

Reprinted

FILED JAN 13 1992
SENATE FILE 2005
BY ROSENBERG

Passed Senate, Date 3/11/92 (p. 726) Passed House, Date _____
Vote: Ayes 48 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

⁵⁰⁵¹₅₀₇₂ 1 An Act relating to eligibility for participation in the Iowa
2 affordable heating program.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

5018SS

1 Section 1. Section 601K.103, subsection 3, paragraph a,
2 subparagraph (1), Code 1991, is amended to read as follows:

3 (1) To be eligible, an applicant must also ~~participate~~
4 apply and be eligible for participation in the low-income home
5 energy assistance program. A participant's income shall be
6 determined as the amount verified on a low-income home energy
7 assistance program application.

5018

8 EXPLANATION

9 This bill provides that the calculation of a person's
10 annual adjusted income for participation in the Iowa
11 affordable heating program is based, in part, upon application
12 and eligibility for participation in the low-income home
13 energy assistance program rather than actual participation in
14 the program.

- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35

SENATE FILE 2005

S-5051

- 1 Amend Senate File 2005 as follows:
2 1. Page 1, by inserting before line 1 the fol-
3 lowing:
4 "Section 1. Section 601K.103, subsection 2,
5 paragraph a, Code 1991, is amended to read as follows:
6 a. Meet the income guidelines established pursuant
7 to the federal low-income home energy assistance
8 program, with income at or below one hundred ~~ten~~
9 percent of the federal poverty income guidelines
10 established by the office of management and budget.
11 The division may adjust the income threshold by rule
12 as necessitated by budgetary restrictions."
13 2. Page 1, by inserting after line 7 the fol-
14 lowing:
15 "Sec. _____. Section 601K.103, subsection 3,
16 paragraph a, subparagraph (2), subparagraph
17 subdivision (b), Code 1991, is amended to read as
18 follows:
19 (b) Annual unreimbursed medical expenses, not to
20 exceed two hundred dollars per month.
21 Sec. _____. Section 601K.103, subsection 3,
22 paragraph a, subparagraph (2), Code 1991, is amended
23 by adding the following new subparagraph subdivision:
24 NEW SUBPARAGRAPH SUBDIVISION. (e) Annual child
25 care costs.
26 Sec. _____. Section 601K.103, subsection 3,
27 paragraph c, subparagraph (2), Code 1991, is amended
28 to read as follows:
29 (2) Subtracting from the figure determined under
30 subparagraph "b" the federal low-income home energy
31 assistance program ~~grants-for-which-the-participant-is~~
32 eligible grant, if a grant is received.
33 Sec. _____. Section 601K.103, Code 1991, is amended
34 by adding the following new subsection:
35 NEW SUBSECTION. 5A. Any moneys appropriated for
36 the Iowa affordable heating program which are not
37 expended by April 30 of each fiscal year shall be used
38 to fund the low-income energy assistance program.
39 Sec. 100. 1990 Iowa Acts, chapter 1242, section 7,
40 is repealed.
41 Sec. _____. Section 100 of this Act takes effect
42 June 30, 1992."
43 3. Title page, line 1, by striking the words
44 "eligibility for participation in".
45 4. Title page, line 2, by inserting after the
46 word "program" the following: "and providing for an
47 effective date".
48 5. By renumbering as necessary.

By COMMITTEE ON ENVIRONMENT AND
ENERGY UTILITIES
RALPH ROSENBERG, Chairperson

S-5051 FILED FEBRUARY 12, 1992

Adopted 3/11 (p. 726)

SENATE FILE 2005

S-5104

1 Amend the amendment, S-5051, to Senate File 2005 as
2 follows:

3 1. Page 1, by striking line 20 and inserting the
4 following: "exceed two thousand four hundred
5 dollars."

6 2. Page 1, by striking line 40, and inserting the
7 following: "is amended to read as follows:

8 SEC. 7. The provisions of 1990 Iowa Acts, House
9 File 2294, creating the affordable heating program
10 advisory council, are repealed by July 1, ~~1992~~ 1993."

By BEVERLY A. HANNON

S-5104 FILED FEBRUARY 27, 1992

Adopted 7/1 (p. 726)

SENATE FILE 2005

S-5090

1 Amend Senate File 2005 as follows:

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

4 "Section 1. Section 601K.102, Code Supplement
5 1991, is amended by adding the following new
6 subsection:

7 NEW SUBSECTION. 4. Moneys in the fund shall be
8 used to assist low-income families in paying for
9 heating costs, notwithstanding the source of energy
10 which may include, but is not limited to, primary and
11 secondary sources of energy.

12 Sec. 2. Section 601K.103, subsection 1, Code 1991,
13 is amended to read as follows:

14 1. The division shall establish an Iowa affordable
15 heating program for the purpose of assisting low-
16 income persons in paying for primary heating fuel
17 costs."

18 2. Page 1, by inserting after line 7, the
19 following:

20 "Sec. ____ . Section 601K.103, subsection 3,
21 paragraph b, subparagraph (2), Code 1991, is amended
22 to read as follows:

23 (2) Where subsection 3, paragraph "b",
24 subparagraph (1) does not apply, the predicted heating
25 cost shall be based upon, but is not limited to,
26 primary heating fuel usage incurred during the twelve-
27 month period immediately preceding application, first
28 adjusted for weather and then adjusted for rate
29 changes occurring during the twelve-month period
30 immediately preceding application.

31 Sec. ____ . Section 601K.103, subsection 3,
32 paragraph c, subparagraph (1), Code 1991, is amended
33 to read as follows:

34 (1) Adding the predicted heating cost figure to
35 any scheduled repayment of an arrearage which has been
36 negotiated between the participant and the primary
37 heating fuel provider. The arrearage shall not exceed
38 three hundred dollars annually. Any remaining
39 arrearage shall be considered in subsequent years.

40 Sec. ____ . Section 601K.103, subsection 3,
41 paragraph d, unnumbered paragraph 1, and subparagraph
42 (1), Code 1991, are amended to read as follows:

43 The division shall promulgate rules to establish a
44 standard percentage not to exceed twenty-five percent
45 of household heating costs to adjusted income, taking
46 into consideration household family size. For each
47 participant, the administering agency shall determine
48 the percentage of adjusted heating cost to adjusted
49 income. If the participant's percentage exceeds the
50 standard percentage, an affordable heating payment

S-5090

S-5090

Page 2

1 shall be made as prescribed by rule. The payment
2 shall be made to the participant's primary heating
3 fuel provider and credited to the participant's
4 heating account for the year in which the participant
5 is eligible.

6 (1) When offered by the primary heating fuel
7 provider, the provider shall calculate or recalculate
8 the participant's annual level payment plan after all
9 forms of assistance are credited. A monthly level
10 payment shall be established. However, each level
11 payment shall not be less than a monthly minimum as
12 established by division rule.

13 Sec. ____ . Section 601K.103, subsection 4, Code
14 1991, is amended to read as follows:

15 4. A participant in the Iowa affordable heating
16 program who maintains the monthly level payment shall
17 be protected from disconnection of service by the
18 participant's primary heating fuel provider."

19 3. Title page, line 1, by inserting after the
20 word "to" the following: "low-income heating energy
21 assistance including".

By RICHARD VARN

S-5090 FILED FEBRUARY 24, 1992

z/d 3/11 (p. 126)

1 Section 1. Section 601K.103, subsection 2, paragraph a,
2 Code 1991, is amended to read as follows:

3 a. Meet the income guidelines established pursuant to the
4 federal low-income home energy assistance program, with income
5 at or below one hundred ten percent of the federal poverty
6 income guidelines established by the office of management and
7 budget. The division may adjust the income threshold by rule
8 as necessitated by budgetary restrictions.

9 Sec. 2. Section 601K.103, subsection 3, paragraph a,
10 subparagraph (1), Code 1991, is amended to read as follows:

11 (1) To be eligible, an applicant must also participate
12 apply and be eligible for participation in the low-income home
13 energy assistance program. A participant's income shall be
14 determined as the amount verified on a low-income home energy
15 assistance program application.

16 Sec. 3. Section 601K.103, subsection 3, paragraph a,
17 subparagraph (2), subparagraph subdivision (b), Code 1991, is
18 amended to read as follows:

19 (b) Annual unreimbursed medical expenses, not to exceed
20 two thousand four hundred dollars.

21 Sec. 4. Section 601K.103, subsection 3, paragraph a,
22 subparagraph (2), Code 1991, is amended by adding the
23 following new subparagraph subdivision:

24 NEW SUBPARAGRAPH SUBDIVISION. (e) Annual child care
25 costs.

26 Sec. 5. Section 601K.103, subsection 3, paragraph c,
27 subparagraph (2), Code 1991, is amended to read as follows:

28 (2) Subtracting from the figure determined under
29 subparagraph "b" the federal low-income home energy assistance
30 program grants-for-which-the-participant-is-eligible grant, if
31 a grant is received.

32 Sec. 6. Section 601K.103, Code 1991, is amended by adding
33 the following new subsection:

34 NEW SUBSECTION. 5A. Any moneys appropriated for the Iowa
35 affordable heating program which are not expended by April 30

1 of each fiscal year shall be used to fund the low-income
2 energy assistance program.

3 Sec. 7. 1990 Iowa Acts, chapter 1242, section 7, is
4 amended to read as follows:

5 SEC. 7. The provisions of 1990 Iowa Acts, House File 2294,
6 creating the affordable heating program advisory council, are
7 repealed by July 1, ~~1992~~ 1993.

8 Sec. 8. Section 7 of this Act takes effect June 30, 1992.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 2005

AN ACT

RELATING TO THE IOWA AFFORDABLE HEATING PROGRAM AND PROVIDING
FOR AN EFFECTIVE DATE.

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

Section 1. Section 601K.103, subsection 2, paragraph a,
Code 1991, is amended to read as follows:

a. Meet the income guidelines established pursuant to the
federal low-income home energy assistance program, with income
at or below one hundred ten percent of the federal poverty
income guidelines established by the office of management and
budget. The division may adjust the income threshold by rule
as necessitated by budgetary restrictions.

Sec. 2. Section 601K.103, subsection 3, paragraph a,
subparagraph (1), Code 1991, is amended to read as follows:

(1) To be eligible, an applicant must also participate
apply and be eligible for participation in the low-income home
energy assistance program. A participant's income shall be
determined as the amount verified on a low-income home energy
assistance program application.

Sec. 3. Section 601K.103, subsection 3, paragraph a,
subparagraph (2), subparagraph subdivision (b), Code 1991, is
amended to read as follows:

(b) Annual unreimbursed medical expenses, not to exceed
two thousand four hundred dollars.

Sec. 4. Section 601K.103, subsection 3, paragraph a,
subparagraph (2), Code 1991, is amended by adding the
following new subparagraph subdivision:

NEW SUBPARAGRAPH SUBDIVISION. (e) Annual child care costs
incurred by a participant due to employment or participation
in an academic or job-training program.

Sec. 5. Section 601K.103, subsection 3, paragraph c,
subparagraph (2), Code 1991, is amended to read as follows:

(2) Subtracting from the figure determined under
subparagraph "b" the federal low-income home energy assistance
program grants-for-which-the-participant-is-eligible grant, if
a grant is received.

Sec. 6. Section 601K.103, Code 1991, is amended by adding
the following new subsection:

NEW SUBSECTION. 5A. Any moneys appropriated for the Iowa
affordable heating program which are not expended by April 30
of each fiscal year shall be used to fund the low-income
energy assistance program.

Sec. 7. 1990 Iowa Acts, chapter 1242, section 7, is
amended to read as follows:

SEC. 7. The provisions of 1990 Iowa Acts, House File 2294, creating the affordable heating program advisory council, are repealed by July 1, ~~1992~~ 1993.

Sec. 8. Section 7 of this Act takes effect June 30, 1992.

MICHAEL E. GRONSTAL
President of the Senate

ROBERT C. ARNOULD
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2005, Seventy-fourth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 15, 1992

TERRY E. BRANSTAD
Governor