intent of the general assembly that the childhood
22 cancer diagnostic and treatment network program, the
23 rural comprehensive care for hemophilia patients
24 program, and the high risk infant follow-up program
25 be continued in spite of any projected shortfall or
26 deficit in operating the programs and to appropriate
27 additional funds to the state board of regents during
28 the 1985 session of the seventy-first general assembly
29 to provide necessary funding for continued operation
30 of the programs."

31 5. Page 15, by inserting after line 26 the
32 following:

33 "Sec. 100. Chapter 206 of the 1983 Iowa Acts,
34 section 4, subsection 6, paragraph a, unnumbered
35 paragraph 1, subparagraphs (1) through (5) and
36 unnumbered paragraph 5, are amended to read as follows:

37 a. For salaries and support
38 of not more than forty-four and
39 thirty-five one-hundredths full-time
40 equivalent positions annually,

41 maintenance, and miscellaneous purposes \$ ~~1,164,699~~
42 1,269,717

43 (1) Mobile and regional child
44 health specialty clinics \$ ~~252,000~~
45 275,156

46 (2) Childhood cancer diagnostic
47 and treatment network program \$ ~~48,847~~
48 73,845

49 (3) Rural comprehensive care for
50 hemophilia patients \$ ~~69,199~~

S-5839
PAGE 2

1		<u>116,163</u>
2	(4) Muscular dystrophy and re-	
3	lated genetic disease programs	\$ 100,000
4		<u>109,900</u>
5	(5) Statewide perinatal program	\$ 45,000

6 Of the funds allocated to the mobile and regional
 7 child health specialty clinics pursuant to subparagraph
 8 (1), ~~twenty-one-thousand-(21,000)~~ forty-four thousand
 9 one hundred fifty-six (44,156) dollars is intended
 10 to be used for the high risk infant follow-up program
 11 which may be conducted through the mobile and regional
 12 child health specialty clinics.

13 Sec. 101. Notwithstanding the 1983 Iowa Acts,
 14 chapter 206, section 4, subsection 6, paragraph a,
 15 unnumbered paragraph 7, the state comptroller shall
 16 transfer seventy-four thousand four hundred fifty
 17 (74,450) dollars from the office of the state
 18 comptroller to the general fund of the state for
 19 allocation to the programs identified in section 100
 20 of this Act."

21 6. Page 15, line 31, by striking the words and
 22 figure "Section 5 of this Act takes" and inserting
 23 in lieu thereof the following: "Sections 5, 100,
 24 and 101 of this Act take".

25 6. Title page, line 5, by inserting after the
 26 figure "1985" the following: "and making a
 27 supplemental appropriation to the department of health
 28 for reallocation to the state board of regents for
 29 certain programs under the Iowa specialized child
 30 health care services for the fiscal year beginning
 31 July 1, 1983 and ending June 30, 1984,".

32 7. By renumbering as necessary.

S-5839 FILED BY ARTHUR A. SMALL, JR.
 APRIL 9, 1984
 ADOPTED (p. 1403)

SENATE FILE 2334

S-5835

- 1 Amend Senate File 2334 as follows:
 2 1. Page 12, line 32, by striking the word
 3 "nonprofit".
 4 2. Page 12, line 33, by striking the word
 5 "nonprofit".

S-5835 FILED BY DAVID M. READINGER
 APRIL 9, 1984 FORREST V. SCHWENGELS
 LOST (p. 1403) EDGAR H. HOLDEN

*See Appropriation 4/13 (p. 1976)
Do pass for 6312 4/17 (p. 2118)
Finance 4/17 Do Pass 4/17 (p. 2118)*

SENATE FILE 2334
BY COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE APRIL 12, 1984)

*Passed Senate, Date 4-19-84 (p. 1684) Passed House, Date 4-18-84 (p. 2188)
Vote: Ayes 45 Nays 0 Vote: Ayes 88 Nays 7*

*Approved State Vote May 18, 1984
Motor & Revenue (p. 1685) 4/12 4/20 Repassed House 4-20-84 (p. 2471)
83-14*

A BILL FOR

1 An Act relating to the funding of state agencies for designated
2 service programs including health programs, civil rights,
3 veterans' services, and programs for minority, elderly, and
4 disadvantaged persons for the fiscal year beginning July 1,
5 1984 and ending June 30, 1985 and making a supplemental ap-
6 propriation to the department of health for reallocation to
7 the state board of regents for certain programs under the
8 Iowa specialized child health care services for the fiscal
9 year beginning July 1, 1983 and ending June 30, 1984, and
10 providing an effective date.

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

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_____ = New Language
by the Senate
* = Language Stricken
by the Senate

2071 Section 1. There is appropriated from the general fund
2 of the state to the commission on the aging for the fiscal
3 year beginning July 1, 1984, and ending June 30, 1985, the
4 following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

	1984-1985
	<u>Fiscal Year</u>
6	
7	
8 1. For salaries and support	
9 of not more than twenty-nine and	
10 one-tenth full-time equivalent	
11 positions annually, maintenance,	
12 and miscellaneous purposes	\$ 231,577
13 2. For the administration	
14 of area agencies on aging	\$ 120,023
15 3. For the senior citizen	
16 employment program	\$ 110,166
17 4. For the older Iowans	
18 legislature	\$ 13,608
19 5. For elderly services	
20 programs	\$ 816,480

21 All funds appropriated under this subsection shall be
22 received and disbursed by the commission in accordance with
23 sections 249B.15 through 249B.21, shall not be used for
24 administrative purposes, and shall be used for citizens of
25 Iowa over sixty-five years of age to increase the availability
26 of chore, telephone reassurance, adult day care, and home
27 repair, including the winterizing of homes and the construction
28 of entrance ramps which meet the requirements of section
29 104A.4 and make residences accessible to the physically
30 handicapped, and other elderly services. A coordinated
31 comprehensive individual assessment program for the elderly
32 may be created in each area agency for the aging to oversee
33 the training of interdisciplinary teams for the purpose of
34 assessing elderly individuals to determine their health,
35 social, and financial needs in enabling these individuals

1 to remain in their homes and their communities. Funds
2 appropriated under this subsection may be used for elderly
3 services not specifically enumerated in this paragraph only
4 if approved by an area agency on aging for provision of the
5 services within the area. Funds appropriated under this
6 subsection may be used to supplement federal funds under
7 federal regulations.

42-8 Sec. 2. There is appropriated from the general fund of
9 the state for the fiscal year beginning July 1, 1984, and
10 ending June 30, 1985, the following amounts, or so much thereof
11 as is necessary, to be used by the following agencies for
12 the purposes designated:

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14
1984-1985
Fiscal Year

15 1. IOWA STATE CIVIL
16 RIGHTS COMMISSION

17 For salaries and support of
18 not more than twenty-five full-
19 time equivalent positions an-
20 nually, maintenance, and mis-
21 cellaneous purposes \$ 723,186

22 2. SPANISH-SPEAKING
23 PEOPLES COMMISSION

24 For salaries and support
25 of not more than one full-
26 time equivalent position
27 annually, maintenance, and
28 miscellaneous purposes \$ 43,197

29 3. COMMITTEE ON THE EM-
30 PLOYMENT OF THE HANDICAPPED

31 For salaries and support
32 of not more than four full-
33 time equivalent positions
34 annually, maintenance, and
35 miscellaneous purposes \$ 130,676

1 4. COMMISSION ON THE
2 STATUS OF WOMEN

3 For salaries and support
4 of not more than three full-
5 time equivalent positions
6 annually, maintenance, and
7 miscellaneous purposes \$ 89,851

8 Sec. 3. There is appropriated from the general fund of
9 the state for the fiscal year beginning July 1, 1984, and
10 ending June 30, 1985, the following amounts, or so much thereof
11 as is necessary, to be used by the following agencies for
12 the purposes designated:

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1984-1985
Fiscal Year

15 1. BOARD OF MEDICAL
16 EXAMINERS

17 For salaries and support
18 of not more than fourteen
19 full-time equivalent posi-
20 tions annually, maintenance,
21 and miscellaneous purposes \$ 622,866

22 2. BOARD OF NURSE EXAMINERS

23 For salaries and support
24 of not more than sixteen
25 full-time equivalent posi-
26 tions annually, maintenance,
27 and miscellaneous purposes \$ 523,773

28 It is the intent of the general assembly that a licensed
29 practical nurse may practice in head start programs without
30 the need of supervision of a licensed registered nurse or
31 a licensed physician. To the extent that subrule 590 IAC
32 6.3(3) conflicts with this provision, the subrule is void.

33 3. BOARD OF PHARMACY
34 EXAMINERS

35 For salaries and support

1 of not more than twelve
2 full-time equivalent posi-
3 tions annually, maintenance,
4 and miscellaneous purposes \$ 350,717

5 The board of pharmacy examiners shall insure that enough
6 revenue is received to reimburse the general fund of the state
7 for the state's portion of the costs incurred for the auditing
8 of pharmacies.

9 4. BOARD OF DENTAL EXAMINERS

10 For salaries and support of
11 not more than two full-time
12 equivalent positions annually,
13 maintenance, and miscellaneous
14 purposes \$ 109,284

15 Sec. 4. There is appropriated from the general fund of
16 the state to the state department of health for the fiscal
17 year beginning July 1, 1984, and ending June 30, 1985, the
18 following amounts, or so much thereof as is necessary, to
19 be used for the purposes designated:

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1984-1985
Fiscal Year

1. ADMINISTRATION

For salaries and support
of not more than sixty-seven
and one-fourth full-time
equivalent positions annually,
maintenance, and miscellaneous
purposes \$ 961,967

2. HEALTH FACILITIES
DIVISION

For salaries and support
of not more than fifty-one
full-time equivalent posi-
tions annually, maintenance,
and miscellaneous purposes \$ 659,041

1 3. HEALTH PLANNING AND
2 DEVELOPMENT DIVISION

3 For salaries and support of
4 not more than nineteen and
5 sixty-seven one hundredths
6 full-time equivalent posi-
7 tions annually, maintenance,
8 and miscellaneous purposes \$ 252,117

9 4. DISEASE PREVENTION
10 DIVISION

11 For salaries and support
12 of not more than fifty-one and
13 sixty one hundredths full-time
14 equivalent positions annually,
15 maintenance, and miscellaneous
16 purposes \$ 1,025,963

17 5. LICENSING AND CERTIFICA-
18 TION DIVISION

19 For salaries and support
20 of not more than sixteen
21 full-time equivalent posi-
22 tions annually, maintenance,
23 and miscellaneous purposes \$ 542,912

24 Of the funds appropriated in this subsection, ten thousand
25 (10,000) dollars shall be set aside and allocated for legal
26 expenses incurred by any of the boards which do not comply
27 with federal guidelines regarding legal expenditures by such
28 boards as determined by the state comptroller. The licensing
29 and certification division shall prepare estimates of projected
30 revenues to be generated by the licensing, certification,
31 and examination fees of each board as well as a projection
32 of the fairly apportioned administrative costs and rental
33 expenses attributable to each board. Each board shall annually
34 review and adjust its schedule of fees so that, as nearly
35 as possible, projected revenues equal projected costs and

1 any imbalance in revenues and costs in a fiscal year is offset
2 in a subsequent fiscal year.

3 6. PERSONAL AND FAMILY

4 HEALTH SERVICES

5 a. For salaries and support

6 of not more than forty-seven

7 and eighty-five one hundredths

8 full-time equivalent posi-

9 tions annually, maintenance,

10 and miscellaneous purposes \$ 1,460,125

11 The department shall allocate from the funds appropriated
12 under this paragraph at least five hundred sixty-six thousand
13 two hundred twenty-eight (566,228) dollars for the fiscal
14 year beginning July 1, 1984, and ending June 30, 1985, for
15 the birth defects and genetics counseling program and of these
16 funds, forty thousand (40,000) dollars shall be allocated
17 for a central Iowa birth defects registry pilot project.

18 Of the funds appropriated in this paragraph, the following
19 amounts shall be allocated to the university of Iowa hospitals
20 and clinics under the control of the state board of regents
21 for the following programs under the Iowa specialized child
22 health care services:

23 (1) Mobile and regional child
24 health specialty clinics \$ 301,978

25 (2) Childhood cancer diagnostic
26 and treatment network program \$ 130,087

27 (3) Rural comprehensive care for
28 hemophilia patients \$ 109,275

29 (4) Muscular dystrophy and re-
30 lated genetic disease programs \$ 131,657

31 (5) Statewide perinatal program \$ 43,740

32 Of the funds allocated to the mobile and regional child
33 health specialty clinics pursuant to subparagraph (1), fifty
34 thousand (50,000) dollars is intended to be used for the high
35 risk infant follow-up program which shall be conducted through

1 the mobile and regional child health specialty clinics. None
2 of these funds shall be used to support the activities of
3 the muscular dystrophy and related genetic disease programs
4 or any other programs.

5 The birth defects and genetic counseling service shall
6 develop a sliding fee scale to determine the amount a person
7 receiving the services is required to pay for the services.
8 These fees shall be considered repayment receipts and may
9 be used for the program.

10 The university of Iowa hospitals and clinics shall receive
11 an allocation for indirect costs of no more than eight percent
12 from the funds for each program.

13 Any remaining funds appropriated to the university of Iowa
14 hospitals and clinics under the control of the state board
15 of regents for the Iowa specialized child health care services
16 shall revert to the general fund of the state June 30, 1985.
17 The state board of regents shall not reallocate any funds
18 from the mobile and regional child health speciality clinics
19 to other programs during the fiscal year beginning July 1,
20 1984 and ending June 30, 1985. It is the intent of the general
21 assembly that the childhood cancer diagnostic and treatment
22 network program, the rural comprehensive care for hemophilia
23 patients program, and the high risk infant follow-up program
24 be continued in spite of any projected shortfall or deficit
25 in operating the programs and to appropriate additional funds
26 to the state board of regents during the 1985 session of the
27 seventy-first general assembly to provide necessary funding
28 for continued operation of the programs.

29 b. Sexual abuse investiga-
30 tions.

31 For medical procedures re-
32 quired by section 709.10 \$ 57,794

33 c. Sudden infant death syn-
34 drome.

35 For reimbursing counties for

1 expenses resulting from autop-
2 sies of suspected victims of
3 sudden infant death syndrome
4 required under section 331.802 \$ 15,000

5 7. COMMUNITY HEALTH SERVICES

6 a. Community health division.

7 For salaries and support
8 of not more than thirty-eight
9 full-time equivalent posi-
10 tions annually, maintenance,
11 and miscellaneous purposes \$ 1,799,574

12 The department shall allocate from the funds appropriated
13 under this lettered paragraph nine hundred thirty-nine thousand
14 five hundred seven (939,507) dollars for the fiscal year
15 beginning July 1, 1984, and ending June 30, 1985 for the
16 chronic renal disease program. The types of assistance to
17 eligible recipients under the program may include hospital
18 and medical expenses, home dialysis supplies, insurance
19 premiums, travel expenses, prescription and nonprescription
20 drugs, and lodging expenses for persons in training. The
21 program expenditures shall not exceed these allocations.
22 If projected expenditures will exceed the allocations, the
23 department shall establish by administrative rule a mechanism
24 to reduce financial assistance under the renal disease program
25 in order to keep expenditures within the allocations.

26 b. In-home health care

27 grants.
28 For grants to local boards
29 of health for the public health
30 nursing program \$ 2,099,520

31 Funds appropriated under this paragraph shall be used to
32 maintain and expand the existing public health nursing program
33 for elderly and low-income persons with the objective of
34 preventing or reducing inappropriate institutionalization.

35 The department shall not retain more than one percent of the

1 amount appropriated under this paragraph for the costs of
2 administering the public health nursing program. The remainder
3 of the appropriation shall be allocated for use in the counties
4 of the state. The funds shall not be used for any other
5 purpose. As used in this paragraph, "elderly person" means
6 a person who is sixty years of age or older and "low-income
7 person" means a person whose income and resources are below
8 the guidelines established by the department.

9 One-fourth of the total amount to be allocated shall be
10 divided so that an equal amount is available for use in each
11 county in the state. Three-fourths of the total amount to
12 be allocated shall be divided so that the share available
13 for use in each county is proportionate to the number of
14 elderly and low-income persons living in that county in
15 relation to the total number of elderly and low-income persons
16 living in the state.

17 In order to receive allocations under this paragraph, the
18 local board of health having jurisdiction, after consultation
19 with other in-home health care provider agencies in the
20 jurisdiction, shall prepare a proposal for the use of the
21 allocated funds available for that jurisdiction that will
22 provide the maximum benefits of expanded public health nursing
23 care to elderly and low-income persons in the jurisdiction.
24 The proposal shall include a statement assuring that the
25 appropriate local agencies have participated in the formulation
26 of the proposal. After approval of the proposal by the
27 department, the department shall enter into a contract with
28 the local board of health. The local board of health may
29 subcontract with a nonprofit nurses' association, an
30 independent nonprofit agency, a suitable local governmental
31 body, or a person as defined in section 4.1, subsection 13,
32 to use the allocated funds to provide public health nursing
33 care. Local boards of health shall make an effort to
34 subcontract with agencies that are currently providing services
35 to prevent duplication of services.

1 If by July 30, 1984, the department is unable to conclude
2 contracts for use of the allocated funds in a county, the
3 department shall consider the unused funds appropriated under
4 this paragraph an unallocated pool. The department shall
5 prior to December 31, 1984, reallocate the funds in the
6 unallocated pool among the counties in which the department
7 has concluded contracts under this paragraph. The reallocation
8 shall be made to those counties in substantially the same
9 manner as the original allocations. The reallocated funds
10 are available for use in those counties during the period
11 beginning January 1 and ending June 30 of each fiscal year
12 of the biennium.

13 The department shall adopt rules defining eligibility for
14 public health nursing care paid for from funds appropriated
15 by this paragraph. The rules shall require each local agency
16 receiving funds to establish and use a sliding fee scale for
17 those persons able to pay for all or a portion of the cost
18 of the care.

19 The department shall annually evaluate the success of the
20 public health nursing program. The evaluation shall include
21 the extent to which the program reduced or prevented
22 inappropriate institutionalization, the extent to which the
23 program increased the availability of public health nursing
24 care to elderly and low-income persons, and the extent of
25 public health nursing care provided to elderly and low-income
26 persons. The department shall submit a report of each annual
27 evaluation to the governor and the general assembly.

28 c. For grants to county boards
29 of supervisors for the home-
30 maker-home health aide program \$ 6,955,600

31 Funds appropriated under this paragraph shall be used to
32 provide homemaker-home health aide services with emphasis
33 on services to elderly and low-income persons and children
34 and adults in need of protective services with the objective
35 of preventing or reducing inappropriate institutionalization.

1 In addition, up to fifteen percent of the funds appropriated
2 under this paragraph may be used to provide chore services.
3 The funds shall not be used for any other purposes. As used
4 in this paragraph:

5 (1) "Chore services" means services provided to individuals
6 or families, who, due to absence, incapacity, or illness,
7 are unable to perform certain home maintenance functions.
8 The services include but are not limited to yard work such
9 as mowing lawns, raking leaves, and shoveling walks; window
10 and door maintenance such as hanging screen windows and doors,
11 replacing window panes, and washing windows; and minor repairs
12 to walls, floors, stairs, railings, and handles.

13 (2) "Elderly person" means a person who is sixty years
14 of age or older.

15 (3) "Homemaker-home health aide services" means services
16 intended to enhance the capacity of household members to
17 attain or maintain the independence of the household members
18 and provided by trained and supervised workers to individuals
19 or families, who, due to the absence, incapacity, or
20 limitations of the usual homemaker, are experiencing stress
21 or crisis. The services include but are not limited to
22 essential shopping, housekeeping, meal preparation, child
23 care, respite care, money management and consumer education,
24 family management, personal services, transportation and
25 providing information, assistance, household management and
26 learning experiences.

27 (4) "Low-income person" means a person whose income and
28 resources are below the guidelines established by the
29 department.

30 (5) "Protective services" means those homemaker-home
31 health aide services intended to stabilize a child's or an
32 adult's residential environment and relationships with
33 relatives, caretakers, and other persons or household members
34 in order to alleviate a situation involving abuse or neglect
35 or to otherwise protect the child or adult from a threat of

1 abuse or neglect.

2 The amount appropriated under this paragraph shall be
3 allocated for use in the counties of the state. Fifteen
4 percent of the amount shall be divided so that an equal amount
5 is available for use in each county in the state. Of the
6 remaining amount each county shall be allocated for the 1984-
7 1985 fiscal year an amount equal to twenty-five percent of
8 state expenditures for homemaker services in that county for
9 the 1981-1982 fiscal year. After the allocation of the twenty-
10 five percent to each county, the following percentages of
11 the remaining amount shall be allocated to each county
12 according to that county's proportion of residents with the
13 following demographic characteristics compared to all state
14 residents with the same demographic characteristics: sixty
15 percent according to the number of elderly persons living
16 in the county; twenty percent according to the number of low-
17 income persons living in the county; and twenty percent
18 according to the number of substantiated cases of child abuse
19 in the county during the 1980-1981 fiscal year.

20 For the 1985-1986 fiscal year it is intended that no
21 allocation be made based on those state expenditures for
22 homemaker services but that the entire amount appropriated
23 be allocated by dividing fifteen percent of the amount equally
24 among the counties and by dividing the remaining amount
25 according to the percentages and demographic characteristics
26 stipulated above.

27 In order to receive allocations under this paragraph, the
28 county board of supervisors, after consultation with the local
29 boards of health, county board of social welfare, area agency
30 on aging advisory council, local office of the department
31 of human services, and other in-home health care provider
32 agencies in the jurisdiction, shall prepare a proposal for
33 the use of the allocated funds available for that jurisdiction
34 that will provide the maximum benefits of expanded homemaker-
35 home health aide services to elderly and low-income persons

1 and children and adults in need of protective services in
2 the jurisdiction. The proposal may provide that a maximum
3 of fifteen percent of the allocated funds will be used to
4 provide chore services. The proposal shall include a statement
5 assuring that children and adults in need of protective
6 services are given priority for homemaker-home health aide
7 services and that the appropriate local agencies have
8 participated in the formulation of the proposal. After
9 approval of the proposal by the department, the department
10 shall enter into a contract with the county board of
11 supervisors or a governmental body designated by the county
12 board of supervisors. The county board of supervisors or
13 its designee shall subcontract with a nonprofit nurses'
14 association, an independent nonprofit agency, the department
15 of human services, or a suitable local governmental body,
16 to use the allocated funds to provide homemaker-home health
17 aide services and chore services providing that the subcontract
18 requires any service provided away from the home to be
19 documented in a report available for review by the department.

20 If by July 30 of each year of the biennium, the department
21 is unable to conclude contracts for use of the allocated funds
22 in a county, the department shall consider the unused funds
23 appropriated under this paragraph an unallocated pool. The
24 department shall also identify any allocated funds which the
25 counties do not anticipate spending during each fiscal year
26 of the biennium. If the anticipated excess funds to any
27 county are substantial, the department and the county may
28 agree to return those excess funds, if the funds are other
29 than program revenues, to the department, and if returned,
30 the department shall consider the returned funds a part of
31 the unallocated pool. The department shall prior to February
32 15 of each fiscal year of the biennium, reallocate the funds
33 in the unallocated pool among the counties in which the
34 department has concluded contracts under this paragraph.

35 The department shall adopt rules defining eligibility for

1 homemaker-home health aide services and chore services paid
2 for from funds appropriated by this paragraph. The rules
3 shall require each local agency receiving funds to establish
4 and use a sliding fee scale for those persons able to pay
5 for all or a portion of the cost of the services and shall
6 require the payments to be applied to the cost of the services.
7 The department shall also adopt rules for standards regarding
8 training, supervision, recordkeeping, appeals, program
9 evaluation, cost analysis, and financial audits, and rules
10 specifying reporting requirements.

11 The department shall annually evaluate the success of the
12 homemaker-home health aide program. The evaluation shall
13 include a description of the program and its implementation,
14 the extent of local participation, the extent to which the
15 program reduced or prevented inappropriate
16 institutionalization, the extent to which the program provided
17 or increased the availability of homemaker-home health aide
18 services to elderly and low-income persons and children and
19 adults in need of protective services, any problems and
20 recommendations concerning the program, and an analysis of
21 the costs of services across the state. The department shall
22 submit a report of the annual evaluation to the governor and
23 the general assembly.

24 d. Well-elderly clinic
25 grants.

26 For the development and main-
27 tenance of well-elderly clinics
28 in the state \$ 216,367

29 Sec. 5. There is appropriated from the general fund of
30 the state to the Iowa department of veterans affairs for the
31 fiscal year beginning July 1, 1984, and ending June 30, 1985,
32 the following amounts, or so much thereof as is necessary,
33 to be used for the purposes designated:

34	1984-1985
35	<u>Fiscal Year</u>

1 1. For salaries and support
2 of not more than five full-time
3 equivalent positions annually,
4 maintenance, and miscellaneous
5 purposes \$ 113,280
6 2. For the war orphans edu-
7 cational aid fund \$ 27,216
8 3. For chemical exposure reporting \$ 40,000

9 It is the intent of the general assembly that the Iowa
10 department of veterans' affairs create a reporting procedure
11 for veterans who have been exposed to chemical defoliants,
12 herbicides, or other causative agents, including but not
13 limited to agent orange. The department shall compile and
14 evaluate the information received and shall submit a report
15 on July 15, 1985 to the governor, general assembly, and the
16 United States veterans' administration. The state department
17 of health shall transfer any records and information compiled
18 relating to the exposure of chemicals by veterans to the Iowa
19 department of veterans' affairs on the effective date of this
20 Act. Notwithstanding chapter 139A, the Iowa department of
21 veterans' affairs shall perform all the duties required of
22 the state department of health under chapter 139A and the
23 attorney general and the state board of regents shall perform
24 the duties required of them under chapter 139A.

25 Sec. 6. The licensing boards for which general fund appro-
26 priations have been provided for in section 3, subsection
27 1, 2, 3, or 4 and section 4, subsection 5 of this Act may
28 expend additional funds, if those additional expenditures
29 are directly the cause of actual examination expenses exceeding
30 funds budgeted for examinations. Before a licensing board
31 included in section 3, subsection 1, 2, 3, or 4 and section
32 4, subsection 5 of this Act expends or encumbers an amount
33 in excess of the funds budgeted for examinations, the state
34 comptroller shall approve the expenditure or encumbrance.
35 Before approval is given, the state comptroller shall determine

1 that the examination expenses exceed the funds budgeted by
 2 the general assembly to the board and the board does not have
 3 other funds from which examination expenses can be paid.
 4 Upon approval of the state comptroller the licensing board
 5 may expend and encumber funds for excess examination expenses.
 6 The amounts necessary to fund the excess examination expenses
 7 shall be collected as fees from additional examination
 8 applicants and shall be treated as repayment receipts as
 9 defined in section 8.2, subsection 5.

10 Sec. 7. Chapter 206 of the 1983 Iowa Acts, section 4,
 11 subsection 6, paragraph a, unnumbered paragraph 1,
 12 subparagraphs (1) through (5) and unnumbered paragraph 5,
 13 are amended to read as follows:

14 a. For salaries and support
 15 of not more than forty-four and
 16 thirty-five one-hundredths full-time
 17 equivalent positions annually,
 18 maintenance, and miscellaneous purposes \$ 1,164,699
 19 1,269,717

20 (1) Mobile and regional child
 21 health specialty clinics \$ 257,000
 22 275,156

23 (2) Childhood cancer diagnostic
 24 and treatment network program \$ 48,847
 25 73,845

26 (3) Rural comprehensive care for
 27 hemophilia patients \$ 69,199
 28 116,163

29 (4) Muscular dystrophy and re-
 30 lated genetic disease programs \$ 100,000
 31 109,900

32 (5) Statewide perinatal program \$ 45,000
 33 Of the funds allocated to the mobile and regional child
 34 health specialty clinics pursuant to subparagraph (1), twenty-
 35 one-thousand-(21,000) forty-four thousand one hundred fifty-

1 six (44,156) dollars is intended to be used for the high risk
2 infant follow-up program which may be conducted through the
3 mobile and regional child health specialty clinics.

4 Sec. 8. Notwithstanding the 1983 Iowa Acts, chapter 206,
5 section 4, subsection 6, paragraph a, unnumbered paragraph
6 7, the state comptroller shall transfer seventy-four thousand
7 four hundred fifty (74,450) dollars from the office of the
8 state comptroller to the general fund of the state for
9 allocation to the programs identified in section 7 of this
10 Act.

11 Sec. 9. This Act, being deemed of immediate importance,
12 takes effect from and after its publication in The Guttenberg
13 Press, a newspaper published in Guttenberg, Iowa, and in The
14 Red Oak Express, a newspaper published in Red Oak, Iowa.

15 Sections 5, 7, and 8 of this Act take effect upon publication.
16 The remainder of the Act takes effect July 1, 1984.

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H-6299

1 Amend Senate File 2334 as amended, passed and
2 reprinted by the Senate as follows:

- 3 1. Page 1, by striking lines 2 and 3 and inserting
4 in lieu thereof the following: "of the state to the
5 commission on the aging for each of the fiscal years
6 beginning July 1, 1984 and July 1, 1985, the".
7 2. Page 1, by striking lines 6 and 7.
8 3. Page 2, by striking lines 9 and 10 and inserting
9 in lieu thereof the following: "the state for each
10 of the fiscal years beginning July 1, 1984 and July
11 1, 1985, the following amounts, or so much thereof".
12 4. Page 2, by striking lines 13 and 14.
13 5. Page 3, by striking lines 9 and 10 and inserting
14 in lieu thereof the following: "the state for each
15 of the fiscal years beginning July 1, 1984 and July
16 1, 1985, the following amounts, or so much thereof".
17 6. Page 3, by striking lines 13 and 14.
18 7. Page 4, by striking lines 16 and 17 and
19 inserting in lieu thereof the following: "the state
20 to the state department of health for each of the
21 fiscal years beginning July 1, 1984 and July 1, 1985,
22 the".
23 8. Page 4, by striking lines 20 and 21.
24 9. Page 6, by striking lines 13 and 14 and
25 inserting in lieu thereof the following: "two hundred
26 twenty-eight (566,228) dollars for each of the fiscal
27 years beginning July 1, 1984 and July 1, 1985, for".
28 10. Page 7, line 15, by inserting after the word
29 "services" the following: "for the fiscal year
30 beginning July 1, 1984 and ending June 30, 1985".
31 11. Page 7, line 16, by inserting after the figure
32 "1985" the following: "and for the fiscal year
33 beginning July 1, 1985 and ending June 30, 1986 shall
34 revert June 30, 1986".
35 12. Page 7, by striking lines 19 and 20 and
36 inserting in lieu thereof the following: "to other
37 programs during each of the fiscal years beginning
38 July 1, 1984 and July 1, 1985. It is the intent of
39 the general".
40 13. Page 8, by striking lines 14 and 15 and
41 inserting in lieu thereof the following: "five hundred
42 seven (939,507) dollars for each of the fiscal years
43 beginning July 1, 1984 and July 1, 1985 for the".
44 14. Page 14, by striking lines 30 and 31 and
45 inserting in lieu thereof the following: "the state
46 to the Iowa department of veterans affairs for each
47 of the fiscal years beginning July 1, 1984 and July
48 1, 1985,".
49 15. Page 14, by striking lines 34 and 35.
50 16. Page 15, line 15, by inserting after the

H-6299

Page Two

- 1 figure "1985" the following: "and July 15, 1986".
2 17. Title page, by striking lines 4 and 5 and
3 inserting in lieu thereof the following:
4 "disadvantaged persons for each of the fiscal years
5 beginning July 1, 1984 and July 1, 1985 and making
6 a supplemental ap-".

SENATE FILE 2334

H-6372

Amend Senate File 2334 as amended, passed, and reprinted by the Senate as follows:

1. Page 4, line 4, by striking the figure "350,717" and inserting in lieu thereof the figure "347,867".
2. Page 4, line 28, by striking the figure "961,967" and inserting in lieu thereof the figure "959,347".
3. Page 5, lines 26 and 27, by striking the words "which do not comply with federal guidelines".
4. Page 6, line 10, by striking the figure "1,460,125" and inserting in lieu thereof the figure "1,408,125".
5. Page 6, line 26, by striking the figure "130,087" and inserting in lieu thereof the figure "106,087".
6. Page 6, line 28, by striking the figure "109,275" and inserting in lieu thereof the figure "81,275".
7. Page 7, by striking lines 13 through 28.
8. Page 7, by inserting before line 29 the following:

"It is the intent of the general assembly to no longer fund the childhood cancer diagnostic and treatment network program, the rural comprehensive care for hemophilia patients program, and the high risk infant follow-up program with public health funds appropriated by the joint human resources appropriations subcommittee following the fiscal year beginning July 1, 1984 and ending June 30, 1985."
9. Page 14, by inserting after line 23 the following:

"The department shall also review the first ten months' expenditures for each county in May of each year, to determine if any counties have contracted funds which they do not anticipate spending. If such funds are identified and the county agrees to release the funds, the released funds will be considered a new reallocation pool. The department may, prior to June 1 of each year, reallocate funds from this new reallocation pool to those counties which have experienced a high utilization of protective service hours for children and dependent adults."
10. Page 16, by inserting after line 9 the following:

"Sec. ____ . Section 135.11, Code Supplement 1983, is amended by adding the following new subsection:
NEW SUBSECTION. 19. Administer the statewide maternal and child health program and the crippled children program by conducting mobile and regional health specialty clinics and conducting other

1 activities to improve the health of low-income women
2 and children and to promote the welfare of children
3 with handicapping conditions and chronic illnesses
4 in accordance with the requirement of Title V of the
5 federal Social Security Act and amendments thereto."

6 11. By striking page 16, line 10 through page
7 17, line 10.

8 12. Page 17, line 15, by striking the words and
9 figures "Sections 5, 7, and 8" and inserting in lieu
10 thereof the following: "Section 4, subsection 7,
11 paragraph c, unnumbered paragraph 9".

12 13. Title page, by striking lines 5 through 9
13 and inserting in lieu thereof the following: "1984
14 and ending June 30, 1985, and".

H-6372 FILED APRIL 17, 1984 BY COMMITTEE ON APPROPRIATIONS

*Adopted as amended 4/18 (p. 2185)
(6 to 5)*

SENATE FILE 2334

H-6405

1 Amend amendment H-6372 to Senate File 2334 as
2 follows:

3 1. Page 2, by inserting after line 7, the
4 following:

5 "_____. Page 17, by inserting before line 11, the
6 following:

7 "Sec. 100. 1983 Iowa Acts, chapter 206, section
8 4, paragraph c, is amended by adding the following
9 new unnumbered paragraph:

10 NEW UNNUMBERED PARAGRAPH. The department shall
11 also review the first ten months' expenditures for
12 each county in May of each year, to determine if any
13 counties have contracted funds which they do not
14 anticipate spending. If such funds are identified
15 and the county agrees to release the funds, the
16 released funds will be considered a new reallocation
17 pool. The department may, prior to June 1 of each
18 year, reallocate funds from this new reallocation
19 pool to those counties which have experienced a high
20 utilization of protective service hours for children
21 and dependent adults.""

22 2. Page 2, by striking lines 9 through 11 and
23 inserting in lieu thereof the following: "figures
24 "Sections 5, 7, and 8 of this Act take" and inserting
25 in lieu thereof the following: "Section 100 of this
26 Act takes"."

27 3. By renumbering as necessary.

H-6405 FILED APRIL 18, 1984 BY SURGEON of Woodbury

ADOPTED (p. 2187)

House Amendment to Senate File 2334

S-6001

- 1 Amend Senate File 2334 as amended, passed, and
2 reprinted by the Senate as follows:
- 3 1. Page 4, line 4, by striking the figure "350,717"
4 and inserting in lieu thereof the figure "347,867".
- 5 2. Page 4, line 28, by striking the figure
6 "961,967" and inserting in lieu thereof the figure
7 "959,347".
- 8 3. Page 5, lines 26 and 27, by striking the words
9 "which do not comply with federal guidelines".
- 10 4. Page 6, line 10, by striking the figure
11 "1,460,125" and inserting in lieu thereof the figure
12 "1,408,125".
- 13 5. Page 6, line 26, by striking the figure
14 "130,087" and inserting in lieu thereof the figure
15 "106,087".
- 16 6. Page 6, line 28, by striking the figure
17 "109,275" and inserting in lieu thereof the figure
18 "81,275".
- 19 7. Page 7, by striking lines 13 through 28.
- 20 8. Page 7, by inserting before line 29 the
21 following:
22 "It is the intent of the general assembly to no
23 longer fund the childhood cancer diagnostic and
24 treatment network program, the rural comprehensive
25 care for hemophilia patients program, and the high
26 risk infant follow-up program with public health funds
27 appropriated by the joint human resources
28 appropriations subcommittee following the fiscal year
29 beginning July 1, 1984 and ending June 30, 1985."
- 30 9. Page 14, by inserting after line 23 the
31 following:
32 "The department shall also review the first ten
33 months' expenditures for each county in May of each
34 year, to determine if any counties have contracted
35 funds which they do not anticipate spending. If such
36 funds are identified and the county agrees to release
37 the funds, the released funds will be considered a
38 new reallocation pool. The department may, prior
39 to June 1 of each year, reallocate funds from this
40 new reallocation pool to those counties which have
41 experienced a high utilization of protective service
42 hours for children and dependent adults."
- 43 10. Page 16, by inserting after line 9 the
44 following:
45 "Sec. ____ . Section 135.11, Code Supplement 1983,
46 is amended by adding the following new subsection:
47 NEW SUBSECTION. 19. Administer the statewide
48 maternal and child health program and the crippled
49 children program by conducting mobile and regional
50 health specialty clinics and conducting other

S-6001

1 activities to improve the health of low-income women
2 and children and to promote the welfare of children
3 with handicapping conditions and chronic illnesses
4 in accordance with the requirement of Title V of the
5 federal Social Security Act and amendments thereto."

6 11. By striking page 16, line 10 through page
7 17, line 10.

8 12. Page 17, by inserting before line 11, the
9 following:

10 "Sec. 100. 1983 Iowa Acts, chapter 206, section
11 4, paragraph c, is amended by adding the following
12 new unnumbered paragraph:

13 NEW UNNUMBERED PARAGRAPH. The department shall
14 also review the first ten months' expenditures for
15 each county in May of each year, to determine if any
16 counties have contracted funds which they do not
17 anticipate spending. If such funds are identified
18 and the county agrees to release the funds, the
19 released funds will be considered a new reallocation
20 pool. The department may, prior to June 1 of each
21 year, reallocate funds from this new reallocation
22 pool to those counties which have experienced a high
23 utilization of protective service hours for children
24 and dependent adults."

25 13. Page 17, line 15, by striking the words and
26 figures "Sections 5, 7, and 8 of this Act take" and
27 inserting in lieu thereof the following: "Section
28 100 of this Act takes".

29 14. Title page, by striking lines 5 through 9
30 and inserting in lieu thereof the following: "1984
31 and ending June 30, 1985, and".

S-6001 FILED
APRIL 19, 1984

RECEIVED FROM THE HOUSE

Senate amended (6.015) & concurred 4/19 (p. 162 r.)

SENATE FILE 2334

S-6015

Amend House amendment S-6001 to Senate File 2334
as amended, passed and reprinted by the Senate as
follows:

1. Page 1, line 29, by striking the figure "1985."
and inserting in lieu thereof the following: "1985.

It is the intent of the general assembly that the
childhood cancer diagnostic and treatment network
program and the rural comprehensive care for hemophilia
patients be continued at the University of Iowa
hospitals and clinics at the funding level necessary
to provide continued existence of the programs in
the rural areas of the state. To provide for the
contingency that the programs could not continue
during the fiscal year beginning July 1, 1984 and
ending June 30, 1985, there is appropriated from the
general fund of the state to the office of the state
comptroller for the fiscal year beginning July 1,
1984 and ending June 30, 1985, the sum of fifty-two
thousand (52,000) dollars, or so much thereof as is
necessary. The state comptroller shall pay to the
university of Iowa hospitals and clinics the necessary
amount determined by the university of Iowa hospitals
and clinics."

2. By striking page 1, line 30 through page 2,
line 24.

3. Page 2, by striking lines 25 through 28 and
inserting in lieu thereof the following:

" . Page 17, line 15, by striking the figures
"5, 7," and inserting in lieu thereof the figure "7"."

4. Page 2, by striking lines 29 through 31.

5. By renumbering as necessary.

S-6015 FILED
APRIL 19, 1984
ADOPTED (p 16.84)

BY EMIL HUSAK
JACK RIFE

SENATE AMENDMENT TO
HOUSE AMENDMENT TO SENATE FILE 2334

H-6506

1 Amend House amendment S-6001 to Senate File 2334
2 as amended, passed and reprinted by the Senate as
3 follows:

4 1. Page 1, line 29, by striking the figure "1985."
5 and inserting in lieu thereof the following: "1985.

6 It is the intent of the general assembly that the
7 childhood cancer diagnostic and treatment network
8 program and the rural comprehensive care for hemophilia
9 patients be continued at the University of Iowa
10 hospitals and clinics at the funding level necessary
11 to provide continued existence of the programs in
12 the rural areas of the state. To provide for the
13 contingency that the programs could not continue
14 during the fiscal year beginning July 1, 1984 and
15 ending June 30, 1985, there is appropriated from the
16 general fund of the state to the office of the state
17 comptroller for the fiscal year beginning July 1,
18 1984 and ending June 30, 1985, the sum of fifty-two
19 thousand (52,000) dollars, or so much thereof as is
20 necessary. The state comptroller shall pay to the
21 university of Iowa hospitals and clinics the necessary
22 amount determined by the university of Iowa hospitals
23 and clinics."

24 2. By striking page 1, line 30 through page 2,
25 line 24.

26 3. Page 2, by striking lines 25 through 28 and
27 inserting in lieu thereof the following:

28 " . Page 17, line 15, by striking the figures
29 "5, 7," and inserting in lieu thereof the figure "7".

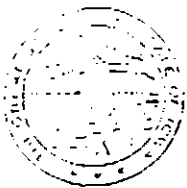
30 4. Page 2, by striking lines 29 through 31.

31 5. By renumbering as necessary.

H-6506 FILED APRIL 20, 1984

RECEIVED FROM THE SENATE

House concurred 4/20 (p. 2471)



TERRY E. BRANSTAD
GOVERNOR

OFFICE OF THE GOVERNOR

STATE CAPITOL
DES MOINES, IOWA 50319
SIS 281-5211

May 18, 1984

The Honorable Mary Jane Odell
Secretary of State
State Capitol Building
L O C A L

Dear Madam Secretary:

I hereby transmit Senate File 2334, an act relating to the funding of state agencies for designated service programs including health programs, civil rights, veterans' services, and programs for minority, elderly, and disadvantaged persons for the fiscal year beginning July 1, 1984 and ending June 30, 1985 and making a supplemental appropriation to the department of health for reallocation to the state board of regents for certain programs under the Iowa specialized child health care services for the fiscal year beginning July 1, 1983 and ending June 30, 1984, and providing an effective date.

Senate File 2334 is approved May 18, 1984, with the following exceptions which I hereby disapprove.

I am unable to approve Section 8, which reads as follows:

Sec. 8. Notwithstanding the 1983 Iowa Acts, chapter 206, section 4, subsection 6, paragraph a, unnumbered paragraph 7, the state comptroller shall transfer seventy-four thousand four hundred fifty (74,450) dollars from the office of the state comptroller to the general fund of the state for allocation to the programs identified in section 7 of this Act.

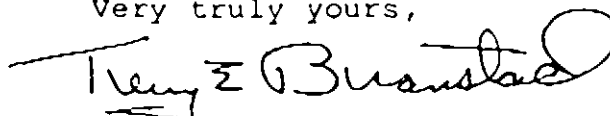
This section requires the State Comptroller to transfer the contingent appropriation that was made for the purposes provided in section 7 of this Act to the general fund of the state. This is confusing as this appropriation has not been

The Honorable Mary Jane Odell
May 18, 1984
Page 2

distributed to the Board of Regents and is currently part of the general fund. It will revert on June 30, 1984, under the provisions of section 8.33, Code of Iowa. Since section 7 makes a supplemental appropriation which provides sufficient funding for the Specialized Child Health Services programs, distribution of the contingent fund is unnecessary.

For the above reasons, I respectfully disapprove of this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 2334 are hereby approved as of this date.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Terry E. Branstad". The signature is written in a cursive style with a large, looping initial "T".

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

Item 10

SENATE FILE 2334

AN ACT

RELATING TO THE FUNDING OF STATE AGENCIES FOR DESIGNATED SERVICE PROGRAMS INCLUDING HEALTH PROGRAMS, CIVIL RIGHTS, VETERANS' SERVICES, AND PROGRAMS FOR MINORITY, ELDERLY, AND DISADVANTAGED PERSONS FOR THE FISCAL YEAR BEGINNING JULY 1, 1984 AND ENDING JUNE 30, 1985 AND MAKING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR REALLOCATION TO THE STATE BOARD OF REGENTS FOR CERTAIN PROGRAMS UNDER THE IOWA SPECIALIZED CHILD HEALTH CARE SERVICES FOR THE FISCAL YEAR BEGINNING JULY 1, 1983 AND ENDING JUNE 30, 1984, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. There is appropriated from the general fund of the state to the commission on the aging for the fiscal year beginning July 1, 1984, and ending June 30, 1985, the following amounts, or so much thereof as is necessary, to be used for the purposes designated.

	1984-1985 Fiscal Year
1. For salaries and support of not more than twenty-nine and one-tenth full-time equivalent positions annually, maintenance, and miscellaneous purposes	\$ 231,577
2. For the administration of area agencies on aging	\$ 120,023
3. For the senior citizen employment program	\$ 110,166
4. For the older Iowans legislature	\$ 13,608
5. For elderly services programs	\$ 816,480

All funds appropriated under this subsection shall be received and disbursed by the commission in accordance with sections 249B.15 through 249B.21, shall not be used for administrative purposes, and shall be used for citizens of Iowa over sixty-five years of age to increase the availability of chore, telephone reassurance, adult day care, and home repair, including the winterizing of homes and the construction of entrance ramps which meet the requirements of section 104A.4 and make residences accessible to the physically handicapped, and other elderly services. A coordinated comprehensive individual assessment program for the elderly may be created in each area agency for the aging to oversee the training of interdisciplinary teams for the purpose of assessing elderly individuals to determine their health, social, and financial needs in enabling these individuals to remain in their homes and their communities. Funds appropriated under this subsection may be used for elderly services not specifically enumerated in this paragraph only if approved by an area agency on aging for provision of the services within the area. Funds appropriated under this subsection may be used to supplement federal funds under federal regulations.

Sec. 2. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1984, and ending June 30, 1985, the following amounts, or so much thereof as is necessary, to be used by the following agencies for the purposes designated:

	1984-1985 Fiscal Year
1. IOWA STATE CIVIL RIGHTS COMMISSION	
For salaries and support of not more than twenty-five full-time equivalent positions annually, maintenance, and miscellaneous purposes	\$ 723,186
2. SPANISH-SPEAKING	

PEOPLES COMMISSION

For salaries and support of not more than one full-time equivalent position annually, maintenance, and miscellaneous purposes \$ 43,197

3. COMMITTEE ON THE EMPLOYMENT OF THE HANDICAPPED

For salaries and support of not more than four full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 130,676

4. COMMISSION ON THE STATUS OF WOMEN

For salaries and support of not more than three full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 89,851

Sec. 3. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1984, and ending June 30, 1985, the following amounts, or so much thereof as is necessary, to be used by the following agencies for the purposes designated:

1984-1985
Fiscal Year

1. BOARD OF MEDICAL EXAMINERS

For salaries and support of not more than fourteen full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 622,866

2. BOARD OF NURSE EXAMINERS

For salaries and support of not more than sixteen

full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 525,770

It is the intent of the general assembly that a licensed practical nurse may practice in head start programs without the need of supervision of a licensed registered nurse or a licensed physician. To the extent that subtitle 590 IAC 6.3(3) conflicts with this provision, the subtitle is void.

3. BOARD OF PHARMACY EXAMINERS

For salaries and support of not more than twelve full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 349,867

The board of pharmacy examiners shall insure that enough revenue is received to reimburse the general fund of the state for the state's portion of the costs incurred for the auditing of pharmacies.

4. BOARD OF DENTAL EXAMINERS

For salaries and support of not more than two full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 109,284

Sec. 4. There is appropriated from the general fund of the state to the state department of health for the fiscal year beginning July 1, 1984, and ending June 30, 1985, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1984-1985
Fiscal Year

1. ADMINISTRATION

For salaries and support of not more than sixty-seven and one-fourth full-time equivalent positions annually,

maintenance, and miscellaneous purposes \$ 959,347

2. HEALTH FACILITIES DIVISION

For salaries and support of not more than fifty-one full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 659,041

3. HEALTH PLANNING AND DEVELOPMENT DIVISION

For salaries and support of not more than nineteen and sixty-seven one hundredths full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 252,117

4. DISEASE PREVENTION DIVISION

For salaries and support of not more than fifty-one and sixty one hundredths full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 1,025,963

5. LICENSING AND CERTIFICATION DIVISION

For salaries and support of not more than sixteen full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 542,912

Of the funds appropriated in this subsection, ten thousand (10,000) dollars shall be set aside and allocated for legal expenses incurred by any of the boards regarding legal expenditures by such boards as determined by the state comptroller. The licensing and certification division shall

prepare estimates of projected revenues to be generated by the licensing, certification, and examination fees of each board as well as a projection of the fairly apportioned administrative costs and rental expenses attributable to each board. Each board shall annually review and adjust its schedule of fees so that, as nearly as possible, projected revenues equal projected costs and any imbalance in revenues and costs in a fiscal year is offset in a subsequent fiscal year.

6. PERSONAL AND FAMILY HEALTH SERVICES

a. For salaries and support of not more than forty-seven and eighty-five one hundredths full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 1,408,125

The department shall allocate from the funds appropriated under this paragraph at least five hundred sixty-six thousand two hundred twenty-eight (566,228) dollars for the fiscal year beginning July 1, 1984, and ending June 30, 1985, for the birth defects and genetics counseling program and of these funds, forty thousand (40,000) dollars shall be allocated for a central Iowa birth defects registry pilot project.

Of the funds appropriated in this paragraph, the following amounts shall be allocated to the university of Iowa hospitals and clinics under the control of the state board of regents for the following programs under the Iowa specialized child health care services:

(1) Mobile and regional child health specialty clinics	\$ 301,978
(2) Childhood cancer diagnostic and treatment network program	\$ 106,087
(3) Rural comprehensive care for hemophilia patients	\$ 81,275
(4) Muscular dystrophy and related genetic disease programs	\$ 131,657

(5) Statewide perinatal program \$ 43,740

Of the funds allocated to the mobile and regional child health specialty clinics pursuant to subparagraph (1), fifty thousand (50,000) dollars is intended to be used for the high risk infant follow-up program which shall be conducted through the mobile and regional child health specialty clinics. None of these funds shall be used to support the activities of the muscular dystrophy and related genetic disease programs or any other programs.

The birth defects and genetic counseling service shall develop a sliding fee scale to determine the amount a person receiving the services is required to pay for the services. These fees shall be considered repayment receipts and may be used for the program.

The university of Iowa hospitals and clinics shall receive an allocation for indirect costs of no more than eight percent from the funds for each program.

It is the intent of the general assembly to no longer fund the childhood cancer diagnostic and treatment network program, the rural comprehensive care for hemophilia patients program, and the high risk infant follow-up program with public health funds appropriated by the joint human resources appropriations subcommittee following the fiscal year beginning July 1, 1984 and ending June 30, 1985.

It is the intent of the general assembly that the childhood cancer diagnostic and treatment network program and the rural comprehensive care for hemophilia patients be continued at the university of Iowa hospitals and clinics at the funding level necessary to provide continued existence of the programs in the rural areas of the state. To provide for the contingency that the programs could not continue during the fiscal year beginning July 1, 1984 and ending June 30, 1985, there is appropriated from the general fund of the state to the office of the state comptroller for the fiscal year beginning July 1, 1984 and ending June 30, 1985, the sum of fifty-two thousand (52,000) dollars, or so much thereof as is necessary. The state comptroller shall pay to the

university of Iowa hospitals and clinics the necessary amount determined by the university of Iowa hospitals and clinics.

b. Sexual abuse investigations.

For medical procedures required by section 709.19 \$ 17,996

c. Sudden infant death syndrome.

For reimbursing counties for expenses resulting from autopsies of suspected victims of sudden infant death syndrome required under section 331.802 \$ 15,000

7. COMMUNITY HEALTH SERVICES

a. Community health division.

For salaries and support of not more than thirty-eight full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 1,799,504

The department shall allocate from the funds appropriated under this lettered paragraph nine hundred thirty-nine thousand five hundred seven (939,507) dollars for the fiscal year beginning July 1, 1984, and ending June 30, 1985 for the chronic renal disease program. The types of assistance to eligible recipients under the program may include hospital and medical expenses, home dialysis supplies, insurance premiums, travel expenses, prescription and nonprescription drugs, and lodging expenses for persons in training. The program expenditures shall not exceed these allocations. If projected expenditures will exceed the allocations, the department shall establish by administrative rule a mechanism to reduce financial assistance under the renal disease program in order to keep expenditures within the allocations.

b. In-home health care grants.

For grants to local boards

of health for the public health
nursing program \$ 2,099,520

Funds appropriated under this paragraph shall be used to maintain and expand the existing public health nursing program for elderly and low-income persons with the objective of preventing or reducing inappropriate institutionalization. The department shall not retain more than one percent of the amount appropriated under this paragraph for the costs of administering the public health nursing program. The remainder of the appropriation shall be allocated for use in the counties of the state. The funds shall not be used for any other purpose. As used in this paragraph, "elderly person" means a person who is sixty years of age or older and "low-income person" means a person whose income and resources are below the guidelines established by the department.

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. 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 and low-income persons living in that county in relation to the total number of elderly and low-income persons living in the state.

In order to receive allocations under this paragraph, the local board of health having jurisdiction, after consultation with other in-home health care provider agencies in the jurisdiction, shall prepare a proposal for the use of the allocated funds available for that jurisdiction that will provide the maximum benefits of expanded public health nursing care to elderly and low-income persons in the jurisdiction. The proposal shall include a statement assuring that the appropriate local agencies have participated in the formulation of the proposal. 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 a nonprofit nurses' association, an independent nonprofit agency, a suitable local governmental

body, or a person as defined in section 4.1, subsection 13, to use the allocated funds to provide public health nursing care. Local boards of health shall make an effort to subcontract with agencies that are currently providing services to prevent duplication of services.

If by July 30, 1984, the department is unable to conclude contracts for use of the allocated funds in a county, the department shall consider the unused funds appropriated under this paragraph an unallocated pool. The department shall prior to December 31, 1984, reallocate the funds in the unallocated pool among the counties in which the department has concluded contracts under this paragraph. The reallocation shall be made to those counties in substantially the same manner as the original allocations. The reallocated funds are available for use in those counties during the period beginning January 1 and ending June 30 of each fiscal year of the biennium.

The department shall adopt rules defining eligibility for public health nursing care paid for from funds appropriated by this paragraph. The rules shall require each local agency receiving funds to establish and use a sliding fee scale for those persons able to pay for all or a portion of the cost of the care.

The department shall annually evaluate the success of the public health nursing program. The evaluation shall include the extent to which the program reduced or prevented inappropriate institutionalization, the extent to which the program increased the availability of public health nursing care to elderly and low-income persons, and the extent of public health nursing care provided to elderly and low-income persons. The department shall submit a report of each annual evaluation to the governor and the general assembly.

c. For grants to county boards
of supervisors for the home-
maker-home health aide program \$ 6,955,600

Funds appropriated under this paragraph shall be used to provide homemaker-home health aide services with emphasis

on services to elderly and low-income persons and children and adults in need of protective services with the objective of preventing or reducing inappropriate institutionalization. In addition, up to fifteen percent of the funds appropriated under this paragraph may be used to provide chore services. The funds shall not be used for any other purposes. As used in this paragraph:

(1) "Chore services" means services provided to individuals or families, who, due to absence, incapacity, or illness, are unable to perform certain home maintenance functions. The services include but are not limited to yard work such as mowing lawns, raking leaves, and shoveling walks; window and door maintenance such as hanging screen windows and doors, replacing window panes, and washing windows; and minor repairs to walls, floors, stairs, railings, and handles.

(2) "Elderly person" means a person who is sixty years of age or older.

(3) "Homemaker-home health aide services" means services intended to enhance the capacity of household members to attain or maintain the independence of the household members and provided by trained and supervised workers to individuals or families, who, due to the absence, incapacity, or limitations of the usual homemaker, are experiencing stress or crisis. The services include but are not limited to essential shopping, housekeeping, meal preparation, child care, respite care, money management and consumer education, family management, personal services, transportation and providing information, assistance, household management and learning experiences.

(4) "Low-income person" means a person whose income and resources are below the guidelines established by the department.

(5) "Protective services" means those homemaker-home health aide services intended to stabilize a child's or an adult's residential environment and relationships with relatives, caretakers, and other persons or household members in order to alleviate a situation involving abuse or neglect

or to otherwise protect the child or adult from a threat of abuse or neglect.

The amount appropriated under this paragraph shall be allocated for use in the counties of the state. Fifteen percent of the amount shall be divided so that an equal amount is available for use in each county in the state. Of the remaining amount each county shall be allocated for the 1984-1985 fiscal year an amount equal to twenty-five percent of state expenditures for homemaker services in that county for the 1981-1982 fiscal year. After the allocation of the twenty-five percent to each county, the following percentages of the remaining amount shall be allocated to each county according to that county's proportion of residents with the following demographic characteristics compared to all state residents with the same demographic characteristics: sixty percent according to the number of elderly persons living in the county; twenty percent according to the number of low-income persons living in the county; and twenty percent according to the number of substantiated cases of child abuse in the county during the 1980-1981 fiscal year.

For the 1985-1986 fiscal year it is intended that no allocation be made based on those state expenditures for homemaker services but that the entire amount appropriated be allocated by dividing fifteen percent of the amount equally among the counties and by dividing the remaining amount according to the percentages and demographic characteristics stipulated above.

In order to receive allocations under this paragraph, the county board of supervisors, after consultation with the local boards of health, county board of social welfare, area agency on aging advisory council, local office of the department of human services, and other in-home health care provider agencies in the jurisdiction, shall prepare a proposal for the use of the allocated funds available for that jurisdiction that will provide the maximum benefits of expanded homemaker-home health aide services to elderly and low-income persons and children and adults in need of protective services in

the jurisdiction. The proposal may provide that a maximum of fifteen percent of the allocated funds will be used to provide chore services. The proposal shall include a statement assuring that children and adults in need of protective services are given priority for homemaker-home health aide services and that the appropriate local agencies have participated in the formulation of the proposal. After approval of the proposal by the department, the department shall enter into a contract with the county board of supervisors or a governmental body designated by the county board of supervisors. The county board of supervisors or its designee shall subcontract with a nonprofit nurses' association, an independent nonprofit agency, the department of human services, or a suitable local governmental body, to use the allocated funds to provide homemaker-home health aide services and chore services providing that the subcontract requires any service provided away from the home to be documented in a report available for review by the department.

If by July 30 of each year of the biennium, the department is unable to conclude contracts for use of the allocated funds in a county, the department shall consider the unused funds appropriated under this paragraph an unallocated pool. The department shall also identify any allocated funds which the counties do not anticipate spending during each fiscal year of the biennium. If the anticipated excess funds to any county are substantial, the department and the county may agree to return those excess funds, if the funds are other than program revenues, to the department, and if returned, the department shall consider the returned funds a part of the unallocated pool. The department shall prior to February 15 of each fiscal year of the biennium, reallocate the funds in the unallocated pool among the counties in which the department has concluded contracts under this paragraph.

The department shall adopt rules defining eligibility for homemaker-home health aide services and chore services paid for from funds appropriated by this paragraph. The rules shall require each local agency receiving funds to establish

and use a sliding fee scale for those persons able to pay for all or a portion of the cost of the services and shall require the payments to be applied to the cost of the services. The department shall also adopt rules for standards regarding training, supervision, recordkeeping, appeals, program evaluation, cost analysis, and financial audits, and rules specifying reporting requirements.

The department shall annually evaluate the success of the homemaker-home health aide program. The evaluation shall include a description of the program and its implementation, the extent of local participation, the extent to which the program reduced or prevented inappropriate institutionalization, the extent to which the program provided or increased the availability of homemaker-home health aide services to elderly and low-income persons and children and adults in need of protective services, any problems and recommendations concerning the program, and an analysis of the costs of services across the state. The department shall submit a report of the annual evaluation to the governor and the general assembly.

d. Well-elderly clinic grants.

For the development and maintenance of well-elderly clinics in the state \$ 216,367

Sec. 5. There is appropriated from the general fund of the state to the Iowa department of veterans affairs for the fiscal year beginning July 1, 1984, and ending June 30, 1985, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1984-1985
Fiscal Year

1. For salaries and support of not more than five full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ 113,260

- 2. For the war orphans educational aid fund \$ 27,216
- 3. For chemical exposure reporting \$ 40,000

It is the intent of the general assembly that the Iowa department of veterans affairs create a reporting procedure for veterans who have been exposed to chemical defoliants, herbicides, or other causative agents, including but not limited to agent orange. The department shall compile and evaluate the information received and shall submit a report on July 15, 1985 to the governor, general assembly, and the United States veterans' administration. The state department of health shall transfer any records and information compiled relating to the exposure of chemicals by veterans to the Iowa department of veterans affairs on the effective date of this Act. Notwithstanding chapter 139A, the Iowa department of veterans affairs shall perform all the duties required of the state department of health under chapter 139A and the attorney general and the state board of regents shall perform the duties required of them under chapter 139A.

Sec. 6. The licensing boards for which general fund appropriations have been provided for in section 3, subsection 1, 2, 3, or 4 and section 4, subsection 5 of this Act may expend additional funds, if those additional expenditures are directly the cause of actual examination expenses exceeding funds budgeted for examinations. Before a licensing board included in section 3, subsection 1, 2, 3, or 4 and section 4, subsection 5 of this Act expends or encumbers an amount in excess of the funds budgeted for examinations, the state comptroller shall approve the expenditure or encumbrance. Before approval is given, the state comptroller shall determine that the examination expenses exceed the funds budgeted by the general assembly to the board and the board does not have other funds from which examination expenses can be paid. Upon approval of the state comptroller the licensing board may expend and encumber funds for excess examination expenses. The amounts necessary to fund the excess examination expenses shall be collected as fees from additional examination

applicants and shall be treated as repayment receipts as defined in section 8.2, subsection 5.

Sec. 7. Chapter 206 of the 1983 Iowa Acts, section 4, subsection 6, paragraph a, unnumbered paragraph 1, subparagraphs (1) through (5) and unnumbered paragraph 5, are amended to read as follows:

a. For salaries and support of not more than forty-four and thirty-five one-hundredths full-time equivalent positions annually, maintenance, and miscellaneous purposes \$ ~~1,164,849~~
1,209,517

(1) Mobile and regional child health specialty clinics \$ ~~252,806~~
 275,156

(2) Childhood cancer diagnostic and treatment network program \$ ~~48,947~~
 73,845

(3) Rural comprehensive care for hemophilia patients \$ ~~69,449~~
 116,163

(4) Muscular dystrophy and related genetic disease programs \$ ~~106,006~~
 109,906

(5) Statewide perinatal program \$ 45,000

Of the funds allocated to the mobile and regional child health specialty clinics pursuant to subparagraph (1), ~~two-thousand-(~~21,006~~)~~ forty-four thousand one hundred fifty-six (44,156) dollars is intended to be used for the high risk infant follow-up program which may be conducted through the mobile and regional child health specialty clinics.

Sec. 8. Notwithstanding the 1983 Iowa Acts, chapter 206, section 4, subsection 6, paragraph a, unnumbered paragraph 7, the state comptroller shall transfer seventy-four thousand four hundred fifty (74,450) dollars from the office of the state comptroller to the general fund of the state for allocation to the programs identified in section 7 of this Act.

Sec. 9. This Act, being deemed of immediate importance, takes effect from and after its publication in The Guttenberg Press, a newspaper published in Guttenberg, Iowa, and in The Red Oak Express, a newspaper published in Red Oak, Iowa. Sections 7 and 8 of this Act take effect upon publication. The remainder of the Act takes effect July 1, 1984.

CHARLES P. MILLER

President Pro Tempore of the
Senate

DONALD D. AVENSON

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2334, Seventieth General Assembly.

K. MARIE THAYER

Secretary of the Senate

Wm. V. Lee
Approved *May 18*, 1984

TERRY E. BRANSTAD

Governor