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HOUSE FILE 2371

APPROPRIATIONS CALENDAR

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 7294SA)

Passed House, Date 2/28/90 (p. 742) Passed Senate, Date 3/27/90 (P. 1342)
 Vote: Ayes 56 Nays 34 Vote: Ayes 39 Nays 7
 Approved April 3, 1990
veto

A BILL FOR

1 An Act relating to and making appropriations to the civil rights
 2 commission, the department of human rights, the department for
 3 the blind, the department of elder affairs, and the Iowa
 4 department of public health.

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

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HF 2371

1 Section 1.

2 There is appropriated from the general fund of the state to
3 the Iowa state civil rights commission for the fiscal year
4 beginning July 1, 1990 and ending June 30, 1991, the following
5 amount, or so much thereof as is necessary, to be used for the
6 purposes designated:

5142 7 For salaries, support, maintenance, miscellaneous purposes,
8 and for not more than the following full-time equivalent posi-
9 tions:

10	\$	1,051,000
11	FTEs	37.00

12 Sec. 2.

13 There is appropriated from the general fund of the state to
14 the department of human rights for the fiscal year beginning
15 July 1, 1990 and ending June 30, 1991, the following amounts,
16 or so much thereof as is necessary, to be used for the
17 purposes designated:

18 1. CENTRAL ADMINISTRATION DIVISION

19 For salaries, support, maintenance, miscellaneous purposes,
20 and for not more than the following full-time equivalent posi-
21 tions:

22	\$	242,000
23	FTEs	9.00

24 2. SPANISH-SPEAKING PEOPLE DIVISION

25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent posi-
27 tions:

28	\$	127,000
29	FTEs	3.50

30 3. PERSONS WITH DISABILITIES DIVISION

31 For salaries, support, maintenance, miscellaneous purposes,
32 and for not more than the following full-time equivalent posi-
33 tions:

34	\$	191,000
35	FTEs	4.00

1 Of the funds appropriated to the division, there is
2 allocated an amount necessary to fund the central registry for
3 brain injuries established pursuant to section 135.22.

4 4. STATUS OF WOMEN DIVISION

5 For salaries, support, maintenance, miscellaneous purposes,
6 and for not more than the following full-time equivalent posi-
7 tions:

8	\$	351,000
9	FTEs	4.10

10 Of the funds appropriated under this subsection, \$140,000
11 shall be used to fund the displaced homemaker program.

12 5. CHILDREN, YOUTH AND FAMILIES DIVISION

13 For salaries, support, maintenance, miscellaneous purposes,
14 and for not more than the following full-time equivalent posi-
15 tions:

16	\$	181,000
17	FTEs	8.00

18 Of the funds appropriated in this subsection, no less than
19 \$36,300 shall be spent for expenses relating to the
20 administration of federal funds for juvenile assistance. It
21 is the intent of the general assembly that the department of
22 human rights employ sufficient staff to meet the federal
23 funding match requirements established by the federal office
24 for juvenile justice delinquency prevention. The governor's
25 advisory council on juvenile justice shall determine the
26 staffing level necessary to carry out federal and state
27 mandates for juvenile justice.

28 6. DEAF SERVICES DIVISION

29 For salaries, support, maintenance, miscellaneous purposes,
30 and for not more than the following full-time equivalent posi-
31 tions:

32	\$	307,000
33	FTEs	10.00

34 The fees collected by the division for provision of
35 interpretation services by the division to obligated agencies

1 shall be dispersed pursuant to the provisions of section 8.32,
2 and shall be dedicated and used by the division for the
3 provision of continued and expanded interpretation services.

4 7. STATUS OF BLACKS DIVISION

5 For salaries, support, maintenance, miscellaneous purposes,
6 and for not more than the following full-time equivalent posi-
7 tions:

8	\$	69,000
9	FTEs	1.50

10 8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

11 For salaries, support, maintenance, miscellaneous purposes,
12 and for not more than the following full-time equivalent posi-
13 tions:

14	\$	223,000
15	FTEs	7.00

16 The criminal and juvenile justice advisory council and the
17 juvenile justice advisory council of the division of children,
18 youth, and families shall coordinate their efforts in carrying
19 out their respective duties relative to juvenile justice.

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20 9. RECREATION AND EDUCATIONAL GRANTS PROGRAM

21 For salaries, support, maintenance, miscellaneous purposes,
22 and for not more than the following full-time equivalent
23 positions:

24	\$	500,000
25	FTEs	1.50

26 a. Of the amount appropriated under this subsection,
27 \$400,000 shall be used as follows:

28 (1) To provide state funds to encourage and supplement
29 recreational and educational activities for low-income youth
30 grades K-12 by filling existing gaps and permitting expansion
31 in the current system of community-based recreational and
32 educational programs; establishing a comprehensive network of
33 services that are continuous and year-round that focus on
34 recreation and personal development education for low-income
35 youth grades K-12; and providing recreational/educational

1 programs for youth from families with incomes no more than 120
2 percent above the federal poverty level.

3 (2) To be eligible for state funds under this paragraph,
4 the applicant must be a nonprofit organization whose mission
5 includes providing services for low-income youth grades K-12;
6 the activities must be those not currently offered by the
7 organization, or if currently offered are demonstrably
8 underfunded; and the activities must be free of charge to all
9 youth who meet the income requirements. A nominal fee, at
10 cost, may be assessed to youth who do not meet the stated
11 income requirements. Grants will be awarded based on the
12 organization's demonstrated ability to provide organized
13 recreational or educational programs or a combination of both.

14 (3) Of the amount allocated under this paragraph, \$100,000
15 shall be used for exemplary social and community-based
16 organizations whose activities are primarily targeted toward
17 minority populations in the state.

18 b. Of the funds appropriated under this subsection, 10
19 percent of the funds may be used for administrative purposes
20 of the department of human rights.

21 Sec. 3.

22 There is appropriated from the general fund of the state to
23 the department for the blind for the fiscal year beginning
24 July 1, 1990, and ending June 30, 1991, the following amount,
25 or so much thereof as is necessary, to be used for the
26 purposes designated:

518727 For salaries, support, maintenance, miscellaneous purposes,
28 and for not more than the following full-time equivalent posi-
29 tions:

30	\$	1,451,000
31	FTEs	102.50

32 Sec. 4.

33 There is appropriated from the general fund of the state to
34 the department of elder affairs for the fiscal year beginning
35 July 1, 1990, and ending June 30, 1991, the following amounts,

1 or so much thereof as is necessary, to be used for the
2 purposes designated:

51423 1. For salaries, support, maintenance, miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:

* 6	\$	506,000
* 7	FTEs	32.00

8 It is the intent of the general assembly that the
9 department employ an alternative housing coordinator and a
10 long-term care coordinator as 2 of the full-time equivalent
11 positions.

12 Of the funds appropriated under this subsection, \$35,000
13 shall be used by the department to contract with Iowa
14 Protection and Advocacy Services, Inc., to provide information
15 and referral, advocacy, training, and other services relative
16 to the needs of the mentally ill and the developmentally
17 disabled in health care facilities.

18 Of the funds appropriated under this subsection, \$50,000
19 shall be allocated to fund the representative payee project
20 established within the department of elder affairs.

21 2. For the administration of area agencies on aging:

* 22	\$	114,000
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23 3. For the long-term care residents' advocate and the care
24 review committees at the local area agency on aging level:

25	\$	120,000
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26 A local area agency on aging shall match the funds
27 appropriated with funds from other sources on a \$4 to \$1
28 basis.

29 4. For the retired Iowans community employment program:

30	\$	104,000
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31 5. For the older Iowans' legislature:

32	\$	13,000
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33 6. For the retired seniors volunteer program:

34	\$	83,000
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35 Of the funds appropriated in this subsection, \$12,500 shall

1 be used to continue the initial state-developed retired
2 seniors volunteer program project, and \$25,000 shall be used
3 to fund 2 additional state-developed retired seniors volunteer
4 program projects.

5 The remaining funds appropriated in this subsection shall
6 be divided equally among the remaining retired seniors
7 volunteer program projects and shall not be used by the
8 department for administrative purposes.

9 7. For elderly services programs:

10 \$ 1,531,000

11 All funds appropriated under this subsection shall be
12 received and disbursed by the director of elder affairs for
13 the elderly services program, shall not be used for
14 administrative purposes, and shall be used for citizens of
15 Iowa over 60 years of age for chore, telephone reassurance,
16 adult day care, and home repair services, including the
17 winterizing of homes, and for the construction of entrance
18 ramps which meet the requirements of section 104A.4 and make
19 residences accessible to the physically handicapped. Funds
20 appropriated under this subsection may be used to supplement
21 federal funds under federal regulations. Funds appropriated
22 under this subsection may be used for elderly services not
23 specifically enumerated in this subsection only if approved by
24 an area agency on aging for provision of the service within
25 the area.

26 Of the funds appropriated in this subsection, \$150,000, or
27 so much thereof as is necessary, are allocated for a respite
28 care program, administered by the department of elder affairs.

29 For an fiscal year beginning July 1, 1990, area agencies on
30 aging shall expend no less than \$250,000 on adult day care
31 programs.

32 Of the funds appropriated in this subsection, \$150,000, or
33 so much thereof as is necessary, shall be used for case
34 management for the frail elderly.

35 8. For the Alzheimer's disease support program:

1 \$ 75,000

51442 9. For an elder law program:

3 \$ 100,000

4 It is the intent of the general assembly that the funds
5 appropriated under this subsection be used by the department
6 to establish, in cooperation with the area agencies on aging,
7 a program to provide legal services to elders. An area agency
8 on aging shall contract with the nonprofit legal services
9 organization which is in closest proximity to the area agency
10 on aging, to provide the services of a full-time attorney to
11 elders in the service area of the area agency on aging.

12 Sec. 5.

13 There is appropriated from the general fund of the state to
14 the Iowa department of public health for the fiscal year
15 beginning July 1, 1990, and ending June 30, 1991, the
16 following amounts, or so much thereof as is necessary, to be
17 used for the purposes designated:

18 1. CENTRAL ADMINISTRATION DIVISION

19 For salaries, support, maintenance, miscellaneous purposes,
20 and for not more than the following full-time equivalent posi-
21 tions:

22 \$ 838,000

23 FTEs 57.00

24 As a condition, limitation, and qualification of the
25 appropriation made in this subsection, the director of the
26 Iowa department of public health or the director's designee
27 shall participate in an interagency working committee convened
28 by the governor's planning council for developmental
29 disabilities to examine the feasibility of establishing an
30 office of disability prevention within state government.

523531 2. HEALTH PLANNING DIVISION

32 a. For salaries, support, maintenance, miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent posi-tions:

35 \$ 1,177,000

1 FTEs 15.75

2 The department shall allocate from the funds appropriated
3 under this subsection \$754,500 for the fiscal year beginning
4 July 1, 1990, for the chronic renal disease program. The
5 types of assistance to eligible recipients under the program
6 may include hospital and medical expenses, home dialysis
7 supplies, insurance premiums, travel expenses, prescription
8 and nonprescription drugs, and lodging expenses for persons in
9 training. The program expenditures shall not exceed these
10 allocations. If projected expenditures will exceed the
11 allocations, the department shall establish by administrative
12 rule a mechanism to reduce financial assistance under the
13 renal disease program in order to keep expenditures within the
14 allocations.

15 b. For salaries, support, maintenance, miscellaneous
16 purposes, and for not more than the following full-time
17 equivalent positions for the office of rural health:

18 \$ 187,000
19 FTEs 4.00

20 (1) Of the funds appropriated in this paragraph, \$57,000
21 is allocated for the continuation of the office of rural
22 health.

23 (2) Of the funds appropriated in this paragraph, \$100,000
24 is allocated to the office of rural health to provide
25 technical assistance to rural areas in the area of health care
26 delivery, including technical assistance in the recruitment of
27 physicians and health care professionals.

28 (3) Of the funds appropriated in this paragraph, \$30,000
29 is allocated for a public purpose to provide one-time
30 competitive grants, not to exceed \$10,000 each, to hospitals
31 networking in the Iowa agricultural health and safety services
32 program. Hospitals shall use grant funds to create stipends
33 for persons engaged in agriculture who are without third-party
34 health coverage or who are otherwise unable to pay for
35 services, and to implement the program through training

1 personnel, developing outreach programs and educational
2 materials, and purchasing equipment needed to offer savings.

3 As used in this subparagraph, "agriculture" means an
4 activity relating to the production, processing, warehousing,
5 or handling of commodities produced from farming, as defined
6 in section 567.1. For purposes of this subparagraph, a person
7 is engaged in agriculture if the person is consistently
8 exposed to a related activity described in this subparagraph.

9 c. For the health data clearinghouse of the health data
10 commission:

11 \$ 375,000

12 3. DISEASE PREVENTION DIVISION

13 a. For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:

x16 \$ 2,727,000

x17 FTEs 80.50

18 (1) Of the funds appropriated under this paragraph,
19 \$100,000 shall be used for chlamydia testing.

20 (2) Of the funds appropriated in this paragraph, \$15,000
21 is allocated to support the surveillance and reporting of
22 disabilities suffered by persons engaged in agriculture
23 resulting from diseases or injuries, including identifying the
24 amount and severity of agriculture-related injuries and
25 diseases in the state, identifying causal factors associated
26 with agriculture-related injuries and diseases, and evaluating
27 the effectiveness of intervention programs designed to reduce
28 injuries and diseases. The department shall cooperate with
29 the department of agriculture and land stewardship, Iowa state
30 university of science and technology, and the college of
31 medicine at the university of Iowa in accomplishing these
32 duties.

33 (3) (a) Of the funds appropriated under this paragraph,
34 \$50,000 shall be used by the Iowa department of public health
35 to establish an acquired immune deficiency syndrome (AIDS)

1 services task force. It is the intent of the general assembly
2 that the AIDS services task force do all of the following:

3 (i) Collect comprehensive information regarding existing
4 programs and services to persons who have tested positive for
5 the human immunodeficiency virus or who have acquired immune
6 deficiency syndrome in the state.

7 (ii) Identify barriers to existing programs and services.

8 (iii) Develop policy recommendations based upon the scope
9 of the problem of the disease and the determined needs of
10 persons with acquired immune deficiency syndrome and their
11 families.

12 (iv) Make recommendations to the Iowa department of public
13 health for an acquired immune deficiency syndrome services
14 grant program.

15 (b) The task force shall include all of the following
16 members:

17 (i) A physician who is knowledgeable about acquired immune
18 deficiency syndrome and its treatment.

19 (ii) A social worker who works with a community or
20 regional-based agency or organization that provides services
21 to persons with acquired immune deficiency syndrome.

22 (iii) An administrator of a community or regional-based
23 agency or organization that provides services to persons with
24 acquired immune deficiency syndrome.

25 (iv) A representative of the gay and lesbian community.

26 (c) The task force membership shall be geographically
27 balanced to the extent possible. Members of the task force
28 shall be reimbursed for actual and necessary expenses incurred
29 by the members in the discharge of their official duties.

30 (d) The AIDS services task force shall report its
31 recommendations to the general assembly by January 1, 1991.

32 (4) The university of Iowa hospitals and clinics shall not
33 receive indirect costs from the funds appropriated under this
34 paragraph.

35 b. For salaries, support, maintenance, miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 1,014,000
4 FTEs 5.00

5 It is the intent of the general assembly that the moneys
6 appropriated under this paragraph shall be used for the
7 training of emergency medical services personnel at the state,
8 county, and local levels.

9 If a person in the course of responding to an emergency
10 renders aid to an injured person and becomes exposed to bodily
11 fluids of the injured person, that emergency responder shall
12 be entitled to hepatitis testing and immunization in
13 accordance with the latest available medical technology to
14 determine if infection with hepatitis has occurred. The
15 person shall be entitled to reimbursement from the emergency
16 provider fund only if the reimbursement is not available
17 through any employer or third-party payor.

18 c. For the acquisition of emergency medical services
19 equipment:

5/4420 \$ 1,300,000

21 (1) The funds appropriated under this paragraph shall be
22 allocated to each county based upon the apportionment of funds
23 as follows:

24 (a) 50 percent of the funds is apportioned based upon the
25 area of a county to the total area of all counties.

26 (b) 25 percent of the funds is apportioned based upon the
27 population of the county to the total population of all
28 counties.

29 (c) 25 percent of the funds is apportioned based upon the
30 rural population of the county to the total rural population
31 of all counties.

32 (2) Each county EMS association shall propose a plan for
33 spending the county's allocation and submit the plan to the
34 regional EMS council for its review and comment. The regional
35 EMS council shall review the plan and shall approve, modify,

1 or deny the plan. If a request is denied, the county EMS
2 association may submit a new proposal. Upon approval by the
3 regional EMS council, the Iowa department of public health
4 shall remit the amount approved to the award recipients. Each
5 award of \$1 to a county shall require a \$1 match by the county
6 or EMS provider. The Iowa department of public health shall
7 provide assistance to the regional EMS council in reviewing
8 the proposals.

9 (3) For the purposes of this paragraph, unless the context
10 otherwise requires

11 (a) "Area", "county EMS association", "EMS provider",
12 "regional EMS council", and "rural population" mean the same
13 as defined in 641 I.A.C., ch. 130.

14 (b) "Emergency medical services equipment" means
15 defibrillators, nondisposable essential ambulance equipment,
16 as defined by the American college of surgeons, communications
17 pagers, radios, and base repeaters. "Emergency medical
18 services equipment" does not include ambulances, automotive
19 parts, or buildings.

20 4. PROFESSIONAL LICENSURE

21 For salaries, support, maintenance, miscellaneous purposes,
22 and for not more than the following full-time equivalent posi-
23 tions:

24	\$	644,000
25	FTEs	13.50

26 5. STATE BOARD OF DENTAL EXAMINERS

27 For salaries, support, maintenance, miscellaneous purposes,
28 and for not more than the following full-time equivalent posi-
29 tions:

30	\$	225,000
31	FTEs	4.00

32 6. STATE BOARD OF MEDICAL EXAMINERS

33 For salaries, support, maintenance, miscellaneous purposes,
34 and for not more than the following full-time equivalent posi-
35 tions:

1 \$ 980,000
2 FTEs 19.00

3 7. STATE BOARD OF NURSING EXAMINERS

4 For salaries, support, maintenance, miscellaneous purposes,
5 and for not more than the following full-time equivalent posi-
6 tions:

7 \$ 781,000
8 FTEs 17.00

9 8. STATE BOARD OF PHARMACY EXAMINERS

10 For salaries, support, maintenance, miscellaneous purposes,
11 and for not more than the following full-time equivalent posi-
12 tions:

13 \$ 612,000
14 FTEs 12.00

15 9. Professional licensure pursuant to subsection 4 and the
16 boards pursuant to subsections 5 through 8 shall prepare
17 estimates of projected receipts to be generated by the
18 licensing, certification, and examination fees of each board
19 as well as a projection of the fairly apportioned
20 administrative costs and rental expenses attributable to each
21 board. Each board shall annually review and adjust its
22 schedule of fees so that, as nearly as possible, projected
23 receipts equal projected costs.

24 10. SUBSTANCE ABUSE DIVISION

25 a. For salaries, support, maintenance, miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:

28 \$ 519,000
29 FTEs 15.00

30 b. For program grants:

31 \$ 7,382,000

32 11. FAMILY AND COMMUNITY HEALTH DIVISION

33 a. For salaries, support, maintenance, miscellaneous
34 purposes, and for not more than the following full-time
35 equivalent positions:

5144 1 \$ 3,607,000
2 FTEs 87.60

3 The department shall allocate from the funds appropriated
4 under this paragraph at least \$631,000 for the fiscal year
5 beginning July 1, 1990, for the birth defects and genetics
6 counseling program and of these funds, \$39,000 shall be
7 allocated for a central birth defects registry program, and
8 \$296,000 shall be allocated for regional genetic counseling
9 services contracted from the university of Iowa hospitals and
10 clinics under the control of the state board of regents.

5144 11 Of the funds appropriated under this paragraph, \$149,000
12 shall be used for a lead abatement program.

5235 13 Of the funds appropriated in this paragraph, the following
14 amounts shall be allocated to the university of Iowa hospitals
15 and clinics under the control of the state board of regents
16 for the following programs under the Iowa specialized child
17 health care services:

18 (1) Mobile and regional child health specialty clinics:
19 \$ 341,500

20 The regional clinic located in Sioux City shall maintain a
21 social worker component to assist the families of children
22 participating in the clinic program.

23 (2) Muscular dystrophy and related genetic disease
24 programs:
25 \$ 125,000

26 (3) Statewide perinatal program:
27 \$ 67,000

28 The birth defects and genetic counseling service shall
29 apply a sliding fee scale to determine the amount a person re-
30 ceiving the services is required to pay for the services.
31 These fees shall be considered repayment receipts and used for
32 the program.

33 Of the funds allocated to the mobile and regional child
34 health specialty clinics under subparagraph (1), \$101,500
35 shall be used for a specialized medical home care program

1 providing care planning and coordination of community support
2 services for children who require technical medical care in
3 the home.

4 The university of Iowa hospitals and clinics shall not
5 receive indirect costs from the funds for each program.

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

14 b. Sudden infant death syndrome autopsies:

15 For reimbursing counties for expenses resulting from autop-
16 sies of suspected victims of sudden infant death syndrome
17 required under section 331.802, subsection 3, paragraph "j":
18 \$ 10,000

19 c. For grants to local boards of health for the public
20 health nursing program:

21 \$ 2,668,000

22 Funds appropriated under this paragraph shall be used to
23 maintain and expand the existing public health nursing program
24 for elderly and low-income persons with the objective of
25 preventing or reducing inappropriate institutionalization.
26 The funds shall not be used for any other purpose. As used in
27 this paragraph, "elderly person" means a person who is 60
28 years of age or older and "low-income person" means a person
29 whose income and resources are below the guidelines
30 established by the department.

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

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

4 In order to receive allocations under this paragraph, the
5 local board of health having jurisdiction shall prepare a
6 proposal for the use of the allocated funds available for that
7 jurisdiction that will provide the maximum benefits of
8 expanded public health nursing care to elderly and low-income
9 persons in the jurisdiction. After approval of the proposal
10 by the department, the department shall enter into a contract
11 with the local board of health. The local board of health
12 shall subcontract with a nonprofit nurses' association, an
13 independent nonprofit agency, or a suitable local governmental
14 body to use the allocated funds to provide public health
15 nursing care. Local boards of health shall make an effort to
16 prevent duplication of services.

17 If by July 30 of each fiscal year, the department is unable
18 to conclude contracts for use of the allocated funds in a
19 county, the department shall consider the unused funds
20 appropriated under this paragraph an unallocated pool. If the
21 unallocated pool is \$50,000 or more it shall be reallocated to
22 the counties in substantially the same manner as the original
23 allocations. The reallocated funds are available for use in
24 those counties during the period beginning January 1 and
25 ending June 30 of each fiscal year. If the unallocated pool
26 is less than \$50,000, the department may allocate it to
27 counties with demonstrated special needs for public health
28 nursing.

29 The department shall maintain rules governing the
30 expenditure of funds appropriated by this paragraph. The
31 rules require each local agency receiving funds to establish
32 and use a sliding fee scale for those persons able to pay for
33 all or a portion of the cost of the care.

34 The department shall annually evaluate the success of the
35 public health nursing program. The evaluation shall include

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

8 d. For grants to county boards of supervisors for the
9 homemaker-home health aide program:

10 \$ 8,699,000

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

20 (1) "Chore services" means services provided to
21 individuals or families, who, due to incapacity, or illness,
22 are unable to perform certain home maintenance functions. The
23 services include but are not limited to yard work such as
24 mowing lawns, raking leaves, and shoveling walks; window and
25 door maintenance such as hanging screen windows and doors,
26 replacing windowpanes, and washing windows; and minor repairs
27 to walls, floors, stairs, railings, and handles. It also
28 includes heavy house cleaning which includes cleaning attics
29 or basements to remove fire hazards, moving heavy furniture,
30 extensive wall washing, floor care or painting, and trash
31 removal.

32 (2) "Elderly person" means a person who is 60 years of age
33 or older.

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

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

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

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

20 The amount appropriated under this paragraph shall be
21 allocated for use in the counties of the state. 15 percent of
22 the amount shall be divided so that an equal amount is
23 available for use in each county in the state. The following
24 percentages of the remaining amount shall be allocated to each
25 county according to that county's proportion of residents with
26 the following demographic characteristics: 60 percent
27 according to the number of elderly persons living in the
28 county; 20 percent according to the number of persons below
29 the poverty level living in the county; and 20 percent
30 according to the number of substantiated cases of child abuse
31 in the county during the 3 most recent fiscal years for which
32 data is available.

33 In order to receive allocations under this paragraph, the
34 county board of supervisors, after consultation with the local
35 boards of health, county board of social welfare, area agency

1 on aging advisory council, local office of the department of
2 human services, and other in-home health care provider
3 agencies in the jurisdiction, shall prepare a proposal for the
4 use of the allocated funds available for that jurisdiction
5 that will provide the maximum benefits of homemaker-home
6 health aide services to elderly and low-income persons and
7 children and adults in need of protective services in the
8 jurisdiction. An agency requesting service or financial
9 information about a current subcontractor shall provide
10 similar information concerning its own homemaker-home health
11 aide or chore program to the current subcontractor. The
12 proposal may provide that a maximum of 15 percent of the
13 allocated funds will be used to provide chore services. The
14 proposal shall include a statement assuring that children and
15 adults in need of protective services are given priority for
16 homemaker-home health aide services and that the appropriate
17 local agencies have participated in the planning for the
18 proposal. After approval of the proposal by the department,
19 the department shall enter into a contract with the county
20 board of supervisors or a governmental body designated by the
21 county board of supervisors. The county board of supervisors
22 or its designee shall subcontract with a nonprofit nurses'
23 association, an independent nonprofit agency, the department
24 of human services, or a suitable local governmental body to
25 use the allocated funds to provide homemaker-home health aide
26 services and chore services providing that the subcontract
27 requires any service provided away from the home to be
28 documented in a report available for review by the department,
29 and that each homemaker-home health aide subcontracting agency
30 shall maintain the direct service workers' time assigned to
31 direct client service at 70 percent or more of the workers'
32 paid time and that not more than 35 percent of the total cost
33 of the service be included in the combined costs for service
34 administration and agency administration. The subcontract
35 shall require that each homemaker-home health aide

1 subcontracting agency shall pay the employer's contribution of
2 Social Security and provide workers' compensation coverage for
3 persons providing direct homemaker-home health aide service
4 and meet any other applicable legal requirements of an
5 employer-employee relationship.

6 If by July 30 of each fiscal year, the department is unable
7 to conclude contracts for use of the allocated funds in a
8 county, the department shall consider the unused funds
9 appropriated under this paragraph an unallocated pool. The
10 department shall also identify any allocated funds which the
11 counties do not anticipate spending during each fiscal year.
12 If the anticipated excess funds to any county are substantial,
13 the department and the county may agree to return those excess
14 funds, if the funds are other than program revenues, to the
15 department, and if returned, the department shall consider the
16 returned funds a part of the unallocated pool. The department
17 shall prior to February 15 of each fiscal year, reallocate the
18 funds in the unallocated pool among the counties in which the
19 department has concluded contracts under this paragraph. The
20 department shall also review the first 10 months' expenditures
21 for each county in May of each year, to determine if any
22 counties possess contracted funds which they do not anticipate
23 spending. If such funds are identified and the county agrees
24 to release the funds, the released funds will be considered a
25 new reallocation pool. The department may, prior to June 1 of
26 each year, reallocate funds from this new reallocation pool to
27 those counties which have experienced a high utilization of
28 protective service hours for children and dependent adults.

29 The department shall maintain rules governing the
30 expenditure of funds appropriated by this paragraph. The
31 rules require each local agency receiving funds to establish
32 and use a sliding fee scale for those persons able to pay for
33 all or a portion of the cost of the services and shall require
34 the payments to be applied to the cost of the services. The
35 department shall also maintain rules for standards regarding

1 training, supervision, recordkeeping, appeals, program
2 evaluation, cost analysis, and financial audits, and rules
3 specifying reporting requirements.

4 The department shall annually evaluate the success of the
5 homemaker-home health aide program. The evaluation shall
6 include a description of the program and its implementation,
7 the extent of local participation, the extent to which the
8 program reduced or prevented inappropriate institutional-
9 zation, the extent to which the program provided or increased
10 the availability of homemaker-home health aide services to
11 elderly and low-income persons and children and adults in need
12 of protective services, any problems and recommendations
13 concerning the program, and an analysis of the costs of
14 services across the state. The department shall submit a
15 report of the annual evaluation to the governor and the
16 general assembly.

17 e. For the development and maintenance of well-elderly
18 clinics in the state:

19 \$ 655,000

20 Appropriations made in this paragraph shall be provided by
21 a formula to well-elderly clinics located in counties which
22 provide funding on a matching basis for the well-elderly
23 clinics.

24 f. For the physician care for children program:

25 \$ 450,000

26 The physician services shall be subject to managed care and
27 selective contracting provisions and shall be used to provide
28 treatment of the children in a physician's office and shall
29 include coverage of diagnostic procedures and prescription
30 drugs required for the treatment. Services provided under
31 this paragraph shall be reimbursed according to Title XIX
32 reimbursement rates.

33 g. For the primary and preventative health care for
34 children program:

35 \$ 300,000

1 Appropriations made in this paragraph shall be used for the
2 public purpose of providing a renewable grant, following a
3 request for proposals, to a statewide charitable organization
4 within the meaning of section 501(c)(3) of the Internal
5 Revenue Code which was organized prior to April 1, 1989, and
6 has as one of its purposes the sponsorship or support for
7 programs designed to improve the quality, awareness, and
8 availability of health care for the young, to serve as the
9 funding mechanism for the provision of primary health care and
10 preventive services to children in the state who are uninsured
11 and who are not eligible under any public plan of health
12 insurance, provided all of the following conditions are met:

13 (1) The organization shall provide a match in advance of
14 each state dollar provided as follows:

15 (a) In the fiscal year beginning July 1, 1990, \$3.

16 (b) In the fiscal year beginning July 1, 1991, \$4.

17 (2) The organization coordinates services with new or
18 existing public programs and services provided by or funded by
19 appropriate state agencies in an effort to avoid inappropriate
20 duplication of services and ensure access to care to the
21 extent as is reasonably possible. The organization shall work
22 with the Iowa department of public health, family and
23 community health division, to ensure duplication is minimized.

24 (3) The organization's governing board includes in its
25 membership representatives from the executive and legislative
26 branches of state government.

27 (4) Grant funds are available as needed to provide
28 services and shall not be used for administrative costs of the
29 department or the grantee.

30 (5) Notwithstanding section 8.33, funds appropriated in
31 this paragraph that remain unencumbered or unobligated on June
32 30, 1991, shall not revert to the general fund but shall
33 remain available to the department for the provision of
34 maternal and child health services.

35 Sec. 6.

1 There is appropriated from the separate fund created under
2 section 321J.17 to the family and community health division of
3 the Iowa department of public health for the fiscal year
4 beginning July 1, 1990, and ending June 30, 1991, the
5 following amount, or so much thereof as is necessary, to be
6 used for the purposes designated:

7 To pay the costs of medical examinations in crimes of
8 sexual abuse and of treatments for prevention of venereal
9 disease as required by section 709.10:

10 \$ 176,000

11 Sec. 7.

12 The licensing boards for which general fund appropriations
13 have been provided in section 5, subsections 4, 5, 6, 7, and 8
14 of this Act may expend additional funds, if those additional
15 expenditures are directly the cause of actual examination and
16 exceed funds budgeted for examinations. Before a licensing
17 board included in section 5, subsections 4, 5, 6, 7, and 8 of
18 this Act expends or encumbers an amount in excess of the funds
19 budgeted for examinations, the director of the department of
20 management shall approve the expenditure or encumbrance.
21 Before approval is given, the department of management shall
22 determine that the examination expenses exceed the funds
23 budgeted by the general assembly to the board and the board
24 does not have other funds from which examination expenses can
25 be paid. Upon approval of the department of management the
26 licensing board may expend and encumber funds for excess
27 examination expenses. The amounts necessary to fund the
28 excess examination expenses shall be collected as fees from
29 additional examination applicants and shall be treated as
30 repayment receipts as defined in section 8.2, subsection 5.

31 Sec. 8.

32 All federal grants to and federal receipts of the agencies
33 appropriated funds under this Act, not otherwise appropriated,
34 are appropriated for the purposes set forth in the federal
35 grants or receipts, unless otherwise provided by the general

1 assembly. Full-time equivalent positions funded entirely with
2 federal funds are exempt from the limits on the number of
3 full-time equivalent positions provided in this Act, but are
4 approved only for the period of time for which the federal
5 funds are available for the position.

6 EXPLANATION

7 This bill appropriates funds from the general fund of the
8 state to the Iowa state civil rights commission, the
9 department of human rights, the department for the blind, the
10 department of elder affairs, and the Iowa department of public
11 health.

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HOUSE FILE 2371

5388

Amend House File 2371 as follows:

1. Page 14, line 1, by striking the figure "3,607,000" and inserting the following: "3,957,000".

2. Page 15, by inserting after line 5, the following: "Of the funds appropriated under this paragraph, \$1,725,000 shall be used for maternal and child health services, and shall be allocated for the following purposes:

(1) For outreach services and the hiring of 4 half-time paraprofessionals to be located in the areas surrounding Black Hawk, Tama, Woodbury, and Scott counties:

..... \$ 50,000

(2) For the provision of physician care for pregnant women who are not eligible for services under the maternal and child health centers guidelines based upon their income, but whose incomes are between 185 and 300 percent of the poverty guidelines published by the United States department of health and human services:

..... \$ 300,000

The physician services shall be subject to managed care and selective contracting provisions and shall be used to provide treatment of the pregnant women in a physician's office and shall include coverage of diagnostic procedures and prescription drugs required for the treatment. Services provided under this subparagraph shall be reimbursed according to Title XIX reimbursement rates.

(3) Of the funds appropriated under this paragraph for prevention services for women to decrease problems of pregnancy and to reduce the incidences of low birth weights, priorities shall be given to communities with a high concentration of minorities."

3. Page 24, by inserting after line 5 the following:

"Sec. ____ . Section 135.11, subsection 19, Code Supplement 1989, is amended to read as follows:

19. 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 federal Social Security Act. The department shall provide technical assistance to encourage the coordination and collaboration of state agencies in

H-5388

Page 2

1 developing outreach centers which provide publicly
2 supported services for pregnant women, infants, and
3 children. The department shall also, through
4 cooperation and collaborative agreements with the
5 department of human services and the mobile and
6 regional child health specialty clinics, establish
7 common intake proceedings for maternal and child
8 health services. The department shall work in
9 cooperation with the legislative fiscal bureau in
10 monitoring the effectiveness of the maternal and child
11 health centers, including the provision of
12 transportation for patient appointments and the
13 keeping of scheduled appointments."

By HARPER of Black Hawk

H-5388 FILED FEBRUARY 27, 1990

Adopted 2/28 (p. 741)

HOUSE FILE 2371

H-5392

1 Amend House File 2371 as follows:
2 1. Page 24, by inserting after line 5, the
3 following:
4 "Sec. ____ . NEW SECTION. 135.23 LICENSURE OF
5 BLOOD COLLECTION OR PLASMAPHERESIS CENTERS.
6 A person shall not establish, conduct, manage, or
7 operate a blood collection or plasmapheresis center
8 without obtaining a license from the Iowa department
9 of public health. To obtain an Iowa license, a blood
10 collection or plasmapheresis center shall provide
11 verification of current licensure or proper
12 registration with the United States food and drug
13 administration and shall comply with all applicable
14 federal regulations. Each blood collection or
15 plasmapheresis center shall submit to the department,
16 on an ongoing basis, copies of the center's most
17 recent proficiency testing results and on-site
18 inspection reports. The purpose of the reports is to
19 ensure compliance with federal licensure or
20 registration requirements and to allow the department
21 to determine if any consultative or other action is
22 necessary."

By PLASIER of Sioux

H-5392 FILED FEBRUARY 27, 1990

Filed not german 2/28 (p. 741)

HOUSE FILE 2371

H-5405

1 Amend amendment, H-5397, to House File 2371 as
2 follows:
3 1. Page 1, line 3, by striking the figure
4 "1,086,000" and inserting the following: "1,075,117".
5 2. Page 1, by inserting after line 3 the
6 following:
7 " ____ . Page 1, line 11, by striking the figure
8 "37.00" and inserting the following: "38.00".
9 3. Page 1, by striking lines 6 through 15 and
10 inserting the following:
11 "Of the funds appropriated under this section,
12 \$24,117 shall be used to fund the position of an
13 information specialist."
14 4. By renumbering as necessary.

By CARPENTER of Polk

H-5405 FILED FEBRUARY 28, 1990

LOST (*p. 736*)

HOUSE FILE 2371

H-5431

1 Amend the amendment, H-5358, to House File 2371, as
2 follows:
3 1. Page 1, by inserting after line 5, the
4 following:
5 " ____ . Page 5, by striking lines 12 through 17."
6 2. Page 1, line 7, by striking the figure
7 "130,000" and inserting the following: "165,000".

By HAVERLAND of Polk

H-5431 FILED FEBRUARY 28, 1990

ADOPTED (*p. 736*)

HOUSE FILE 2371

H-5393

1 Amend the amendment, H-5180, to House File 2371 as
 2 follows:
 3 1. Page 1, by inserting after line 21 the
 4 following:
 5 "____". Page 3, line 14, by striking the figure
 6 "223,000" and inserting the following: "223,994".
 7 2. Page 1, line 26, by striking the figure
 8 "1,454,011" and inserting the following: "1,451,011".
 9 3. Page 1, line 39, by striking the figure
 10 "839,469" and inserting the following: "838,469".
 11 4. Page 1, by inserting after line 46 the fol-
 12 lowing:
 13 "____". Page 8, line 19, by striking the figure
 14 "4.00" and inserting the following: "2.00".
 By CARPENTER of Polk

H-5393 FILED FEBRUARY 27, 1990

Adopted 2/23 (p. 731)

HOUSE FILE 2371

H-5397

1 Amend House File 2371 as follows:
 2 1. Page 1, line 10, by striking the figure
 * 3 "1,051,000" and inserting the following: "1,086,000".
 4 2. Page 1, by inserting after line 11, the
 5 following:
 * 6 "Of the funds appropriated under this section,
 7 \$35,000 shall be used for an educational program that
 8 shall coincide with the twenty-fifth anniversary of
 9 the founding of the Iowa Civil Rights Commission. The
 10 program shall be structured to demonstrate the breadth
 ^ 11 of Iowa cultural traditions and backgrounds. The
 12 program shall include a conference, a student civil
 13 rights competition, and a traveling civil rights
 14 display and program that shall include visits to at
 15 least twelve cities throughout the state."
 16 3. Page 5, line 6, by striking the figure
 17 "506,000" and inserting the following: "471,000".
 18 4. Page 5, by striking lines 12 through 17.
 By JESSE of Jasper
 HIBBARD of Madison
 JOCHUM of Dubuque

H-5397 FILED FEBRUARY 27, 1990

Lost 2/28 (p. 736)

HOUSE FILE 2371

H-5351

- 1 Amend the amendment, H-5144, to House File 2371, as
- 2 follows:
- 3 1. Page 1, by inserting after line 2, the
- 4 following:
- 5 " ". Page 8, line 18, by striking the figure
- 6 "187,000" and inserting the following: "87,000".
- 7 " ". Page 8, line 19, by striking the figure "4"
- 8 and inserting the following: "2".
- 9 2. Page 1, by striking lines 5 through 8.
- 10 3. By renumbering as necessary.

By HAVERLAND of Polk

H-5351 FILED FEBRUARY 26, 1990

w/10 2/28 (p. 734)

HOUSE FILE 2371

H-5358

- 1 Amend House File 2371 as follows:
- 2 1. Page 5, line 6, by striking the figure
- 3 "506,000" and inserting the following: "540,000".
- 4 2. Page 5, line 7, by striking the figure "32.00"
- 5 and inserting the following: "33.00".
- 6 3. Page 5, line 22, by striking the figure
- 7 "114,000" and inserting the following: "130,000".
- 8 4. Page 9, line 16, by striking the figure
- 9 "2,727,000" and inserting the following: "2,677,000".
- 10 5. Page 9, line 17, by striking the figure
- 11 "80.50" and inserting the following: "79.50".

By HARPER of Black Hawk
HAVERLAND of Polk

H-5358 FILED FEBRUARY 26, 1990

B. Adopted as amended by 5431, A w/10 2/28 (p. 742)

HOUSE FILE 2371

H-5362

1 Amend House File 2371 as follows:

2 1. Page 14, line 1, by striking the figure
3 "3,607,000" and inserting the following: "3,957,000".

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

6 "Of the funds appropriated under this paragraph,
7 \$1,725,000 shall be used for maternal and child health
8 services, and shall be allocated for the following
9 purposes:

10 (1) For statewide expansion of outreach services
11 through the hiring of 4 half-time paraprofessionals to
12 be located in the areas surrounding Black Hawk, Tama,
13 Woodbury, and Scott counties and common intake
14 proceedings for maternal and child health services
15 through collaborative agreements between the Iowa
16 department of public health, the department of human
17 services, and the mobile and regional child health
18 specialty clinics:

19 \$ 50,000

20 (2) For the provision of physician care for
21 pregnant women who are not eligible for services under
22 the maternal and child health centers guidelines based
23 upon their income, but whose incomes are between 185
24 and 300 percent of the poverty guidelines published by
25 the United States department of health and human
26 services:

27 \$ 300,000

28 The physician services shall be subject to managed
29 care and selective contracting provisions and shall be
30 used to provide treatment of the pregnant women in a
31 physician's office and shall include coverage of
32 diagnostic procedures and prescription drugs required
33 for the treatment. Services provided under this
34 subparagraph shall be reimbursed according to Title
35 XIX reimbursement rates.

36 (3) Of the funds appropriated under this paragraph
37 to outreach centers of maternal and child outreach
38 services for prevention services for women to decrease
39 problems of pregnancy outcomes and to reduce the
40 incidences of low birth weights, priority shall be
41 given to communities with a high concentration of
42 minorities."

By HARPER of Black Hawk

H-5362 FILED FEBRUARY 27, 1990

w/s 2/28 (p. 734)

HOUSE FILE 2371

H-5291

- 1 Amend House File 2371 as follows:
- 2 1. Page 10, by striking lines 19 through 21, and
- 3 inserting the following:
- 4 "(ii) A social worker experienced in working with
- 5 persons with acquired immune deficiency syndrome."
- 6 2. Page 10, by inserting after line 25, the
- 7 following:
- 8 "(v) A representative of the Black community.
- 9 (vi) A representative of the Hispanic community.
- 10 (vii) A representative of an AIDS coalition.
- 11 (viii) A person with acquired immune deficiency
- 12 syndrome or a person who has tested positive for the
- 13 human immunodeficiency virus.
- 14 (ix) A mental health worker."

By JOCHUM of Dubuque

H-5291 FILED FEBRUARY 22, 1990

Adopted 2/28/90 (p. 739)

HOUSE FILE 2371

H-5313

- 1 Amend the amendment, H-5142, to House File 2371, as
- 2 follows:
- 3 1. Page 1, line 3, by striking the figure
- 4 "1,086,000" and inserting the following: "1,075,117".
- 5 2. Page 1, by inserting after line 3 the
- 6 following:
- 7 " ". Page 1, line 11, by striking the figure
- 8 "37.00" and inserting the following: "38.00".
- 9 3. Page 1, by striking lines 7 through 9, and
- 10 inserting the following: "\$24,117 shall be used to
- 11 fund the position of an information specialist."

By CARPENTER of Polk

H-5313 FILED FEBRUARY 22, 1990

HOUSE FILE 2371

H-5321

- 1 Amend House File 2371 as follows:
- 2 1. Page 5, line 22, by striking the figure
- 3 "114,000" and inserting the following: "164,000".
- 4 2. Page 9, line 16, by striking the figure
- 5 "2,727,000" and inserting the following: "2,677,000".
- 6 3. Page 9, line 17, by striking the figure
- 7 "80.50" and inserting the following: "79.50".

By HAVERLAND of Polk
HARPER of Black Hawk

H-5321 FILED FEBRUARY 23, 1990

W/AS 2/28/90 (p. 738)

HOUSE FILE 2371

H-5235

1 Amend House File 2371 as follows:

2 1. By striking page 3, line 20, through page 4,
3 line 20.

4 2. Page 4, line 30, by striking the figure
5 "1,451,000", and inserting the following:
6 "1,458,800".

7 3. Page 4, line 31, by striking the figure
8 "102.50", and inserting the following: "103.50".

9 4. Page 4, by inserting after line 31, the
10 following:

11 "Of the funds appropriated under this section,
12 \$7,800 shall be used to fund the position of 1
13 additional counselor in the vending program to provide
14 needed management assistance to the blind vending
15 operators throughout the state."

16 5. Page 7, line 35 by striking the figure
17 "1,177,000" and inserting the following: "1,342,140".

18 6. Page 8, line 3, by striking the figure
19 "754,500" and inserting the following: "919,900".

20 7. Page 14, line 1, by striking the figure
21 "3,607,000", and inserting the following:
22 "3,770,682".

23 8. Page 14, by inserting after line 12, the
24 following:

25 "Of the funds appropriated under this paragraph,
26 \$52,746 shall be used to continue funding for salary
27 adjustments for programs that provide medical services
28 through contractual agreements for genetic counseling,
29 dental health, muscular dystrophy-related disorders,
30 and for children with educational and developmental
31 problems.

32 Of the funds appropriated under this paragraph,
33 \$110,936 shall be used to continue funding for salary
34 adjustments for the continuation of the regional child
35 health specialty clinics conducted by the university
36 of Iowa throughout the state."

By CARPENTER of Polk

H-5235 FILED FEBRUARY 20, 1990

w/d 2/28 (7 138)

HOUSE FILE 2371

H-5185

- 1 Amend House File 2371 as follows:
2 1. Page 6, by striking line 29, and inserting the
3 following:
4 "For the fiscal year beginning July 1, 1990, and
5 ending June 30, 1991, area agencies on".
6 2. Page 7, line 34, by striking the word "posi-
7 tions" and inserting the following: "positions".
8 3. Page 8, line 4, by inserting after the figure
9 "1990," the following: "and ending June 30, 1991,".
10 4. Page 10, by striking line 25, and inserting
11 the following:
12 "(iv) One male and one female representative of
13 the homosexual community."
14 5. Page 11, line 7, by inserting after the word
15 "services" the following: "(EMS)".
16 6. Page 14, line 5, by inserting after the figure
17 "1990," the following: "and ending June 30, 1991,".

By HAVERLAND of Polk

H-5185 FILED FEBRUARY 19, 1990

Adopted 2/28 (p. 738)

HOUSE FILE 2371

H-5187

- 1 Amend House File 2371 as follows:
2 1. By striking page 3, line 20, through page 4,
3 line 20.
4 2. Page 4, line 30, by striking the figure
5 "1,451,000", and inserting the following:
6 "1,458,800".
7 3. Page 4, line 31, by striking the figure
8 "102.50", and inserting the following: "103.50".
9 4. Page 4, by inserting after line 31, the
10 following:
11 "Of the funds appropriated under this section,
12 \$7,800 shall be used to fund the position of 1
13 additional counselor in the vending program to provide
14 needed management assistance to the blind vending
15 operators throughout the state."

By HAVERLAND of Polk

BUHR of Polk

H-5187 FILED FEBRUARY 19, 1990

A. w/25

B. *Adopted 2/28 (p. 738)*

HOUSE FILE 2371

H-5142

- 1 Amend House File 2371 as follows:
- 2 1. Page 1, line 10, by striking the figure
- 3 "1,051,000" and inserting the following: "1,086,000".
- 4 2. Page 1, by inserting after line 11, the
- 5 following:
- 6 "Of the funds appropriated under this section,
- 7 \$35,000 shall be used to commemorate the twenty-fifth
- 8 anniversary of the founding of the Iowa civil rights
- 9 commission."
- 10 3. Page 5, line 6, by striking the figure
- 11 "506,000" and inserting the following: "471,000".
- 12 4. Page 5, by striking lines 12 through 17.

By HAVERLAND of Polk
JESSE of Jasper

H-5142, FILED FEBRUARY 14, 1990

w/15 2/28 (p. 732)

HOUSE FILE 2371

H-5144

- 1 Amend House File 2371 as follows:
- 2 1. Page 7, by striking lines 2 through 11.
- 3 2. Page 11, line 20, by striking the figure
- 4 "1,300,000" and inserting the following: "1,500,000".
- 5 3. Page 14, line 1, by striking the figure
- 6 "3,607,000" and inserting the following: "3,507,000".
- 7 4. Page 14, line 11, by striking the figure
- 8 "149,000", and inserting the following: "49,000".

By ROYER of Page
HARBOR of Mills

H-5144 FILED FEBRUARY 14, 1990

Loss 2/28 (p. 739)

HOUSE FILE 2371

H-5164

- 1 Amend House File 2371 as follows:
- 2 1. Page 10, by inserting after line 25, the
- 3 following:
- 4 "(v) A representative of the Black community.
- 5 (vi) A representative of the Hispanic community.
- 6 (vii) A representative of the AIDS coalition.
- 7 (viii) A person with ~~acquired~~ immune deficiency
- 8 syndrome or a person who ~~has tested~~ positive for the
- 9 human immunodeficiency ~~virus~~."

By JOCHUM of Dubuque

H-5164 FILED FEBRUARY 15, 1990

w/15 2/28 (p. 739)

HOUSE FILE 2371

5180

Amend House File 2371 as follows:

1. Page 1, line 10, by striking the figure "1,051,000" and inserting the following: "1,076,405".
2. Page 1, line 22, by striking the figure "242,000", and inserting the following: "242,304".
3. Page 1, line 28, by striking the figure "127,000", and inserting the following: "127,003".
4. Page 1, line 34, by striking the figure "191,000", and inserting the following: "191,822".
5. Page 2, line 8, by striking the figure "351,000" and inserting the following: "287,846".
6. Page 2, line 9, by striking the figure "4.10", and inserting the following: "4.00".
7. Page 2, line 10, by striking the figure "140,000", and inserting the following: "120,000".
8. Page 2, line 16, by striking the figure "181,000", and inserting the following: "181,795".
9. Page 2, line 32, by striking the figure "307,000", and inserting the following: "307,845".
10. Page 3, line 8, by striking the figure "69,000" and inserting the following: "69,651".
11. By striking page 3, line 20, through page 4, line 20.
12. Page 4, line 30, by striking the figure "1,451,000", and inserting the following: "1,454,011".
13. Page 5, line 6, by striking the figure "506,000" and inserting the following: "471,375".
14. Page 5, by striking lines 12 through 17.
15. Page 5, line 34, by striking the figure "83,000", and inserting the following: "59,500".
16. By striking page 5, line 35, through page 6, line 4, and inserting the following:
"Of the funds appropriated in this subsection, \$12,500 shall be used to fund 1 additional state-developed retired seniors volunteer program project."
17. Page 7, by striking lines 2 through 11.
18. Page 7, line 22, by striking the figure "838,000", and inserting the following: "839,469".
19. Page 7, line 35, by striking the figure "1,177,000", and inserting the following: "1,342,737".
20. Page 8, line 3, by striking the figure "754,500", and inserting the following: "919,640".
21. Page 8, line 18, by striking the figure "187,000", and inserting the following: "57,228".
22. By striking page 8, line 20, through page 9, line 8.
23. Page 9, line 16, by striking the figure "2,727,000" and inserting the following: "2,612,433".

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Page 2

- 1 24. Page 9, line 19, by striking the figure
- 2 "100,000" and inserting the following: "50,000".
- 3 25. By striking page 9, line 20, through page 10,
- 4 line 31.
- 5 26. Page 11, line 3, by striking the figure
- 6 "1,014,000", and inserting the following:
- 7 "1,014,337".
- 8 27. Page 11, line 6, by inserting after the word
- 9 "the" the following: "purchase of emergency medical
- 10 services equipment and for the".
- 11 28. By striking page 11, line 18, through page
- 12 12, line 19.
- 13 29. Page 12, by inserting before line 20, the
- 14 following:
- 15 "_____". For the agriculture health and safety
- 16 program:
- 17 \$ 45,000".
- 18 30. Page 12, line 24, by striking the figure
- 19 "644,000", and inserting the following: "644,941".
- 20 31. Page 12, line 30, by striking the figure
- 21 "225,000", and inserting the following: "225,637".
- 22 32. Page 13, line 1, by striking the figure
- 23 "980,000", and inserting the following: "980,393".
- 24 33. Page 13, line 7, by striking the figure
- 25 "781,000", and inserting the following: "781,702".
- 26 34. Page 13, line 13, by striking the figure
- 27 "612,000", and inserting the following: "612,809".
- 28 35. Page 13, line 28, by striking the figure
- 29 "519,000", and inserting the following: "519,743".
- 30 36. Page 13, line 31, by striking the figure
- 31 "7,382,000", and inserting the following:
- 32 "8,475,982".
- 33 37. Page 14, line 1, by striking the figure
- 34 "3,607,000", and inserting the following:
- 35 "3,048,977".
- 36 38. Page 14, line 11, by striking the figure
- 37 "149,000", and inserting the following: "49,000".
- 38 39. Page 14, line 19, by striking the figure
- 39 "341,500", and inserting the following: "308,000".
- 40 40. Page 14, line 34, by striking the figure
- 41 "101,500", and inserting the following: "68,000".
- 42 41. Page 15, line 21, by striking the figure
- 43 "2,668,000", and inserting the following:
- 44 "2,541,042".
- 45 42. Page 17, line 10, by striking the figure
- 46 "8,699,000", and inserting the following:
- 47 "8,475,982".
- 48 43. Page 21, line 25, by striking the figure
- 49 "450,000", and inserting the following: "400,000".
- 50 44. Page 21, line 35, by striking the figure

-2-

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3

300,000", and inserting the following: "450,000".

By CARPENTER of Polk

H-5180 FILED FEBRUARY 16, 1990

A. w/s 2/28 (p. 734)

B- Lott (p. 737)

See Appropriation 3/1 ... 3/14 (p. 1054)

HOUSE FILE 2371
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 7294SA)

(As Amended and Passed by the House February 28, 1990)

Passed House, Date 3/28/90 (p. 1546) Passed Senate, Date 3/27/90 (p. 1342)
Vote: Ayes 91 Nays 2 Vote: Ayes 39 Nays 7

Approved _____

Motion to override vote failed
4/7/90 (p. 2230)
54-36

Re passed Senate as further amended by House
3/29/90 (p. 1388)
39-8

A BILL FOR

1 An Act relating to and making appropriations to the civil rights
2 commission, the department of human rights, the department for
3 the blind, the department of elder affairs, and the Iowa
4 department of public health.

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

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House Amendments _____
Deleted Language *

1 Section 1.

2 There is appropriated from the general fund of the state to
3 the Iowa state civil rights commission for the fiscal year
4 beginning July 1, 1990 and ending June 30, 1991, the following
5 amount, or so much thereof as is necessary, to be used for the
6 purposes designated:

7 For salaries, support, maintenance, miscellaneous purposes,
8 and for not more than the following full-time equivalent posi-
9 tions:

10	\$	1,051,000
11	FTEs	37.00

12 Sec. 2.

13 There is appropriated from the general fund of the state to
14 the department of human rights for the fiscal year beginning
15 July 1, 1990 and ending June 30, 1991, the following amounts,
16 or so much thereof as is necessary, to be used for the
17 purposes designated:

18 1. CENTRAL ADMINISTRATION DIVISION

19 For salaries, support, maintenance, miscellaneous purposes,
20 and for not more than the following full-time equivalent posi-
21 tions:

22	\$	242,000
23	FTEs	9.00

24 2. SPANISH-SPEAKING PEOPLE DIVISION

25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent posi-
27 tions:

28	\$	127,000
29	FTEs	3.50

30 3. PERSONS WITH DISABILITIES DIVISION

31 For salaries, support, maintenance, miscellaneous purposes,
32 and for not more than the following full-time equivalent posi-
33 tions:

34	\$	191,000
35	FTEs	4.00

1 Of the funds appropriated to the division, there is
2 allocated an amount necessary to fund the central registry for
3 brain injuries established pursuant to section 135.22.

4 4. STATUS OF WOMEN DIVISION

5 For salaries, support, maintenance, miscellaneous purposes,
6 and for not more than the following full-time equivalent posi-
7 tions:

8	\$	351,000
9	FTEs	4.10

10 Of the funds appropriated under this subsection, \$140,000
11 shall be used to fund the displaced homemaker program.

12 5. CHILDREN, YOUTH AND FAMILIES DIVISION

13 For salaries, support, maintenance, miscellaneous purposes,
14 and for not more than the following full-time equivalent posi-
15 tions:

16	\$	181,000
17	FTEs	8.00

18 Of the funds appropriated in this subsection, no less than
19 \$36,300 shall be spent for expenses relating to the
20 administration of federal funds for juvenile assistance. It
21 is the intent of the general assembly that the department of
22 human rights employ sufficient staff to meet the federal
23 funding match requirements established by the federal office
24 for juvenile justice delinquency prevention. The governor's
25 advisory council on juvenile justice shall determine the
26 staffing level necessary to carry out federal and state
27 mandates for juvenile justice.

28 6. DEAF SERVICES DIVISION

29 For salaries, support, maintenance, miscellaneous purposes,
30 and for not more than the following full-time equivalent posi-
31 tions:

32	\$	307,000
33	FTEs	10.00

34 The fees collected by the division for provision of
35 interpretation services by the division to obligated agencies

1 shall be dispersed pursuant to the provisions of section 8.32,
2 and shall be dedicated and used by the division for the
3 provision of continued and expanded interpretation services.

4 7. STATUS OF BLACKS DIVISION

5 For salaries, support, maintenance, miscellaneous purposes,
6 and for not more than the following full-time equivalent posi-
7 tions:

8	\$	69,000
9	FTEs	1.50

10 8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

11 For salaries, support, maintenance, miscellaneous purposes,
12 and for not more than the following full-time equivalent posi-
13 tions:

14	\$	223,000
15	FTEs	7.00

16 The criminal and juvenile justice advisory council and the
17 juvenile justice advisory council of the division of children,
18 youth, and families shall coordinate their efforts in carrying
19 out their respective duties relative to juvenile justice.

20 9. RECREATION AND EDUCATIONAL GRANTS PROGRAM

21 For salaries, support, maintenance, miscellaneous purposes,
22 and for not more than the following full-time equivalent
23 positions:

24	\$	500,000
25	FTEs	1.50

26 a. Of the amount appropriated under this subsection,
27 \$400,000 shall be used as follows:

28 (1) To provide state funds to encourage and supplement
29 recreational and educational activities for low-income youth
30 grades K-12 by filling existing gaps and permitting expansion
31 in the current system of community-based recreational and
32 educational programs; establishing a comprehensive network of
33 services that are continuous and year-round that focus on
34 recreation and personal development education for low-income
35 youth grades K-12; and providing recreational/educational

1 programs for youth from families with incomes no more than 120
2 percent above the federal poverty level.

3 (2) To be eligible for state funds under this paragraph,
4 the applicant must be a nonprofit organization whose mission
5 includes providing services for low-income youth grades K-12;
6 the activities must be those not currently offered by the
7 organization, or if currently offered are demonstrably
8 underfunded; and the activities must be free of charge to all
9 youth who meet the income requirements. A nominal fee, at
10 cost, may be assessed to youth who do not meet the stated
11 income requirements. Grants will be awarded based on the
12 organization's demonstrated ability to provide organized
13 recreational or educational programs or a combination of both.

14 (3) Of the amount allocated under this paragraph, \$100,000
15 shall be used for exemplary social and community-based
16 organizations whose activities are primarily targeted toward
17 minority populations in the state.

18 b. Of the funds appropriated under this subsection, 10
19 percent of the funds may be used for administrative purposes
20 of the department of human rights.

21 Sec. 3.

22 There is appropriated from the general fund of the state to
23 the department for the blind for the fiscal year beginning
24 July 1, 1990, and ending June 30, 1991, the following amount,
25 or so much thereof as is necessary, to be used for the
26 purposes designated:

27 For salaries, support, maintenance, miscellaneous purposes,
28 and for not more than the following full-time equivalent posi-
29 tions:

30	\$	<u>1,458,800</u>
31	FTEs	<u>103.50</u>

32 Of the funds appropriated under this section, \$7,800 shall
33 be used to fund the position of 1 additional counselor in the
34 vending program to provide needed management assistance to the
35 blind vending operators throughout the state.

1 Sec. 4.

2 There is appropriated from the general fund of the state to
3 the department of elder affairs for the fiscal year beginning
4 July 1, 1990, and ending June 30, 1991, the following amounts,
5 or so much thereof as is necessary, to be used for the
6 purposes designated:

7 1. For salaries, support, maintenance, miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$	506,000
11	FTEs	<u>33.00</u>

12 It is the intent of the general assembly that the
13 department employ an alternative housing coordinator and a
14 long-term care coordinator as 2 of the full-time equivalent
15 positions.

* 16 Of the funds appropriated under this subsection, \$50,000
17 shall be allocated to fund the representative payee project
18 established within the department of elder affairs.

19 2. For the administration of area agencies on aging:
20 \$ 165,000

21 3. For the long-term care residents' advocate and the care
22 review committees at the local area agency on aging level:
23 \$ 120,000

24 A local area agency on aging shall match the funds
25 appropriated with funds from other sources on a \$4 to \$1
26 basis.

27 4. For the retired Iowans community employment program:
28 \$ 104,000

29 5. For the older Iowans' legislature:
30 \$ 13,000

31 6. For the retired seniors volunteer program:
32 \$ 83,000

33 Of the funds appropriated in this subsection, \$12,500 shall
34 be used to continue the initial state-developed retired
35 seniors volunteer program project, and \$25,000 shall be used

1 to fund 2 additional state-developed retired seniors volunteer
2 program projects.

3 The remaining funds appropriated in this subsection shall
4 be divided equally among the remaining retired seniors
5 volunteer program projects and shall not be used by the
6 department for administrative purposes.

7 7. For elderly services programs:
8 \$ 1,531,000

9 All funds appropriated under this subsection shall be
10 received and disbursed by the director of elder affairs for
11 the elderly services program, shall not be used for
12 administrative purposes, and shall be used for citizens of
13 Iowa over 60 years of age for chore, telephone reassurance,
14 adult day care, and home repair services, including the
15 winterizing of homes, and for the construction of entrance
16 ramps which meet the requirements of section 104A.4 and make
17 residences accessible to the physically handicapped. Funds
18 appropriated under this subsection may be used to supplement
19 federal funds under federal regulations. Funds appropriated
20 under this subsection may be used for elderly services not
21 specifically enumerated in this subsection only if approved by
22 an area agency on aging for provision of the service within
23 the area.

24 Of the funds appropriated in this subsection, \$150,000, or
25 so much thereof as is necessary, are allocated for a respite
26 care program, administered by the department of elder affairs.

27 For the fiscal year beginning July 1, 1990, and ending June
28 30, 1991, area agencies on aging shall expend no less than
29 \$250,000 on adult day care programs.

30 Of the funds appropriated in this subsection, \$150,000, or
31 so much thereof as is necessary, shall be used for case
32 management for the frail elderly.

33 8. For the Alzheimer's disease support program:
34 \$ 75,000

35 9. For an elder law program:

1 \$ 100,000

2 It is the intent of the general assembly that the funds
3 appropriated under this subsection be used by the department
4 to establish, in cooperation with the area agencies on aging,
5 a program to provide legal services to elders. An area agency
6 on aging shall contract with the nonprofit legal services
7 organization which is in closest proximity to the area agency
8 on aging, to provide the services of a full-time attorney to
9 elders in the service area of the area agency on aging.

10 Sec. 5.

11 There is appropriated from the general fund of the state to
12 the Iowa department of public health for the fiscal year
13 beginning July 1, 1990, and ending June 30, 1991, the
14 following amounts, or so much thereof as is necessary, to be
15 used for the purposes designated:

16 1. CENTRAL ADMINISTRATION DIVISION

17 For salaries, support, maintenance, miscellaneous purposes,
18 and for not more than the following full-time equivalent posi-
19 tions:

20 \$ 838,000

21 FTEs 57.00

22 As a condition, limitation, and qualification of the
23 appropriation made in this subsection, the director of the
24 Iowa department of public health or the director's designee
25 shall participate in an interagency working committee convened
26 by the governor's planning council for developmental
27 disabilities to examine the feasibility of establishing an
28 office of disability prevention within state government.

29 2. HEALTH PLANNING DIVISION

30 a. For salaries, support, maintenance, miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33 \$ 1,177,000

34 FTEs 15.75

35 The department shall allocate from the funds appropriated

1 under this subsection \$754,500 for the fiscal year beginning
2 July 1, 1990, and ending June 30, 1991, for the chronic renal
3 disease program. The types of assistance to eligible
4 recipients under the program may include hospital and medical
5 expenses, home dialysis supplies, insurance premiums, travel
6 expenses, prescription and nonprescription drugs, and lodging
7 expenses for persons in training. The program expenditures
8 shall not exceed these allocations. If projected expenditures
9 will exceed the allocations, the department shall establish by
10 administrative rule a mechanism to reduce financial assistance
11 under the renal disease program in order to keep expenditures
12 within the allocations.

13 b. For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions for the office of rural health:

16	\$	187,000
17	FTEs	4.00

18 (1) Of the funds appropriated in this paragraph, \$57,000
19 is allocated for the continuation of the office of rural
20 health.

21 (2) Of the funds appropriated in this paragraph, \$100,000
22 is allocated to the office of rural health to provide
23 technical assistance to rural areas in the area of health care
24 delivery, including technical assistance in the recruitment of
25 physicians and health care professionals.

26 (3) Of the funds appropriated in this paragraph, \$30,000
27 is allocated for a public purpose to provide one-time
28 competitive grants, not to exceed \$10,000 each, to hospitals
29 networking in the Iowa agricultural health and safety services
30 program. Hospitals shall use grant funds to create stipends
31 for persons engaged in agriculture who are without third-party
32 health coverage or who are otherwise unable to pay for
33 services, and to implement the program through training
34 personnel, developing outreach programs and educational
35 materials, and purchasing equipment needed to offer savings.

1 As used in this subparagraph, "agriculture" means an
2 activity relating to the production, processing, warehousing,
3 or handling of commodities produced from farming, as defined
4 in section 567.1. For purposes of this subparagraph, a person
5 is engaged in agriculture if the person is consistently
6 exposed to a related activity described in this subparagraph.

7 c. For the health data clearinghouse of the health data
8 commission:

9 \$ 375,000

10 3. DISEASE PREVENTION DIVISION

11 a. For salaries, support, maintenance, miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:

14 \$ 2,677,000

15 FTEs 79.50

16 (1) Of the funds appropriated under this paragraph,
17 \$100,000 shall be used for chlamydia testing.

18 (2) Of the funds appropriated in this paragraph, \$15,000
19 is allocated to support the surveillance and reporting of
20 disabilities suffered by persons engaged in agriculture
21 resulting from diseases or injuries, including identifying the
22 amount and severity of agriculture-related injuries and
23 diseases in the state, identifying causal factors associated
24 with agriculture-related injuries and diseases, and evaluating
25 the effectiveness of intervention programs designed to reduce
26 injuries and diseases. The department shall cooperate with
27 the department of agriculture and land stewardship, Iowa state
28 university of science and technology, and the college of
29 medicine at the university of Iowa in accomplishing these
30 duties.

31 (3) (a) Of the funds appropriated under this paragraph,
32 \$50,000 shall be used by the Iowa department of public health
33 to establish an acquired immune deficiency syndrome (AIDS)
34 services task force. It is the intent of the general assembly
35 that the AIDS services task force do all of the following:

- 1 (i) Collect comprehensive information regarding existing
2 programs and services to persons who have tested positive for
3 the human immunodeficiency virus or who have acquired immune
4 deficiency syndrome in the state.
- 5 (ii) Identify barriers to existing programs and services.
- 6 (iii) Develop policy recommendations based upon the scope
7 of the problem of the disease and the determined needs of
8 persons with acquired immune deficiency syndrome and their
9 families.
- 10 (iv) Make recommendations to the Iowa department of public
11 health for an acquired immune deficiency syndrome services
12 grant program.
- 13 (b) The task force shall include all of the following
14 members:
- 15 (i) A physician who is knowledgeable about acquired immune
16 deficiency syndrome and its treatment.
- 17 (ii) A social worker experienced in working with persons
18 with acquired immune deficiency syndrome.
- 19 (iii) An administrator of a community or regional-based
20 agency or organization that provides services to persons with
21 acquired immune deficiency syndrome.
- 22 (iv) One male and one female representative of the
23 homosexual community.
- 24 (v) A representative of the Black community.
- 25 (vi) A representative of the Hispanic community.
- 26 (vii) A representative of an AIDS coalition.
- 27 (viii) A person with acquired immune deficiency syndrome
28 or a person who has tested positive for the human
29 immunodeficiency virus.
- 30 (ix) A mental health worker.
- 31 (c) The task force membership shall be geographically
32 balanced to the extent possible. Members of the task force
33 shall be reimbursed for actual and necessary expenses incurred
34 by the members in the discharge of their official duties.
- 35 (d) The AIDS services task force shall report its

1 recommendations to the general assembly by January 1, 1991.

2 (4) The university of Iowa hospitals and clinics shall not
3 receive indirect costs from the funds appropriated under this
4 paragraph.

5 b. For salaries, support, maintenance, miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:

8	\$ 1,014,000
9	FTEs 5.00

10 It is the intent of the general assembly that the moneys
11 appropriated under this paragraph shall be used for the
12 training of emergency medical services (EMS) personnel at the
13 state, county, and local levels.

14 If a person in the course of responding to an emergency
15 renders aid to an injured person and becomes exposed to bodily
16 fluids of the injured person, that emergency responder shall
17 be entitled to hepatitis testing and immunization in
18 accordance with the latest available medical technology to
19 determine if infection with hepatitis has occurred. The
20 person shall be entitled to reimbursement from the emergency
21 provider fund only if the reimbursement is not available
22 through any employer or third-party payor.

23 c. For the acquisition of emergency medical services
24 equipment:

25	\$ 1,300,000
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26 (1) The funds appropriated under this paragraph shall be
27 allocated to each county based upon the apportionment of funds
28 as follows:

29 (a) 50 percent of the funds is apportioned based upon the
30 area of a county to the total area of all counties.

31 (b) 25 percent of the funds is apportioned based upon the
32 population of the county to the total population of all
33 counties.

34 (c) 25 percent of the funds is apportioned based upon the
35 rural population of the county to the total rural population

1 of all counties.

2 (2) Each county EMS association shall propose a plan for
3 spending the county's allocation and submit the plan to the
4 regional EMS council for its review and comment. The regional
5 EMS council shall review the plan and shall approve, modify,
6 or deny the plan. If a request is denied, the county EMS
7 association may submit a new proposal. Upon approval by the
8 regional EMS council, the Iowa department of public health
9 shall remit the amount approved to the award recipients. Each
10 award of \$1 to a county shall require a \$1 match by the county
11 or EMS provider. The Iowa department of public health shall
12 provide assistance to the regional EMS council in reviewing
13 the proposals.

14 (3) For the purposes of this paragraph, unless the context
15 otherwise requires

16 (a) "Area", "county EMS association", "EMS provider",
17 "regional EMS council", and "rural population" mean the same
18 as defined in 641 I.A.C., ch. 130.

19 (b) "Emergency medical services equipment" means
20 defibrillators, nondisposable essential ambulance equipment,
21 as defined by the American college of surgeons, communications
22 pagers, radios, and base repeaters. "Emergency medical
23 services equipment" does not include ambulances, automotive
24 parts, or buildings.

25 4. PROFESSIONAL LICENSURE

26 For salaries, support, maintenance, miscellaneous purposes,
27 and for not more than the following full-time equivalent posi-
28 tions:

29	\$	644,000
30	FTEs	13.50

31 5. STATE BOARD OF DENTAL EXAMINERS

32 For salaries, support, maintenance, miscellaneous purposes,
33 and for not more than the following full-time equivalent posi-
34 tions:

35	\$	225,000
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1 FTEs 4.00

2 6. STATE BOARD OF MEDICAL EXAMINERS

3 For salaries, support, maintenance, miscellaneous purposes,
4 and for not more than the following full-time equivalent posi-
5 tions:

6 \$ 980,000

7 FTEs 19.00

8 7. STATE BOARD OF NURSING EXAMINERS

9 For salaries, support, maintenance, miscellaneous purposes,
10 and for not more than the following full-time equivalent posi-
11 tions:

12 \$ 781,000

13 FTEs 17.00

14 8. STATE BOARD OF PHARMACY EXAMINERS

15 For salaries, support, maintenance, miscellaneous purposes,
16 and for not more than the following full-time equivalent posi-
17 tions:

18 \$ 612,000

19 FTEs 12.00

20 9. Professional licensure pursuant to subsection 4 and the
21 boards pursuant to subsections 5 through 8 shall prepare
22 estimates of projected receipts to be generated by the
23 licensing, certification, and examination fees of each board
24 as well as a projection of the fairly apportioned
25 administrative costs and rental expenses attributable to each
26 board. Each board shall annually review and adjust its
27 schedule of fees so that, as nearly as possible, projected
28 receipts equal projected costs.

29 10. SUBSTANCE ABUSE DIVISION

30 a. For salaries, support, maintenance, miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33 \$ 519,000

34 FTEs 15.00

35 b. For program grants:

1 \$ 7,382,000

2 11. FAMILY AND COMMUNITY HEALTH DIVISION

3 a. For salaries, support, maintenance, miscellaneous
 4 purposes, and for not more than the following full-time
 5 equivalent positions:

6 \$ 3,957,000

7 FTEs 87.60

8 The department shall allocate from the funds appropriated
 9 under this paragraph at least \$631,000 for the fiscal year
 10 beginning July 1, 1990, and ending June 30, 1991, for the
 11 birth defects and genetics counseling program and of these
 12 funds, \$39,000 shall be allocated for a central birth defects
 13 registry program, and \$296,000 shall be allocated for regional
 14 genetic counseling services contracted from the university of
 15 Iowa hospitals and clinics under the control of the state
 16 board of regents.

17 Of the funds appropriated under this paragraph, \$149,000
 18 shall be used for a lead abatement program.

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

24 (1) Mobile and regional child health specialty clinics:

25 \$ 341,500

26 The regional clinic located in Sioux City shall maintain a
 27 social worker component to assist the families of children
 28 participating in the clinic program.

29 (2) Muscular dystrophy and related genetic disease
 30 programs:

31 \$ 125,000

32 (3) Statewide perinatal program:

33 \$ 67,000

34 The birth defects and genetic counseling service shall
 35 apply a sliding fee scale to determine the amount a person re-

1 ceiving the services is required to pay for the services.
2 These fees shall be considered repayment receipts and used for
3 the program.

4 Of the funds allocated to the mobile and regional child
5 health specialty clinics under subparagraph (1), \$101,500
6 shall be used for a specialized medical home care program
7 providing care planning and coordination of community support
8 services for children who require technical medical care in
9 the home.

10 The university of Iowa hospitals and clinics shall not
11 receive indirect costs from the funds for each program.

12 Of the funds appropriated under this paragraph, \$1,725,000
13 shall be used for maternal and child health services, and
14 shall be allocated for the following purposes:

15 (1) For outreach services and the hiring of 4 half-time
16 paraprofessionals to be located in the areas surrounding Black
17 Hawk, Tama, Woodbury, and Scott counties:

18 \$ 50,000

19 (2) For the provision of physician care for pregnant women
20 who are not eligible for services under the maternal and child
21 health centers guidelines based upon their income, but whose
22 incomes are between 185 and 300 percent of the poverty
23 guidelines published by the United States department of health
24 and human services:

25 \$ 300,000

26 The physician services shall be subject to managed care and
27 selective contracting provisions and shall be used to provide
28 treatment of the pregnant women in a physician's office and
29 shall include coverage of diagnostic procedures and
30 prescription drugs required for the treatment. Services
31 provided under this subparagraph shall be reimbursed according
32 to Title XIX reimbursement rates.

33 (3) Of the funds appropriated under this paragraph for
34 prevention services for women to decrease problems of
35 pregnancy and to reduce the incidences of low birth weights,

1 priorities shall be given to communities with a high
2 concentration of minorities.

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

11 b. Sudden infant death syndrome autopsies:

12 For reimbursing counties for expenses resulting from autop-
13 sies of suspected victims of sudden infant death syndrome
14 required under section 331.802, subsection 3, paragraph "j":
15

15 \$ 10,000

16 c. For grants to local boards of health for the public
17 health nursing program:

18 \$ 2,668,000

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

23 The funds shall not be used for any other purpose. As used in
24 this paragraph, "elderly person" means a person who is 60
25 years of age or older and "low-income person" means a person
26 whose income and resources are below the guidelines
27 established by the department.

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

1 In order to receive allocations under this paragraph, the
2 local board of health having jurisdiction shall prepare a
3 proposal for the use of the allocated funds available for that
4 jurisdiction that will provide the maximum benefits of
5 expanded public health nursing care to elderly and low-income
6 persons in the jurisdiction. After approval of the proposal
7 by the department, the department shall enter into a contract
8 with the local board of health. The local board of health
9 shall subcontract with a nonprofit nurses' association, an
10 independent nonprofit agency, or a suitable local governmental
11 body to use the allocated funds to provide public health
12 nursing care. Local boards of health shall make an effort to
13 prevent duplication of services.

14 If by July 30 of each fiscal year, the department is unable
15 to conclude contracts for use of the allocated funds in a
16 county, the department shall consider the unused funds
17 appropriated under this paragraph an unallocated pool. If the
18 unallocated pool is \$50,000 or more it shall be reallocated to
19 the counties in substantially the same manner as the original
20 allocations. The reallocated funds are available for use in
21 those counties during the period beginning January 1 and
22 ending June 30 of each fiscal year. If the unallocated pool
23 is less than \$50,000, the department may allocate it to
24 counties with demonstrated special needs for public health
25 nursing.

26 The department shall maintain rules governing the
27 expenditure of funds appropriated by this paragraph. The
28 rules require each local agency receiving funds to establish
29 and use a sliding fee scale for those persons able to pay for
30 all or a portion of the cost of the care.

31 The department shall annually evaluate the success of the
32 public health nursing program. The evaluation shall include
33 the extent to which the program reduced or prevented
34 inappropriate institutionalization, the extent to which the
35 program increased the availability of public health nursing

1 care to elderly and low-income persons, and the extent of
2 public health nursing care provided to elderly and low-income
3 persons. The department shall submit a report of each annual
4 evaluation to the governor and the general assembly.

5 d. For grants to county boards of supervisors for the
6 homemaker-home health aide program:

7 \$ 8,699,000

8 Funds appropriated under this paragraph shall be used to
9 provide homemaker-home health aide services with emphasis on
10 services to elderly and persons below the poverty level and
11 children and adults in need of protective services with the
12 objective of preventing or reducing inappropriate
13 institutionalization. In addition, up to 15 percent of the
14 funds appropriated under this paragraph may be used to provide
15 chore services. The funds shall not be used for any other
16 purposes. As used in this paragraph:

17 (1) "Chore services" means services provided to
18 individuals or families, who, due to incapacity, or illness,
19 are unable to perform certain home maintenance functions. The
20 services include but are not limited to yard work such as
21 mowing lawns, raking leaves, and shoveling walks; window and
22 door maintenance such as hanging screen windows and doors,
23 replacing windowpanes, and washing windows; and minor repairs
24 to walls, floors, stairs, railings, and handles. It also
25 includes heavy house cleaning which includes cleaning attics
26 or basements to remove fire hazards, moving heavy furniture,
27 extensive wall washing, floor care or painting, and trash
28 removal.

29 (2) "Elderly person" means a person who is 60 years of age
30 or older.

31 (3) "Homemaker-home health aide services" means services
32 intended to enhance the capacity of household members to
33 attain or maintain the independence of the household members
34 and provided by trained and supervised workers to individuals
35 or families, who, due to the absence, incapacity, or

1 limitations of the usual homemaker, are experiencing stress or
2 crisis. The services include but are not limited to essential
3 shopping, housekeeping, meal preparation, child care, respite
4 care, money management and consumer education, family
5 management, personal services, transportation and providing
6 information, assistance, and household management.

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

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

17 The amount appropriated under this paragraph shall be
18 allocated for use in the counties of the state. 15 percent of
19 the amount shall be divided so that an equal amount is
20 available for use in each county in the state. The following
21 percentages of the remaining amount shall be allocated to each
22 county according to that county's proportion of residents with
23 the following demographic characteristics: 60 percent
24 according to the number of elderly persons living in the
25 county; 20 percent according to the number of persons below
26 the poverty level living in the county; and 20 percent
27 according to the number of substantiated cases of child abuse
28 in the county during the 3 most recent fiscal years for which
29 data is available.

30 In order to receive allocations under this paragraph, the
31 county board of supervisors, after consultation with the local
32 boards of health, county board of social welfare, area agency
33 on aging advisory council, local office of the department of
34 human services, and other in-home health care provider
35 agencies in the jurisdiction, shall prepare a proposal for the

1 use of the allocated funds available for that jurisdiction
2 that will provide the maximum benefits of homemaker-home
3 health aide services to elderly and low-income persons and
4 children and adults in need of protective services in the
5 jurisdiction. An agency requesting service or financial
6 information about a current subcontractor shall provide
7 similar information concerning its own homemaker-home health
8 aide or chore program to the current subcontractor. The
9 proposal may provide that a maximum of 15 percent of the
10 allocated funds will be used to provide chore services. The
11 proposal shall include a statement assuring that children and
12 adults in need of protective services are given priority for
13 homemaker-home health aide services and that the appropriate
14 local agencies have participated in the planning for the
15 proposal. After approval of the proposal by the department,
16 the department shall enter into a contract with the county
17 board of supervisors or a governmental body designated by the
18 county board of supervisors. The county board of supervisors
19 or its designee shall subcontract with a nonprofit nurses'
20 association, an independent nonprofit agency, the department
21 of human services, or a suitable local governmental body to
22 use the allocated funds to provide homemaker-home health aide
23 services and chore services providing that the subcontract
24 requires any service provided away from the home to be
25 documented in a report available for review by the department,
26 and that each homemaker-home health aide subcontracting agency
27 shall maintain the direct service workers' time assigned to
28 direct client service at 70 percent or more of the workers'
29 paid time and that not more than 35 percent of the total cost
30 of the service be included in the combined costs for service
31 administration and agency administration. The subcontract
32 shall require that each homemaker-home health aide
33 subcontracting agency shall pay the employer's contribution of
34 Social Security and provide workers' compensation coverage for
35 persons providing direct homemaker-home health aide service

1 and meet any other applicable legal requirements of an
2 employer-employee relationship.

3 If by July 30 of each fiscal year, the department is unable
4 to conclude contracts for use of the allocated funds in a
5 county, the department shall consider the unused funds
6 appropriated under this paragraph an unallocated pool. The
7 department shall also identify any allocated funds which the
8 counties do not anticipate spending during each fiscal year.
9 If the anticipated excess funds to any county are substantial,
10 the department and the county may agree to return those excess
11 funds, if the funds are other than program revenues, to the
12 department, and if returned, the department shall consider the
13 returned funds a part of the unallocated pool. The department
14 shall prior to February 15 of each fiscal year, reallocate the
15 funds in the unallocated pool among the counties in which the
16 department has concluded contracts under this paragraph. The
17 department shall also review the first 10 months' expenditures
18 for each county in May of each year, to determine if any
19 counties possess contracted funds which they do not anticipate
20 spending. If such funds are identified and the county agrees
21 to release the funds, the released funds will be considered a
22 new reallocation pool. The department may, prior to June 1 of
23 each year, reallocate funds from this new reallocation pool to
24 those counties which have experienced a high utilization of
25 protective service hours for children and dependent adults.

26 The department shall maintain rules governing the
27 expenditure of funds appropriated by this paragraph. The
28 rules require each local agency receiving funds to establish
29 and use a sliding fee scale for those persons able to pay for
30 all or a portion of the cost of the services and shall require
31 the payments to be applied to the cost of the services. The
32 department shall also maintain rules for standards regarding
33 training, supervision, recordkeeping, appeals, program
34 evaluation, cost analysis, and financial audits, and rules
35 specifying reporting requirements.

1 The department shall annually evaluate the success of the
2 homemaker-home health aide program. The evaluation shall
3 include a description of the program and its implementation,
4 the extent of local participation, the extent to which the
5 program reduced or prevented inappropriate institutional-
6 zation, the extent to which the program provided or increased
7 the availability of homemaker-home health aide services to
8 elderly and low-income persons and children and adults in need
9 of protective services, any problems and recommendations
10 concerning the program, and an analysis of the costs of
11 services across the state. The department shall submit a
12 report of the annual evaluation to the governor and the
13 general assembly.

14 e. For the development and maintenance of well-elderly
15 clinics in the state:

16 \$ 655,000

17 Appropriations made in this paragraph shall be provided by
18 a formula to well-elderly clinics located in counties which
19 provide funding on a matching basis for the well-elderly
20 clinics.

21 f. For the physician care for children program:

22 \$ 450,000

23 The physician services shall be subject to managed care and
24 selective contracting provisions and shall be used to provide
25 treatment of the children in a physician's office and shall
26 include coverage of diagnostic procedures and prescription
27 drugs required for the treatment. Services provided under
28 this paragraph shall be reimbursed according to Title XIX
29 reimbursement rates.

30 g. For the primary and preventative health care for
31 children program:

32 \$ 300,000

33 Appropriations made in this paragraph shall be used for the
34 public purpose of providing a renewable grant, following a
35 request for proposals, to a statewide charitable organization

1 within the meaning of section 501(c)(3) of the Internal
2 Revenue Code which was organized prior to April 1, 1989, and
3 has as one of its purposes the sponsorship or support for
4 programs designed to improve the quality, awareness, and
5 availability of health care for the young, to serve as the
6 funding mechanism for the provision of primary health care and
7 preventive services to children in the state who are uninsured
8 and who are not eligible under any public plan of health
9 insurance, provided all of the following conditions are met:

10 (1) The organization shall provide a match in advance of
11 each state dollar provided as follows:

12 (a) In the fiscal year beginning July 1, 1990, \$3.

13 (b) In the fiscal year beginning July 1, 1991, \$4.

14 (2) The organization coordinates services with new or
15 existing public programs and services provided by or funded by
16 appropriate state agencies in an effort to avoid inappropriate
17 duplication of services and ensure access to care to the
18 extent as is reasonably possible. The organization shall work
19 with the Iowa department of public health, family and
20 community health division, to ensure duplication is minimized.

21 (3) The organization's governing board includes in its
22 membership representatives from the executive and legislative
23 branches of state government.

24 (4) Grant funds are available as needed to provide
25 services and shall not be used for administrative costs of the
26 department or the grantee.

27 (5) Notwithstanding section 8.33, funds appropriated in
28 this paragraph that remain unencumbered or unobligated on June
29 30, 1991, shall not revert to the general fund but shall
30 remain available to the department for the provision of
31 maternal and child health services.

32 Sec. 6.

33 There is appropriated from the separate fund created under
34 section 321J.17 to the family and community health division of
35 the Iowa department of public health for the fiscal year

1 beginning July 1, 1990, and ending June 30, 1991, the
2 following amount, or so much thereof as is necessary, to be
3 used for the purposes designated:

4 To pay the costs of medical examinations in crimes of
5 sexual abuse and of treatments for prevention of venereal
6 disease as required by section 709.10:

7 \$ 176,000

8 Sec. 7.

9 The licensing boards for which general fund appropriations
10 have been provided in section 5, subsections 4, 5, 6, 7, and 8
11 of this Act may expend additional funds, if those additional
12 expenditures are directly the cause of actual examination and
13 exceed funds budgeted for examinations. Before a licensing
14 board included in section 5, subsections 4, 5, 6, 7, and 8 of
15 this Act expends or encumbers an amount in excess of the funds
16 budgeted for examinations, the director of the department of
17 management shall approve the expenditure or encumbrance.
18 Before approval is given, the department of management shall
19 determine that the examination expenses exceed the funds
20 budgeted by the general assembly to the board and the board
21 does not have other funds from which examination expenses can
22 be paid. Upon approval of the department of management the
23 licensing board may expend and encumber funds for excess
24 examination expenses. The amounts necessary to fund the
25 excess examination expenses shall be collected as fees from
26 additional examination applicants and shall be treated as
27 repayment receipts as defined in section 8.2, subsection 5.

28 Sec. 8.

29 All federal grants to and federal receipts of the agencies
30 appropriated funds under this Act, not otherwise appropriated,
31 are appropriated for the purposes set forth in the federal
32 grants or receipts, unless otherwise provided by the general
33 assembly. Full-time equivalent positions funded entirely with
34 federal funds are exempt from the limits on the number of
35 full-time equivalent positions provided in this Act, but are

1 approved only for the period of time for which the federal
2 funds are available for the position.

3 Sec. 9. Section 135.11, subsection 19, Code Supplement
4 1989, is amended to read as follows:

5 19. Administer the statewide maternal and child health
6 program and the crippled children's program by conducting
7 mobile and regional child health specialty clinics and
8 conducting other activities to improve the health of low-
9 income women and children and to promote the welfare of
10 children with actual or potential handicapping conditions and
11 chronic illnesses in accordance with the requirements of Title
12 V of the federal Social Security Act. The department shall
13 provide technical assistance to encourage the coordination and
14 collaboration of state agencies in developing outreach centers
15 which provide publicly supported services for pregnant women,
16 infants, and children. The department shall also, through
17 cooperation and collaborative agreements with the department
18 of human services and the mobile and regional child health
19 specialty clinics, establish common intake proceedings for
20 maternal and child health services. The department shall work
21 in cooperation with the legislative fiscal bureau in
22 monitoring the effectiveness of the maternal and child health
23 centers, including the provision of transportation for patient
24 appointments and the keeping of scheduled appointments.

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HOUSE FILE 2371

S-5500

1 Amend House File 2371, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, line 5, by striking the word "For" and
 4 inserting the following: "a. For".
 5 2. Page 2, line 8, by striking the figure
 6 "351,000" and inserting the following: "211,000".
 7 3. Page 2, by striking lines 10 and 11 and
 8 inserting the following:
 9 "b. For the displaced homemaker program:
 10 \$ 140,000".
 11 4. Page 3, line 25, by striking the figure "1.50"
 12 and inserting the following: "1.00".
 13 5. Page 4, by inserting after line 13, the
 14 following:
 15 "(3) Grants awarded under this paragraph shall be
 16 awarded on a competitive basis to fund low-income
 17 youth programs in both urban and rural areas
 18 throughout the state."
 19 6. Page 4, by striking line 14, and inserting the
 20 following:
 21 "b. Of the amount appropriated under this
 22 subsection, \$100,000".
 23 7. Page 4, line 17, by inserting after the word
 24 "state." the following: "Grants awarded under this
 25 paragraph shall be awarded on a competitive basis."
 26 8. Page 4, by striking line 18, and inserting the
 27 following:
 28 "c. Of the funds appropriated under this
 29 subsection, 8".
 30 9. Page 4, by inserting after line 20, the
 31 following:
 32 "d. Notwithstanding section 8.33, moneys
 33 appropriated under this subsection for the fiscal year
 34 beginning July 1, 1990, shall not revert to the
 35 general fund of the state at the end of the fiscal
 36 year but shall be available for expenditure during the
 37 fiscal year beginning July 1, 1991, for the purposes
 38 designated.
 39 Sec. 200.
 40 Notwithstanding section 8.33, moneys appropriated
 41 from the jobs now account for the fiscal year
 42 beginning July 1, 1989, pursuant to section 99E.32,
 43 subsection 5, paragraph "w", which remain unexpended
 44 on June 30, 1990, shall not revert to any fund but
 45 shall be available for expenditure for the purposes
 46 designated during the fiscal year beginning July 1,
 47 1990, and shall be in addition to any other moneys
 48 available for those purposes."
 49 10. Page 5, by inserting after line 11, the
 50 following:

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Page 2

1 "As a condition, limitation, and qualification of
2 the appropriation under this section prior to the
3 transferal of funds to a designated area agency on
4 aging pursuant to chapter 249D, the agency shall seek
5 and receive the approval of the commission of elder
6 affairs for an existing or proposed entrepreneurial
7 activity which is in competition with private
8 enterprise if the activity results in a cash flow to
9 the agency in excess of \$5,000."

10 11. Page 5, line 24, by striking the words "A
11 local" and inserting the following: "As a condition,
12 qualification, and limitation of the funds
13 appropriated by this subsection, a local".

14 12. By striking page 5, line 31, through page 6,
15 line 6, and inserting the following:

16 "6. a. For existing retired senior volunteer
17 program projects:

18 \$ 58,000

19 b. For two additional retired senior volunteer
20 program projects:

21 \$ 25,000".

22 13. Page 15, line 16, by striking the words "the
23 areas surrounding" and inserting the following: "and
24 surrounding the areas of".

25 14. Page 23, by striking lines 11 through 13, and
26 inserting the following: "each state dollar provided
27 in the amount of \$2.00, in the fiscal year beginning
28 July 1, 1990."

29 15. By striking page 24, line 28, through page
30 25, line 2.

31 16. Page 25, by inserting after line 24, the
32 following:

33 "Sec. _____.

34 Section 200 of this Act, being deemed of immediate
35 importance, takes effect upon enactment."

36 17. Title page, line 4, by inserting after the
37 word "health" the following: ", and providing an
38 effective date".

39 18. By renumbering as necessary.

By COMMITTEE ON APPROPRIATIONS
JOE WELSH, Chairperson

S-5500 FILED MARCH 14, 1990

w/ld 3/27 (p. 1339)

HOUSE FILE 2371

S-5561

1 Amend the amendment, S-5500, to House File 2371, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. By striking page 1, line 49, through page 2,
5 line 9.

6 2. By renumbering as necessary.

By JOHN P. KIBBIE
BEVERLY A. HANNON

S-5561 FILED MARCH 19, 1990

Placed o/o 3/27 (p. 1339)

HOUSE FILE 2371

S-5614

1 Amend the amendment, S-5500, to House File 2371, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. By striking page 1, line 49, through page 2,
5 line 9, and inserting the following:
6 "____. Page 5, by inserting after line 11 the
7 following:
8 "As a condition, limitation, and qualification of
9 the appropriation under this section, prior to the
10 transfer of funds to a designated area agency on aging
11 pursuant to chapter 249D, the agency shall seek
12 authority from the commission of elder affairs to
13 continue an existing nonmission related activity or
14 initiate a proposed nonmission related activity which
15 is in competition with private business if the
16 activity is expected to generate a profit in excess of
17 \$5,000 in cash flow in the agency budget for the
18 fiscal year."

By LARRY MORPHY

S-5614 FILED MARCH 21, 1990

Filed o/c 3/27 (p. 13.57)

HOUSE FILE 2371

S-5599

1 Amend House File 2371 as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 25, by inserting after line 24 the
4 following:

5 "Sec. 100. CERTIFICATES OF NEED -- OCCUPANCY
6 RATES.

7 All certificate of need applications which propose
8 a change in bed capacity and which are approved by the
9 council shall be granted a one-year grace period from
10 the time of initial utilization of additional bed
11 capacity to attain the required occupancy rate.

12 Sec. _____. Section 100 of this Act applies
13 retroactively to January 1, 1989."

14 2. Title page, line 4, by inserting after the
15 word "health" the following: ", and providing a
16 retroactive applicability date for certain
17 provisions".

18 3. By renumbering as necessary.

By WILLIAM W. DIELEMAN
CHARLES BRUNER

S-5599 FILED MARCH 20, 1990

w/ds 3/27 (p. 1341)

HOUSE FILE 2371

S-5609

1 Amend House File 2371 as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 25, by inserting after line 24 the
4 following:

5 "Sec. 100. BED CAPACITY OCCUPANCY RATE -- GRACE
6 PERIOD.

7 All persons submitting applications for a change in
8 bed capacity which are approved under chapter 135,
9 division VI, shall be granted a one-year grace period
10 from the time of initial utilization of additional bed
11 capacity to attain the required occupancy rate.

12 Sec. _____.
13 Section 100 of this Act applies retroactively to
14 January 1, 1989."

15 2. Title page, line 4, by inserting after the
16 word "health" the following: ", and providing a
17 retroactive applicability date for certain
18 provisions".

19 3. By renumbering as necessary.

By WILLIAM W. DIELEMAN
CHARLES BRUNER

S-5609 FILED MARCH 20, 1990

w/ds 3/27 (p. 1341)

HOUSE FILE 2371

S-5687

1. Amend the amendment, S-5500, to House File 2371, as amended, passed, and reprinted by the House as follows:

1. Page 1, by inserting after line 10, the following:

" . Page 3, line 24, by striking the figure "500,000" and inserting the following: "400,000".

2. Page 1, by inserting after line 12, the following:

" . Page 3, line 27, by striking the figure "400,000" and inserting the following: "300,000".

3. Page 2, by inserting after line 21, the following:

" . Page 7, line 20, by striking the figure "838,000" and inserting the following: "829,096".

" . Page 7, line 33, by striking the figure "1,177,000" and inserting the following: "1,171,296".

" . Page 9, line 14, by striking the figure "2,677,000" and inserting the following: "2,484,709".

" . Page 9, line 15, by striking the figure "79.50" and inserting the following: "78.50".

" . Page 9, line 32, by striking the figure "50,000" and inserting the following: "10,000".

By striking page 11, line 23, through page 12, line 24.

" . Page 12, line 29, by striking the figure "644,000" and inserting the following: "639,748".

" . Page 12, line 35, by striking the figure "225,000" and inserting the following: "223,428".

" . Page 13, line 6, by striking the figure "980,000" and inserting the following: "971,955".

" . Page 13, line 12, by striking the figure "781,000" and inserting the following: "773,995".

" . Page 13, line 18, by striking the figure "612,000" and inserting the following: "606,268".

" . Page 13, line 33, by striking the figure "519,000" and inserting the following: "514,012".

" . Page 14, line 6, by striking the figure "3,957,000" and inserting the following: "3,945,020".

" . Page 14, line 17, by striking the figure "149,000" and inserting the following: "124,000".

" . Page 15, line 12, by striking the figure "1,725,000" and inserting the following:

"1,750,000".

4. Page 2, by striking lines 25 through 28, and inserting the following:

" . By striking page 22, line 30, through page 23, line 31."

5. Page 2, by inserting after line 30, the following:

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Page 2

1 "_____. Page 25, by inserting before line 3, the
2 following:

3 "Sec. 100. 1989 Iowa Acts, chapter 304, section
4 1108, is amended to read as follows:

5 SEC. 1108. PRIMARY AND PREVENTIVE HEALTH CARE FOR
6 CHILDREN. If division II and section 1101 of this Act
7 are enacted, there is appropriated from the general
8 fund of the state to the Iowa department of public
9 health for the fiscal period beginning October 1,
10 1989, and ending June 30, 1990, \$300,000 ~~and in the~~
11 ~~fiscal years beginning July 1, 1990, and July 1, 1991,~~
12 ~~\$450,000, or so much thereof as is necessary,~~ to be
13 used for the purposes designated:

14 For the public purpose of providing a renewable
15 grant, following a request for proposals, to a
16 statewide charitable organization within the meaning
17 of section 501(c)(3) of the Internal Revenue Code
18 which was organized prior to April 1, 1989, and has as
19 one of its purposes the sponsorship or support for
20 programs designed to improve the quality, awareness,
21 and availability of health care for the young, to
22 serve as the funding mechanism for the provision of
23 primary health care and preventive services to
24 children in the state who are uninsured and who are
25 not eligible under any public plan of health
26 insurance, provided all of the following conditions
27 are met:

28 1. The organization shall provide a match in
29 advance of each state dollar provided as follows:

30 a. In the fiscal year beginning July 1, 1989, two
31 dollars.

32 ~~b. In the fiscal year beginning July 1, 1990,~~
33 ~~three dollars.~~

34 ~~c. In the fiscal year beginning July 1, 1991, four~~
35 ~~dollars.~~

36 2. The organization coordinates services with new
37 or existing public programs and services provided by
38 or funded by appropriate state agencies in an effort
39 to avoid inappropriate duplication of services and
40 ensure access to care to the extent as is reasonably
41 possible. The organization shall work with the Iowa
42 department of public health, family and community
43 health division, to ensure duplication is minimized.

44 3. The organization's governing board includes in
45 its membership representatives from the executive and
46 legislative branches of state government.

47 4. Grant funds are available as needed to provide
48 services and shall not be used for administrative
49 costs of the department or the grantee.

50 5. Notwithstanding section 8.33, funds

S-5687

Page 3

1 appropriated in this section which are unencumbered or
2 unobligated on June 30, 1990, shall not revert to the
3 general fund but shall remain available to the
4 department for the ~~provision-of-maternal-and-child~~
5 ~~health-services~~ purposes of this section during the
6 fiscal period beginning July 1, 1990."

7 6. Page 2, by striking lines 34 and 35, and
8 inserting the following:

9 "Sections 100 and 200 of this Act, being deemed of
10 immediate importance, take effect upon enactment."

11 7. By renumbering as necessary.

By AL STURGEON.

S-5687 FILED MARCH 26, 1990

Placed in 0/6 3/27 (p. 1359)

HOUSE FILE 2371

S-5690

1 Amend amendment, S-5500 to House File 2371, as
2 amended, passed, and reprinted by the House as
3 follows:

4 1. Page 2, by inserting after line 30 the
5 following:

6 " _____. Page 25, by inserting before line 3, the
7 following:

8 "Sec. _____. Section 13.7, Code 1989, is amended to
9 read as follows:

10 13.7 SPECIAL COUNSEL.

11 Compensation shall not be allowed to any person for
12 services as an attorney or counselor to an executive
13 department of the state government, or the head
14 thereof, or to a state board or commission. However,
15 the executive council may employ legal assistance, at
16 a reasonable compensation, in a pending action or
17 proceeding to protect the interests of the state, but
18 only upon a sufficient showing, in writing, made by
19 the attorney general, that the department of justice
20 cannot for reasons stated by the attorney general
21 perform the service, which reasons and action of the
22 council shall be entered upon its records. When the
23 attorney general determines that the department of
24 justice cannot perform legal service in an action or
25 proceeding, the executive council shall request the
26 department involved in the action or proceeding to
27 recommend legal counsel to represent the department.
28 If the attorney general concurs with the department
29 that the person recommended is qualified and suitable
30 to represent the department, the person recommended
31 shall be employed. If the attorney general does not
32 concur in the recommendation, the department shall
33 submit a new recommendation. This section does not
34 affect the general counsel for the utilities board of
35 the department of commerce, the legal counsel for the
36 board of optometry examiners, or the legal counsel of
37 the division of job service of the department of
38 employment services."

39 2. Page 2, by inserting after line 32, the
40 following:

41 ""Sec. _____. Section 258A.3, Code 1989, is amended
42 by adding the following new subsection:

43 NEW SUBSECTION. 5. The board of optometry
44 examiners may retain a competent attorney to serve as
45 its legal counsel as it finds necessary for the full
46 and efficient discharge of its duties. The legal
47 counsel retained by the board of optometry examiners
48 shall be the attorney for, and legal advisor of, the
49 board of optometry examiners while retained. The
50 legal counsel is exempt from the merit provisions of

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1 chapter 19A. The legal counsel retained by the board
2 of optometry examiners shall provide necessary legal
3 advice to the board and may represent the board in
4 disciplinary hearings or in actions instituted in a
5 state or federal court challenging the validity of a
6 rule or order of the board.""

7 3. By renumbering as necessary.

By CALVIN O. HULTMAN

S-5690 FILED MARCH 27, 1990
RULED OUT OF ORDER (p. 1339)

HOUSE FILE 2371

S-5704

1 Amend House File 2371, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 2, line 5, by striking the word "For" and
4 inserting the following: "a. For".

5 2. Page 2, line 8, by striking the figure
6 "351,000" and inserting the following: "211,000".

7 3. Page 2, by striking lines 10 and 11 and
8 inserting the following:

9 "b. For the displaced homemaker program:
10 \$ 140,000".

11 4. Page 3, line 24, by striking the figure
12 "500,000" and inserting the following: "400,000".

13 5. Page 3, line 25, by striking the figure "1.50"
14 and inserting the following: "1.00".

15 6. Page 3, line 27, by striking the figure
16 "400,000" and inserting the following: "300,000".

17 7. Page 4, by inserting after line 13, the
18 following:

19 "(3) Grants awarded under this paragraph shall be
20 awarded on a competitive basis to fund low-income
21 youth programs in both urban and rural areas
22 throughout the state."

23 8. Page 4, by striking line 14, and inserting the
24 following:

25 "b. Of the amount appropriated under this
26 subsection, \$100,000".

27 9. Page 4, line 17, by inserting after the word
28 "state." the following: "Grants awarded under this
29 paragraph shall be awarded on a competitive basis."

30 10. Page 4, by striking line 18, and inserting
31 the following:

32 "c. Of the funds appropriated under this
33 subsection, 8".

34 11. Page 4, by inserting after line 20, the
35 following:

36 "d. Notwithstanding section 8.33, moneys
37 appropriated under this subsection for the fiscal year
38 beginning July 1, 1990, shall not revert to the
39 general fund of the state at the end of the fiscal
40 year but shall be available for expenditure during the
41 fiscal year beginning July 1, 1991, for the purposes
42 designated.

43 Sec. 200.

44 Notwithstanding section 8.33, moneys appropriated
45 from the jobs now account for the fiscal year
46 beginning July 1, 1989, pursuant to section 99E.32,
47 subsection 5, paragraph "w", which remain unexpended
48 on June 30, 1990, shall not revert to any fund but
49 shall be available for expenditure for the purposes
50 designated during the fiscal year beginning July 1,

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1 1990, and shall be in addition to any other moneys
2 available for those purposes."

3 12. Page 5, by inserting after line 11, the
4 following:

5 "As a condition, limitation, and qualification of
6 the appropriation under this section prior to the
7 transferral of funds to a designated area agency on
8 aging pursuant to chapter 249D, the agency shall seek
9 and receive the approval of the commission of elder
10 affairs for an existing or proposed entrepreneurial
11 activity which is in competition with private
12 enterprise if the activity results in a cash flow to
13 the agency in excess of \$5,000."

14 13. Page 5, line 24, by striking the words "A
15 local" and inserting the following: "As a condition,
16 qualification, and limitation of the funds
17 appropriated by this subsection, a local".

18 14. By striking page 5, line 31, through page 6,
19 line 6, and inserting the following:

20 "6. a. For existing retired senior volunteer
21 program projects:

22 \$ 58,000

23 b. For two additional retired senior volunteer
24 program projects:

25 \$ 25,000".

26 15. Page 7, line 20, by striking the figure
27 "838,000" and inserting the following: "829,096".

28 16. Page 7, line 33, by striking the figure
29 "1,177,000" and inserting the following: "1,171,296".

30 17. Page 9, line 14, by striking the figure
31 "2,677,000" and inserting the following: "2,484,709".

32 18. Page 9, line 15, by striking the figure
33 "79.50" and inserting the following: "78.50".

34 19. Page 9, line 32, by striking the figure
35 "50,000" and inserting the following: "10,000".

36 20. By striking page 11, line 23, through page
37 12, line 24.

38 21. Page 12, line 29, by striking the figure
39 "644,000" and inserting the following: "639,748".

40 22. Page 12, line 35, by striking the figure
41 "225,000" and inserting the following: "223,428".

42 23. Page 13, line 6, by striking the figure
43 "980,000" and inserting the following: "971,955".

44 24. Page 13, line 12, by striking the figure
45 "781,000" and inserting the following: "773,995".

46 25. Page 13, line 18, by striking the figure
47 "612,000" and inserting the following: "606,268".

48 26. Page 13, line 33, by striking the figure
49 "519,000" and inserting the following: "514,012".

50 27. Page 14, line 6, by striking the figure

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- 1 "3,957,000" and inserting the following: "3,945,020".
2 28. Page 14, line 17, by striking the figure
3 "149,000" and inserting the following: "124,000".
4 29. Page 15, line 12, by striking the figure
5 "1,725,000" and inserting the following: "1,750,000".
6 30. Page 15, line 16, by striking the words "the
7 areas surrounding" and inserting the following: "and
8 surrounding the areas of".
9 31. By striking page 22, line 30, through page
10 23, line 31.
11 32. By striking page 24, line 28, through page
12 25, line 2.
13 33. Page 25, by inserting before line 3, the
14 following:
15 "Sec. 100. 1989 Iowa Acts, chapter 304, section
16 1108, is amended to read as follows:
17 SEC. 1108. PRIMARY AND PREVENTIVE HEALTH CARE FOR
18 CHILDREN. If division II and section 1101 of this Act
19 are enacted, there is appropriated from the general
20 fund of the state to the Iowa department of public
21 health for the fiscal period beginning October 1,
22 1989, and ending June 30, 1990, \$300,000 and-in-the
23 ~~fiscal-years-beginning-July-17-19907-and-July-17-19917~~
24 ~~\$450,0007-or-so-much-thereof-as-is-necessary~~, to be
25 used for the purposes designated:
26 For the public purpose of providing a renewable
27 grant, following a request for proposals, to a
28 statewide charitable organization within the meaning
29 of section 501(c)(3) of the Internal Revenue Code
30 which was organized prior to April 1, 1989, and has as
31 one of its purposes the sponsorship or support for
32 programs designed to improve the quality, awareness,
33 and availability of health care for the young, to
34 serve as the funding mechanism for the provision of
35 primary health care and preventive services to
36 children in the state who are uninsured and who are
37 not eligible under any public plan of health
38 insurance, provided all of the following conditions
39 are met:
40 1. The organization shall provide a match in
41 advance of each state dollar provided as follows:
42 a. In the fiscal year beginning July 1, 1989, two
43 dollars.
44 b. ~~In-the-fiscal-year-beginning-July-17-19907~~
45 ~~three-dollars-~~
46 c. ~~In-the-fiscal-year-beginning-July-17-19917-four~~
47 ~~dollars-~~
48 2. The organization coordinates services with new
49 or existing public programs and services provided by
50 or funded by appropriate state agencies in an effort

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1 to avoid inappropriate duplication of services and
 2 ensure access to care to the extent as is reasonably
 3 possible. The organization shall work with the Iowa
 4 department of public health, family and community
 5 health division, to ensure duplication is minimized.

6 3. The organization's governing board includes in
 7 its membership representatives from the executive and
 8 legislative branches of state government.

9 4. Grant funds are available as needed to provide
 10 services and shall not be used for administrative
 11 costs of the department or the grantee.

12 5. Notwithstanding section 8.33, funds
 13 appropriated in this section which are unencumbered or
 14 unobligated on June 30, 1990, shall not revert to the
 15 general fund but shall remain available to the
 16 department for the ~~provision of maternal and child~~
 17 ~~health services~~ purposes of this section during the
 18 fiscal period beginning July 1, 1990."

19 34. Page 25, by inserting after line 24, the
 20 following:

21 "Sec. ____.

22 Sections 100 and 200 of this Act, being deemed of
 23 immediate importance, take effect upon enactment."

24 35. Title page, line 4, by inserting after the
 25 word "health" the following: ", and providing an
 26 effective date".

27 36. By renumbering as necessary.

By AL STURGEON

S-5704 FILED MARCH 27, 1990

ADOPTED *as amended by 5708, 5709 3/27 (p. 1342)*

HOUSE FILE 2371

S-5708

1 Amend the amendment, S-5704, to House File 2371, as
 2 amended, passed, and reprinted by the House, as
 3 follows:

4 1. Page 2, by inserting after line 39 the
 5 following:

6 "____. Page 12, by inserting after line 30 the
 7 following:

8 "Sec. ____ . INSPECTIONS -- AUTHORIZATION OF
 9 INVESTIGATOR.

10 As a condition, limitation and qualification of the
 11 appropriation contained in this subsection, the
 12 department of inspections and appeals shall assign an
 13 additional investigator from the department of
 14 inspections and appeals to conduct investigations
 15 under the purview of the boards within the division of
 16 professional licensure of the Iowa department of
 17 public health.""

18 2. By renumbering as necessary.

By ELAINE YMONIAK

S-5708 FILED MARCH 27, 1990

ADOPTED *(p. 1341)*

HOUSE FILE 2371

S-5713

1 Amend amendment, S-5704 to House File 2371, as
2 amended, passed, and reprinted by the House as
3 follows:

4 1. Page 4, by inserting after line 18, the
5 following:

6 "Sec. ____ . Section 13.7, Code 1989, is amended to
7 read as follows:

8 13.7 SPECIAL COUNSEL.

9 Compensation shall not be allowed to any person for
10 services as an attorney or counselor to an executive
11 department of the state government, or the head
12 thereof, or to a state board or commission. However,
13 the executive council may employ legal assistance, at
14 a reasonable compensation, in a pending action or
15 proceeding to protect the interests of the state, but
16 only upon a sufficient showing, in writing, made by
17 the attorney general, that the department of justice
18 cannot for reasons stated by the attorney general
19 perform the service, which reasons and action of the
20 council shall be entered upon its records. When the
21 attorney general determines that the department of
22 justice cannot perform legal service in an action or
23 proceeding, the executive council shall request the
24 department involved in the action or proceeding to
25 recommend legal counsel to represent the department.
26 If the attorney general concurs with the department
27 that the person recommended is qualified and suitable
28 to represent the department, the person recommended
29 shall be employed. If the attorney general does not
30 concur in the recommendation, the department shall
31 submit a new recommendation. This section does not
32 affect the general counsel for the utilities board of
33 the department of commerce, the legal counsel for the
34 board of optometry examiners, or the legal counsel of
35 the division of job service of the department of
36 employment services."

37 2. Page 4, by inserting after line 20, the
38 following:

39 ""Sec. ____ . Section 258A.3, Code 1989, is amended
40 by adding the following new subsection:

41 NEW SUBSECTION. 5. The board of optometry
42 examiners may retain a competent attorney to serve as
43 its legal counsel as it finds necessary for the full
44 and efficient discharge of its duties. The legal
45 counsel retained by the board of optometry examiners
46 shall be the attorney for, and legal advisor of, the
47 board of optometry examiners while retained. The
48 legal counsel is exempt from the merit provisions of
49 chapter 19A. The legal counsel retained by the board
50 of optometry examiners shall provide necessary legal

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1 advice to the board and may represent the board in
2 disciplinary hearings or in actions instituted in a
3 state or federal court challenging the validity of a
4 rule or order of the board."

By CALVIN O. HULTMAN
RAY TAYLOR

S-5713 FILED MARCH 27, 1990

ADOPTED, RECONSIDERED, RULED OUT OF ORDER (p. 1341)

HOUSE FILE 2371

S-5709

1 Amend the amendment, S-5704, to House File 2371, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 2, by striking lines 3 through 13.
5 2. By renumbering as necessary.

By JOHN P. KIBBIE
BEVERLY A. HANNON

S-5709 FILED MARCH 27, 1990

ADOPTED (p. 1340)

HOUSE FILE 2371

S-5710

1 Amend amendment, S-5704, to House File 2371, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 2, by inserting after line 25, the
5 following:
6 "_____. Page 6, line 8, by striking the figure
7 "1,531,000" and inserting the following: "1,631,000".
8 _____ Page 6, line 30, by striking the figure
9 "150,000" and inserting the following: "250,000".
10 _____ By striking page 6, line 35, through page 7,
11 line 9."

By MAGGIE TINSMAN
JULIA B. GENTLEMAN
PAUL D. PATE

S-5710 FILED MARCH 27, 1990

LOST (p. 1341)

SENATE AMENDMENT TO HOUSE FILE 2371

H-5909

1 Amend House File 2371, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 2, line 5, by striking the word "For" and
4 inserting the following: "a. For".

5 2. Page 2, line 8, by striking the figure
6 "351,000" and inserting the following: "211,000".

7 3. Page 2, by striking lines 10 and 11 and
8 inserting the following:

9 "b. For the displaced homemaker program:

10 \$ 140,000".

11 4. Page 3, line 24, by striking the figure
12 "500,000" and inserting the following: "400,000".

13 5. Page 3, line 25, by striking the figure "1.50"
14 and inserting the following: "1.00".

15 6. Page 3, line 27, by striking the figure
16 "400,000" and inserting the following: "300,000".

17 7. Page 4, by inserting after line 13, the
18 following:

19 "(3) Grants awarded under this paragraph shall be
20 awarded on a competitive basis to fund low-income
21 youth programs in both urban and rural areas
22 throughout the state."

23 8. Page 4, by striking line 14, and inserting the
24 following:

25 "b. Of the amount appropriated under this
26 subsection, \$100,000".

27 9. Page 4, line 17, by inserting after the word
28 "state." the following: "Grants awarded under this
29 paragraph shall be awarded on a competitive basis."

30 10. Page 4, by striking line 18, and inserting
31 the following:

32 "c. Of the funds appropriated under this
33 subsection, 8".

34 11. Page 4, by inserting after line 20, the
35 following:

36 "d. Notwithstanding section 8.33, moneys
37 appropriated under this subsection for the fiscal year
38 beginning July 1, 1990, shall not revert to the
39 general fund of the state at the end of the fiscal
40 year but shall be available for expenditure during the
41 fiscal year beginning July 1, 1991, for the purposes
42 designated.

43 Sec. 200.

44 Notwithstanding section 8.33, moneys appropriated
45 from the jobs now account for the fiscal year
46 beginning July 1, 1989, pursuant to section 99E.32,
47 subsection 5, paragraph "w", which remain unexpended
48 on June 30, 1990, shall not revert to any fund but
49 shall be available for expenditure for the purposes
50 designated during the fiscal year beginning July 1,

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1 1990, and shall be in addition to any other moneys
2 available for those purposes."

3 12. Page 5, line 24, by striking the words "A
4 local" and inserting the following: "As a condition,
5 qualification, and limitation of the funds
6 appropriated by this subsection, a local".

7 13. By striking page 5, line 31, through page 6,
8 line 6, and inserting the following:

9 "6. a. For existing retired senior volunteer
10 program projects:

11 \$ 58,000

12 b. For two additional retired senior volunteer
13 program projects:

14 \$ 25,000".

15 14. Page 7, line 20, by striking the figure
16 "838,000" and inserting the following: "829,096".

17 15. Page 7, line 33, by striking the figure
18 "1,177,000" and inserting the following: "1,171,296".

19 16. Page 9, line 14, by striking the figure
20 "2,677,000" and inserting the following: "2,484,709".

21 17. Page 9, line 15, by striking the figure
22 "79.50" and inserting the following: "78.50".

23 18. Page 9, line 32, by striking the figure
24 "50,000" and inserting the following: "10,000".

25 19. By striking page 11, line 23, through page
26 12, line 24.

27 20. Page 12, line 29, by striking the figure
28 "644,000" and inserting the following: "639,748".

29 21. Page 12, by inserting after line 30 the
30 following:

31 "Sec. ____ . INSPECTIONS -- AUTHORIZATION OF
32 INVESTIGATOR.

33 As a condition, limitation and qualification of the
34 appropriation contained in this subsection, the
35 department of inspections and appeals shall assign an
36 additional investigator from the department of
37 inspections and appeals to conduct investigations
38 under the purview of the boards within the division of
39 professional licensure of the Iowa department of
40 public health."

41 22. Page 12, line 35, by striking the figure
42 "225,000" and inserting the following: "223,428".

43 23. Page 13, line 6, by striking the figure
44 "980,000" and inserting the following: "971,955".

45 24. Page 13, line 12, by striking the figure
46 "781,000" and inserting the following: "773,995".

47 25. Page 13, line 18, by striking the figure
48 "612,000" and inserting the following: "606,268".

49 26. Page 13, line 33, by striking the figure
50 "519,000" and inserting the following: "514,012".

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- 1 27. Page 14, line 6, by striking the figure
2 "3,957,000" and inserting the following: "3,945,020".
- 3 28. Page 14, line 17, by striking the figure
4 "149,000" and inserting the following: "124,000".
- 5 29. Page 15, line 12, by striking the figure
6 "1,725,000" and inserting the following: "1,750,000".
- 7 30. Page 15, line 16, by striking the words "the
8 areas surrounding" and inserting the following: "and
9 surrounding the areas of".
- 10 31. By striking page 22, line 30, through page
11 23, line 31.
- 12 32. By striking page 24, line 28, through page
13 25, line 2.
- 14 33. Page 25, by inserting before line 3, the
15 following:
16 "Sec. 100. 1989 Iowa Acts, chapter 304, section
17 1108, is amended to read as follows:
18 SEC. 1108. PRIMARY AND PREVENTIVE HEALTH CARE FOR
19 CHILDREN. If division II and section 1101 of this Act
20 are enacted, there is appropriated from the general
21 fund of the state to the Iowa department of public
22 health for the fiscal period beginning October 1,
23 1989, and ending June 30, 1990, \$300,000 ~~and in the~~
24 ~~fiscal years beginning July 1, 1990, and July 1, 1991,~~
25 ~~\$450,000, or so much thereof as is necessary,~~ to be
26 used for the purposes designated:
27 For the public purpose of providing a renewable
28 grant, following a request for proposals, to a
29 statewide charitable organization within the meaning
30 of section 501(c)(3) of the Internal Revenue Code
31 which was organized prior to April 1, 1989, and has as
32 one of its purposes the sponsorship or support for
33 programs designed to improve the quality, awareness,
34 and availability of health care for the young, to
35 serve as the funding mechanism for the provision of
36 primary health care and preventive services to
37 children in the state who are uninsured and who are
38 not eligible under any public plan of health
39 insurance, provided all of the following conditions
40 are met:
41 1. The organization shall provide a match in
42 advance of each state dollar provided as follows:
43 a. In the fiscal year beginning July 1, 1989, two
44 dollars.
45 ~~b. In the fiscal year beginning July 1, 1990,~~
46 ~~three dollars.~~
47 ~~c. In the fiscal year beginning July 1, 1991, four~~
48 ~~dollars.~~
- 49 2. The organization coordinates services with new
50 or existing public programs and services provided by

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1 or funded by appropriate state agencies in an effort
2 to avoid inappropriate duplication of services and
3 ensure access to care to the extent as is reasonably
4 possible. The organization shall work with the Iowa
5 department of public health, family and community
6 health division, to ensure duplication is minimized.

7 3. The organization's governing board includes in
8 its membership representatives from the executive and
9 legislative branches of state government.

10 4. Grant funds are available as needed to provide
11 services and shall not be used for administrative
12 costs of the department or the grantee.

13 5. Notwithstanding section 8.33, funds
14 appropriated in this section which are unencumbered or
15 unobligated on June 30, 1990, shall not revert to the
16 general fund but shall remain available to the
17 department for the provision of maternal and child
18 health services purposes of this section during the
19 fiscal period beginning July 1, 1990."

20 34. Page 25, by inserting after line 24, the
21 following:

22 "Sec. _____.

23 Sections 100 and 200 of this Act, being deemed of
24 immediate importance, take effect upon enactment."

25 35. Title page, line 4, by inserting after the
26 word "health" the following: ", and providing an
27 effective date".

28 36. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-5909 FILED MARCH 27, 1990

House amended (5915, 5919) & concurred (p. 1546)

HOUSE FILE 2371

H-5929

1 Amend the Senate amendment, H-5909, to House File
2 2371, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 2, by striking lines 29 through 40.
By HAVERLAND of Polk

H-5929 FILED MARCH 28, 1990

ADOPTED (p. 1546)

HOUSE FILE 2371

H-5930

1 Amend the Senate Amendment, H-5909, to House File
2 2371, as amended, passed, and reprinted by the House,
3 as follows:

4 1. By striking page 1, line 11, through page 2,
5 line 2, and inserting the following:

6 "_____. By striking page 3, line 20, through page
7 4, line 20."

8 2. Page 2, by inserting after line 14, the
9 following:

10 "_____. By striking page 6, line 35 through page 7,
11 line 9."

12 3. Page 4, by striking lines 23 and 24, and
13 inserting the following:

14 "Section 100 of this Act, being deemed of immediate
15 importance, takes effect upon enactment."

By CARPENTER of Polk

HALVORSON of Clayton

H-5930 FILED MARCH 28, 1990

LOST (p. 1546)

HOUSE FILE ~~2377~~

2311

H-5915

1 Amend the Senate amendment, H-5909, to House File
2 2371, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 1, line 47, by striking the words
5 "paragraph "w"" and inserting the following:
6 "paragraph "v"".

By HAVERLAND of Polk

H-5915 FILED MARCH 28, 1990

ADOPTED (p. 1545)

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 2371

S-5766

- 1 Amend the Senate amendment, H-5909, to House File
2 2371, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, line 47, by striking the words
5 "paragraph "w"" and inserting the following:
6 "paragraph "v"".
7 2. Page 2, by striking lines 29 through 40.
8 3. By renumbering, relettering, or redesignating
9 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-5766 FILED MARCH 29, 1990
CONCURRED (p. 1388)



OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

TERRY E. BRANSTAD
GOVERNOR

April 3, 1990

The Honorable Donald Avenson
Speaker of the House
State Capitol Building
L O C A L

Dear Mr. Speaker:

I hereby transmit House File 2371, an act relating to and making appropriations to the civil rights commission, the department of human rights, the department for the blind, the department of elder affairs, and the Iowa department of public health, and providing an effective date.

House File 2371 is, therefore, approved on this date with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 2, subsection 9, in its entirety. This provision would appropriate \$400,000 from the general fund for recreational and educational activities. During the fiscal year beginning July 1, 1989, funds were appropriated from the Iowa Plan for this purpose, which are being carried forward into the fiscal year beginning July 1, 1990, under Section 3 of this Act. Funds are available to fulfill obligations made by the Department of Human Rights for programs during the summer of 1990. Due to fiscal constraints and because funds for this special program would now be provided from the general fund rather than the Iowa Plan, I am unable to approve this subsection.

I am unable to approve the item designated as Section 5, subsection 9, in its entirety, which would appropriate \$100,000 for an elder law program and direct the Department of Elder Affairs to establish a program to provide legal services for elders in cooperation with the Area Agencies on Aging. Area Agencies on Aging are currently required to spend three percent of federal funds received for legal services for elders. And, I have previously approved a \$50,000 supplemental appropriation for

The Honorable Donald Avenson
April 3, 1990
Page 2

contractual services for the elder law education program and funds to continue this program are expected to be approved for fiscal year 1991. In addition, other forms of free legal services for the elderly are available.

I am unable to approve the item designated as Section 6, subsection 11a, second paragraph numbered 2, in its entirety, which reads as follows:

(2) For the provision of physician care for pregnant women who are not eligible for services under the maternal and child health centers guidelines based upon their income, but whose incomes are between 185 and 300 percent of the poverty guidelines published by the United States department of health and human services:

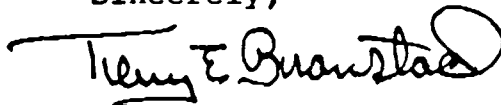
.....\$ 300,000

The physician services shall be subject to managed care and selective contracting provisions and shall be used to provide treatment of the pregnant women in a physician's office and shall include coverage of diagnostic procedures and prescription drugs required for the treatment. Services provided under this subparagraph shall be reimbursed according to Title XIX reimbursement rates.

This provision would provide prenatal services at no cost to pregnant women whose incomes are between 185 and 300 percent of poverty through the maternal and child health centers. Such services are currently available on a sliding fee scale to women whose incomes exceed 185 percent of poverty. Given the fiscal constraints of the state, I cannot approve funding for this purpose.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2371 are hereby approved as of this date.

Sincerely,



Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House
Secretary of State

HOUSE FILE 2371

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO THE CIVIL RIGHTS COMMISSION, THE DEPARTMENT OF HUMAN RIGHTS, THE DEPARTMENT FOR THE BLIND, THE DEPARTMENT OF ELDER AFFAIRS, AND THE IOWA DEPARTMENT OF PUBLIC HEALTH, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1.

There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 1990 and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 1,051,000
..... FTEs 37.00

Sec. 2.

There is appropriated from the general fund of the state to the department of human rights for the fiscal year beginning July 1, 1990 and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRAL ADMINISTRATION DIVISION

Items vetoed: Section 2, § 9; Section 5, § 9; Section 6, § 11a in part.

ITEM VEToes ARE MARKED IN BOXES

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 242,000
..... FTEs 9.00

2. SPANISH-SPEAKING PEOPLE DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 127,000
..... FTEs 3.50

3. PERSONS WITH DISABILITIES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 191,000
..... FTEs 4.00

Of the funds appropriated to the division, there is allocated an amount necessary to fund the central registry for brain injuries established pursuant to section 135.22.

4. STATUS OF WOMEN DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 211,000
..... FTEs 4.10

b. For the displaced homemaker program:

..... \$ 140,000

5. CHILDREN, YOUTH AND FAMILIES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 181,000
..... FTEs 8.00

Of the funds appropriated in this subsection, no less than \$36,300 shall be spent for expenses relating to the

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administration of federal funds for juvenile assistance. It is the intent of the general assembly that the department of human rights employ sufficient staff to meet the federal funding match requirements established by the federal office for juvenile justice delinquency prevention. The governor's advisory council on juvenile justice shall determine the staffing level necessary to carry out federal and state mandates for juvenile justice.

6. DEAF SERVICES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	307,000
.....	FTEs	10.00

The fees collected by the division for provision of interpretation services by the division to obligated agencies shall be dispersed pursuant to the provisions of section 8.32, and shall be dedicated and used by the division for the provision of continued and expanded interpretation services.

7. STATUS OF BLACKS DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	69,000
.....	FTEs	1.50

8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	223,000
.....	FTEs	7.00

The criminal and juvenile justice advisory council and the juvenile justice advisory council of the division of children, youth, and families shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

9. RECREATION AND EDUCATIONAL GRANTS PROGRAM

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	400,000
.....	FTEs	1.00

a. Of the amount appropriated under this subsection, \$300,000 shall be used as follows:

(1) To provide state funds to encourage and supplement recreational and educational activities for low-income youth grades K-12 by filling existing gaps and permitting expansion in the current system of community-based recreational and educational programs; establishing a comprehensive network of services that are continuous and year-round that focus on recreation and personal development education for low-income youth grades K-12; and providing recreational/educational programs for youth from families with incomes no more than 120 percent above the federal poverty level.

(2) To be eligible for state funds under this paragraph, the applicant must be a nonprofit organization whose mission includes providing services for low-income youth grades K-12; the activities must be those not currently offered by the organization, or if currently offered are demonstrably underfunded; and the activities must be free of charge to all youth who meet the income requirements. A nominal fee, at cost, may be assessed to youth who do not meet the stated income requirements. Grants will be awarded based on the organization's demonstrated ability to provide organized recreational or educational programs or a combination of both.

(3) Grants awarded under this paragraph shall be awarded on a competitive basis to fund low-income youth programs in both urban and rural areas throughout the state.

b. Of the amount appropriated under this subsection, \$100,000 shall be used for exemplary social and community-based organizations whose activities are primarily targeted toward minority populations in the state. Grants awarded under this paragraph shall be awarded on a competitive basis.

c. Of the funds appropriated under this subsection, 8 percent of the funds may be used for administrative purposes of the department of human rights.

d. Notwithstanding section 8.33, moneys appropriated under this subsection for the fiscal year beginning July 1, 1990, shall not revert to the general fund of the state at the end of the fiscal year but shall be available for expenditure during the fiscal year beginning July 1, 1991, for the purposes designated.

Sec. 3.

Notwithstanding section 8.33, moneys appropriated from the jobs now account for the fiscal year beginning July 1, 1989, pursuant to section 99E.32, subsection 5, paragraph "v", which remain unexpended on June 30, 1990, shall not revert to any fund but shall be available for expenditure for the purposes designated during the fiscal year beginning July 1, 1990, and shall be in addition to any other moneys available for those purposes.

Sec. 4.

There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 1,458,800
..... FTEs 103.50

Of the funds appropriated under this section, \$7,800 shall be used to fund the position of 1 additional counselor in the vending program to provide needed management assistance to the blind vending operators throughout the state.

Sec. 5.

There is appropriated from the general fund of the state to the department of elder affairs for the fiscal year beginning

July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 506,000
..... FTEs 33.00

It is the intent of the general assembly that the department employ an alternative housing coordinator and a long-term care coordinator as 2 of the full-time equivalent positions.

Of the funds appropriated under this subsection, \$50,000 shall be allocated to fund the representative payee project established within the department of elder affairs.

- 2. For the administration of area agencies on aging:
..... \$ 165,000
- 3. For the long-term care residents' advocate and the care review committees at the local area agency on aging level:
..... \$ 120,000

As a condition, qualification, and limitation of the funds appropriated by this subsection, a local area agency on aging shall match the funds appropriated with funds from other sources on a \$4 to \$1 basis.

- 4. For the retired Iowans community employment program:
..... \$ 104,000
- 5. For the older Iowans' legislature:
..... \$ 13,000
- 6. a. For existing retired senior volunteer program projects:
..... \$ 58,000

- b. For two additional retired senior volunteer program projects:
..... \$ 25,000
- 7. For elderly services programs:
..... \$ 1,531,000

All funds appropriated under this subsection shall be received and disbursed by the director of elder affairs for the elderly services program, shall not be used for administrative purposes, and shall be used for citizens of Iowa over 60 years of age for chore, telephone reassurance, adult day care, and home repair services, including the winterizing of homes, and for the construction of entrance ramps which meet the requirements of section 104A.4 and make residences accessible to the physically handicapped. Funds appropriated under this subsection may be used to supplement federal funds under federal regulations. Funds appropriated under this subsection may be used for elderly services not specifically enumerated in this subsection only if approved by an area agency on aging for provision of the service within the area.

Of the funds appropriated in this subsection, \$150,000, or so much thereof as is necessary, are allocated for a respite care program, administered by the department of elder affairs.

For the fiscal year beginning July 1, 1990, and ending June 30, 1991, area agencies on aging shall expend no less than \$250,000 on adult day care programs.

Of the funds appropriated in this subsection, \$150,000, or so much thereof as is necessary, shall be used for case management for the frail elderly.

8. For the Alzheimer's disease support program:
..... \$ 75,000

9. For an elder law program:
..... \$ 100,000

It is the intent of the general assembly that the funds appropriated under this subsection be used by the department to establish, in cooperation with the area agencies on aging, a program to provide legal services to elders. An area agency on aging shall contract with the nonprofit legal services organization which is in closest proximity to the area agency on aging, to provide the services of a full-time attorney to elders in the service area of the area agency on aging.

There is appropriated from the general fund of the state to the Iowa department of public health for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRAL ADMINISTRATION DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 829,096
..... FTEs 57.00

As a condition, limitation, and qualification of the appropriation made in this subsection, the director of the Iowa department of public health or the director's designee shall participate in an interagency working committee convened by the governor's planning council for developmental disabilities to examine the feasibility of establishing an office of disability prevention within state government.

2. HEALTH PLANNING DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,171,296
..... FTEs 15.75

The department shall allocate from the funds appropriated under this subsection \$754,500 for the fiscal year beginning July 1, 1990, and ending June 30, 1991, for the chronic renal disease program. The types of assistance to eligible recipients under the program may include hospital and medical expenses, home dialysis supplies, insurance premiums, travel expenses, prescription and nonprescription drugs, and lodging expenses for persons in training. The program expenditures shall not exceed these allocations. If projected expenditures will exceed the allocations, the department shall establish by administrative rule a mechanism to reduce financial assistance under the renal disease program in order to keep expenditures within the allocations.

b. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions for the office of rural health:

.....	\$	187,000
.....	FTEs	4.00

(1) Of the funds appropriated in this paragraph, \$57,000 is allocated for the continuation of the office of rural health.

(2) Of the funds appropriated in this paragraph, \$100,000 is allocated to the office of rural health to provide technical assistance to rural areas in the area of health care delivery, including technical assistance in the recruitment of physicians and health care professionals.

(3) Of the funds appropriated in this paragraph, \$30,000 is allocated for a public purpose to provide one-time competitive grants, not to exceed \$10,000 each, to hospitals networking in the Iowa agricultural health and safety services program. Hospitals shall use grant funds to create stipends for persons engaged in agriculture who are without third-party health coverage or who are otherwise unable to pay for services, and to implement the program through training personnel, developing outreach programs and educational materials, and purchasing equipment needed to offer savings.

As used in this subparagraph, "agriculture" means an activity relating to the production, processing, warehousing, or handling of commodities produced from farming, as defined in section 567.1. For purposes of this subparagraph, a person is engaged in agriculture if the person is consistently exposed to a related activity described in this subparagraph.

c. For the health data clearinghouse of the health data commission:

.....	\$	375,000
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3. DISEASE PREVENTION DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,484,709
.....	FTEs	78.50

(1) Of the funds appropriated under this paragraph, \$100,000 shall be used for chlamydia testing.

(2) Of the funds appropriated in this paragraph, \$15,000 is allocated to support the surveillance and reporting of disabilities suffered by persons engaged in agriculture resulting from diseases or injuries, including identifying the amount and severity of agriculture-related injuries and diseases in the state, identifying causal factors associated with agriculture-related injuries and diseases, and evaluating the effectiveness of intervention programs designed to reduce injuries and diseases. The department shall cooperate with the department of agriculture and land stewardship, Iowa state university of science and technology, and the college of medicine at the university of Iowa in accomplishing these duties.

(3) (a) Of the funds appropriated under this paragraph, \$10,000 shall be used by the Iowa department of public health to establish an acquired immune deficiency syndrome (AIDS) services task force. It is the intent of the general assembly that the AIDS services task force do all of the following:

(i) Collect comprehensive information regarding existing programs and services to persons who have tested positive for the human immunodeficiency virus or who have acquired immune deficiency syndrome in the state.

(ii) Identify barriers to existing programs and services.

(iii) Develop policy recommendations based upon the scope of the problem of the disease and the determined needs of persons with acquired immune deficiency syndrome and their families.

(iv) Make recommendations to the Iowa department of public health for an acquired immune deficiency syndrome services grant program.

(b) The task force shall include all of the following members:

(i) A physician who is knowledgeable about acquired immune deficiency syndrome and its treatment.

(ii) A social worker experienced in working with persons with acquired immune deficiency syndrome.

(iii) An administrator of a community or regional-based agency or organization that provides services to persons with acquired immune deficiency syndrome.

(iv) One male and one female representative of the homosexual community.

(v) A representative of the Black community.

(vi) A representative of the Hispanic community.

(vii) A representative of an AIDS coalition.

(viii) A person with acquired immune deficiency syndrome or a person who has tested positive for the human immunodeficiency virus.

(ix) A mental health worker.

(c) The task force membership shall be geographically balanced to the extent possible. Members of the task force shall be reimbursed for actual and necessary expenses incurred by the members in the discharge of their official duties.

(d) The AIDS services task force shall report its recommendations to the general assembly by January 1, 1991.

(4) The university of Iowa hospitals and clinics shall not receive indirect costs from the funds appropriated under this paragraph.

b. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,014,000
..... FTEs 5.00

It is the intent of the general assembly that the moneys appropriated under this paragraph shall be used for the training of emergency medical services (EMS) personnel at the state, county, and local levels.

If a person in the course of responding to an emergency renders aid to an injured person and becomes exposed to bodily

fluids of the injured person, that emergency responder shall be entitled to hepatitis testing and immunization in accordance with the latest available medical technology to determine if infection with hepatitis has occurred. The person shall be entitled to reimbursement from the emergency provider fund only if the reimbursement is not available through any employer or third-party payor.

4. PROFESSIONAL LICENSURE

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 639,748
..... FTEs 13.50

5. STATE BOARD OF DENTAL EXAMINERS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 223,428
..... FTEs 4.00

6. STATE BOARD OF MEDICAL EXAMINERS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 971,955
..... FTEs 19.00

7. STATE BOARD OF NURSING EXAMINERS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 773,995
..... FTEs 17.00

8. STATE BOARD OF PHARMACY EXAMINERS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 606,268

..... FTEs 12.00

9. Professional licensure pursuant to subsection 4 and the boards pursuant to subsections 5 through 8 shall prepare estimates of projected receipts to be generated by the licensing, certification, and examination fees of each board as well as a projection of the fairly apportioned administrative costs and rental expenses attributable to each board. Each board shall annually review and adjust its schedule of fees so that, as nearly as possible, projected receipts equal projected costs.

10. SUBSTANCE ABUSE DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 514,012
..... FTEs 15.00

b. For program grants:

..... \$ 7,382,000

11. FAMILY AND COMMUNITY HEALTH DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,945,020
..... FTEs 87.60

The department shall allocate from the funds appropriated under this paragraph at least \$631,000 for the fiscal year beginning July 1, 1990, and ending June 30, 1991, for the birth defects and genetics counseling program and of these funds, \$39,000 shall be allocated for a central birth defects registry program, and \$296,000 shall be allocated for regional genetic counseling services contracted from the university of Iowa hospitals and clinics under the control of the state board of regents.

Of the funds appropriated under this paragraph, \$124,000 shall be used for a lead abatement program.

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

(1) Mobile and regional child health specialty clinics:

..... \$ 341,500

The regional clinic located in Sioux City shall maintain a social worker component to assist the families of children participating in the clinic program.

(2) Muscular dystrophy and related genetic disease programs:

..... \$ 125,000

(3) Statewide perinatal program:

..... \$ 67,000

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

Of the funds allocated to the mobile and regional child health specialty clinics under subparagraph (1), \$101,500 shall be used for a specialized medical home care program providing care planning and coordination of community support services for children who require technical medical care in the home.

The university of Iowa hospitals and clinics shall not receive indirect costs from the funds for each program.

Of the funds appropriated under this paragraph, \$1,750,000 shall be used for maternal and child health services, and shall be allocated for the following purposes:

(1) For outreach services and the hiring of 4 half-time paraprofessionals to be located in and surrounding the areas of Black Hawk, Tama, Woodbury, and Scott counties:

..... \$ 50,000

(2) For the provision of physician care for pregnant women who are not eligible for services under the maternal and child health centers guidelines based upon their income, but whose incomes are between 185 and 300 percent of the poverty guidelines published by the United States department of health and human services:

..... \$ 300,000

The physician services shall be subject to managed care and selective contracting provisions and shall be used to provide treatment of the pregnant women in a physician's office and shall include coverage of diagnostic procedures and prescription drugs required for the treatment. Services provided under this subparagraph shall be reimbursed according to Title XIX reimbursement rates.

(3) Of the funds appropriated under this paragraph for prevention services for women to decrease problems of pregnancy and to reduce the incidences of low birth weights, priorities shall be given to communities with a high concentration of minorities.

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.

b. Sudden infant death syndrome autopsies:

For reimbursing counties for expenses resulting from autopsies of suspected victims of sudden infant death syndrome required under section 331.802, subsection 3, paragraph "j":
..... \$ 10,000

c. For grants to local boards of health for the public health nursing program:

..... \$ 2,668,000

Funds appropriated under this paragraph shall be used to maintain and expand the existing public health nursing program for elderly and low-income persons with the objective of preventing or reducing inappropriate institutionalization. The funds shall not be used for any other purpose. As used in this paragraph, "elderly person" means a person who is 60 years of age or older and "low-income person" means a person whose income and resources are below the guidelines established by the department.

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

In order to receive allocations under this paragraph, the local board of health having jurisdiction shall prepare a proposal for the use of the allocated funds available for that jurisdiction that will provide the maximum benefits of expanded public health nursing care to elderly and low-income persons in the jurisdiction. After approval of the proposal by the department, the department shall enter into a contract with the local board of health. The local board of health shall subcontract with a nonprofit nurses' association, an independent nonprofit agency, or a suitable local governmental body to use the allocated funds to provide public health nursing care. Local boards of health shall make an effort to prevent duplication of services.

If by July 30 of each fiscal year, the department is unable to conclude contracts for use of the allocated funds in a county, the department shall consider the unused funds appropriated under this paragraph an unallocated pool. If the unallocated pool is \$50,000 or more it shall be reallocated to the counties in substantially the same manner as the original

allocations. The reallocated funds are available for use in those counties during the period beginning January 1 and ending June 30 of each fiscal year. If the unallocated pool is less than \$50,000, the department may allocate it to counties with demonstrated special needs for public health nursing.

The department shall maintain rules governing the expenditure of funds appropriated by this paragraph. The rules require each local agency receiving funds to establish and use a sliding fee scale for those persons able to pay for all or a portion of the cost of the care.

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

d. For grants to county boards of supervisors for the homemaker-home health aide program:

..... \$ 8,699,000

Funds appropriated under this paragraph shall be used to provide homemaker-home health aide services with emphasis on services to elderly and persons below the poverty level and children and adults in need of protective services with the objective of preventing or reducing inappropriate institutionalization. In addition, up to 15 percent of the funds appropriated under this paragraph may be used to provide chore services. The funds shall not be used for any other purposes. As used in this paragraph:

(1) "Chore services" means services provided to individuals or families, who, due to incapacity, or illness, are unable to perform certain home maintenance functions. The services include but are not limited to yard work such as

mowing lawns, raking leaves, and shoveling walks; window and door maintenance such as hanging screen windows and doors, replacing windowpanes, and washing windows; and minor repairs to walls, floors, stairs, railings, and handles. It also includes heavy house cleaning which includes cleaning attics or basements to remove fire hazards, moving heavy furniture, extensive wall washing, floor care or painting, and trash removal.

(2) "Elderly person" means a person who is 60 years of age or older.

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

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

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

The amount appropriated under this paragraph shall be allocated for use in the counties of the state. 15 percent of the amount shall be divided so that an equal amount is available for use in each county in the state. The following percentages of the remaining amount shall be allocated to each

county according to that county's proportion of residents with the following demographic characteristics: 60 percent according to the number of elderly persons living in the county; 20 percent according to the number of persons below the poverty level living in the county; and 20 percent according to the number of substantiated cases of child abuse in the county during the 3 most recent fiscal years for which data is available.

In order to receive allocations under this paragraph, the county board of supervisors, after consultation with the local boards of health, county board of social welfare, area agency on aging advisory council, local office of the department of human services, and other in-home health care provider agencies in the jurisdiction, shall prepare a proposal for the use of the allocated funds available for that jurisdiction that will provide the maximum benefits of homemaker-home health aide services to elderly and low-income persons and children and adults in need of protective services in the jurisdiction. An agency requesting service or financial information about a current subcontractor shall provide similar information concerning its own homemaker-home health aide or chore program to the current subcontractor. The proposal may provide that a maximum of 15 percent of the allocated funds will be used to provide chore services. The proposal shall include a statement assuring that children and adults in need of protective services are given priority for homemaker-home health aide services and that the appropriate local agencies have participated in the planning for the proposal. After approval of the proposal by the department, the department shall enter into a contract with the county board of supervisors or a governmental body designated by the county board of supervisors. The county board of supervisors or its designee shall subcontract with a nonprofit nurses' association, an independent nonprofit agency, the department of human services, or a suitable local governmental body to use the allocated funds to provide homemaker-home health aide

services and chore services providing that the subcontract requires any service provided away from the home to be documented in a report available for review by the department, and that each homemaker-home health aide subcontracting agency shall maintain the direct service workers' time assigned to direct client service at 70 percent or more of the workers' paid time and that not more than 35 percent of the total cost of the service be included in the combined costs for service administration and agency administration. The subcontract shall require that each homemaker-home health aide subcontracting agency shall pay the employer's contribution of Social Security and provide workers' compensation coverage for persons providing direct homemaker-home health aide service and meet any other applicable legal requirements of an employer-employee relationship.

If by July 30 of each fiscal year, the department is unable to conclude contracts for use of the allocated funds in a county, the department shall consider the unused funds appropriated under this paragraph an unallocated pool. The department shall also identify any allocated funds which the counties do not anticipate spending during each fiscal year. If the anticipated excess funds to any county are substantial, the department and the county may agree to return those excess funds, if the funds are other than program revenues, to the department, and if returned, the department shall consider the returned funds a part of the unallocated pool. The department shall prior to February 15 of each fiscal year, reallocate the funds in the unallocated pool among the counties in which the department has concluded contracts under this paragraph. The department shall also review the first 10 months' expenditures for each county in May of each year, to determine if any counties possess contracted funds which they do not anticipate spending. If such funds are identified and the county agrees to release the funds, the released funds will be considered a new reallocation pool. The department may, prior to June 1 of each year, reallocate funds from this new reallocation pool to

those counties which have experienced a high utilization of protective service hours for children and dependent adults.

The department shall maintain rules governing the expenditure of funds appropriated by this paragraph. The rules require each local agency receiving funds to establish and use a sliding fee scale for those persons able to pay for all or a portion of the cost of the services and shall require the payments to be applied to the cost of the services. The department shall also maintain rules for standards regarding training, supervision, recordkeeping, appeals, program evaluation, cost analysis, and financial audits, and rules specifying reporting requirements.

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

e. For the development and maintenance of well-elderly clinics in the state:
..... \$ 655,000

Appropriations made in this paragraph shall be provided by a formula to well-elderly clinics located in counties which provide funding on a matching basis for the well-elderly clinics.

f. For the physician care for children program:
..... \$ 450,000

The physician services shall be subject to managed care and selective contracting provisions and shall be used to provide

treatment of the children in a physician's office and shall include coverage of diagnostic procedures and prescription drugs required for the treatment. Services provided under this paragraph shall be reimbursed according to Title XIX reimbursement rates.

Sec. 7.

There is appropriated from the separate fund created under section 321J.17 to the family and community health division of the Iowa department of public health for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To pay the costs of medical examinations in crimes of sexual abuse and of treatments for prevention of venereal disease as required by section 709.10:
..... \$ 176,000

Sec. 8.

The licensing boards for which general fund appropriations have been provided in section 6, subsections 4, 5, 6, 7, and 8 of this Act may expend additional funds, if those additional expenditures are directly the cause of actual examination and exceed funds budgeted for examinations. Before a licensing board included in section 6, subsections 4, 5, 6, 7, and 8 of this Act expends or encumbers an amount in excess of the funds budgeted for examinations, the director of the department of management shall approve the expenditure or encumbrance. Before approval is given, the department of management shall determine that the examination expenses exceed the funds budgeted by the general assembly to the board and the board does not have other funds from which examination expenses can be paid. Upon approval of the department of management the licensing board may expend and encumber funds for excess examination expenses. The amounts necessary to fund the excess examination expenses shall be collected as fees from additional examination applicants and shall be treated as repayment receipts as defined in section 8.2, subsection 5.

Sec. 9. 1989 Iowa Acts, chapter 304, section 1108, is amended to read as follows:

SEC. 1108. PRIMARY AND PREVENTIVE HEALTH CARE FOR CHILDREN. If division II and section 1101 of this Act are enacted, there is appropriated from the general fund of the state to the Iowa department of public health for the fiscal period beginning October 1, 1989, and ending June 30, 1990, \$300,000 ~~and in the fiscal years beginning July 1, 1990, and July 1, 1991, \$450,000 or so much thereof as is necessary~~, to be used for the purposes designated:

For the public purpose of providing a renewable grant, following a request for proposals, to a statewide charitable organization within the meaning of section 501(c)(3) of the Internal Revenue Code which was organized prior to April 1, 1989, and has as one of its purposes the sponsorship or support for programs designed to improve the quality, awareness, and availability of health care for the young, to serve as the funding mechanism for the provision of primary health care and preventive services to children in the state who are uninsured and who are not eligible under any public plan of health insurance, provided all of the following conditions are met:

1. The organization shall provide a match in advance of each state dollar provided as follows:
 - a. In the fiscal year beginning July 1, 1989, two dollars.
 - ~~b. In the fiscal year beginning July 1, 1990, three dollars.~~
 - ~~c. In the fiscal year beginning July 1, 1991, four dollars.~~
2. The organization coordinates services with new or existing public programs and services provided by or funded by appropriate state agencies in an effort to avoid inappropriate duplication of services and ensure access to care to the extent as is reasonably possible. The organization shall work with the Iowa department of public health, family and community health division, to ensure duplication is minimized.

3. The organization's governing board includes in its membership representatives from the executive and legislative branches of state government.

4. Grant funds are available as needed to provide services and shall not be used for administrative costs of the department or the grantee.

5. Notwithstanding section 8.33, funds appropriated in this section which are unencumbered or unobligated on June 30, 1990, shall not revert to the general fund but shall remain available to the department for the provision of maternal and child health services purposes of this section during the fiscal period beginning July 1, 1990.

Sec. 10. Section 135.11, subsection 19, Code Supplement 1989, is amended to read as follows:

19. 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 federal Social Security Act. The department shall provide technical assistance to encourage the coordination and collaboration of state agencies in developing outreach centers which provide publicly supported services for pregnant women, infants, and children. The department shall also, through cooperation and collaborative agreements with the department of human services and the mobile and regional child health specialty clinics, establish common intake proceedings for maternal and child health services. The department shall work in cooperation with the legislative fiscal bureau in monitoring the effectiveness of the maternal and child health centers, including the provision of transportation for patient appointments and the keeping of scheduled appointments.

Sec. 11.

Sections 3 and 9 of this Act, being deemed of immediate importance, take effect upon enactment.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2371, Seventy-third General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved April 3, 1990

TERRY E. BRANSTAD
Governor

HF 2371