

Income Tax Law 4/13 (p. 1532)

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SENATE FILE 2352

BY COMMITTEE ON APPROPRIATIONS

(FORMERLY SSB 2260)

Approved 4/13 (p. 1512)

Passed Senate, Date 4-17-84 (p. 1582) Passed House, Date _____

Vote: Ayes 47 Nays 0 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act appropriating federal funds made available from federal
 2 block grants, allocating portions of federal block grants,
 3 and providing procedures if federal funds are more or less
 4 than anticipated or if federal block grants are more or less
 5 than anticipated or if categorical grants are consolidated
 6 into new or existing block grants.

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

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S. 2352

DIVISION I

Section 1. ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH SERVICES APPROPRIATION.

1. There is appropriated from the fund created by section 8.41 to the department of substance abuse, two million two hundred ninety-two thousand (2,292,000) dollars for the federal fiscal year beginning October 1, 1984, and ending September 30, 1985. The funds appropriated by this section are the anticipated funds to be received from the federal government for federal fiscal year 1985 under Pub. L. No. 97-35, Title IX, Subtitle A, as amended, which provides for the alcohol and drug abuse and mental health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding two hundred seventeen thousand (217,000) dollars of the funds appropriated in subsection 1 shall be used by the department of substance abuse for administrative expenses. From the funds set aside by this subsection for administrative expenses, the department of substance abuse shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the department of substance abuse for the costs of the audit.

3. Eight and seventy-five hundredths percent of the funds appropriated in subsection 1 shall be transferred to the division of mental health, mental retardation, and developmental disabilities within the department of human services and allocated for community mental health centers.

4. After deducting the funds allocated in subsections 2 and 3, the remaining funds appropriated in subsection 1 shall be allocated according to the following percentages to supplement appropriations for the following programs within the department of substance abuse:

- 1 a. Drug abuse programs 38.89 percent
 2 b. Alcohol abuse programs 38.89 percent
 3 c. Alcohol and drug prevention programs ... 22.22 percent

4 It is the intent of the general assembly that the department
 5 of substance abuse expend not more than two million three
 6 hundred ninety-eight thousand (2,398,000) dollars during the
 7 state fiscal year beginning July 1, 1984 and ending June 30,
 8 1985 from funds created by section 8-41 during the state
 9 fiscal year beginning July 1, 1984 and ending June 30, 1985.

10 Sec. 2. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

11 1. There is appropriated from the fund created by section
 12 8.41 to the state department of health, the sum of four million
 13 five hundred fifty-eight thousand one hundred seventy-six
 14 (4,558,176) dollars for the federal fiscal year beginning
 15 October 1, 1984, and ending September 30, 1985. The funds
 16 appropriated by this section are the funds anticipated to
 17 be received from the federal government for federal fiscal
 18 year 1985 under Pub. L. No. 97-35, Title XXI, Subtitle D,
 19 as amended, which provides for the maternal and child health
 20 services block grant. The department shall expend the funds
 21 appropriated by this section as provided in the federal law
 22 making the funds available and in conformance with chapter
 23 17A.

24 2. Sixty-three percent of the funds appropriated in sub-
 25 section 1 shall be allocated to supplement appropriations
 26 for maternal and child health programs within the personal
 27 and family health division of the state department of health.
 28 Of these funds, forty-five thousand seven hundred seventy-
 29 two (45,772) dollars shall be set aside for sudden infant
 30 death syndrome, twenty-five thousand (25,000) dollars shall
 31 be set aside for the institution of a lead poisoning prevention
 32 program, and one hundred ninety-nine thousand forty-eight
 33 (199,048) dollars shall be set aside for the statewide
 34 perinatal care program.

35 Thirty-seven percent of the funds appropriated in subsection

1 1 shall be transferred to the university of Iowa hospitals
2 and clinics under the control of the state board of regents
3 for regional and mobile child health specialty clinics.

4 3. An amount not exceeding one hundred twenty-two thousand
5 thirty (122,030) dollars of the funds allocated in subsection
6 2 to the state department of health shall be used by the state
7 department of health for administrative expenses. From the
8 funds set aside by this subsection for administrative expenses,
9 the state department of health shall pay to the auditor of
10 state an amount sufficient to pay the cost of auditing the
11 use and administration of the state department of health's
12 portion of the funds allocated in subsection 2. The auditor
13 of state shall bill the state department of health for the
14 costs of the audit.

15 It is the intent of the general assembly that the depart-
16 ments of health, human services, and public instruction and
17 the university of Iowa's regional and mobile child health
18 specialty clinics continue to pursue to the maximum extent
19 feasible the coordination and integration of services to women
20 and children in selected pilot areas. It is expected that
21 these agencies prepare a progress report for the general
22 assembly indicating objectives accomplished and barriers
23 encountered in the pursuit of these integration efforts.

24 Sec. 3. TRANSFER OF FUNDS. Those federal maternal and
25 child health services block grant funds transferred from the
26 federal preventive health and health services block grant
27 funds under section 4, subsection 4 of this Act for the federal
28 fiscal year beginning October 1, 1984, and ending September
29 30, 1985, are transferred to the division of personal and
30 family health for maternal and child health programs and to
31 the university of Iowa's regional and mobile child health
32 specialty clinics according to the percentages specified in
33 section 2, subsection 2 of this Act.

34 Sec. 4. PREVENTIVE HEALTH AND HEALTH SERVICES
35 APPROPRIATIONS.

1 1. There is appropriated from the fund created by section
2 8.41 to the state department of health, one million twenty-
3 five thousand one hundred sixty (1,025,160) dollars for the
4 federal fiscal year beginning October 1, 1984, and ending
5 September 30, 1985. The funds appropriated by this section
6 are the anticipated funds to be received from the federal
7 government for federal fiscal year 1985 under Pub. L. No.
8 97-35, Title IX, Subtitle A, as amended, which provides for
9 the preventive health and health services block grant. The
10 department shall expend the funds appropriated by this section
11 as provided in the federal law making the funds available
12 and in conformance with chapter 17A.

13 2. An amount not exceeding ninety-eight thousand seven
14 hundred seventeen (98,717) dollars of the funds appropriated
15 in subsection 1 shall be used by the state department of
16 health for administrative expenses. From the funds set aside
17 by this subsection for administrative expenses, the state
18 department of health shall pay to the auditor of state an
19 amount sufficient to pay the cost of auditing the use and
20 administration of the state's portion of the funds appropriated
21 in subsection 1. The auditor of state shall bill the state
22 department of health for the costs of the audit.

23 3. Of the funds appropriated in subsection 1, the specific
24 amount of funds required by Pub. L. No. 97-35, Title IX,
25 Subtitle A, as amended, shall be allocated to the rape
26 prevention program.

27 4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A,
28 as amended, seven percent of the funds appropriated in
29 subsection 1 is transferred within the special fund in the
30 state treasury established under section 8.41, for use by
31 the state department of health as authorized by Pub. L. No.
32 97-35, Title XXI, Subtitle D, as amended, and section 3 of
33 this Act.

34 5. After deducting the funds allocated and transferred
35 in subsections 2, 3, and 4, the remaining funds appropriated

1 in subsection 1 shall be allocated according to the following
2 percentages to supplement appropriations for the following
3 programs within the following divisions of the state department
4 of health:

- 5 a. Disease prevention division for
- 6 hypertension grants 15.2 percent
- 7 b. Disease prevention division for
- 8 risk reduction services 21.0 percent
- 9 c. Community health division and
- 10 disease prevention division for health
- 11 incentive grants 17.9 percent
- 12 d. Community health division for
- 13 emergency medical services 30.0 percent
- 14 e. Personal and family health division
- 15 for fluoridation grants 15.9 percent

16 DIVISION II

17 Sec. 5. COMMUNITY SERVICES APPROPRIATIONS.

18 1. a. There is appropriated from the special fund created
19 in section 8.41 to the office for planning and programming,
20 the sum of three million six hundred twenty-three thousand
21 seventy-one (3,623,071) dollars for the federal fiscal year
22 beginning October 1, 1984 and ending September 30, 1985.

23 The funds appropriated by this paragraph are the anticipated
24 funds to be received from the federal government for the
25 federal fiscal year 1985 under Pub. L. No. 97-35, Title VI,
26 Subtitle B, as amended, which provides for the community
27 services block grant. The office for planning and programming
28 shall expend the funds appropriated by this paragraph as
29 provided in the federal law and in conformance with chapter
30 17A.

31 b. The director of the office for planning and programming
32 shall allocate not less than ninety percent of the amount
33 of the block grant based upon the size of the poverty level
34 population in the community action area compared to the size
35 of the poverty level population in the state. The director

1 of the office for planning and programming after consultation
2 with community action agencies shall allocate an amount not
3 exceeding five percent of the amount of financial assistance
4 based upon other measures of need in each community action
5 area.

6 2. An amount not exceeding one hundred eighty-one thou-
7 sand one hundred fifty-three (181,153) dollars of the funds
8 appropriated in subsection 1 shall be used by the office for
9 planning and programming for administrative expenses. From
10 the funds authorized under this subsection for administrative
11 expenses, the office for planning and programming shall pay
12 to the auditor of state an amount sufficient to pay the cost
13 of auditing the use and administration of the state's portion
14 of the funds appropriated in subsection 1. The auditor of
15 state shall bill the office for planning and programming for
16 the costs of the audit.

17 Sec. 6. COMMUNITY DEVELOPMENT APPROPRIATIONS.

18 1. There is appropriated from the special fund created
19 in section 8.41 to the office for planning and programming,
20 the sum of twenty-four million seven hundred seventy-five
21 thousand (24,775,000) dollars for the federal fiscal year
22 beginning October 1, 1984 and ending September 30, 1985.
23 The funds appropriated by this section are the anticipated
24 funds to be received from the federal government under Pub.
25 L. No. 97-35, Title III, Subtitle A, as amended, which provides
26 for the community development block grant. The office for
27 planning and programming shall expend the funds appropriated
28 by this paragraph as provided in the federal law and in
29 conformance with chapter 17A.

30 2. An amount not exceeding nine hundred ninety-one thousand
31 (991,000) dollars shall be used by the office for planning
32 and programming for administrative expenses. The total amount
33 used for administrative expenses includes four hundred ninety-
34 five thousand five hundred (495,500) dollars of funds
35 appropriated in subsection 1 and a matching contribution from

1 the state equal to four hundred ninety-five thousand five
2 hundred (495,500) dollars from the appropriation of state
3 funds for the community development block grant and state
4 appropriations for related activities of the office for
5 planning and programming. The total administrative expenses
6 at the state level, from both federal and state sources, shall
7 not exceed four percent of the amount appropriated in
8 subsection 1. From the funds authorized for administrative
9 expenses by this subsection, the office for planning and
10 programming shall pay to the auditor of state an amount
11 sufficient to pay the cost of auditing the use and
12 administration of the state's portion of the funds appropriated
13 in subsection 1. The auditor of state shall bill the office
14 for planning and programming for the costs of the audit.

15 DIVISION III

16 Sec. 7. EDUCATION APPROPRIATIONS.

17 1. There is appropriated from the fund created by section
18 8.41 to the department of public instruction for the federal
19 fiscal year beginning July 1, 1984 and ending June 30, 1985,
20 the amount received from Pub. L. No. 97-35, Title V, Subtitle
21 D, chapter 2, as amended, which provides for the education
22 block grant not to exceed five million four hundred thousand
23 (5,400,000) dollars. The department shall expend the funds
24 appropriated by this section as provided in the federal law
25 making the funds available and in conformance with chapter
26 17A.

27 2. Twenty percent of the funds appropriated in subsection
28 1, not to exceed one million eighty thousand (1,080,000)
29 dollars, shall be used by the department for basic skills
30 development, state leadership and support services, educational
31 improvement and support services, special projects, and state
32 administrative expenses and auditing. However, not more than
33 two hundred twenty-five thousand (225,000) dollars shall be
34 used by the department for state administrative expenses.

35 3. Eighty percent of the funds appropriated in subsection

1 1 shall be allocated by the department to local educational
2 agencies in this state, as local educational agency is defined
3 in Pub. L. No. 97-35, Title V, Subtitle D, as amended. The
4 amount allocated under this subsection shall be allocated
5 to local educational agencies according to the following
6 percentages and enrollments:

7 a. Seventy-five percent shall be allocated on the basis
8 of enrollments in public and approved nonpublic schools.

9 b. Twenty percent shall be allocated on the basis of the
10 number of disadvantaged children in local educational agencies
11 whose incidence ratio for disadvantaged children is above
12 the state average incidence ratio.

13 c. Five percent shall be allocated on the basis of the
14 number of limited English speaking children whose language
15 imposes a barrier to learning.

16 Sec. 8. Funds appropriated in section 7 of this Act shall
17 not be used to aid schools or programs that illegally
18 discriminate in employment or educational programs on the
19 basis of sex, race, color, national origin, or disability.

20 DIVISION IV

21 Sec. 9. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

22 1. There is appropriated from the fund created by section
23 8.41 to the energy policy council, the sum of thirty-six mil-
24 lion seven hundred nineteen thousand eight hundred (36,719,800)
25 dollars for the federal fiscal year beginning October 1, 1984
26 and ending September 30, 1985. The funds appropriated by
27 this section are the funds anticipated to be received from
28 the federal government for the federal fiscal year 1985 under
29 Pub. L. No. 97-35, Title XXVI, as amended, which provides
30 for the low-income home energy assistance block grant. The
31 energy policy council shall expend the funds appropriated
32 by this section as provided in the federal law making the
33 funds available and in conformance with chapter 17A.

34 2. An amount not exceeding two million eight hundred
35 ninety-two thousand (2,892,000) dollars or nine percent of

1 the funds appropriated in subsection 1, whichever is less,
2 may be used for administrative expenses, not more than two
3 hundred ninety thousand (290,000) dollars of which shall be
4 used for administrative expenses of the energy policy council.
5 From the total funds set aside by this subsection for
6 administrative expenses, an amount sufficient to pay the cost
7 of an audit of the use and administration of the state's
8 portion of the funds appropriated is allocated for that
9 purpose. The auditor shall bill the energy policy council
10 for the costs of the audit.

11 3. The remaining funds appropriated in this section shall
12 be allocated to help eligible households, as defined in ac-
13 cordance with Pub. L. No. 97-35, as amended, to meet the costs
14 of home energy. If any low-income home energy assistance
15 block grant funds are unexpended for home energy costs and,
16 after reserving a reasonable portion of the funds not to
17 exceed one million dollars to carry forward into the federal
18 fiscal year beginning October 1, 1985, the unexpended funds
19 shall be allocated for low-income residential weatherization
20 or other related home repairs for low-income households, up
21 to the maximum of fifteen percent. The funds transferred
22 to low-income weatherization shall include money for
23 administrative expenses.

24 Sec. 10. SOCIAL SERVICES APPROPRIATIONS.

25 1. There is appropriated from the fund created by section
26 8.41 to the department of human services, thirty-three million
27 nine hundred forty-four thousand four hundred ninety-one
28 (33,944,491) dollars for the federal fiscal year beginning
29 October 1, 1984 and ending September 30, 1985. Funds
30 appropriated by this section are the funds anticipated to
31 be received from the federal government for the federal fiscal
32 year 1985 under Pub. L. No. 97-35, Title XXIII, Subtitle C,
33 as codified in 42 U.S.C. secs. 1397-1397f, which provides
34 for the social services block grant. The department of human
35 services shall expend the funds appropriated by this section

1 as provided in the federal law making the funds available
2 and in conformance with chapter 17A.

3 2. Not more than one million nine hundred forty-two thou-
4 sand seven hundred eight (1,942,708) dollars of the funds
5 appropriated in subsection 1 shall be used by the department
6 of human services for general administration for the federal
7 fiscal year beginning October 1, 1984 and ending September
8 30, 1985. From the funds set aside by this subsection for
9 general administration, the department of human services shall
10 pay to the auditor of state an amount sufficient to pay the
11 cost of auditing the use and administration of the state's
12 portion of the funds appropriated in subsection 1. The auditor
13 of state shall bill the department of human services for the
14 costs of the audit.

15 3. In addition to the allocation for general administration
16 in subsection 2, the remaining funds appropriated in subsection
17 1 shall be allocated to supplement appropriations for the
18 federal fiscal year beginning October 1, 1984 and ending
19 September 30, 1985 for the following programs within the
20 department of human services:

	1984-1985
	Federal
	<u>Fiscal Year</u>
24 a. Field operations	\$13,563,326
25 b. Home-based services	\$ 155,791
26 c. Foster care	\$ 4,935,799
27 d. Protective day care	\$ 790,479
28 e. Purchase of local services	\$11,189,103
29 f. County administration	\$ 1,232,321
30 g. Volunteers	\$ 134,964

31 4. The social services block grant state advisory
32 committee, formerly known as the Title XX state advisory
33 committee, and the social services block grant district
34 advisory committees, formerly known as the Title XX district
35 advisory committees, shall continue to advise the department

1 of policy matters with respect to the social services block
2 grant funds allocated by the federal government to this state
3 through June 30, 1985.

4 Sec. 11. SOCIAL SERVICES BLOCK GRANT PLAN. The department
5 of human services shall develop a plan for the use of federal
6 social services block grant funds for the state fiscal year
7 beginning July 1, 1985 and ending June 30, 1986.

8 The proposed plan shall include all programs and services
9 at the state level which the department proposes to fund with
10 federal social services block grant funds, and shall identify
11 state and other funds which the department proposes to use
12 to fund the state programs and services.

13 The proposed plan shall also include all local programs
14 and services which are eligible to be funded with federal
15 social services block grant funds, the total amount of federal
16 social services block grant funds available for the local
17 programs and services, and the manner of distribution of the
18 federal social services block grant funds to the counties.
19 The proposed plan shall identify state and local funds which
20 will be used to fund the local programs and services.

21 The proposed plan shall be submitted with the department's
22 budget requests to the governor and the general assembly.

23 DIVISION VI

24 Sec. 12. PROCEDURE FOR REDUCED FEDERAL FUNDS.

25 1. Except for section 7 of this Act, if the funds received
26 from the federal government for the block grants specified
27 in this Act are less than the amounts appropriated, the funds
28 actually received shall be prorated by the governor for the
29 various programs, other than for the rape prevention program
30 under section 4, subsection 3 of this Act, for which each
31 block grant is available according to the percentages that
32 each program is to receive as specified in this Act. However,
33 if the governor determines that the funds allocated by the
34 percentages will not be sufficient to effect the purposes
35 of a particular program, or if the appropriation is not

1 allocated by percentage, the governor may allocate the funds
2 in a manner which will effect to the greatest extent possible
3 the purposes of the various programs for which the block
4 grants are available.

5 2. Before the governor implements the actions provided
6 for in subsection 1, the following procedures shall be taken:

7 a. The chairpersons and ranking members of the standing
8 committees of the senate and house on appropriations, the
9 director of the legislative fiscal bureau, and the appropriate
10 chairpersons and ranking members of subcommittees of the
11 committees on appropriations shall be notified of the proposed
12 action.

13 b. The notice shall include the proposed allocations,
14 and information on the reasons why particular percentages
15 or amounts of funds are allocated to the individual programs,
16 the departments and programs affected, and other information
17 deemed useful. Chairpersons notified shall be allowed at
18 least two weeks to review and comment on the proposed action
19 before the action is taken.

20 Sec. 13. PROCEDURE FOR INCREASED FEDERAL FUNDS.

21 1. If funds received from the federal government in the
22 form of block grants exceed the amounts appropriated in
23 sections 1, 2, 4, and 7, subsection 3, of this Act, the excess
24 shall be prorated to the appropriate programs according to
25 the percentages specified in those sections, except additional
26 funds shall not be prorated for administrative expenses.

27 2. If funds received from the federal government in the
28 form of block grants exceed the amounts appropriated in
29 sections 5, 6 and section 7, subsection 2 of this Act, the
30 excess shall be deposited in the special fund created in
31 section 8.41 and is subject to appropriation by the general
32 assembly.

33 3. If funds received from the federal government from
34 block grants exceed the amounts appropriated in section 9
35 of this Act, at least twelve and one-half percent and not

1 more than fifteen percent of the excess shall be allocated
2 to the low-income weatherization program.

3 4. If funds received from the federal government from
4 the social services block grant exceed the amount appropriated
5 in section 10 of this Act, the excess shall be allocated for
6 the purchase of local services and the department of human
7 services may waive the requirement of local matching funds.

8 Sec. 14. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR
9 EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41,
10 federal funds made available to the state which are authorized
11 for the federal fiscal year beginning October 1, 1984 resulting
12 from the federal government consolidating former categorical
13 grants into block grants, or which expand block grants included
14 in Pub. L. No. 97-35, as amended, to include additional
15 programs formerly funded by categorical grants, which are
16 not otherwise appropriated by the general assembly, are
17 appropriated for the programs formerly receiving the
18 categorical grants, subject to the conditions of this section.
19 The governor shall, whenever possible, allocate from the block
20 grant to each program in the same proportion as the amount
21 of federal funds received by the program during the 1984
22 federal fiscal year as modified by the 1984 Session of the
23 Seventieth General Assembly for the fiscal year beginning
24 July 1, 1984 compared to the total federal funds received
25 in the 1984 federal fiscal year by all programs consolidated
26 into the block grant. However, if one agency did not have
27 categorical funds appropriated for the federal fiscal year
28 ending September 30, 1984 but had anticipated applying for
29 funds during the fiscal year ending September 30, 1985, the
30 governor may allocate the funds in order to provide funding.

31 If the amount received in the form of a consolidated or
32 expanded block grant is less than the total amount of federal
33 funds received for the programs in the form of categorical
34 grants for the 1984 federal fiscal year, state funds
35 appropriated to the program by the general assembly to match

1 the federal funds shall be reduced by the same proportion
2 of the reduction in federal funds for the program. State
3 funds released by the reduction shall be deposited in a special
4 fund in the state treasury and are available for appropriation
5 by the general assembly. The governor shall notify the
6 chairpersons and ranking members of the senate and house
7 standing committees on appropriations, the legislative fiscal
8 director, and the appropriate chairpersons and ranking members
9 of the subcommittees of those committees before making the
10 allocation of federal funds or any proportional reduction
11 of state funds under this section. The notice shall state
12 the amount of federal funds to be allocated to each program,
13 the amount of federal funds received by the program during
14 the 1984 federal fiscal year, the amount by which state funds
15 for the program will be reduced according to this section
16 and the amount of state funds received by the program during
17 the 1984 fiscal year. Chairpersons notified shall be allowed
18 at least two weeks to review and comment on the proposed
19 action before the action is taken.

20 If the amount received in the form of a consolidated or
21 expanded block grant is more than the total amount of federal
22 funds received for the programs in the form of categorical
23 grants for the 1984 federal fiscal year, the excess funds
24 shall be deposited in the special fund created in section
25 8.41 and are subject to the provisions of that section.

26 Sec. 15. PROCEDURE FOR FUTURE FEDERAL ACTIONS.

27 1. If federal block grant funding is increased or decreased
28 for the federal fiscal year following the year for which the
29 block grants are appropriated by this Act, the actions
30 prescribed in sections 12 and 13 of this Act shall be modified
31 by the governor as allowed by federal law in order that a
32 consistent plan will be available for the affected state
33 fiscal years.

34 2. Before the governor implements the actions provided
35 for in subsection 1, the following procedures shall be taken:

1 a. The chairpersons and ranking members of the senate
2 and house standing committees on appropriations, the
3 appropriate chairpersons and ranking members of subcommittees
4 of those committees, and the director of the legislative
5 fiscal bureau shall be notified of the proposed action.

6 b. The notice shall include the proposed allocations,
7 information on the reasons why particular percentages or
8 amounts of funds are allocated to the individual programs,
9 the departments and programs affected, and other information
10 deemed useful. Chairpersons notified shall be allowed at
11 least two weeks to review and comment on the proposed action
12 before the action is taken.

13 Sec. 16. 1983 Iowa Acts, chapter 194, section 5, subsection
14 2, is amended to read as follows:

15 2. Sixty-three percent of the funds appropriated in subsec-
16 tion 1 shall be allocated to supplement appropriations for
17 maternal and child health programs within the personal and
18 family health division of the state department of health.

19 Thirty-seven percent of the funds appropriated in subsection
20 1 shall be transferred to the university of Iowa hospitals
21 and clinics under the control of the state board of regents
22 for regional and mobile child health speciality clinics.

23 The personal and family health division of the state department
24 of health and the regional and mobile child health specialty
25 clinics at the university of Iowa hospitals and clinics under
26 the council of the state board of regents shall jointly develop
27 and implement a plan for the expenditure of these funds in
28 accordance with this subsection. These funds shall be

29 targeted, to the extent possible, to areas of high unemployment
30 and to disadvantaged families who lack adequate third party
31 reimbursement to pay for care. Any unencumbered funds allo-
32 cated to the state department of health under this subsection
33 shall be transferred August 1, 1984 to the university of Iowa
34 hospitals and clinics under the control of the state board
35 of regents for regional and mobile child health speciality

1 clinics.

2 EXPLANATION

3 This bill appropriates federal funds received from federal
4 block grants for alcohol and drug abuse, mental health
5 services, maternal and child health services, preventive
6 health and health services, community services, community
7 development, education, low-income home energy assistance,
8 and social services for the federal fiscal year beginning
9 October 1, 1984.

10 The bill also provides procedures for changing the
11 allocation of the funds if the federal funds are increased
12 or decreased.

13 The bill takes effect July 1, 1984.

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SENATE FILE 2352

S-5920

1 Amend Senate File 2352 as follows:
2 1. Page 9, by striking lines 14 through 23 and
3 inserting in lieu thereof the following: "of home
4 energy. After reserving a reasonable portion of the
5 funds not to exceed one million dollars to carry
6 forward into the federal fiscal year beginning October
7 1, 1985, at least ten percent and not more than fifteen
8 percent of the funds appropriated by this section
9 shall be used for low-income residential weatherization
10 or other related home repairs for low-income
11 households. The funds transferred to low-income
12 weatherization shall include money for administrative
13 expenses."

S-5920 FILED
APRIL 16, 1984

Adopted 4/17 (p. 1582)

BY JAMES V. GALLAGHER
RICHARD VANDE HOEF
FORREST V. SCHWENGELS
WM. W. DIELEMAN
TED ANDERSON

SENATE FILE 2352

S-5942

1 Amend Senate File 2352 as follows:
2 1. Page 16, by inserting after line 1 the
3 following:
4 "Sec. ____ . 1983 Iowa Acts, chapter 194, section
5 11, subsection 2, is amended to read as follows:
6 2. An amount not exceeding two million seven
7 hundred ~~fifty eighty-eight~~ thousand ~~(2,750,000)~~
8 (2,788,000) dollars or nine percent of the funds
9 appropriated in subsection 1, whichever is less, may
10 be used for administrative expenses not more than
11 two hundred eighty thousand (280,000) dollars of which
12 shall be used for administrative expenses of the
13 energy policy council. From the total funds set aside
14 by this subsection for administrative expenses, an
15 amount sufficient to pay the cost of an audit of the
16 use and administration of the state's portion of the
17 funds appropriated is allocated for that purpose.
18 The auditor shall bill the energy policy council for
19 the costs of the audit."

S-5942 FILED & ADOPTED
APRIL 17, 1984 *(p. 1582)*

BY HURLEY HALL

1 DIVISION I

2 Section 1. ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH
3 SERVICES APPROPRIATION.

4 1. There is appropriated from the fund created by section
5 8.41 to the department of substance abuse, two million two
6 hundred ninety-two thousand (2,292,000) dollars for the federal
7 fiscal year beginning October 1, 1984, and ending September
8 30, 1985. The funds appropriated by this section are the
9 anticipated funds to be received from the federal government
10 for federal fiscal year 1985 under Pub. L. No. 97-35, Title
11 IX, Subtitle A, as amended, which provides for the alcohol
12 and drug abuse and mental health services block grant. The
13 department shall expend the funds appropriated by this section
14 as provided in the federal law making the funds available
15 and in conformance with chapter 17A.

16 2. An amount not exceeding two hundred seventeen thou-
17 sand (217,000) dollars of the funds appropriated in subsection
18 1 shall be used by the department of substance abuse for
19 administrative expenses. From the funds set aside by this
20 subsection for administrative expenses, the department of
21 substance abuse shall pay to the auditor of state an amount
22 sufficient to pay the cost of auditing the use and
23 administration of the state's portion of the funds appropriated
24 in subsection 1. The auditor of state shall bill the
25 department of substance abuse for the costs of the audit.

26 3. Eight and seventy-five hundredths percent of the funds
27 appropriated in subsection 1 shall be transferred to the
28 division of mental health, mental retardation, and
29 developmental disabilities within the department of human
30 services and allocated for community mental health centers.

31 4. After deducting the funds allocated in subsections
32 2 and 3, the remaining funds appropriated in subsection 1
33 shall be allocated according to the following percentages
34 to supplement appropriations for the following programs within
35 the department of substance abuse:

- 1 a. Drug abuse programs 38.89 percent
 2 b. Alcohol abuse programs 38.89 percent
 3 c. Alcohol and drug prevention programs ... 22.22 percent

4 It is the intent of the general assembly that the department
 5 of substance abuse expend not more than two million three
 6 hundred ninety-eight thousand (2,398,000) dollars during the
 7 state fiscal year beginning July 1, 1984 and ending June 30,
 8 1985 from funds created by section 8.41 during the state
 9 fiscal year beginning July 1, 1984 and ending June 30, 1985.

10 Sec. 2. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

11 1. There is appropriated from the fund created by section
 12 8.41 to the state department of health, the sum of four million
 13 five hundred fifty-eight thousand one hundred seventy-six
 14 (4,558,176) dollars for the federal fiscal year beginning
 15 October 1, 1984, and ending September 30, 1985. The funds
 16 appropriated by this section are the funds anticipated to
 17 be received from the federal government for federal fiscal
 18 year 1985 under Pub. L. No. 97-35, Title XXI, Subtitle D,
 19 as amended, which provides for the maternal and child health
 20 services block grant. The department shall expend the funds
 21 appropriated by this section as provided in the federal law
 22 making the funds available and in conformance with chapter
 23 17A.

24 2. Sixty-three percent of the funds appropriated in sub-
 25 section 1 shall be allocated to supplement appropriations
 26 for maternal and child health programs within the personal
 27 and family health division of the state department of health.
 28 Of these funds, forty-five thousand seven hundred seventy-
 29 two (45,772) dollars shall be set aside for sudden infant
 30 death syndrome, twenty-five thousand (25,000) dollars shall
 31 be set aside for the institution of a lead poisoning prevention
 32 program, and one hundred ninety-nine thousand forty-eight
 33 (199,048) dollars shall be set aside for the statewide
 34 perinatal care program.

35 Thirty-seven percent of the funds appropriated in subsection

6479 1 I shall be transferred to the university of Iowa hospitals
2 and clinics under the control of the state board of regents
3 for regional and mobile child health specialty clinics.

4 3. An amount not exceeding one hundred twenty-two thousand
5 thirty (122,030) dollars of the funds allocated in subsection
6 2 to the state department of health shall be used by the state
7 department of health for administrative expenses. From the
8 funds set aside by this subsection for administrative expenses,
9 the state department of health shall pay to the auditor of
10 state an amount sufficient to pay the cost of auditing the
11 use and administration of the state department of health's
12 portion of the funds allocated in subsection 2. The auditor
13 of state shall bill the state department of health for the
14 costs of the audit.

15 It is the intent of the general assembly that the depart-
16 ments of health, human services, and public instruction and
6479 17 the university of Iowa's regional and mobile child health
18 specialty clinics continue to pursue to the maximum extent
19 feasible the coordination and integration of services to women
20 and children in selected pilot areas. It is expected that
21 these agencies prepare a progress report for the general
22 assembly indicating objectives accomplished and barriers
23 encountered in the pursuit of these integration efforts.

24 Sec. 3. TRANSFER OF FUNDS. Those federal maternal and
25 child health services block grant funds transferred from the
26 federal preventive health and health services block grant
27 funds under section 4, subsection 4 of this Act for the federal
28 fiscal year beginning October 1, 1984, and ending September
29 30, 1985, are transferred to the division of personal and
30 family health for maternal and child health programs and to
6479 31 the university of Iowa's regional and mobile child health
32 specialty clinics according to the percentages specified in
33 section 2, subsection 2 of this Act.

34 Sec. 4. PREVENTIVE HEALTH AND HEALTH SERVICES
35 APPROPRIATIONS.

1 1. There is appropriated from the fund created by section
2 8.41 to the state department of health, one million twenty-
3 five thousand one hundred sixty (1,025,160) dollars for the
4 federal fiscal year beginning October 1, 1984, and ending
5 September 30, 1985. The funds appropriated by this section
6 are the anticipated funds to be received from the federal
7 government for federal fiscal year 1985 under Pub. L. No.
8 97-35, Title IX, Subtitle A, as amended, which provides for
9 the preventive health and health services block grant. The
10 department shall expend the funds appropriated by this section
11 as provided in the federal law making the funds available
12 and in conformance with chapter 17A.

13 2. An amount not exceeding ninety-eight thousand seven
14 hundred seventeen (98,717) dollars of the funds appropriated
15 in subsection 1 shall be used by the state department of
16 health for administrative expenses. From the funds set aside
17 by this subsection for administrative expenses, the state
18 department of health shall pay to the auditor of state an
19 amount sufficient to pay the cost of auditing the use and
20 administration of the state's portion of the funds appropriated
21 in subsection 1. The auditor of state shall bill the state
22 department of health for the costs of the audit.

23 3. Of the funds appropriated in subsection 1, the specific
24 amount of funds required by Pub. L. No. 97-35, Title IX,
25 Subtitle A, as amended, shall be allocated to the rape
26 prevention program.

27 4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A,
28 as amended, seven percent of the funds appropriated in
29 subsection 1 is transferred within the special fund in the
30 state treasury established under section 8.41, for use by
31 the state department of health as authorized by Pub. L. No.
32 97-35, Title XXI, Subtitle D, as amended, and section 3 of
33 this Act.

34 5. After deducting the funds allocated and transferred
35 in subsections 2, 3, and 4, the remaining funds appropriated

1 in subsection 1 shall be allocated according to the following
2 percentages to supplement appropriations for the following
3 programs within the following divisions of the state department
4 of health:

- 5 a. Disease prevention division for
6 hypertension grants 15.2 percent
- 7 b. Disease prevention division for
8 risk reduction services 21.0 percent
- 9 c. Community health division and
10 disease prevention division for health
11 incentive grants 17.9 percent
- 12 d. Community health division for
13 emergency medical services 30.0 percent
- 14 e. Personal and family health division
15 for fluoridation grants 15.9 percent

16 DIVISION II

17 Sec. 5. COMMUNITY SERVICES APPROPRIATIONS.

18 1. a. There is appropriated from the special fund created
19 in section 8.41 to the office for planning and programming,
20 the sum of three million six hundred twenty-three thousand
21 seventy-one (3,623,071) dollars for the federal fiscal year
22 beginning October 1, 1984 and ending September 30, 1985.
23 The funds appropriated by this paragraph are the anticipated
24 funds to be received from the federal government for the
25 federal fiscal year 1985 under Pub. L. No. 97-35, Title VI,
26 Subtitle B, as amended, which provides for the community
27 services block grant. The office for planning and programming
28 shall expend the funds appropriated by this paragraph as
29 provided in the federal law and in conformance with chapter
30 17A.

31 b. The director of the office for planning and programming
32 shall allocate not less than ninety percent of the amount
33 of the block grant based upon the size of the poverty level
34 population in the community action area compared to the size
35 of the poverty level population in the state. The director

1 of the office for planning and programming after consultation
2 with community action agencies shall allocate an amount not
3 exceeding five percent of the amount of financial assistance
4 based upon other measures of need in each community action
5 area.

6 2. An amount not exceeding one hundred eighty-one thou-
7 sand one hundred fifty-three (181,153) dollars of the funds
8 appropriated in subsection 1 shall be used by the office for
9 planning and programming for administrative expenses. From
10 the funds authorized under this subsection for administrative
11 expenses, the office for planning and programming shall pay
12 to the auditor of state an amount sufficient to pay the cost
13 of auditing the use and administration of the state's portion
14 of the funds appropriated in subsection 1. The auditor of
15 state shall bill the office for planning and programming for
16 the costs of the audit.

17 Sec. 6. COMMUNITY DEVELOPMENT APPROPRIATIONS.

18 1. There is appropriated from the special fund created
19 in section 8.41 to the office for planning and programming,
20 the sum of twenty-four million seven hundred seventy-five
21 thousand (24,775,000) dollars for the federal fiscal year
22 beginning October 1, 1984 and ending September 30, 1985.
23 The funds appropriated by this section are the anticipated
24 funds to be received from the federal government under Pub.
25 L. No. 97-35, Title III, Subtitle A, as amended, which provides
26 for the community development block grant. The office for
27 planning and programming shall expend the funds appropriated
28 by this paragraph as provided in the federal law and in
29 conformance with chapter 17A.

30 2. An amount not exceeding nine hundred ninety-one thousand
31 (991,000) dollars shall be used by the office for planning
32 and programming for administrative expenses. The total amount
33 used for administrative expenses includes four hundred ninety-
34 five thousand five hundred (495,500) dollars of funds
35 appropriated in subsection 1 and a matching contribution from

1 the state equal to four hundred ninety-five thousand five
2 hundred (495,500) dollars from the appropriation of state
3 funds for the community development block grant and state
4 appropriations for related activities of the office for
5 planning and programming. The total administrative expenses
6 at the state level, from both federal and state sources, shall
7 not exceed four percent of the amount appropriated in
8 subsection 1. From the funds authorized for administrative
9 expenses by this subsection, the office for planning and
10 programming shall pay to the auditor of state an amount
11 sufficient to pay the cost of auditing the use and
12 administration of the state's portion of the funds appropriated
13 in subsection 1. The auditor of state shall bill the office
14 for planning and programming for the costs of the audit.

15 DIVISION III

16 Sec. 7. EDUCATION APPROPRIATIONS.

17 1. There is appropriated from the fund created by section
18 8.41 to the department of public instruction for the federal
19 fiscal year beginning July 1, 1984 and ending June 30, 1985,
20 the amount received from Pub. L. No. 97-35, Title V, Subtitle
21 D, chapter 2, as amended, which provides for the education
22 block grant not to exceed five million four hundred thousand
23 (5,400,000) dollars. The department shall expend the funds
24 appropriated by this section as provided in the federal law
25 making the funds available and in conformance with chapter
26 17A.

27 2. Twenty percent of the funds appropriated in subsection
28 1, not to exceed one million eighty thousand (1,080,000)
29 dollars, shall be used by the department for basic skills
30 development, state leadership and support services, educational
31 improvement and support services, special projects, and state
32 administrative expenses and auditing. However, not more than
33 two hundred twenty-five thousand (225,000) dollars shall be
34 used by the department for state administrative expenses.

35 3. Eighty percent of the funds appropriated in subsection

1 shall be allocated by the department to local educational
2 agencies in this state, as local educational agency is defined
3 in Pub. L. No. 97-35, Title V, Subtitle D, as amended. The
4 amount allocated under this subsection shall be allocated
5 to local educational agencies according to the following
6 percentages and enrollments:

7 a. Seventy-five percent shall be allocated on the basis
8 of enrollments in public and approved nonpublic schools.

9 b. Twenty percent shall be allocated on the basis of the
10 number of disadvantaged children in local educational agencies
11 whose incidence ratio for disadvantaged children is above
12 the state average incidence ratio.

13 c. Five percent shall be allocated on the basis of the
14 number of limited English speaking children whose language
15 imposes a barrier to learning.

16 Sec. 8. Funds appropriated in section 7 of this Act shall
17 not be used to aid schools or programs that illegally
18 discriminate in employment or educational programs on the
19 basis of sex, race, color, national origin, or disability.

20 DIVISION IV

21 Sec. 9. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

22 1. There is appropriated from the fund created by section
23 8.41 to the energy policy council, the sum of thirty-six mil-
24 lion seven hundred nineteen thousand eight hundred (36,719,800)
25 dollars for the federal fiscal year beginning October 1, 1984
26 and ending September 30, 1985. The funds appropriated by
27 this section are the funds anticipated to be received from
28 the federal government for the federal fiscal year 1985 under
29 Pub. L. No. 97-35, Title XXVI, as amended, which provides
30 for the low-income home energy assistance block grant. The
31 energy policy council shall expend the funds appropriated
32 by this section as provided in the federal law making the
33 funds available and in conformance with chapter 17A.

34 2. An amount not exceeding two million eight hundred
35 ninety-two thousand (2,892,000) dollars or nine percent of

1 the funds appropriated in subsection 1, whichever is less,
2 may be used for administrative expenses, not more than two
3 hundred ninety thousand (290,000) dollars of which shall be
4 used for administrative expenses of the energy policy council.
5 From the total funds set aside by this subsection for
6 administrative expenses, an amount sufficient to pay the cost
7 of an audit of the use and administration of the state's
8 portion of the funds appropriated is allocated for that
9 purpose. The auditor shall bill the energy policy council
10 for the costs of the audit.

11 3. The remaining funds appropriated in this section shall
12 be allocated to help eligible households, as defined in ac-
13 cordance with Pub. L. No. 97-35, as amended, to meet the costs
14 of home energy. After reserving a reasonable portion of the
15 funds not to exceed one million dollars to carry forward into
16 the federal fiscal year beginning October 1, 1985, at least
17 ten percent and not more than fifteen percent of the funds
18 appropriated by this section shall be used for low-income
19 residential weatherization or other related home repairs for
20 low-income households. The funds transferred to low-income
21 weatherization shall include money for administrative expenses.

22 Sec. 10. SOCIAL SERVICES APPROPRIATIONS.

23 1. There is appropriated from the fund created by section
24 8.41 to the department of human services, thirty-three million
25 nine hundred forty-four thousand four hundred ninety-one
26 (33,944,491) dollars for the federal fiscal year beginning
27 October 1, 1984 and ending September 30, 1985. Funds
28 appropriated by this section are the funds anticipated to
29 be received from the federal government for the federal fiscal
30 year 1985 under Pub. L. No. 97-35, Title XXIII, Subtitle C,
31 as codified in 42 U.S.C. secs. 1397-1397f, which provides
32 for the social services block grant. The department of human
33 services shall expend the funds appropriated by this section
34 as provided in the federal law making the funds available
35 and in conformance with chapter 17A.

1 2. Not more than one million nine hundred forty-two thou-
 2 sand seven hundred eight (1,942,708) dollars of the funds
 3 appropriated in subsection 1 shall be used by the department
 4 of human services for general administration for the federal
 5 fiscal year beginning October 1, 1984 and ending September
 6 30, 1985. From the funds set aside by this subsection for
 7 general administration, the department of human services shall
 8 pay to the auditor of state an amount sufficient to pay the
 9 cost of auditing the use and administration of the state's
 10 portion of the funds appropriated in subsection 1. The auditor
 11 of state shall bill the department of human services for the
 12 costs of the audit.

13 3. In addition to the allocation for general administration
 14 in subsection 2, the remaining funds appropriated in subsection
 15 1 shall be allocated to supplement appropriations for the
 16 federal fiscal year beginning October 1, 1984 and ending
 17 September 30, 1985 for the following programs within the
 18 department of human services:

	1984-1985
	Federal
	<u>Fiscal Year</u>
22 a. Field operations	\$13,563,326
23 b. Home-based services	\$ 155,791
24 c. Foster care	\$ 4,935,799
25 d. Protective day care	\$ 790,479
26 e. Purchase of local services	\$11,189,103
27 f. County administration	\$ 1,232,321
28 g. Volunteers	\$ 134,964

29 4. The social services block grant state advisory
 30 committee, formerly known as the Title XX state advisory
 31 committee, and the social services block grant district
 32 advisory committees, formerly known as the Title XX district
 33 advisory committees, shall continue to advise the department
 34 of policy matters with respect to the social services block
 35 grant funds allocated by the federal government to this state

1 through June 30, 1985.

2 Sec. 11. SOCIAL SERVICES BLOCK GRANT PLAN. The department
3 of human services shall develop a plan for the use of federal
4 social services block grant funds for the state fiscal year
5 beginning July 1, 1985 and ending June 30, 1986.

6 The proposed plan shall include all programs and services
7 at the state level which the department proposes to fund with
8 federal social services block grant funds, and shall identify
9 state and other funds which the department proposes to use
10 to fund the state programs and services.

11 The proposed plan shall also include all local programs
12 and services which are eligible to be funded with federal
13 social services block grant funds, the total amount of federal
14 social services block grant funds available for the local
15 programs and services, and the manner of distribution of the
16 federal social services block grant funds to the counties.
17 The proposed plan shall identify state and local funds which
18 will be used to fund the local programs and services.

19 The proposed plan shall be submitted with the department's
20 budget requests to the governor and the general assembly.

21 DIVISION VI

22 Sec. 12. PROCEDURE FOR REDUCED FEDERAL FUNDS.

23 1. Except for section 7 of this Act, if the funds received
24 from the federal government for the block grants specified
25 in this Act are less than the amounts appropriated, the funds
26 actually received shall be prorated by the governor for the
27 various programs, other than for the rape prevention program
28 under section 4, subsection 3 of this Act, for which each
29 block grant is available according to the percentages that
30 each program is to receive as specified in this Act. However,
31 if the governor determines that the funds allocated by the
32 percentages will not be sufficient to effect the purposes
33 of a particular program, or if the appropriation is not
34 allocated by percentage, the governor may allocate the funds
35 in a manner which will effect to the greatest extent possible

1 the purposes of the various programs for which the block
2 grants are available:

3 2. Before the governor implements the actions provided
4 for in subsection 1, the following procedures shall be taken:

5 a. The chairpersons and ranking members of the standing
6 committees of the senate and house on appropriations, the
7 director of the legislative fiscal bureau, and the appropriate
8 chairpersons and ranking members of subcommittees of the
9 committees on appropriations shall be notified of the proposed
10 action.

11 b. The notice shall include the proposed allocations,
12 and information on the reasons why particular percentages
13 or amounts of funds are allocated to the individual programs,
14 the departments and programs affected, and other information
15 deemed useful. Chairpersons notified shall be allowed at
16 least two weeks to review and comment on the proposed action
17 before the action is taken.

18 Sec. 13. PROCEDURE FOR INCREASED FEDERAL FUNDS.

19 1. If funds received from the federal government in the
20 form of block grants exceed the amounts appropriated in
21 sections 1, 2, 4, and 7, subsection 3, of this Act, the excess
22 shall be prorated to the appropriate programs according to
23 the percentages specified in those sections, except additional
24 funds shall not be prorated for administrative expenses.

25 2. If funds received from the federal government in the
26 form of block grants exceed the amounts appropriated in
27 sections 5, 6 and section 7, subsection 2 of this Act, the
28 excess shall be deposited in the special fund created in
29 section 8.41 and is subject to appropriation by the general
30 assembly.

31 3. If funds received from the federal government from
32 block grants exceed the amounts appropriated in section 9
33 of this Act, at least twelve and one-half percent and not
34 more than fifteen percent of the excess shall be allocated
35 to the low-income weatherization program.

1 4. If funds received from the federal government from
2 the social services block grant exceed the amount appropriated
3 in section 10 of this Act, the excess shall be allocated for
4 the purchase of local services and the department of human
5 services may waive the requirement of local matching funds.

6 Sec. 14. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR
7 EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41,
8 federal funds made available to the state which are authorized
9 for the federal fiscal year beginning October 1, 1984 resulting
10 from the federal government consolidating former categorical
11 grants into block grants, or which expand block grants included
12 in Pub. L. No. 97-35, as amended, to include additional
13 programs formerly funded by categorical grants, which are
14 not otherwise appropriated by the general assembly, are
15 appropriated for the programs formerly receiving the
16 categorical grants, subject to the conditions of this section.
17 The governor shall, whenever possible, allocate from the block
18 grant to each program in the same proportion as the amount
19 of federal funds received by the program during the 1984
20 federal fiscal year as modified by the 1984 Session of the
21 Seventieth General Assembly for the fiscal year beginning
22 July 1, 1984 compared to the total federal funds received
23 in the 1984 federal fiscal year by all programs consolidated
24 into the block grant. However, if one agency did not have
25 categorical funds appropriated for the federal fiscal year
26 ending September 30, 1984 but had anticipated applying for
27 funds during the fiscal year ending September 30, 1985, the
28 governor may allocate the funds in order to provide funding.

29 If the amount received in the form of a consolidated or
30 expanded block grant is less than the total amount of federal
31 funds received for the programs in the form of categorical
32 grants for the 1984 federal fiscal year, state funds
33 appropriated to the program by the general assembly to match
34 the federal funds shall be reduced by the same proportion
35 of the reduction in federal funds for the program. State

1 funds released by the reduction shall be deposited in a special
2 fund in the state treasury and are available for appropriation
3 by the general assembly. The governor shall notify the
4 chairpersons and ranking members of the senate and house
5 standing committees on appropriations, the legislative fiscal
6 director, and the appropriate chairpersons and ranking members
7 of the subcommittees of those committees before making the
8 allocation of federal funds or any proportional reduction
9 of state funds under this section. The notice shall state
10 the amount of federal funds to be allocated to each program,
11 the amount of federal funds received by the program during
12 the 1984 federal fiscal year, the amount by which state funds
13 for the program will be reduced according to this section
14 and the amount of state funds received by the program during
15 the 1984 fiscal year. Chairpersons notified shall be allowed
16 at least two weeks to review and comment on the proposed
17 action before the action is taken.

18 If the amount received in the form of a consolidated or
19 expanded block grant is more than the total amount of federal
20 funds received for the programs in the form of categorical
21 grants for the 1984 federal fiscal year, the excess funds
22 shall be deposited in the special fund created in section
23 8.41 and are subject to the provisions of that section.

24 Sec. 15. PROCEDURE FOR FUTURE FEDERAL ACTIONS.

25 1. If federal block grant funding is increased or decreased
26 for the federal fiscal year following the year for which the
27 block grants are appropriated by this Act, the actions
28 prescribed in sections 12 and 13 of this Act shall be modified
29 by the governor as allowed by federal law in order that a
30 consistent plan will be available for the affected state
31 fiscal years.

32 2. Before the governor implements the actions provided
33 for in subsection 1, the following procedures shall be taken:

34 a. The chairpersons and ranking members of the senate
35 and house standing committees on appropriations, the

1 appropriate chairpersons and ranking members of subcommittees
2 of those committees, and the director of the legislative
3 fiscal bureau shall be notified of the proposed action.

4 b. The notice shall include the proposed allocations,
5 information on the reasons why particular percentages or
6 amounts of funds are allocated to the individual programs,
7 the departments and programs affected, and other information
8 deemed useful. Chairpersons notified shall be allowed at
9 least two weeks to review and comment on the proposed action
10 before the action is taken.

11 Sec. 16. 1983 Iowa Acts, chapter 194, section 5, subsection
12 2, is amended to read as follows:

13 2. Sixty-three percent of the funds appropriated in subsec-
14 tion 1 shall be allocated to supplement appropriations for
15 maternal and child health programs within the personal and
16 family health division of the state department of health.
17 Thirty-seven percent of the funds appropriated in subsection
18 1 shall be transferred to the university of Iowa hospitals
19 and clinics under the control of the state board of regents
20 for regional and mobile child health speciality clinics.
21 The personal and family health division of the state department
22 of health and the regional and mobile child health specialty
23 clinics at the university of Iowa hospitals and clinics under
24 the council of the state board of regents shall jointly develop
25 and implement a plan for the expenditure of these funds in
26 accordance with this subsection. These funds shall be
27 targeted, to the extent possible, to areas of high unemployment
28 and to disadvantaged families who lack adequate third party
29 reimbursement to pay for care. Any unencumbered funds allo-
30 cated to the state department of health under this subsection
31 shall be transferred August 1, 1984 to the university of Iowa
32 hospitals and clinics under the control of the state board
33 of regents for regional and mobile child health specialty
34 clinics.

35 Sec. 17. 1983 Iowa Acts, chapter 194, section 11,

1 subsection 2, is amended to read as follows:

2 2. An amount not exceeding two million seven hundred fifty
3 eighty-eight thousand ~~(2,750,000)~~ (2,788,000) dollars or nine
4 percent of the funds appropriated in subsection 1, whichever
5 is less, may be used for administrative expenses not more
6 than two hundred eighty thousand (280,000) dollars of which
7 shall be used for administrative expenses of the energy policy
8 council. From the total funds set aside by this subsection
9 for administrative expenses, an amount sufficient to pay the
10 cost of an audit of the use and administration of the state's
11 portion of the funds appropriated is allocated for that
12 purpose. The auditor shall bill the energy policy council
13 for the costs of the audit.

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SF 2352
sl/slc/26c

HOUSE AMENDMENT TO SENATE FILE 2352

S-6036

- 1 Amend Senate File 2352 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 3, by striking lines 1 and 2 and inserting
- 4 in lieu thereof the following: "1 shall be set aside".
- 5 2. Page 3, line 17, by striking the words
- 6 "university of Iowa's".
- 7 3. Page 3, line 31, by striking the words
- 8 "university of Iowa's".
- 9 4. Page 12, line 21, by striking the figure "1,".
- 10 5. Page 12, line 27, by inserting after the word
- 11 "sections" the figure "1,".

S-6036 FILED
APRIL 19, 1984

RECEIVED FROM THE HOUSE

Sent amended - concurred 4/19 (p. 1717)

SENATE FILE 2352

S- 6039

- 1 Amend the House amendment S-6036 to Senate File
- 2 2352 as amended, passed and reprinted by the Senate
- 3 as follows:
- 4 1. Page 1, by striking lines 3 through 8.

S-6039 FILED
APRIL 19, 1984

BY ARTHUR A. SMALL, JR.

Adopted 4/19 (p. 1717)

SENATE AMENDMENT TO
HOUSE AMENDMENT TO SENATE FILE 2352

H-6508

- 1 Amend the House amendment S-6036 to Senate File
- 2 2352 as amended, passed and reprinted by the Senate
- 3 as follows:
- 4 1. Page 1, by striking lines 3 through 8.

H-6508 FILED APRIL 20, 1984

RECEIVED FROM THE SENATE

Have concurred 4/20 (p. 2473)

SENATE FILE 2352

H-6479

- 1 Amend Senate File 2352 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 3, by striking lines 1 and 2 and inserting
- 4 in lieu thereof the following: "1 shall be set aside".
- 5 2. Page 3, line 17, by striking the words
- 6 "university of Iowa's".
- 7 3. Page 3, line 31, by striking the words
- 8 "university of Iowa's".

H-6479 FILED APRIL 19, 1984
ADOPTED (p. 2330)

BY CARPENTER of Polk
LONERGAN of Boon

SENATE FILE 2352

H-6468

- 1 Amend Senate File 2352 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 12, line 21, by striking the figure "1".
- 4 2. Page 12, line 27, by inserting after the word
- 5 "sections" the figure "1".

H-6468 FILED APRIL 19, 1984
ADOPTED (p. 2331)

BY WELDEN of Maruin
LONERGAN of Boone

SENATE FILE 2352

AN ACT

APPROPRIATING FEDERAL FUNDS MADE AVAILABLE FROM FEDERAL BLOCK GRANTS, ALLOCATING PORTIONS OF FEDERAL BLOCK GRANTS, AND PROVIDING PROCEDURES IF FEDERAL FUNDS ARE MORE OR LESS THAN ANTICIPATED OR IF FEDERAL BLOCK GRANTS ARE MORE OR LESS THAN ANTICIPATED OR IF CATEGORICAL GRANTS ARE CONSOLIDATED INTO NEW OR EXISTING BLOCK GRANTS.

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

DIVISION I

Section 1. ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH SERVICES APPROPRIATION.

1. There is appropriated from the fund created by section 8.41 to the department of substance abuse, two million two hundred ninety-two thousand (2,292,000) dollars for the federal fiscal year beginning October 1, 1984, and ending September 30, 1985. The funds appropriated by this section are the anticipated funds to be received from the federal government for federal fiscal year 1985 under Pub. L. No. 97-35, Title IX, Subtitle A, as amended, which provides for the alcohol and drug abuse and mental health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding two hundred seventeen thousand (217,000) dollars of the funds appropriated in subsection 1 shall be used by the department of substance abuse for administrative expenses. From the funds set aside by this subsection for administrative expenses, the department of substance abuse shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the department of substance abuse for the costs of the audit.

3. Eight and seventy-five hundredths percent of the funds appropriated in subsection 1 shall be transferred to the division of mental health, mental retardation, and developmental disabilities within the department of human services and allocated for community mental health centers.

4. After deducting the funds allocated in subsections 2 and 3, the remaining funds appropriated in subsection 1 shall be allocated according to the following percentages to supplement appropriations for the following programs within the department of substance abuse:

- a. Drug abuse programs 38.89 percent
- b. Alcohol abuse programs 38.89 percent
- c. Alcohol and drug prevention programs ... 22.22 percent

It is the intent of the general assembly that the department of substance abuse expend not more than two million three hundred ninety-eight thousand (2,398,000) dollars during the state fiscal year beginning July 1, 1984 and ending June 30, 1985 from funds created by section 8.41 during the state fiscal year beginning July 1, 1984 and ending June 30, 1985.

Sec. 2. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the state department of health, the sum of four million five hundred fifty-eight thousand one hundred seventy-six (4,558,176) dollars for the federal fiscal year beginning October 1, 1984, and ending September 30, 1985. The funds appropriated by this section are the funds anticipated to be received from the federal government for federal fiscal year 1985 under Pub. L. No. 97-35, Title XXI, Subtitle D, as amended, which provides for the maternal and child health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Sixty-three percent of the funds appropriated in subsection 1 shall be allocated to supplement appropriations for maternal and child health programs within the personal

and family health division of the state department of health. Of these funds, forty-five thousand seven hundred seventy-two (45,772) dollars shall be set aside for sudden infant death syndrome, twenty-five thousand (25,000) dollars shall be set aside for the institution of a lead poisoning prevention program, and one hundred ninety-nine thousand forty-eight (199,048) dollars shall be set aside for the statewide perinatal care program.

Thirty-seven percent of the funds appropriated in subsection 1 shall be transferred to the university of Iowa hospitals and clinics under the control of the state board of regents for regional and mobile child health specialty clinics.

3. An amount not exceeding one hundred twenty-two thousand thirty (122,030) dollars of the funds allocated in subsection 2 to the state department of health shall be used by the state department of health for administrative expenses. From the funds set aside by this subsection for administrative expenses, the state department of health shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state department of health's portion of the funds allocated in subsection 2. The auditor of state shall bill the state department of health for the costs of the audit.

It is the intent of the general assembly that the departments of health, human services, and public instruction and the university of Iowa's regional and mobile child health specialty clinics continue to pursue to the maximum extent feasible the coordination and integration of services to women and children in selected pilot areas. It is expected that these agencies prepare a progress report for the general assembly indicating objectives accomplished and barriers encountered in the pursuit of these integration efforts.

Sec. 3. TRANSFER OF FUNDS. Those federal maternal and child health services block grant funds transferred from the federal preventive health and health services block grant funds under section 4, subsection 4 of this Act for the federal

fiscal year beginning October 1, 1984, and ending September 30, 1985, are transferred to the division of personal and family health for maternal and child health programs and to the university of Iowa's regional and mobile child health specialty clinics according to the percentages specified in section 2, subsection 2 of this Act.

Sec. 4. PREVENTIVE HEALTH AND HEALTH SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the state department of health, one million twenty-five thousand one hundred sixty (1,025,160) dollars for the federal fiscal year beginning October 1, 1984, and ending September 30, 1985. The funds appropriated by this section are the anticipated funds to be received from the federal government for federal fiscal year 1985 under Pub. L. No. 97-35, Title IX, Subtitle A, as amended, which provides for the preventive health and health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding ninety-eight thousand seven hundred seventeen (98,717) dollars of the funds appropriated in subsection 1 shall be used by the state department of health for administrative expenses. From the funds set aside by this subsection for administrative expenses, the state department of health shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the state department of health for the costs of the audit.

3. Of the funds appropriated in subsection 1, the specific amount of funds required by Pub. L. No. 97-35, Title IX, Subtitle A, as amended, shall be allocated to the rape prevention program.

4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A, as amended, seven percent of the funds appropriated in

subsection 1 is transferred within the special fund in the state treasury established under section 8.41, for use by the state department of health as authorized by Pub. L. No. 97-35, Title XXI, Subtitle D, as amended, and section 3 of this Act.

5. After deducting the funds allocated and transferred in subsections 2, 3, and 4, the remaining funds appropriated in subsection 1 shall be allocated according to the following percentages to supplement appropriations for the following programs within the following divisions of the state department of health:

- a. Disease prevention division for hypertension grants 15.2 percent
- b. Disease prevention division for risk reduction services 21.0 percent
- c. Community health division and disease prevention division for health incentive grants 17.9 percent
- d. Community health division for emergency medical services 30.0 percent
- e. Personal and family health division for fluoridation grants 15.9 percent

DIVISION II

Sec. 5. COMMUNITY SERVICES APPROPRIATIONS.

1. a. There is appropriated from the special fund created in section 8.41 to the office for planning and programming, the sum of three million six hundred twenty-three thousand seventy-one (3,623,071) dollars for the federal fiscal year beginning October 1, 1984 and ending September 30, 1985. The funds appropriated by this paragraph are the anticipated funds to be received from the federal government for the federal fiscal year 1985 under Pub. L. No. 97-35, Title VI, Subtitle B, as amended, which provides for the community services block grant. The office for planning and programming shall expend the funds appropriated by this paragraph as provided in the federal law and in conformance with chapter 17A

b. The director of the office for planning and programming shall allocate not less than ninety percent of the amount of the block grant based upon the size of the poverty level population in the community action area compared to the size of the poverty level population in the state. The director of the office for planning and programming after consultation with community action agencies shall allocate an amount not exceeding five percent of the amount of financial assistance based upon other measures of need in each community action area.

2. An amount not exceeding one hundred eighty-one thousand one hundred fifty-three (181,153) dollars of the funds appropriated in subsection 1 shall be used by the office for planning and programming for administrative expenses. From the funds authorized under this subsection for administrative expenses, the office for planning and programming shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the office for planning and programming for the costs of the audit.

Sec. 6. COMMUNITY DEVELOPMENT APPROPRIATIONS.

1. There is appropriated from the special fund created in section 8.41 to the office for planning and programming, the sum of twenty-four million seven hundred seventy-five thousand (24,775,000) dollars for the federal fiscal year beginning October 1, 1984 and ending September 30, 1985. The funds appropriated by this section are the anticipated funds to be received from the federal government under Pub. L. No. 97-35, Title III, Subtitle A, as amended, which provides for the community development block grant. The office for planning and programming shall expend the funds appropriated by this paragraph as provided in the federal law and in conformance with chapter 17A.

2. An amount not exceeding nine hundred ninety-one thousand (991,000) dollars shall be used by the office for planning

and programming for administrative expenses. The total amount used for administrative expenses includes four hundred ninety-five thousand five hundred (495,500) dollars of funds appropriated in subsection 1 and a matching contribution from the state equal to four hundred ninety-five thousand five hundred (495,500) dollars from the appropriation of state funds for the community development block grant and state appropriations for related activities of the office for planning and programming. The total administrative expenses at the state level, from both federal and state sources, shall not exceed four percent of the amount appropriated in subsection 1. From the funds authorized for administrative expenses by this subsection, the office for planning and programming shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the office for planning and programming for the costs of the audit.

DIVISION III

Sec. 7. EDUCATION APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of public instruction for the federal fiscal year beginning July 1, 1984 and ending June 30, 1985, the amount received from Pub. L. No. 97-35, Title V, Subtitle D, chapter 2, as amended, which provides for the education block grant not to exceed five million four hundred thousand (5,400,000) dollars. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Twenty percent of the funds appropriated in subsection 1, not to exceed one million eighty thousand (1,080,000) dollars, shall be used by the department for basic skills development, state leadership and support services, educational improvement and support services, special projects, and state administrative expenses and auditing. However, not more than

two hundred twenty-five thousand (225,000) dollars shall be used by the department for state administrative expenses.

3. Eighty percent of the funds appropriated in subsection 1 shall be allocated by the department to local educational agencies in this state, as local educational agency is defined in Pub. L. No. 97-35, Title V, Subtitle D, as amended. The amount allocated under this subsection shall be allocated to local educational agencies according to the following percentages and enrollments:

- a. Seventy-five percent shall be allocated on the basis of enrollments in public and approved nonpublic schools.
- b. Twenty percent shall be allocated on the basis of the number of disadvantaged children in local educational agencies whose incidence ratio for disadvantaged children is above the state average incidence ratio.
- c. Five percent shall be allocated on the basis of the number of limited English speaking children whose language imposes a barrier to learning.

Sec. 8. Funds appropriated in section 7 of this Act shall not be used to aid schools or programs that illegally discriminate in employment or educational programs on the basis of sex, race, color, national origin, or disability.

DIVISION IV

Sec. 9. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the energy policy council, the sum of thirty-six million seven hundred nineteen thousand eight hundred (36,719,800) dollars for the federal fiscal year beginning October 1, 1984 and ending September 30, 1985. The funds appropriated by this section are the funds anticipated to be received from the federal government for the federal fiscal year 1985 under Pub. L. No. 97-35, Title XXVI, as amended, which provides for the low-income home energy assistance block grant. The energy policy council shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding two million eight hundred ninety-two thousand (2,892,000) dollars or nine percent of the funds appropriated in subsection 1, whichever is less, may be used for administrative expenses, not more than two hundred ninety thousand (290,000) dollars of which shall be used for administrative expenses of the energy policy council. From the total funds set aside by this subsection for administrative expenses, an amount sufficient to pay the cost of an audit of the use and administration of the state's portion of the funds appropriated is allocated for that purpose. The auditor shall bill the energy policy council for the costs of the audit.

3. The remaining funds appropriated in this section shall be allocated to help eligible households, as defined in accordance with Pub. L. No. 97-35, as amended, to meet the costs of home energy. After reserving a reasonable portion of the funds not to exceed one million dollars to carry forward into the federal fiscal year beginning October 1, 1985, at least ten percent and not more than fifteen percent of the funds appropriated by this section shall be used for low-income residential weatherization or other related home repairs for low-income households. The funds transferred to low-income weatherization shall include money for administrative expenses.

Sec. 10. SOCIAL SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of human services, thirty-three million nine hundred forty-four thousand four hundred ninety-one (33,944,491) dollars for the federal fiscal year beginning October 1, 1984 and ending September 30, 1985. Funds appropriated by this section are the funds anticipated to be received from the federal government for the federal fiscal year 1985 under Pub. L. No. 97-35, Title XXIII, Subtitle C, as codified in 42 U.S.C. secs. 1397-1397I, which provides for the social services block grant. The department of human services shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Not more than one million nine hundred forty-two thousand seven hundred eight (1,942,708) dollars of the funds appropriated in subsection 1 shall be used by the department of human services for general administration for the federal fiscal year beginning October 1, 1984 and ending September 30, 1985. From the funds set aside by this subsection for general administration, the department of human services shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the department of human services for the costs of the audit.

3. In addition to the allocation for general administration in subsection 2, the remaining funds appropriated in subsection 1 shall be allocated to supplement appropriations for the federal fiscal year beginning October 1, 1984 and ending September 30, 1985 for the following programs within the department of human services:

	1984-1985 Federal Fiscal Year
a. Field operations	\$13,563,326
b. Home-based services	\$ 155,791
c. Foster care	\$ 4,935,799
d. Protective day care	\$ 790,479
e. Purchase of local services	\$11,189,103
f. County administration	\$ 1,232,321
g. Volunteers	\$ 134,964

4. The social services block grant state advisory committee, formerly known as the Title XX state advisory committee, and the social services block grant district advisory committees, formerly known as the Title XX district advisory committees, shall continue to advise the department of policy matters with respect to the social services block grant funds allocated by the federal government to this state through June 30, 1985.

Sec. 11. SOCIAL SERVICES BLOCK GRANT PLAN. The department of human services shall develop a plan for the use of federal social services block grant funds for the state fiscal year beginning July 1, 1985 and ending June 30, 1986.

The proposed plan shall include all programs and services at the state level which the department proposes to fund with federal social services block grant funds, and shall identify state and other funds which the department proposes to use to fund the state programs and services.

The proposed plan shall also include all local programs and services which are eligible to be funded with federal social services block grant funds, the total amount of federal social services block grant funds available for the local programs and services, and the manner of distribution of the federal social services block grant funds to the counties. The proposed plan shall identify state and local funds which will be used to fund the local programs and services.

The proposed plan shall be submitted with the department's budget requests to the governor and the general assembly.

DIVISION VI

Sec. 12. PROCEDURE FOR REDUCED FEDERAL FUNDS.

1. Except for section 7 of this Act, if the funds received from the federal government for the block grants specified in this Act are less than the amounts appropriated, the funds actually received shall be prorated by the governor for the various programs, other than for the rape prevention program under section 4, subsection 3 of this Act, for which each block grant is available according to the percentages that each program is to receive as specified in this Act. However, if the governor determines that the funds allocated by the percentages will not be sufficient to effect the purposes of a particular program, or if the appropriation is not allocated by percentage, the governor may allocate the funds in a manner which will effect to the greatest extent possible the purposes of the various programs for which the block grants are available.

2. Before the governor implements the actions provided for in subsection 1, the following procedures shall be taken:

a. The chairpersons and ranking members of the standing committees of the senate and house on appropriations, the director of the legislative fiscal bureau, and the appropriate chairpersons and ranking members of subcommittees of the committees on appropriations shall be notified of the proposed action.

b. The notice shall include the proposed allocations, and information on the reasons why particular percentages or amounts of funds are allocated to the individual programs, the departments and programs affected, and other information deemed useful. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action before the action is taken.

Sec. 13. PROCEDURE FOR INCREASED FEDERAL FUNDS.

1. If funds received from the federal government in the form of block grants exceed the amounts appropriated in sections 2, 4, and 7, subsection 3, of this Act, the excess shall be prorated to the appropriate programs according to the percentages specified in those sections, except additional funds shall not be prorated for administrative expenses.

2. If funds received from the federal government in the form of block grants exceed the amounts appropriated in sections 1, 5, 6 and section 7, subsection 2 of this Act, the excess shall be deposited in the special fund created in section 8.41 and is subject to appropriation by the general assembly.

3. If funds received from the federal government from block grants exceed the amounts appropriated in section 9 of this Act, at least twelve and one-half percent and not more than fifteen percent of the excess shall be allocated to the low-income weatherization program.

4. If funds received from the federal government from the social services block grant exceed the amount appropriated in section 10 of this Act, the excess shall be allocated for

the purchase of local services and the department of human services may waive the requirement of local matching funds.

Sec. 14. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41, federal funds made available to the state which are authorized for the federal fiscal year beginning October 1, 1984 resulting from the federal government consolidating former categorical grants into block grants, or which expand block grants included in Pub. L. No. 97-35, as amended, to include additional programs formerly funded by categorical grants, which are not otherwise appropriated by the general assembly, are appropriated for the programs formerly receiving the categorical grants, subject to the conditions of this section. The governor shall, whenever possible, allocate from the block grant to each program in the same proportion as the amount of federal funds received by the program during the 1984 federal fiscal year as modified by the 1984 Session of the Seventieth General Assembly for the fiscal year beginning July 1, 1984 compared to the total federal funds received in the 1984 federal fiscal year by all programs consolidated into the block grant. However, if one agency did not have categorical funds appropriated for the federal fiscal year ending September 30, 1984 but had anticipated applying for funds during the fiscal year ending September 30, 1985, the governor may allocate the funds in order to provide funding.

If the amount received in the form of a consolidated or expanded block grant is less than the total amount of federal funds received for the programs in the form of categorical grants for the 1984 federal fiscal year, state funds appropriated to the program by the general assembly to match the federal funds shall be reduced by the same proportion of the reduction in federal funds for the program. State funds released by the reduction shall be deposited in a special fund in the state treasury and are available for appropriation by the general assembly. The governor shall notify the chairpersons and ranking members of the senate and house

standing committees on appropriations, the legislative fiscal director, and the appropriate chairpersons and ranking members of the subcommittees of those committees before making the allocation of federal funds or any proportional reduction of state funds under this section. The notice shall state the amount of federal funds to be allocated to each program, the amount of federal funds received by the program during the 1984 federal fiscal year, the amount by which state funds for the program will be reduced according to this section and the amount of state funds received by the program during the 1984 fiscal year. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action before the action is taken.

If the amount received in the form of a consolidated or expanded block grant is more than the total amount of federal funds received for the programs in the form of categorical grants for the 1984 federal fiscal year, the excess funds shall be deposited in the special fund created in section 8.41 and are subject to the provisions of that section.

Sec. 15. PROCEDURE FOR FUTURE FEDERAL ACTIONS.

1. If federal block grant funding is increased or decreased for the federal fiscal year following the year for which the block grants are appropriated by this Act, the actions prescribed in sections 12 and 13 of this Act shall be modified by the governor as allowed by federal law in order that a consistent plan will be available for the affected state fiscal years.

2. Before the governor implements the actions provided for in subsection 1, the following procedures shall be taken:

- a. The chairpersons and ranking members of the senate and house standing committees on appropriations, the appropriate chairpersons and ranking members of subcommittees of those committees, and the director of the legislative fiscal bureau shall be notified of the proposed action.
- b. The notice shall include the proposed allocations, information on the reasons why particular percentages or

amounts of funds are allocated to the individual programs, the departments and programs affected, and other information deemed useful. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action before the action is taken.

Sec. 16. 1983 Iowa Acts, chapter 194, section 5, subsection 2, is amended to read as follows:

2. Sixty-three percent of the funds appropriated in subsection 1 shall be allocated to supplement appropriations for maternal and child health programs within the personal and family health division of the state department of health. Thirty-seven percent of the funds appropriated in subsection 1 shall be transferred to the university of Iowa hospitals and clinics under the control of the state board of regents for regional and mobile child health speciality clinics. The personal and family health division of the state department of health and the regional and mobile child health specialty clinics at the university of Iowa hospitals and clinics under the council of the state board of regents shall jointly develop and implement a plan for the expenditure of these funds in accordance with this subsection. These funds shall be targeted, to the extent possible, to areas of high unemployment and to disadvantaged families who lack adequate third party reimbursement to pay for care. Any unencumbered funds allocated to the state department of health under this subsection shall be transferred August 1, 1984 to the university of Iowa hospitals and clinics under the control of the state board of regents for regional and mobile child health specialty clinics.

Sec. 17. 1983 Iowa Acts, chapter 194, section 11, subsection 2, is amended to read as follows:

2. An amount not exceeding two million seven hundred ~~forty~~ eighty-eight thousand (2,750,000) (2,788,000) dollars or nine percent of the funds appropriated in subsection 1, whichever is less, may be used for administrative expenses not more than two hundred eighty thousand (280,000) dollars of which

shall be used for administrative expenses of the energy policy council. From the total funds set aside by this subsection for administrative expenses, an amount sufficient to pay the cost of an audit of the use and administration of the state's portion of the funds appropriated is allocated for that purpose. The auditor shall bill the energy policy council for the costs of the audit.

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 2352, Seventieth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 24, 1984

TERRY E. BRANSTAD
Governor