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SENATE FILE 2323  
BY COMMITTEE ON APPROPRIATIONS  
*Appropriations (S-551) 3/24*

Passed Senate, Date 3/25/88 (p. 1026) Passed House, Date \_\_\_\_\_  
Vote: Ayes 44 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, and  
3 providing procedures if federal funds are more or less than  
4 anticipated or if federal block grants are more or less than  
5 anticipated or if categorical grants are consolidated into new  
6 or existing block grants.

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

SENATE FILE 2323

S-5551

1 Amend Senate File 2323 as follows:  
2 1. Page 5, line 15, by inserting after the word  
3 "syndrome." the following: "The moneys used by the  
4 department concerning acquired immune deficiency  
5 syndrome shall not be used for the funding of indirect  
6 costs."

S-5551  
Filed March 24, 1988  
*Adopted 3/25/88 (p. 1026)*

BY COMMITTEE ON APPROPRIATIONS  
JOE WELSH, Chairperson

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

3 1. There is appropriated from the fund created by section  
4 8.41 to the Iowa department of public health, two million  
5 eight hundred thirty-nine thousand (2,839,000) dollars for the  
6 federal fiscal year beginning October 1, 1988. Funds  
7 appropriated by this section are the anticipated funds to be  
8 received from the federal government for the designated  
9 federal fiscal year under Pub. L. No. 97-35, Title IX,  
10 Subtitle A, and Pub. L. No. 97-414 which provides for the  
11 alcohol and drug abuse and mental health services block grant.  
12 The department shall expend the funds appropriated by this  
13 section as provided in the federal law making the funds  
14 available and in conformance with chapter 17A.

15 Of the funds appropriated in this subsection, an amount not  
16 exceeding twenty-seven thousand four hundred ninety-seven  
17 (27,497) dollars shall be used for audits. The auditor of  
18 state shall bill the Iowa department of public health for the  
19 cost of the audits.

20 2. Seventeen and eight-tenths percent of the remaining  
21 funds appropriated in subsection 1 shall be transferred to the  
22 division of mental health, mental retardation, and  
23 developmental disabilities within the department of human  
24 services and allocated for community mental health centers.  
25 Of this amount, ten percent must be used to initiate new  
26 mental services for severely disturbed children and  
27 adolescents and new comprehensive community mental health  
28 programs for unserved areas or underserved populations.

29 3. Funds appropriated in subsection 1 shall not be used by  
30 the Iowa department of public health for administrative  
31 expenses, except for those specified to be used for audits in  
32 subsection 1. The Iowa department of public health shall pay  
33 to the auditor of state an amount sufficient to pay the cost  
34 of auditing the use and administration of the state's portion  
35 of the funds appropriated in subsection 1 from funds

1 appropriated to the department from the general fund of the  
2 state, in addition to the amount to be used for audits in  
3 subsection 1. The auditor of state shall bill the Iowa  
4 department of public health for the costs of the audit.

5 4. Five percent of the funds appropriated in subsection 1  
6 shall be used to provide alcohol and drug abuse services to  
7 women.

8 5. After deducting the funds allocated in subsections 1,  
9 2, and 4 the remaining funds appropriated in subsection 1  
10 shall be allocated according to the following percentages to  
11 supplement appropriations for the following programs within  
12 the Iowa department of public health:

- 13 a. Drug abuse programs ..... 38.89 percent
- 14 b. Alcohol abuse programs ..... 38.89 percent
- 15 c. Alcohol and drug abuse  
16 prevention programs ..... 22.22 percent

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

18 1. There is appropriated from the fund created by section  
19 8.41 to the Iowa department of public health, the sum of five  
20 million eight hundred seventy-one thousand seven hundred  
21 seventy-seven (5,871,777) dollars for the federal fiscal year  
22 beginning October 1, 1988. The funds appropriated by this  
23 section are the funds anticipated to be received from the  
24 federal government for the designated federal fiscal year  
25 under Pub. L. No. 97-35, Title XXI, Subtitle D, as amended,  
26 which provides for the maternal and child health services  
27 block grant. The department shall expend the funds  
28 appropriated by this section as provided in the federal law  
29 making the funds available and in conformance with chapter  
30 17A.

31 Of the funds appropriated in this subsection, an amount not  
32 exceeding fifty-three thousand two hundred sixty (53,260)  
33 dollars shall be used for audits. The auditor of state shall  
34 bill the Iowa department of public health for the cost of the  
35 audits.

1     2. Sixty-three percent of the remaining funds appropriated  
2 in subsection 1 shall be allocated to supplement  
3 appropriations for maternal and child health programs within  
4 the Iowa department of public health. Of these funds, two  
5 hundred eight thousand nine hundred fifty (208,950) dollars  
6 shall be set aside for the statewide perinatal care program.

7     Thirty-seven percent of the remaining funds appropriated in  
8 subsection 1 shall be allocated to the university of Iowa  
9 hospitals and clinics under the control of the state board of  
10 regents for mobile and regional child health speciality  
11 clinics. The university of Iowa hospitals and clinics shall  
12 not receive an allocation for indirect costs from the funds  
13 for this program. Priority shall be given to establishment  
14 and maintenance of a statewide system of mobile and regional  
15 child-health speciality clinics.

16     3. An amount not exceeding one hundred twenty-three  
17 thousand seventy-two (123,072) dollars of the remaining funds  
18 allocated in subsection 2 to the Iowa department of public  
19 health shall be used by the Iowa department of public health  
20 for administrative expenses in addition to the amount to be  
21 used for audits in subsection 1.

22     It is the intent of the general assembly that the  
23 departments of public health, human services, and education  
24 and the university of Iowa's mobile and regional child health  
25 speciality clinics continue to pursue to the maximum extent  
26 feasible the coordination and integration of services to women  
27 and children in selected pilot areas. It is expected that  
28 these agencies prepare a progress report for the general  
29 assembly indicating objectives accomplished and barriers en-  
30 countered in the pursuit of these integration efforts.

31     4. Those federal maternal and child health services block  
32 grant funds transferred from the federal preventive health and  
33 health services block grant funds under section 3, subsection  
34 4, of this Act for the federal fiscal year beginning October  
35 1, 1988, are transferred to the maternal and child health

1 programs and to the university of Iowa's mobile and regional  
2 child health specialty clinics according to the percentages  
3 specified in section 2, subsection 2, of this Act.

4 5. The Iowa department of public health shall administer  
5 the statewide maternal and child health program and the  
6 crippled children's program by conducting mobile and regional  
7 child health specialty clinics and conducting other activities  
8 to improve the health of low-income women and children and to  
9 promote the welfare of children with actual or potential  
10 handicapping conditions and chronic illnesses in accordance  
11 with the requirements of Title V of the Social Security Act.

12 Sec. 3. PREVENTIVE HEALTH AND HEALTH SERVICES  
13 APPROPRIATIONS.

14 1. There is appropriated from the fund created by section  
15 8.11 to the Iowa department of public health, one million  
16 three thousand (1,003,000) dollars for the federal fiscal year  
17 beginning October 1, 1988. Funds appropriated by this section  
18 are the funds anticipated to be received from the federal  
19 government for the designated federal fiscal year under Pub.  
20 L. No. 97-35, Title IX, Subtitle A, which provides for the  
21 preventive health and health services block grant. The  
22 department shall expend the funds appropriated by this section  
23 as provided in the federal law making the funds available and  
24 in conformance with chapter 17A.

25 Of the funds appropriated in this subsection, an amount not  
26 exceeding five thousand six hundred thirty (5,630) dollars  
27 shall be used for audits. The auditor of state shall bill the  
28 Iowa department of public health for the cost of the audits.

29 2. An amount not exceeding ninety-four thousand six  
30 hundred seventy (94,670) dollars of the remaining funds  
31 appropriated in subsection 1 shall be used by the Iowa  
32 department of public health for administrative expenses in  
33 addition to the amount to be used for audits in subsection 1.

34 3. Of the remaining funds appropriated in subsection 1,  
35 the specific amount of funds required by Pub. L. No. 97-35,

1 Title IX, Subtitle A, shall be allocated to the rape  
2 prevention program.

3 4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A, as  
4 amended, seven percent of the remaining funds appropriated in  
5 subsection 1 is transferred within the special fund in the  
6 state treasury established under section 8.41, for use by the  
7 Iowa department of public health as authorized by Pub. L. No.  
8 97-35, Title XXI, Subtitle D, as amended, and section 2 of  
9 this Act.

10 5. After deducting the funds allocated and transferred in  
11 subsections 1, 2, 3, and 4, the remaining funds appropriated  
12 in subsection 1 shall be used by the department for risk  
13 reduction services, health incentive programs, hypertension,  
14 emergency medical services, and acquired immune deficiency  
15 syndrome.

16 Sec. 4. ALCOHOL AND DRUG ABUSE TREATMENT AND  
17 REHABILITATION APPROPRIATION.

18 1. There is appropriated from the fund created by section  
19 8.41 to the Iowa department of public health, one million four  
20 hundred eighty thousand (1,480,000) dollars under Pub. L. 99-  
21 570 for the federal fiscal year beginning October 1, 1988.  
22 Funds appropriated by this section provide for the alcohol and  
23 drug abuse treatment and rehabilitation block grant. The  
24 department shall expend the funds appropriated by this section  
25 as provided in the federal law making the funds available and  
26 in conformance with chapter 17A.

27 2. An amount not exceeding two percent of the funds  
28 appropriated in subsection 1 shall be used by the Iowa  
29 department of public health for administrative expenses. From  
30 the funds set aside by this subsection for administrative  
31 expenses, the Iowa department of public health shall pay to  
32 the auditor of state an amount sufficient to pay the cost of  
33 auditing the use and administration of the state's portion of  
34 the funds appropriated in subsection 1. The auditor of state  
35 shall bill the Iowa department of public health for the cost

1 of the audit.

2 Sec. 5. NARCOTICS CONTROL ASSISTANCE PROGRAM

3 APPROPRIATION.

4 1. There is appropriated from the fund created in section  
5 8.41 to the Iowa department of public health, eight hundred  
6 twenty-two thousand (822,000) dollars for the federal fiscal  
7 year beginning October 1, 1988. Funds appropriated by this  
8 section are the anticipated funds to be received from the  
9 federal government for the designated fiscal year under Pub.  
10 L. 99-570 which provides for the narcotics control assistance  
11 program block grant. The department shall expend the funds  
12 appropriated by this section as provided in the federal law  
13 making the funds available and in conformance with chapter  
14 17A.

15 2. An amount not exceeding twenty percent of the funds  
16 appropriated in subsection 1 shall be used by the Iowa  
17 department of public health for administrative expenses. From  
18 the funds set aside by this subsection for administrative  
19 expenses, the Iowa department of public health shall pay to  
20 the auditor of state an amount sufficient to pay the cost of  
21 auditing the use and administration of the state's portion of  
22 the funds appropriated in subsection 1. The auditor of state  
23 shall bill the Iowa department of public health for the cost  
24 of the audit.

25 3. Priority shall be given in the state portion of these  
26 funds to maintaining the chemical dependency programs at the  
27 Eldora training school and the Iowa juvenile home to the  
28 maximum level as determined by the cash match provided in the  
29 department of human services state appropriation.

30 Sec. 6. COMMUNITY SERVICES APPROPRIATIONS.

31 1. a. There is appropriated from the fund created by  
32 section 8.41 to the division of community action agencies of  
33 the department of human rights, the sum of three million seven  
34 hundred thousand one hundred twenty-three (3,700,123) dollars  
35 for the federal fiscal year beginning October 1, 1988. Funds

1 appropriated by this section are the funds anticipated to be  
2 received from the federal government for the designated  
3 federal fiscal year under Pub. L. No. 97-35, Title VI,  
4 Subtitle B, which provides for the community services block  
5 grant. The division of community action agencies of the  
6 department of human rights shall expend the funds appropriated  
7 by this section as provided in the federal law making the  
8 funds available and in conformance with chapter 17A.

9     b. The administrator of the division of community action  
10 agencies of the department of human rights shall allocate not  
11 less than ninety-six percent of the amount of the block grant  
12 to programs benefiting low-income persons based upon the size  
13 of the poverty-level population in the area represented by the  
14 community action areas compared to the size of the poverty-  
15 level population in the state.

16     2. An amount not exceeding four percent of the funds  
17 appropriated in subsection 1 for the federal fiscal year  
18 beginning October 1, 1988, shall be used by the division of  
19 community action agencies of the department of human rights  
20 for administrative expenses. From the funds set aside by this  
21 subsection for administrative expenses, the division of  
22 community action agencies of the department of human rights  
23 shall pay to the auditor of state an amount sufficient to pay  
24 the cost of auditing the use and administration of the state's  
25 portion of the funds appropriated in subsection 1. The  
26 auditor of state shall bill the division of community action  
27 agencies of the department of human rights for the costs of  
28 the audit.

29     Sec. 7. COMMUNITY DEVELOPMENT APPROPRIATIONS.

30     1. There is appropriated from the fund created by section  
31 8.41 to the department of economic development, the sum of  
32 twenty-four million eighty-seven thousand seven hundred  
33 eighty-three (24,087,783) dollars for the federal fiscal year  
34 beginning October 1, 1988, of which none may be granted after  
35 July 1, 1989, to a political subdivision which does not have



1 on file with the department of economic development a five-  
2 year community and economic strategy for the subdivision or  
3 can be awarded on the condition that the political subdivision  
4 shall complete the plan within one year of the award. Funds  
5 appropriated by this section are the funds anticipated to be  
6 received from the federal government for the designated  
7 federal fiscal year under Pub. L. No. 97-35, Title III,  
8 Subtitle A, which provides for the community development block  
9 grant of which a minimum of four percent shall be set aside  
10 and expended half for a grant program for the homeless for the  
11 construction, rehabilitation, or expansion of group home  
12 shelter for the homeless and half for a home ownership  
13 incentive program to help lower income and very low income  
14 families achieve single family home ownership. However, after  
15 September 1, 1988, the department may allocate the set-aside  
16 money between the programs based on the number of applications  
17 received. The department of economic development shall expend  
18 the funds appropriated by this section as provided in the  
19 federal law making the funds available and in conformance with  
20 chapter 17A.

21 2. An amount not exceeding nine hundred ninety-one  
22 thousand (991,000) dollars for the federal fiscal year  
23 beginning October 1, 1988, shall be used by the department of  
24 economic development for administrative expenses for the  
25 community development block grant. The total amount used for  
26 administrative expenses includes four hundred ninety-five  
27 thousand five hundred (495,500) dollars for the federal fiscal  
28 year beginning October 1, 1988, of funds appropriated in  
29 subsection 1 and a matching contribution from the state equal  
30 to four hundred ninety-five thousand five hundred (495,500)  
31 dollars from the appropriation of state funds for the  
32 community development block grant and state appropriations for  
33 related activities of the department of economic development.  
34 From the funds set aside for administrative expenses by this  
35 subsection, the department of economic development shall pay

1 to the auditor of state an amount sufficient to pay the cost  
2 of auditing the use and administration of the state's portion  
3 of the funds appropriated in subsection 1. The auditor of  
4 state shall bill the department of economic development for  
5 the costs of the audit.

6 Sec. 8. EDUCATION APPROPRIATIONS.

7 1. There is appropriated from the fund created by section  
8 8.41 to the department of education for the fiscal year  
9 beginning July 1, 1988, and ending June 30, 1989, the amount  
10 received from Pub. L. No. 97-35, Title V, Subtitle D, chapter  
11 2, not to exceed five million six hundred thirty-seven  
12 thousand (5,637,000) dollars, which provides for the education  
13 block grant. The department shall expend the funds  
14 appropriated by this section as provided in the federal law  
15 making the funds available and in conformance with chapter  
16 17A.

17 2. Twenty percent of the funds appropriated in subsection  
18 1, not to exceed one million one hundred twenty-seven thousand  
19 four hundred (1,127,400) dollars, shall be used by the  
20 department for basic skills development, state leadership and  
21 support services, educational improvement and support  
22 services, special projects, and state administrative expenses  
23 and auditing. However, not more than one hundred seventy-five  
24 thousand (175,000) dollars shall be used by the department for  
25 state administrative expenses.

26 3. Eighty percent of the funds appropriated in subsection  
27 1 shall be allocated by the department to local educational  
28 agencies in this state, as local educational agency is defined  
29 in Pub. L. No. 97-35, Title V, Subtitle D. The amount  
30 allocated under this subsection shall be allocated to local  
31 educational agencies according to the following percentages  
32 and enrollments:

- 33 a. Seventy-five percent shall be allocated on the basis of  
34 enrollments in public and approved nonpublic schools.
- 35 b. Twenty percent shall be allocated on the basis of the

1 number of disadvantaged children in local educational agencies  
2 whose incidence ratio for disadvantaged children is above the  
3 state average incidence ratio.

4 c. Five percent shall be allocated on the basis of the  
5 number of limited English speaking children whose language  
6 imposes a barrier to learning.

7 Sec. 9. Funds appropriated in section 8 of this Act shall  
8 not be used to aid schools or programs that illegally  
9 discriminate in employment or educational programs on the  
10 basis of sex, race, color, national origin, or disability.

11 Sec. 10. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

12 1. There is appropriated from the fund created by section  
13 8.41 to the division of community action agencies of the  
14 department of human rights, the sum of twenty-eight million  
15 five hundred four thousand one hundred seventy-five  
16 (28,504,175) dollars for the fiscal year beginning October 1,  
17 1988. The funds appropriated by this section are the funds  
18 anticipated to be received from the federal government for the  
19 designated federal fiscal years under Pub. L. No. 97-35, Title  
20 XXVI, as amended by Pub. L. No. 98-558, which provides for the  
21 low-income home energy assistance block grants. The division  
22 of community action agencies of the department of human rights  
23 shall expend the funds appropriated by this section as  
24 provided in the federal law making the funds available and in  
25 conformance with chapter 17A.

26 2. An amount not exceeding two million eight hundred  
27 ninety-two thousand (2,892,000) dollars or nine percent of the  
28 funds appropriated in subsection 1, whichever is less, may be  
29 used for administrative expenses for the low-income home  
30 energy assistance program. Not more than two hundred ninety  
31 thousand (290,000) dollars shall be used for administrative  
32 expenses of the division of community action agencies of the  
33 department of human rights. From the total funds set aside by  
34 this subsection for administrative expenses for the low-income  
35 home energy assistance program, an amount sufficient to pay

1 the cost of an audit of the use and administration of the  
2 state's portion of the funds appropriated is allocated for  
3 that purpose. The auditor shall bill the division of  
4 community action agencies of the department of human rights  
5 for the costs of the audit.

6 3. The remaining funds appropriated in this section shall  
7 be allocated to help eligible households, as defined in ac-  
8 cordance with Pub. L. No. 97-35, as amended by Pub. L. No. 98-  
9 558, to meet the costs of home energy. After reserving a  
10 reasonable portion of the remaining funds not to exceed ten  
11 percent of the funds appropriated in subsection 1, to carry  
12 forward into the federal fiscal year beginning October 1,  
13 1989, at least ten percent and not more than fifteen percent  
14 of the funds appropriated by this section shall be used for  
15 low-income residential weatherization or other related home  
16 repairs for low-income households. Of this amount, an amount  
17 not exceeding ten percent may be used for administrative  
18 expenses.

19 4. An eligible household must be willing to allow  
20 residential weatherization or other related home repairs in  
21 order to receive home energy assistance. If the eligible  
22 household resides in rental property, the unwillingness of the  
23 landlord to allow residential weatherization or other related  
24 home repairs shall not prevent the household from receiving  
25 home energy assistance.

26 Sec. 11. SOCIAL SERVICES APPROPRIATIONS.

27 1. There is appropriated from the fund created by section  
28 8.41 to the department of human services, the sum of thirty-  
29 one million seven hundred fifty-eight thousand three hundred  
30 thirty-one (31,758,331) dollars for the fiscal year beginning  
31 October 1, 1988. Funds appropriated by this subsection are  
32 the funds, other than the funds appropriated in subsection 4,  
33 anticipated to be received from the federal government for the  
34 designated federal fiscal year under Pub. L. No. 97-35, Title  
35 XXIII, Subtitle C, as codified in 42 U.S.C. sections 1397-

1 1397f, which provides for the social services block grant.  
2 The department of human services shall expend the funds  
3 appropriated by this subsection as provided in the federal law  
4 making the funds available and in conformance with chapter  
5 17A.

6 2. Not more than one million eight hundred thirty-one  
7 thousand four hundred twenty-eight (1,831,428) dollars of the  
8 funds appropriated in subsection 1 shall be used by the  
9 department of human services for general administration for  
10 the federal fiscal year beginning October 1, 1988. From the  
11 funds set aside by this subsection for general administration,  
12 the department of human services shall pay to the auditor of  
13 state an amount sufficient to pay the cost of auditing the use  
14 and administration of the state's portion of the funds  
15 appropriated in subsection 1. The auditor of state shall bill  
16 the department of human services for the costs of the audit.

17 3. In addition to the allocation for general  
18 administration in subsection 2, the remaining funds  
19 appropriated in subsection 1 shall be allocated to supplement  
20 appropriations for the federal fiscal year beginning October  
21 1, 1988, for the following programs within the department of  
22 human services:

- 23 a. Field operations:
- 24 ..... \$ 12,544,620
- 25 b. Home-based services:
- 26 ..... \$ 146,866
- 27 c. Foster care:
- 28 ..... \$ 4,653,071
- 29 d. Community-based services:
- 30 ..... \$ 745,200
- 31 e. Local administrative costs and other local services:
- 32 ..... \$ 11,709,913
- 33 f. Volunteers:
- 34 ..... \$ 127,233

35 Sec. 12. SOCIAL SERVICES BLOCK GRANT PLAN. The department

1 of human services during each fiscal year shall develop a plan  
2 for the use of federal social services block grant funds for  
3 the subsequent state fiscal year.

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

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

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

19 Sec. 13. PROCEDURE FOR REDUCED FEDERAL FUNDS.

20 1. Except for section 8 of this Act, if the funds received  
21 from the federal government for the block grants specified in  
22 this Act are less than the amounts appropriated, the funds  
23 actually received shall be prorated by the governor for the  
24 various programs, other than for the rape prevention program  
25 under section 3, subsection 3, of this Act, for which each  
26 block grant is available according to the percentages that  
27 each program is to receive as specified in this Act. However,  
28 if the governor determines that the funds allocated by the  
29 percentages will not be sufficient to effect the purposes of a  
30 particular program, or if the appropriation is not allocated  
31 by percentage, the governor may allocate the funds in a manner  
32 which will effect to the greatest extent possible the purposes  
33 of the various programs for which the block grants are  
34 available.

35 2. Before the governor implements the actions provided for

1 in subsection 1, the following procedures shall be taken:

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

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

14 Sec. 14. PROCEDURE FOR INCREASED FEDERAL FUNDS.

15 1. If funds received from the federal government in the  
16 form of block grants exceed the amounts appropriated in  
17 sections 2, 3, 4, and 5, section 8, subsection 3, and section  
18 11, subsection 1, of this Act, the excess shall be prorated to  
19 the appropriate programs according to the percentages  
20 specified in those sections, except additional funds shall not  
21 be prorated for administrative expenses.

22 2. If funds received from the federal government from  
23 block grants exceed the amounts appropriated in section 10 of  
24 this Act, at least ten percent and not more than fifteen  
25 percent of the excess shall be allocated to the low-income  
26 weatherization program.

27 3. If funds received from the federal government in the  
28 form of block grants exceed the amounts appropriated in  
29 section 1 of this Act, the excess shall be prorated to the  
30 appropriate programs according to the percentages specified in  
31 those sections, except additional funds shall not be prorated  
32 for administrative expenses.

33 4. If funds received from the federal government from  
34 community services block grants exceed the amounts  
35 appropriated in section 6 of this Act, one hundred percent of

1 the excess is allocated to the community services block grant  
2 program.

3     Sec. 15. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR  
4 EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41,  
5 federal funds made available to the state which are authorized  
6 for the federal fiscal year beginning October 1, 1988,  
7 resulting from the federal government consolidating former  
8 categorical grants into block grants, or which expand block  
9 grants included in Pub. L. No. 97-35, to include additional  
10 programs formerly funded by categorical grants, which are not  
11 otherwise appropriated by the general assembly, are  
12 appropriated for the programs formerly receiving the  
13 categorical grants, subject to the conditions of this section.  
14 The governor shall, whenever possible, allocate from the block  
15 grant to each program in the same proportion as the amount of  
16 federal funds received by the program during the 1988 federal  
17 fiscal year as modified by the 1988 Session of the Seventy-  
18 second General Assembly for the fiscal year beginning July 1,  
19 1988, compared to the total federal funds received in the 1988  
20 federal fiscal year by all programs consolidated into the  
21 block grant. However, if one agency did not have categorical  
22 funds appropriated for the federal fiscal year ending  
23 September 30, 1988, but had anticipated applying for funds  
24 during the fiscal year ending September 30, 1989, the governor  
25 may allocate the funds in order to provide funding.

26     If the amount received in the form of a consolidated or  
27 expanded block grant is less than the total amount of federal  
28 funds received for the programs in the form of categorical  
29 grants for the 1988 federal fiscal year, state funds  
30 appropriated to the program by the general assembly to match  
31 the federal funds shall be reduced by the same proportion of  
32 the reduction in federal funds for the program. State funds  
33 released by the reduction shall be deposited in a special fund  
34 in the state treasury and are available for appropriation by  
35 the general assembly. The governor shall notify the



1 chairpersons and ranking members of the senate and house  
2 committees on appropriations, the legislative fiscal director,  
3 and the members of the appropriate subcommittees of those  
4 committees before making the allocation of federal funds or  
5 any proportional reduction of state funds under this section.  
6 The notice shall state the amount of federal funds to be  
7 allocated to each program, the amount of federal funds  
8 received by the program during the 1988 federal fiscal year,  
9 the amount by which state funds for the program will be  
10 reduced according to this section and the amount of state  
11 funds received by the program during the 1988 fiscal year.  
12 Chairpersons notified shall be allowed at least two weeks to  
13 review and comment on the proposed action before the action is  
14 taken.

15 If the amount received in the form of a consolidated or  
16 expanded block grant is more than the total amount of federal  
17 funds received for the programs in the form of categorical  
18 grants for the 1988 federal fiscal year, the excess funds  
19 shall be deposited in the special fund created in section 8.41  
20 and are subject to the provisions of that section.

21 EXPLANATION

22 This bill appropriates funding received from various block  
23 grants from the federal government to the appropriate state  
24 agencies for the federal fiscal year beginning October 1,  
25 1988. The bill establishes a mechanism to regulate the  
26 process in the case of receiving more or less federal funding  
27 than predicted, or in the case of consolidation of block  
28 grants.

29 SIMILAR TO LSB 8329SC  
30 SUCCESSOR TO LSB 8329S

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*Appropriation 3/25  
Amended (265) - Dr. Sen 4/2 (p. 1505)*

SENATE FILE **2323**  
BY COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE MARCH 25, 1988)

**\_\_\_\_\_** - New Language by the Senate

*Re* Passed Senate, Date 4/12/88 (p. 1475) Passed House, Date 4/11/88 (p. 1653)  
Vote: Ayes 46 Nays 0 Vote: Ayes 73 Nays 0  
Approved April 25, 1988  
*Reconsidered & Re-passed 4/11 (p. 1670)  
93-2*

**A BILL FOR**

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

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

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S.F. 2323

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

3 1. There is appropriated from the fund created by section  
4 8.41 to the Iowa department of public health, two million  
5 eight hundred thirty-nine thousand (2,839,000) dollars for the  
6 federal fiscal year beginning October 1, 1988. Funds  
7 appropriated by this section are the anticipated funds to be  
8 received from the federal government for the designated  
9 federal fiscal year under Pub. L. No. 97-35, Title IX,  
10 Subtitle A, and Pub. L. No. 97-414 which provides for the  
11 alcohol and drug abuse and mental health services block grant.  
12 The department shall expend the funds appropriated by this  
13 section as provided in the federal law making the funds  
14 available and in conformance with chapter 17A.

15 Of the funds appropriated in this subsection, an amount not  
16 exceeding twenty-seven thousand four hundred ninety-seven  
17 (27,497) dollars shall be used for audits. The auditor of  
18 state shall bill the Iowa department of public health for the  
19 cost of the audits.

20 2. Seventeen and eight-tenths percent of the remaining  
21 funds appropriated in subsection 1 shall be transferred to the  
22 division of mental health, mental retardation, and  
23 developmental disabilities within the department of human  
24 services and allocated for community mental health centers.  
25 Of this amount, ten percent must be used to initiate new  
26 mental services for severely disturbed children and  
27 adolescents and new comprehensive community mental health  
28 programs for unserved areas or underserved populations.

29 3. Funds appropriated in subsection 1 shall not be used by  
30 the Iowa department of public health for administrative  
31 expenses, except for those specified to be used for audits in  
32 subsection 1. The Iowa department of public health shall pay  
33 to the auditor of state an amount sufficient to pay the cost  
34 of auditing the use and administration of the state's portion  
35 of the funds appropriated in subsection 1 from funds

1 appropriated to the department from the general fund of the  
2 state, in addition to the amount to be used for audits in  
3 subsection 1. The auditor of state shall bill the Iowa  
4 department of public health for the costs of the audit.

5 4. Five percent of the funds appropriated in subsection 1  
6 shall be used to provide alcohol and drug abuse services to  
7 women.

8 5. After deducting the funds allocated in subsections 1,  
9 2, and 4 the remaining funds appropriated in subsection 1  
10 shall be allocated according to the following percentages to  
11 supplement appropriations for the following programs within  
12 the Iowa department of public health:

- 13 a. Drug abuse programs ..... 38.89 percent
- 14 b. Alcohol abuse programs ..... 38.89 percent
- 15 c. Alcohol and drug abuse  
16 prevention programs ..... 22.22 percent

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

18 1. There is appropriated from the fund created by section  
19 8.41 to the Iowa department of public health, the sum of five  
20 million eight hundred seventy-one thousand seven hundred  
21 seventy-seven (5,871,777) dollars for the federal fiscal year  
22 beginning October 1, 1988. The funds appropriated by this  
23 section are the funds anticipated to be received from the  
24 federal government for the designated federal fiscal year  
25 under Pub. L. No. 97-35, Title XXI, Subtitle D, as amended,  
26 which provides for the maternal and child health services  
27 block grant. The department shall expend the funds  
28 appropriated by this section as provided in the federal law  
29 making the funds available and in conformance with chapter  
30 17A.

31 Of the funds appropriated in this subsection, an amount not  
32 exceeding fifty-three thousand two hundred sixty (53,260)  
33 dollars shall be used for audits. The auditor of state shall  
34 bill the Iowa department of public health for the cost of the  
35 audits.

1        2. Sixty-three percent of the remaining funds appropriated  
2 in subsection 1 shall be allocated to supplement  
3 appropriations for maternal and child health programs within  
4 the Iowa department of public health. Of these funds, two  
5 hundred eight thousand nine hundred fifty (208,950) dollars  
6 shall be set aside for the statewide perinatal care program.

7        Thirty-seven percent of the remaining funds appropriated in  
8 subsection 1 shall be allocated to the university of Iowa  
9 hospitals and clinics under the control of the state board of  
10 regents for mobile and regional child health specialty  
11 clinics. The university of Iowa hospitals and clinics shall  
12 not receive an allocation for indirect costs from the funds  
13 for this program. Priority shall be given to establishment  
14 and maintenance of a statewide system of mobile and regional  
15 child-health speciality clinics.

16        3. An amount not exceeding one hundred twenty-three  
17 thousand seventy-two (123,072) dollars of the remaining funds  
18 allocated in subsection 2 to the Iowa department of public  
19 health shall be used by the Iowa department of public health  
20 for administrative expenses in addition to the amount to be  
21 used for audits in subsection 1.

22        It is the intent of the general assembly that the  
23 departments of public health, human services, and education  
24 and the university of Iowa's mobile and regional child health  
25 specialty clinics continue to pursue to the maximum extent  
26 feasible the coordination and integration of services to women  
27 and children in selected pilot areas. It is expected that  
28 these agencies prepare a progress report for the general  
29 assembly indicating objectives accomplished and barriers en-  
30 countered in the pursuit of these integration efforts.

31        4. Those federal maternal and child health services block  
32 grant funds transferred from the federal preventive health and  
33 health services block grant funds under section 3, subsection  
34 4, of this Act for the federal fiscal year beginning October  
35 1, 1988, are transferred to the maternal and child health

1 programs and to the university of Iowa's mobile and regional  
2 child health specialty clinics according to the percentages  
3 specified in section 2, subsection 2, of this Act.

4 5. The Iowa department of public health shall administer  
5 the statewide maternal and child health program and the  
6 crippled children's program by conducting mobile and regional  
7 child health specialty clinics and conducting other activities  
8 to improve the health of low-income women and children and to  
9 promote the welfare of children with actual or potential  
10 handicapping conditions and chronic illnesses in accordance  
11 with the requirements of Title V of the Social Security Act.

12 Sec. 3. PREVENTIVE HEALTH AND HEALTH SERVICES  
13 APPROPRIATIONS.

14 1. There is appropriated from the fund created by section  
15 8.41 to the Iowa department of public health, one million  
16 three thousand (1,003,000) dollars for the federal fiscal year  
17 beginning October 1, 1988. Funds appropriated by this section  
18 are the funds anticipated to be received from the federal  
19 government for the designated federal fiscal year under Pub.  
20 L. No. 97-35, Title IX, Subtitle A, which provides for the  
21 preventive health and health services block grant. The  
22 department shall expend the funds appropriated by this section  
23 as provided in the federal law making the funds available and  
24 in conformance with chapter 17A.

25 Of the funds appropriated in this subsection, an amount not  
26 exceeding five thousand six hundred thirty (5,630) dollars  
27 shall be used for audits. The auditor of state shall bill the  
28 Iowa department of public health for the cost of the audits.

29 2. An amount not exceeding ninety-four thousand six  
30 hundred seventy (94,670) dollars of the remaining funds  
31 appropriated in subsection 1 shall be used by the Iowa  
32 department of public health for administrative expenses in  
33 addition to the amount to be used for audits in subsection 1.

34 3. Of the remaining funds appropriated in subsection 1,  
35 the specific amount of funds required by Pub. L. No. 97-35,

1 Title IX, Subtitle A, shall be allocated to the rape  
2 prevention program.

3 4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A, as  
4 amended, seven percent of the remaining funds appropriated in  
5 subsection 1 is transferred within the special fund in the  
6 state treasury established under section 8.41, for use by the  
7 Iowa department of public health as authorized by Pub. L. No.  
8 97-35, Title XXI, Subtitle D, as amended, and section 2 of  
9 this Act.

10 5. After deducting the funds allocated and transferred in  
11 subsections 1, 2, 3, and 4, the remaining funds appropriated  
12 in subsection 1 shall be used by the department for risk  
13 reduction services, health incentive programs, hypertension,  
14 emergency medical services, and acquired immune deficiency  
15 syndrome. The moneys used by the department concerning  
16 acquired immune deficiency syndrome shall not be used for the  
17 funding of indirect costs.

18 Sec. 4. ALCOHOL AND DRUG ABUSE TREATMENT AND  
19 REHABILITATION APPROPRIATION.

20 1. There is appropriated from the fund created by section  
21 8.41 to the Iowa department of public health, one million four  
22 hundred eighty thousand (1,480,000) dollars under Pub. L. 99-  
23 570 for the federal fiscal year beginning October 1, 1988.  
24 Funds appropriated by this section provide for the alcohol and  
25 drug abuse treatment and rehabilitation block grant. The  
26 department shall expend the funds appropriated by this section  
27 as provided in the federal law making the funds available and  
28 in conformance with chapter 17A.

29 2. An amount not exceeding two percent of the funds  
30 appropriated in subsection 1 shall be used by the Iowa  
31 department of public health for administrative expenses. From  
32 the funds set aside by this subsection for administrative  
33 expenses, the Iowa department of public health shall pay to  
34 the auditor of state an amount sufficient to pay the cost of  
35 auditing the use and administration of the state's portion of

1 the funds appropriated in subsection 1. The auditor of state  
2 shall bill the Iowa department of public health for the cost  
3 of the audit.

4 Sec. 5. NARCOTICS CONTROL ASSISTANCE PROGRAM  
5 APPROPRIATION.

6 1. There is appropriated from the fund created in section  
7 8.41 to the Iowa department of public health, eight hundred  
8 twenty-two thousand (822,000) dollars for the federal fiscal  
9 year beginning October 1, 1988. Funds appropriated by this  
10 section are the anticipated funds to be received from the  
11 federal government for the designated fiscal year under Pub.  
12 L. 99-570 which provides for the narcotics control assistance  
13 program block grant. The department shall expend the funds  
14 appropriated by this section as provided in the federal law  
15 making the funds available and in conformance with chapter  
16 17A.

17 2. An amount not exceeding twenty percent of the funds  
18 appropriated in subsection 1 shall be used by the Iowa  
19 department of public health for administrative expenses. From  
20 the funds set aside by this subsection for administrative  
21 expenses, the Iowa department of public health shall pay to  
22 the auditor of state an amount sufficient to pay the cost of  
23 auditing the use and administration of the state's portion of  
24 the funds appropriated in subsection 1. The auditor of state  
25 shall bill the Iowa department of public health for the cost  
26 of the audit.

27 3. Priority shall be given in the state portion of these  
28 funds to maintaining the chemical dependency programs at the  
29 Eldora training school and the Iowa juvenile home to the  
30 maximum level as determined by the cash match provided in the  
31 department of human services state appropriation.

32 Sec. 6. COMMUNITY SERVICES APPROPRIATIONS.

33 1. a. There is appropriated from the fund created by  
34 section 8.41 to the division of community action agencies of  
35 the department of human rights, the sum of three million seven



1 hundred thousand one hundred twenty-three (3,700,123) dollars  
2 for the federal fiscal year beginning October 1, 1988. Funds  
3 appropriated by this section are the funds anticipated to be  
4 received from the federal government for the designated  
5 federal fiscal year under Pub. L. No. 97-35, Title VI,  
6 Subtitle B, which provides for the community services block  
7 grant. The division of community action agencies of the  
8 department of human rights shall expend the funds appropriated  
9 by this section as provided in the federal law making the  
10 funds available and in conformance with chapter 17A.

11 b. The administrator of the division of community action  
12 agencies of the department of human rights shall allocate not  
13 less than ninety-six percent of the amount of the block grant  
14 to programs benefiting low-income persons based upon the size  
15 of the poverty-level population in the area represented by the  
16 community action areas compared to the size of the poverty-  
17 level population in the state.

18 2. An amount not exceeding four percent of the funds  
19 appropriated in subsection 1 for the federal fiscal year  
20 beginning October 1, 1988, shall be used by the division of  
21 community action agencies of the department of human rights  
22 for administrative expenses. From the funds set aside by this  
23 subsection for administrative expenses, the division of  
24 community action agencies of the department of human rights  
25 shall pay to the auditor of state an amount sufficient to pay  
26 the cost of auditing the use and administration of the state's  
27 portion of the funds appropriated in subsection 1. The  
28 auditor of state shall bill the division of community action  
29 agencies of the department of human rights for the costs of  
30 the audit.

31 Sec. 7. COMMUNITY DEVELOPMENT APPROPRIATIONS.

32 1. There is appropriated from the fund created by section  
33 8.41 to the department of economic development, the sum of  
34 twenty-four million eighty-seven thousand seven hundred  
35 eighty-three (24,087,783) dollars for the federal fiscal year

1 beginning October 1, 1988, of which none may be granted after  
2 July 1, 1989, to a political subdivision which does not have  
3 on file with the department of economic development a five-  
4 year community and economic strategy for the subdivision or  
5 can be awarded on the condition that the political subdivision  
6 shall complete the plan within one year of the award. Funds  
7 appropriated by this section are the funds anticipated to be  
8 received from the federal government for the designated  
9 federal fiscal year under Pub. L. No. 97-35, Title III,  
10 Subtitle A, which provides for the community development block  
11 grant of which a minimum of four percent shall be set aside  
12 and expended half for a grant program for the homeless for the  
13 construction, rehabilitation, or expansion of group home  
14 shelter for the homeless and half for a home ownership  
15 incentive program to help lower income and very low income  
16 families achieve single family home ownership. However, after  
17 September 1, 1988, the department may allocate the set-aside  
18 money between the programs based on the number of applications  
19 received. The department of economic development shall expend  
20 the funds appropriated by this section as provided in the  
21 federal law making the funds available and in conformance with  
22 chapter 17A.

23 2. An amount not exceeding nine hundred ninety-one  
24 thousand (991,000) dollars for the federal fiscal year  
25 beginning October 1, 1988, shall be used by the department of  
26 economic development for administrative expenses for the  
27 community development block grant. The total amount used for  
28 administrative expenses includes four hundred ninety-five  
29 thousand five hundred (495,500) dollars for the federal fiscal  
30 year beginning October 1, 1988, of funds appropriated in  
31 subsection 1 and a matching contribution from the state equal  
32 to four hundred ninety-five thousand five hundred (495,500)  
33 dollars from the appropriation of state funds for the  
34 community development block grant and state appropriations for  
35 related activities of the department of economic development.

1 From the funds set aside for administrative expenses by this  
2 subsection, the department of economic development shall pay  
3 to the auditor of state an amount sufficient to pay the cost  
4 of auditing the use and administration of the state's portion  
5 of the funds appropriated in subsection 1. The auditor of  
6 state shall bill the department of economic development for  
7 the costs of the audit.

8 Sec. 8. EDUCATION APPROPRIATIONS.

9 1. There is appropriated from the fund created by section  
10 8.41 to the department of education for the fiscal year  
11 beginning July 1, 1988, and ending June 30, 1989, the amount  
12 received from Pub. L. No. 97-35, Title V, Subtitle D, chapter  
13 2, not to exceed five million six hundred thirty-seven  
14 thousand (5,637,000) dollars, which provides for the education  
15 block grant. The department shall expend the funds  
16 appropriated by this section as provided in the federal law  
17 making the funds available and in conformance with chapter  
18 17A.

19 2. Twenty percent of the funds appropriated in subsection  
20 1, not to exceed one million one hundred twenty-seven thousand  
21 four hundred (1,127,400) dollars, shall be used by the  
22 department for basic skills development, state leadership and  
23 support services, educational improvement and support  
24 services, special projects, and state administrative expenses  
25 and auditing. However, not more than one hundred seventy-five  
26 thousand (175,000) dollars shall be used by the department for  
27 state administrative expenses.

28 3. Eighty percent of the funds appropriated in subsection  
29 1 shall be allocated by the department to local educational  
30 agencies in this state, as local educational agency is defined  
31 in Pub. L. No. 97-35, Title V, Subtitle D. The amount  
32 allocated under this subsection shall be allocated to local  
33 educational agencies according to the following percentages  
34 and enrollments:

35 a. Seventy-five percent shall be allocated on the basis of

1 enrollments in public and approved nonpublic schools.

2     b. Twenty percent shall be allocated on the basis of the  
3 number of disadvantaged children in local educational agencies  
4 whose incidence ratio for disadvantaged children is above the  
5 state average incidence ratio.

6     c. Five percent shall be allocated on the basis of the  
7 number of limited English speaking children whose language  
8 imposes a barrier to learning.

9     Sec. 9. Funds appropriated in section 8 of this Act shall  
10 not be used to aid schools or programs that illegally  
11 discriminate in employment or educational programs on the  
12 basis of sex, race, color, national origin, or disability.

13     Sec. 10. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

14     1. There is appropriated from the fund created by section  
15 8.41 to the division of community action agencies of the  
16 department of human rights, the sum of twenty-eight million  
17 five hundred four thousand one hundred seventy-five  
18 (28,504,175) dollars for the fiscal year beginning October 1,  
19 1988. The funds appropriated by this section are the funds  
20 anticipated to be received from the federal government for the  
21 designated federal fiscal years under Pub. L. No. 97-35, Title  
22 XXVI, as amended by Pub. L. No. 98-558, which provides for the  
23 low-income home energy assistance block grants. The division  
24 of community action agencies of the department of human rights  
25 shall expend the funds appropriated by this section as  
26 provided in the federal law making the funds available and in  
27 conformance with chapter 17A.

28     2. An amount not exceeding two million eight hundred  
29 ninety-two thousand (2,892,000) dollars or nine percent of the  
30 funds appropriated in subsection 1, whichever is less, may be  
31 used for administrative expenses for the low-income home  
32 energy assistance program. Not more than two hundred ninety  
33 thousand (290,000) dollars shall be used for administrative  
34 expenses of the division of community action agencies of the  
35 department of human rights. From the total funds set aside by

1 this subsection for administrative expenses for the low-income  
2 home energy assistance program, an amount sufficient to pay  
3 the cost of an audit of the use and administration of the  
4 state's portion of the funds appropriated is allocated for  
5 that purpose. The auditor shall bill the division of  
6 community action agencies of the department of human rights  
7 for the costs of the audit.

8 3. The remaining funds appropriated in this section shall  
9 be allocated to help eligible households, as defined in ac-  
10 cordance with Pub. L. No. 97-35, as amended by Pub. L. No. 98-  
11 558, to meet the costs of home energy. After reserving a  
12 reasonable portion of the remaining funds not to exceed ten  
13 percent of the funds appropriated in subsection 1, to carry  
14 forward into the federal fiscal year beginning October 1,  
15 1989, at least ten percent and not more than fifteen percent  
16 of the funds appropriated by this section shall be used for  
17 low-income residential weatherization or other related home  
18 repairs for low-income households. Of this amount, an amount  
19 not exceeding ten percent may be used for administrative  
20 expenses.

21 4. An eligible household must be willing to allow  
22 residential weatherization or other related home repairs in  
23 order to receive home energy assistance. If the eligible  
24 household resides in rental property, the unwillingness of the  
25 landlord to allow residential weatherization or other related  
26 home repairs shall not prevent the household from receiving  
27 home energy assistance.

28 Sec. 11. SOCIAL SERVICES APPROPRIATIONS.

29 1. There is appropriated from the fund created by section  
30 8.41 to the department of human services, the sum of thirty-  
31 one million seven hundred fifty-eight thousand three hundred  
32 thirty-one (31,758,331) dollars for the fiscal year beginning  
33 October 1, 1988. Funds appropriated by this subsection are  
34 the funds, other than the funds appropriated in subsection 4,  
35 anticipated to be received from the federal government for the

1 designated federal fiscal year under Pub. L. No. 97-35, Title  
2 XXIII, Subtitle C, as codified in 42 U.S.C. sections 1397-  
3 1397f, which provides for the social services block grant.  
4 The department of human services shall expend the funds  
5 appropriated by this subsection as provided in the federal law  
6 making the funds available and in conformance with chapter  
7 17A.

8 2. Not more than one million eight hundred thirty-one  
9 thousand four hundred twenty-eight (1,831,428) dollars of the  
10 funds appropriated in subsection 1 shall be used by the  
11 department of human services for general administration for  
12 the federal fiscal year beginning October 1, 1988. From the  
13 funds set aside by this subsection for general administration,  
14 the department of human services shall pay to the auditor of  
15 state an amount sufficient to pay the cost of auditing the use  
16 and administration of the state's portion of the funds  
17 appropriated in subsection 1. The auditor of state shall bill  
18 the department of human services for the costs of the audit.

19 3. In addition to the allocation for general  
20 administration in subsection 2, the remaining funds  
21 appropriated in subsection 1 shall be allocated to supplement  
22 appropriations for the federal fiscal year beginning October  
23 1, 1988, for the following programs within the department of  
24 human services:

- 25 a. Field operations:
- 26 ..... \$ 12,544,620
- 27 b. Home-based services:
- 28 ..... \$ 146,866
- 29 c. Foster care:
- 30 ..... \$ 4,653,071
- 31 d. Community-based services:
- 32 ..... \$ 745,200
- 33 e. Local administrative costs and other local services:
- 34 ..... \$ 11,709,913
- 35 f. Volunteers:

1 ..... \$ 127,233

2 Sec. 12. SOCIAL SERVICES BLOCK GRANT PLAN. The department  
3 of human services during each fiscal year shall develop a plan  
4 for the use of federal social services block grant funds for  
5 the subsequent state fiscal year.

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 to  
10 fund the state programs and services.

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

22 1. Except for section 8 of this Act, if the funds received  
23 from the federal government for the block grants specified in  
24 this Act are less than the amounts appropriated, the funds  
25 actually received shall be prorated by the governor for the  
26 various programs, other than for the rape prevention program  
27 under section 3, subsection 3, of this Act, for which each  
28 block grant is available according to the percentages that  
29 each program is to receive as specified in this Act. However,  
30 if the governor determines that the funds allocated by the  
31 percentages will not be sufficient to effect the purposes of a  
32 particular program, or if the appropriation is not allocated  
33 by percentage, the governor may allocate the funds in a manner  
34 which will effect to the greatest extent possible the purposes  
35 of the various programs for which the block grants are

1 available.

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

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

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

16 Sec. 14. PROCEDURE FOR INCREASED FEDERAL FUNDS.

17 1. If funds received from the federal government in the  
18 form of block grants exceed the amounts appropriated in  
19 sections 2, 3, 4, and 5, section 8, subsection 3, and section  
20 11, subsection 1, of this Act, the excess shall be prorated to  
21 the appropriate programs according to the percentages  
22 specified in those sections, except additional funds shall not  
23 be prorated for administrative expenses.

24 2. If funds received from the federal government from  
25 block grants exceed the amounts appropriated in section 10 of  
26 this Act, at least ten percent and not more than fifteen  
27 percent of the excess shall be allocated to the low-income  
28 weatherization program.

29 3. If funds received from the federal government in the  
30 form of block grants exceed the amounts appropriated in  
31 section 1 of this Act, the excess shall be prorated to the  
32 appropriate programs according to the percentages specified in  
33 those sections, except additional funds shall not be prorated  
34 for administrative expenses.

35 4. If funds received from the federal government from



1 community services block grants exceed the amounts  
2 appropriated in section 6 of this Act, one hundred percent of  
3 the excess is allocated to the community services block grant  
4 program.

5 Sec. 15. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR  
6 EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41,  
7 federal funds made available to the state which are authorized  
8 for the federal fiscal year beginning October 1, 1988,  
9 resulting from the federal government consolidating former  
10 categorical grants into block grants, or which expand block  
11 grants included in Pub. L. No. 97-35, to include additional  
12 programs formerly funded by categorical grants, which are not  
13 otherwise appropriated by the general assembly, are  
14 appropriated for the programs formerly receiving the  
15 categorical grants, subject to the conditions of this section.  
16 The governor shall, whenever possible, allocate from the block  
17 grant to each program in the same proportion as the amount of  
18 federal funds received by the program during the 1988 federal  
19 fiscal year as modified by the 1988 Session of the Seventy-  
20 second General Assembly for the fiscal year beginning July 1,  
21 1988, compared to the total federal funds received in the 1988  
22 federal fiscal year by all programs consolidated into the  
23 block grant. However, if one agency did not have categorical  
24 funds appropriated for the federal fiscal year ending  
25 September 30, 1988, but had anticipated applying for funds  
26 during the fiscal year ending September 30, 1989, the governor  
27 may allocate the funds in order to provide funding.

28 If the amount received in the form of a consolidated or  
29 expanded block grant is less than the total amount of federal  
30 funds received for the programs in the form of categorical  
31 grants for the 1988 federal fiscal year, state funds  
32 appropriated to the program by the general assembly to match  
33 the federal funds shall be reduced by the same proportion of  
34 the reduction in federal funds for the program. State funds  
35 released by the reduction shall be deposited in a special fund

1 in the state treasury and are available for appropriation by  
2 the general assembly. The governor shall notify the  
3 chairpersons and ranking members of the senate and house  
4 committees on appropriations, the legislative fiscal director,  
5 and the members of the appropriate subcommittees of those  
6 committees before making the allocation of federal funds or  
7 any proportional reduction of state funds under this section.  
8 The notice shall state the amount of federal funds to be  
9 allocated to each program, the amount of federal funds  
10 received by the program during the 1988 federal fiscal year,  
11 the amount by which state funds for the program will be  
12 reduced according to this section and the amount of state  
13 funds received by the program during the 1988 fiscal year.  
14 Chairpersons notified shall be allowed at least two weeks to  
15 review and comment on the proposed action before the action is  
16 taken.

17 If the amount received in the form of a consolidated or  
18 expanded block grant is more than the total amount of federal  
19 funds received for the programs in the form of categorical  
20 grants for the 1988 federal fiscal year, the excess funds  
21 shall be deposited in the special fund created in section 8.41  
22 and are subject to the provisions of that section.

23 SIMILAR TO LSB 8329SC  
24 SUCCESSOR TO LSB 8329S

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## SENATE FILE 2323

H-6265

1 Amend Senate File 2323, as amended, passed, and re-  
2 printed by the Senate, as follows:

3 1. Page 5, line 14, by inserting after the word  
4 "services," the following: "the fluoridation  
5 program,".

6 2. Page 5, line 17, by inserting after the word  
7 "costs." the following: "If a federal grant for  
8 acquired immune deficiency syndrome prevention program  
9 activities is not received, the amount of the funds  
10 previously awarded for the fluoridation program shall  
11 be allocated to acquired immune deficiency syndrome  
12 prevention program activities."

13 3. Page 8, by striking lines 3 through 6 and  
14 inserting the following: "on file with the department  
15 of economic development a multiyear community and  
16 economic development strategic plan for the  
17 subdivision. The department shall adopt rules which  
18 require that the plan shall be completed within one  
19 year of the receipt of an award and contain key  
20 concepts; however, a valid plan shall not be required  
21 to be comprehensive. Funds".

22 4. Page 8, line 15, by striking the word  
23 "incentive".

24 5. Page 8, line 17, by striking the word and  
25 figures "September 1, 1988" and inserting the  
26 following: "January 1, 1989".

27 6. Page 11, by striking line 34 and inserting the  
28 following: "the funds".

29 7. Page 13, by inserting after line 20 the  
30 following:

31 "Sec. . . . MENTAL HEALTH SERVICES FOR THE HOMELESS  
32 BLOCK GRANT. Upon receipt of the minimum block grant  
33 from the federal alcohol, drug abuse, and mental  
34 health administration to provide mental health  
35 services for the homeless, the division of mental  
36 health, mental retardation, and developmental  
37 disabilities of the department of human services shall  
38 assure that a project which receives funds under the  
39 block grant from either the federal, or nonfederal  
40 state match share of twenty-five percent in order to  
41 provide outreach services to persons who are  
42 chronically mentally ill and homeless or who are  
43 subject to a significant probability of becoming  
44 homeless shall do all of the following:

45 1. Provide community mental health services,  
46 diagnostic services, crisis intervention services, and  
47 habilitation and rehabilitation services.

48 2. Refer clients to medical facilities for  
49 necessary hospital services, and to entities that  
50 provide primary health services and substance abuse

H-6265

Page 2

1 services.

2 3. Provide appropriate training to persons who  
3 provide services to persons targeted by the grant.

4 4. Provide case management to homeless persons.

5 5. Provide supportive and supervisory services to

6 certain homeless persons living in residential

7 settings which are not otherwise supported."

8 8. By renumbering as necessary.

By COMMITTEE ON APPROPRIATIONS

JOCHUM of Dubuque, Chairperson

H-6265 FILED APRIL 6, 1988

*Adopted 4/11 (p. 1652)*

## SENATE FILE 2323

H-6309

1 Amend Senate File 2323 as amended, passed, and

2 reprinted by the Senate, as follows:

3 i. Page 10, line 12, by inserting after the word

4 "sex," the following: "religion,".

By HATCH of Polk

DODERER of Johnson

CONNORS of Polk

SCHRADER of Marion

BUHR of Polk

H-6309 FILED APRIL 7, 1988

*Law 4/11 (p. 1652)**Recommendation - Del. Tol (p. 1670)*

HOUSE AMENDMENT TO  
SENATE FILE 2323

5936

1 Amend Senate File 2323, as amended, passed, and re-  
2 printed by the Senate, as follows:

3 1. Page 5, line 14, by inserting after the word  
4 "services," the following: "the fluoridation  
5 program,".

6 2. Page 5, line 17, by inserting after the word  
7 "costs." the following: "If a federal grant for  
8 acquired immune deficiency syndrome prevention program  
9 activities is not received, the amount of the funds  
10 previously awarded for the fluoridation program shall  
11 be allocated to acquired immune deficiency syndrome  
12 prevention program activities."

13 3. Page 8, by striking lines 3 through 6 and  
14 inserting the following: "on file with the department  
15 of economic development a multiyear community and  
16 economic development strategic plan for the  
17 subdivision. The department shall adopt rules which  
18 require that the plan shall be completed within one  
19 year of the receipt of an award and contain key  
20 concepts; however, a valid plan shall not be required  
21 to be comprehensive. Funds".

22 4. Page 8, line 15, by striking the word  
23 "incentive".

24 5. Page 8, line 17, by striking the word and  
25 figures "September 1, 1988" and inserting the  
26 following: "January 1, 1989".

27 6. Page 10, line 12, by inserting after the word  
28 "sex," the following: "religion,".

29 7. Page 11, by striking line 34 and inserting the  
30 following: "the funds".

31 8. Page 13, by inserting after line 20 the  
32 following:

33 "Sec. \_\_\_\_ . MENTAL HEALTH SERVICES FOR THE HOMELESS  
34 BLOCK GRANT. Upon receipt of the minimum block grant  
35 from the federal alcohol, drug abuse, and mental  
36 health administration to provide mental health  
37 services for the homeless, the division of mental  
38 health, mental retardation, and developmental  
39 disabilities of the department of human services shall  
40 assure that a project which receives funds under the  
41 block grant from either the federal, or nonfederal  
42 state match share of twenty-five percent in order to  
43 provide outreach services to persons who are  
44 chronically mentally ill and homeless or who are  
45 subject to a significant probability of becoming  
46 homeless shall do all of the following:

47 1. Provide community mental health services,  
48 diagnostic services, crisis intervention services, and  
49 habilitation and rehabilitation services.

50 2. Refer clients to medical facilities for

S-5936 Page 2

- 1 necessary hospital services, and to entities that
- 2 provide primary health services and substance abuse
- 3 services.
- 4 3. Provide appropriate training to persons who
- 5 provide services to persons targeted by the grant.
- 6 4. Provide case management to homeless persons.
- 7 5. Provide supportive and supervisory services to
- 8 certain homeless persons living in residential
- 9 settings which are not otherwise supported."
- 10 9. By renumbering, relettering, or redesignating
- 11 and correcting internal references as necessary.

S-5936

Filed April 12, 1988

ADOPTED

RECEIVED FROM THE HOUSE

*Senate amended (5953) ✓*  
*concurrent 4/12 (p. 1475)*

SENATE FILE 2323

S-5953

1 Amend the House amendment, S-5936, to Senate File  
2 2323, as amended, passed, and reprinted by the Senate  
3 as follows:  
4 1. Page 1, by inserting before line 3 the  
5 following:  
6 "\_\_\_\_. Page 1, by striking lines 9 and 10 and  
7 inserting the following: "federal fiscal year under  
8 42 U.S.C. § 300w et seq., which provides for the".  
9 \_\_\_\_\_. Page 2, by striking line 25 and inserting  
10 the following: "under 42 U.S.C. § 701-709,".  
11 \_\_\_\_\_. Page 4, by striking lines 19 and 20 and  
12 inserting the following: "government for the  
13 designated federal fiscal year under 42 U.S.C. § 300w  
14 et seq., which provides for the".  
15 \_\_\_\_\_. By striking page 4, line 35 through page 5,  
16 line 1 and inserting the following: "the specific  
17 amount of funds required under 42 U.S.C. § 300w et  
18 seq., shall be allocated to the rape".  
19 \_\_\_\_\_. Page 5, by striking lines 7 and 8 and  
20 inserting the following: "Iowa department of public  
21 health as authorized under 42 U.S.C. § 701-709, and  
22 section 2 of".  
23 2. Page 1, by striking lines 3 through 12, and  
24 inserting the following:  
25 "\_\_\_\_. Page 5, line 14, by inserting after the  
26 word "services," the following: "monitoring of the  
27 fluoridation program,".  
28 "\_\_\_\_. Page 5, line 17, by inserting after the  
29 word "costs." the following: "Of the funds used by  
30 the department under this subsection, an amount not  
31 exceeding forty thousand (40,000) dollars shall be  
32 used for the monitoring of the fluoridation program."  
33 3. Page 1, by inserting after line 12 the  
34 following:  
35 "\_\_\_\_. Page 7, by striking lines 5 and 6 and  
36 inserting the following: "federal fiscal year under  
37 42 U.S.C. § 9901-9912, which provides for the  
38 community services block".  
39 4. Page 1, by inserting after line 21 the  
40 following:  
41 "\_\_\_\_. Page 8, by striking lines 9 and 10 and  
42 inserting the following: "federal fiscal year under  
43 42 U.S.C. § 5301-5320, which provides for the  
44 community development block".  
45 5. Page 1, by inserting after line 26 the  
46 following:  
47 "\_\_\_\_. Page 9, by striking lines 12 and 13 and  
48 inserting the following: "received from 42 U.S.C. §  
49 3811 et seq., not to exceed five million six hundred  
50 thirty-seven".

S-5953 Page 2

1 \_\_\_\_\_. Page 9, by striking line 31 and inserting  
2 the following: "in 42 U.S.C. § 3800. The amount."  
3 6. Page 1, by inserting after line 28 the  
4 following:  
5 "\_\_\_\_\_. Page 11, line 10, by inserting after the  
6 word "with" the following: "the federal Omnibus  
7 Budget Reconciliation Act of 1981,."  
8 7. Page 1, by inserting after line 30 the  
9 following:  
10 "\_\_\_\_\_. Page 12, by striking lines 1 and 2 and  
11 inserting the following: "designated federal fiscal  
12 year under 42 U.S.C. § 1397-"."

S-5953

Filed April 12, 1988

ADOPTED

BY AL STURGEON

(p. 1475)



SENATE AMENDMENT TO HOUSE AMENDMENT TO  
SENATE FILE 2323

H-6418

1 Amend the House amendment, S-5936, to Senate File  
2 2323, as amended, passed, and reprinted by the Senate  
3 as follows:

4 1. Page 1, by inserting before line 3 the  
5 following:

6 "\_\_\_\_\_. Page 1, by striking lines 9 and 10 and  
7 inserting the following: "federal fiscal year under  
8 42 U.S.C. } 300w et seq., which provides for the".

9 \_\_\_\_\_ . Page 2, by striking line 25 and inserting  
10 the following: "under 42 U.S.C. } 701-709,".

11 \_\_\_\_\_ . Page 4, by striking lines 19 and 20 and  
12 inserting the following: "government for the  
13 designated federal fiscal year under 42 U.S.C. } 300w  
14 et seq., which provides for the".

15 \_\_\_\_\_ . By striking page 4, line 35 through page 5,  
16 line 1 and inserting the following: "the specific  
17 amount of funds required under 42 U.S.C. } 300w et  
18 seq., shall be allocated to the rape".

19 \_\_\_\_\_ . Page 5, by striking lines 7 and 8 and  
20 inserting the following: "Iowa department of public  
21 health as authorized under 42 U.S.C. } 701-709, and  
22 section 2 of".

23 2. Page 1, by striking lines 3 through 12, and  
24 inserting the following:

25 "\_\_\_\_\_. Page 5, line 14, by inserting after the  
26 word "services," the following: "monitoring of the  
27 fluoridation program,".

28 "\_\_\_\_\_. Page 5, line 17, by inserting after the  
29 word "costs." the following: "Of the funds used by  
30 the department under this subsection, an amount not  
31 exceeding forty thousand (40,000) dollars shall be  
32 used for the monitoring of the fluoridation program.""

33 3. Page 1, by inserting after line 12 the  
34 following:

35 "\_\_\_\_\_. Page 7, by striking lines 5 and 6 and  
36 inserting the following: "federal fiscal year under  
37 42 U.S.C. } 9901-9912, which provides for the  
38 community services block".

39 4. Page 1, by inserting after line 21 the  
40 following:

41 "\_\_\_\_\_. Page 8, by striking lines 9 and 10 and  
42 inserting the following: "federal fiscal year under  
43 42 U.S.C. } 5301-5320, which provides for the  
44 community development block".

45 5. Page 1, by inserting after line 26 the  
46 following:

47 "\_\_\_\_\_. Page 9, by striking lines 12 and 13 and  
48 inserting the following: "received from 42 U.S.C. }  
49 3811 et seq., not to exceed five million six hundred  
50 thirty-seven".

H-6418

Page 2

1 \_\_\_\_\_ . Page 9, by striking line 31 and inserting  
2 the following: "in 42 U.S.C. } 3800. The amount".  
3 6. Page 1, by inserting after line 28 the  
4 following:  
5 " \_\_\_\_\_ . Page 11, line 10, by inserting after the  
6 word "with" the following: "the federal Omnibus  
7 Budget Reconciliation Act of 1981,."  
8 7. Page 1, by inserting after line 30 the  
9 following:  
10 " \_\_\_\_\_ . Page 12, by striking lines 1 and 2 and  
11 inserting the following: "designated federal fiscal  
12 year under 42 U.S.C. } 1397-".

RECEIVED FROM THE SENATE

H-6418 FILED APRIL 13, 1988

*House concurred 4/14 (y 1864)*

SENATE FILE 2323

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:

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 Iowa department of public health, two million eight hundred thirty-nine thousand (2,839,000) dollars for the federal fiscal year beginning October 1, 1988. Funds appropriated by this section are the anticipated funds to be received from the federal government for the designated federal fiscal year under 42 U.S.C. § 300w et seq., 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.

Of the funds appropriated in this subsection, an amount not exceeding twenty-seven thousand four hundred ninety-seven (27,497) dollars shall be used for audits. The auditor of state shall bill the Iowa department of public health for the cost of the audits.

2. Seventeen and eight-tenths percent of the remaining 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.

Of this amount, ten percent must be used to initiate new mental services for severely disturbed children and adolescents and new comprehensive community mental health programs for unserved areas or underserved populations.

3. Funds appropriated in subsection 1 shall not be used by the Iowa department of public health for administrative expenses, except for those specified to be used for audits in subsection 1. The Iowa department of public 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 from funds appropriated to the department from the general fund of the state, in addition to the amount to be used for audits in subsection 1. The auditor of state shall bill the Iowa department of public health for the costs of the audit.

4. Five percent of the funds appropriated in subsection 1 shall be used to provide alcohol and drug abuse services to women.

5. After deducting the funds allocated in subsections 1, 2, 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 Iowa department of public health:

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

Sec. 2. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the Iowa department of public health, the sum of five million eight hundred seventy-one thousand seven hundred seventy-seven (5,871,777) dollars for the federal fiscal year beginning October 1, 1988. The funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under 42 U.S.C. § 701-709, 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.

Of the funds appropriated in this subsection, an amount not exceeding fifty-three thousand two hundred sixty (\$3,260) dollars shall be used for audits. The auditor of state shall bill the Iowa department of public health for the cost of the audits.

2. Sixty-three percent of the remaining funds appropriated in subsection 1 shall be allocated to supplement appropriations for maternal and child health programs within the Iowa department of public health. Of these funds, two hundred eight thousand nine hundred fifty (208,950) dollars shall be set aside for the statewide perinatal care program.

Thirty-seven percent of the remaining funds appropriated in subsection 1 shall be allocated to the University of Iowa hospitals and clinics under the control of the state board of regents for mobile and regional child health specialty clinics. The University of Iowa hospitals and clinics shall not receive an allocation for indirect costs from the funds for this program. Priority shall be given to establishment and maintenance of a statewide system of mobile and regional child-health specialty clinics.

3. An amount not exceeding one hundred twenty-three thousand seventy-two (123,072) dollars of the remaining funds allocated in subsection 2 to the Iowa department of public health shall be used by the Iowa department of public health for administrative expenses in addition to the amount to be used for audits in subsection 1.

It is the intent of the general assembly that the departments of public health, human services, and education and the University of Iowa's mobile and regional 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.

4. Those federal maternal and child health services block grant funds transferred from the federal preventive health and health services block grant funds under section 3, subsection 4, of this Act for the federal fiscal year beginning October 1, 1988, are transferred to the maternal and child health programs and to the University of Iowa's mobile and regional child health specialty clinics according to the percentages specified in section 2, subsection 2, of this Act.

5. The Iowa department of public health shall administer the statewide maternal and child health program and the crippled children's program by conducting mobile and regional child health specialty clinics and conducting other activities to improve the health of low-income women and children and to promote the welfare of children with actual or potential handicapping conditions and chronic illnesses in accordance with the requirements of Title V of the Social Security Act.

#### Sec. 3. PREVENTIVE HEALTH AND HEALTH SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the Iowa department of public health, one million three thousand (1,003,000) dollars for the federal fiscal year beginning October 1, 1988. Funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under 42 U.S.C. § 300w et seq., 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.

Of the funds appropriated in this subsection, an amount not exceeding five thousand six hundred thirty (\$5,630) dollars shall be used for audits. The auditor of state shall bill the Iowa department of public health for the cost of the audits.

2. An amount not exceeding ninety-four thousand six hundred seventy (94,670) dollars of the remaining funds appropriated in subsection 1 shall be used by the Iowa department of public health for administrative expenses in addition to the amount to be used for audits in subsection 1.

3. Of the remaining funds appropriated in subsection 1, the specific amount of funds required under 42 U.S.C. § 300w et seq., 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 remaining funds appropriated in subsection 1 is transferred within the special fund in the state treasury established under section 8.41, for use by the Iowa department of public health as authorized under 42 U.S.C. § 701-709, and section 2 of this Act.

5. After deducting the funds allocated and transferred in subsections 1, 2, 3, and 4, the remaining funds appropriated in subsection 1 shall be used by the department for risk reduction services, health incentive programs, hypertension, emergency medical services, monitoring of the fluoridation program, and acquired immune deficiency syndrome. The moneys used by the department concerning acquired immune deficiency syndrome shall not be used for the funding of indirect costs. Of the funds used by the department under this subsection, an amount not exceeding forty thousand (40,000) dollars shall be used for the monitoring of the fluoridation program.

**Sec. 4. ALCOHOL AND DRUG ABUSE TREATMENT AND REHABILITATION APPROPRIATION.**

1. There is appropriated from the fund created by section 8.41 to the Iowa department of public health, one million four hundred eighty thousand (1,480,000) dollars under Pub. L. 99-570 for the federal fiscal year beginning October 1, 1988. Funds appropriated by this section provide for the alcohol and drug abuse treatment and rehabilitation 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 percent of the funds appropriated in subsection 1 shall be used by the Iowa department of public health for administrative expenses. From the funds set aside by this subsection for administrative expenses, the Iowa department of public 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 Iowa department of public health for the cost of the audit.

**Sec. 5. NARCOTICS CONTROL ASSISTANCE PROGRAM APPROPRIATION.**

1. There is appropriated from the fund created in section 8.41 to the Iowa department of public health, eight hundred twenty-two thousand (822,000) dollars for the federal fiscal year beginning October 1, 1988. Funds appropriated by this section are the anticipated funds to be received from the federal government for the designated fiscal year under Pub. L. 99-570 which provides for the narcotics control assistance program 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 twenty percent of the funds appropriated in subsection 1 shall be used by the Iowa department of public health for administrative expenses. From the funds set aside by this subsection for administrative expenses, the Iowa department of public 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 Iowa department of public health for the cost of the audit.

3. Priority shall be given in the state portion of these funds to maintaining the chemical dependency programs at the Eldora training school and the Iowa juvenile home to the

maximum level as determined by the cash match provided in the department of human services state appropriation.

Sec. 6. COMMUNITY SERVICES APPROPRIATIONS.

1. a. There is appropriated from the fund created by section 8.41 to the division of community action agencies of the department of human rights, the sum of three million seven hundred thousand one hundred twenty-three (3,700,123) dollars for the federal fiscal year beginning October 1, 1988. Funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under 42 U.S.C. § 9901-9912, which provides for the community services block grant. The division of community action agencies of the department of human rights shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

b. The administrator of the division of community action agencies of the department of human rights shall allocate not less than ninety-six percent of the amount of the block grant to programs benefiting low-income persons based upon the size of the poverty-level population in the area represented by the community action areas compared to the size of the poverty-level population in the state.

2. An amount not exceeding four percent of the funds appropriated in subsection 1 for the federal fiscal year beginning October 1, 1988, shall be used by the division of community action agencies of the department of human rights for administrative expenses. From the funds set aside by this subsection for administrative expenses, the division of community action agencies of the department of human rights 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 division of community action agencies of the department of human rights for the costs of the audit.

Sec. 7. COMMUNITY DEVELOPMENT APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of economic development, the sum of twenty-four million eighty-seven thousand seven hundred eighty-three (24,087,783) dollars for the federal fiscal year beginning October 1, 1988, of which none may be granted after July 1, 1989, to a political subdivision which does not have on file with the department of economic development a multiyear community and economic development strategic plan for the subdivision. The department shall adopt rules which require that the plan shall be completed within one year of the receipt of an award and contain key concepts; however, a valid plan shall not be required to be comprehensive. Funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under 42 U.S.C. § 5301-5320, which provides for the community development block grant of which a minimum of four percent shall be set aside and expended half for a grant program for the homeless for the construction, rehabilitation, or expansion of group home shelter for the homeless and half for a home ownership program to help lower income and very low income families achieve single family home ownership. However, after January 1, 1989, the department may allocate the set-aside money between the programs based on the number of applications received. The department of economic development 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 nine hundred ninety-one thousand (991,000) dollars for the federal fiscal year beginning October 1, 1988, shall be used by the department of economic development for administrative expenses for the community development block grant. The total amount used for administrative expenses includes four hundred ninety-five thousand five hundred (495,500) dollars for the federal fiscal year beginning October 1, 1988, 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 department of economic development. From the funds set aside for administrative expenses by this subsection, the department of economic development 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 economic development for the costs of the audit.

**Sec. 8. EDUCATION APPROPRIATIONS.**

1. There is appropriated from the fund created by section 8.41 to the department of education for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the amount received from 42 U.S.C. § 3811 et seq., not to exceed five million six hundred thirty-seven thousand (5,637,000) dollars, which provides for the education 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. Twenty percent of the funds appropriated in subsection 1, not to exceed one million one hundred twenty-seven thousand four hundred (1,127,400) 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 one hundred seventy-five thousand (175,000) 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 42 U.S.C. § 3800. 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. 9. Funds appropriated in section 8 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, religion, race, color, national origin, or disability.

**Sec. 10. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.**

1. There is appropriated from the fund created by section 8.41 to the division of community action agencies of the department of human rights, the sum of twenty-eight million five hundred four thousand one hundred seventy-five (28,504,175) dollars for the fiscal year beginning October 1, 1988. The funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal years under Pub. L. No. 97-35, Title XXVI, as amended by Pub. L. No. 98-558, which provides for the low-income home energy assistance block grants. The division of community action agencies of the department of human rights 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 for the low-income home energy assistance program. Not more than two hundred ninety thousand (290,000) dollars shall be used for administrative expenses of the division of community action agencies of the

department of human rights. From the total funds set aside by this subsection for administrative expenses for the low-income home energy assistance program, 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 division of community action agencies of the department of human rights 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 the federal Omnibus Budget Reconciliation Act of 1981, Pub. L. No. 97-35, as amended by Pub. L. No. 98-558, to meet the costs of home energy. After reserving a reasonable portion of the remaining funds not to exceed ten percent of the funds appropriated in subsection 1, to carry forward into the federal fiscal year beginning October 1, 1989, 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. Of this amount, an amount not exceeding ten percent may be used for administrative expenses.

4. An eligible household must be willing to allow residential weatherization or other related home repairs in order to receive home energy assistance. If the eligible household resides in rental property, the unwillingness of the landlord to allow residential weatherization or other related home repairs shall not prevent the household from receiving home energy assistance.

Sec. 11. SOCIAL SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of human services, the sum of thirty-one million seven hundred fifty-eight thousand three hundred thirty-one (\$31,758,331) dollars for the fiscal year beginning October 1, 1988. Funds appropriated by this subsection are the funds anticipated to be received from the federal government for the designated federal fiscal year under 42

U.S.C. § 1397-1397f, which provides for the social services block grant. The department of human services shall expend the funds appropriated by this subsection as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Not more than one million eight hundred thirty-one thousand four hundred twenty-eight (1,831,428) 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, 1988. 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, 1988, for the following programs within the department of human services:

a. Field operations:	\$ 12,544,620
b. Home-based services:	\$ 146,866
c. Foster care:	\$ 4,653,071
d. Community-based services:	\$ 745,200
e. Local administrative costs and other local services:	\$ 11,709,913
f. Volunteers:	\$ 127,233

Sec. 12. SOCIAL SERVICES BLOCK GRANT PLAN. The department of human services during each fiscal year shall develop a plan



for the use of federal social services block grant funds for the subsequent state fiscal year.

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.

**Sec. 13. MENTAL HEALTH SERVICES FOR THE HOMELESS BLOCK GRANT.** Upon receipt of the minimum block grant from the federal alcohol, drug abuse, and mental health administration to provide mental health services for the homeless, the division of mental health, mental retardation, and developmental disabilities of the department of human services shall assure that a project which receives funds under the block grant from either the federal, or nonfederal state match share of twenty-five percent in order to provide outreach services to persons who are chronically mentally ill and homeless or who are subject to a significant probability of becoming homeless shall do all of the following:

1. Provide community mental health services, diagnostic services, crisis intervention services, and habilitation and rehabilitation services.

2. Refer clients to medical facilities for necessary hospital services, and to entities that provide primary health services and substance abuse services.

3. Provide appropriate training to persons who provide services to persons targeted by the grant.

4. Provide case management to homeless persons.

5. Provide supportive and supervisory services to certain homeless persons living in residential settings which are not otherwise supported.

**Sec. 14. PROCEDURE FOR REDUCED FEDERAL FUNDS.**

1. Except for section 8 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 3, 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 members of appropriate subcommittees of those committees 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. 15. 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, 3, 4, and 5, section 8, subsection 3, and section 11, subsection 1, 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 from block grants exceed the amounts appropriated in section 10 of this Act, at least ten percent and not more than fifteen percent of the excess shall be allocated to the low-income weatherization program.

3. If funds received from the federal government in the form of block grants exceed the amounts appropriated in section 1 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.

4. If funds received from the federal government from community services block grants exceed the amounts appropriated in section 6 of this Act, one hundred percent of the excess is allocated to the community services block grant program.

Sec. 16. 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, 1988, resulting from the federal government consolidating former categorical grants into block grants, or which expand block grants included in Pub. L. No. 97-35, 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 1988 federal fiscal year as modified by the 1988 Session of the Seventy-second General Assembly for the fiscal year beginning July 1, 1988, compared to the total federal funds received in the 1988 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, 1988, but had anticipated applying for funds during the fiscal year ending September 30, 1989, 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 1988 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 committees on appropriations, the legislative fiscal director, and the members of the appropriate 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 1988 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 1988 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 1988 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.

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JO ANN ZIMMERMAN  
President of the Senate

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DONALD D. AVENSON  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2323, Seventy-second General Assembly.

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JOHN F. DWYER  
Secretary of the Senate

Approved April 28, 1988

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TERRY E. BRANSTAD  
Governor

**SF 2323**