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MAR 22 1995
APPROPRIATIONS CALENDAR

HOUSE FILE 530
BY COMMITTEE ON APPROPRIATIONS

Passed House, Date 4-6-95 (P. 1361) Passed Senate, Date 4/13/95 (P. 1212)
Vote: Ayes 84 Nays 10 Vote: Ayes 47 Nays 0

~~Approved~~ ~~May 19, 1995~~ Stan Veenstra

Re-Passed 4/26/95 Vote 48-0 (P. 1437)

A BILL FOR

An Act relating to and making appropriations to the department for the blind, the Iowa state civil rights commission, the department of elder affairs, the Iowa department of public health, the department of human rights, the commission of veterans affairs, and the governor's alliance on substance abuse.

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

HF 530

TLSB 1989HV 76
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1 Section 1. DEPARTMENT FOR THE BLIND. There is
2 appropriated from the general fund of the state to the
3 department for the blind for the fiscal year beginning July 1,
4 1995, and ending June 30, 1996, the following amount, or so
5 much thereof as is necessary, to be used for the purposes
6 designated:
7 For salaries, support, maintenance, miscellaneous purposes,
8 and for not more than the following full-time equivalent
9 positions:
10 ..... $ 1,377,786
11 ..... FTEs 95.00
12 Sec. 2. CIVIL RIGHTS COMMISSION. There is appropriated
13 from the general fund of the state to the Iowa state civil
14 rights commission for the fiscal year beginning July 1, 1995,
15 and ending June 30, 1996, the following amount, or so much
16 thereof as is necessary, to be used for the purposes
17 designated:
18 For salaries, support, maintenance, miscellaneous purposes,
19 and for not more than the following full-time equivalent
20 positions:
21 ..... $ 1,107,462
22 ..... FTEs 31.00
23 If the anticipated amount of federal funding from the
24 federal equal employment opportunity commission and the
25 federal department of housing and urban development exceeds
26 $457,900 during the fiscal year beginning July 1, 1995, and
27 ending June 30, 1996, the Iowa state civil rights commission
28 may exceed the staffing level authorized by this section as
29 necessary to hire additional staff to process or to support
30 the processing of employment and housing complaints.
31 Sec. 3. DEPARTMENT OF ELDER AFFAIRS. There is
32 appropriated from the general fund of the state to the
33 department of elder affairs for the fiscal year beginning July
34 1, 1995, and ending June 30, 1996, the following amounts, or
35 so much thereof as is necessary, to be used for the purposes

1 designated:
2 1. For salaries, support, maintenance, miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:
5 ..... $ 444,877
6 ..... FTEs 28.00
7 2. For aging programs and services:
8 ..... $ 2,576,528
9 All funds appropriated in this subsection shall be received
10 and disbursed by the director of elder affairs for aging
11 programs and services, shall not be used by the department for
12 administrative purposes, not more than $151,654 shall be used
13 for area agencies on aging administrative purposes, and shall
14 be used for citizens of Iowa over 60 years of age for case
15 management for the frail elderly, mental health outreach,
16 Alzheimer's support, retired senior volunteer program, care
17 review committee coordination, employment, adult day care,
18 respite care, chore services, telephone reassurance,
19 information and assistance, and home repair services,
20 including the winterizing of homes, and for the construction
21 of entrance ramps which make residences accessible to the
22 physically handicapped. Funds appropriated in this subsection
23 may be used to supplement federal funds under federal
24 regulations. Funds appropriated in this subsection may be
25 used for elderly services not specifically enumerated in this
26 subsection only if approved by an area agency on aging for
27 provision of the service within the area.
28 The department shall maintain policies and procedures
29 regarding Alzheimer's support and the retired senior volunteer
30 program. To receive funds appropriated in this subsection, a
31 local area agency on aging shall match the funds with funds
32 from other sources in accordance with rules adopted by the
33 department.
34 Sec. 4. GOVERNOR'S SUBSTANCE ABUSE PREVENTION COORDINATOR.
35 There is appropriated from the general fund of the state to

1 the office of the governor's substance abuse prevention
2 coordinator for the fiscal year beginning July 1, 1995, and
3 ending June 30, 1996, the following amounts, or so much
4 thereof as is necessary, to be used for the purposes
5 designated:
6 1. For salaries, support, maintenance, miscellaneous
7 purposes, and for not more than the following full-time
8 equivalent positions:
9 ..... $ 299,252
10 ..... FTEs 10.00
11 2. For the Iowa substance abuse clearinghouse in Cedar
12 Rapids for staff, materials, and operating expenses:
13 ..... $ 32,894
14 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
15 appropriated from the general fund of the state to the Iowa
16 department of public health for the fiscal year beginning July
17 1, 1995, and ending June 30, 1996, the following amounts, or
18 so much thereof as is necessary, to be used for the purposes
19 designated:
20 1. a. PLANNING AND ADMINISTRATION DIVISION
21 For salaries, support, maintenance, miscellaneous purposes,
22 and for not more than the following full-time equivalent
23 positions:
24 ..... $ 1,939,708
25 ..... FTEs 64.65
26 (1) Of the funds appropriated in this lettered paragraph,
27 $591,123 shall be used for the chronic renal disease program.
28 The types of assistance available to eligible recipients under
29 the program may include insurance premiums, and prescription
30 and nonprescription drugs. The program expenditures shall not
31 exceed this allocation. If projected expenditures would
32 exceed the allocation, the department shall establish by
33 administrative rule a mechanism to reduce financial assistance
34 under the renal disease program in order to keep expenditures
35 within the amount allocated in this paragraph.

1 (2) Hospitals shall not collect fees for birth
2 certificates in excess of the fees as set out in the
3 administrative rules of the Iowa department of public health.
4 (3) Of the funds appropriated in this lettered paragraph,
5 $112,987 shall be used to provide regulatory oversight of
6 accountable health plans.
7 b. PROFESSIONAL LICENSURE
8 For salaries, support, maintenance, miscellaneous purposes,
9 and for not more than the following full-time equivalent
10 positions:
11 ..... $ 765,272
12 ..... FTEs 11.00
13 The director of public health, when estimating expenditure
14 requirements for the boards funded under this paragraph, shall
15 base the budget on 85 percent of the average annual fees
16 generated for the previous two fiscal years. The department
17 shall confer with the boards funded under this lettered
18 paragraph in estimating the boards' annual fee generation and
19 administrative costs. When the department develops each
20 board's annual budget, a board's budget shall not exceed 85
21 percent of fees collected, based on the average of the
22 previous two fiscal years. The department may expend funds in
23 addition to amounts budgeted, if those additional expenditures
24 are directly the result of unanticipated litigation costs
25 arising from the discharge of the board's regulatory duties.
26 Before the department expends or encumbers an amount in excess
27 of the funds budgeted for a board, the director of the
28 department of management shall approve the expenditure or
29 encumbrance. The amounts necessary to fund the unanticipated
30 litigation in the fiscal year beginning July 1, 1995, shall
31 not exceed 5 percent of the average annual fees generated by
32 the board for the previous two fiscal years.
33 c. HEALTH DELIVERY SYSTEMS
34 (1) For salaries, support, maintenance, miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:
2 ..... $ 1,311,846
3 ..... FTEs 19.00
4 (2) Of the funds appropriated in this lettered paragraph,
5 $167,310 is allocated for the office of rural health to
6 provide technical assistance to rural areas in the area of
7 health care delivery.
8 (3) Of the funds appropriated in this lettered paragraph,
9 $1,021,792 shall be used for the training of emergency medical
10 services (EMS) personnel at the state, county, and local
11 levels.
12 If a person in the course of responding to an emergency
13 renders aid to an injured person and becomes exposed to bodily
14 fluids of the injured person, that emergency responder shall
15 be entitled to hepatitis testing and immunization in
16 accordance with the latest available medical technology to
17 determine if infection with hepatitis has occurred. The
18 person shall be entitled to reimbursement from the EMS funds
19 available under this lettered paragraph only if the
20 reimbursement is not available through any employer or third-
21 party payor.
22 (4) Of the funds appropriated in this lettered paragraph,
23 $135,385 shall be used to develop, implement, and maintain
24 rural health provider recruitment and retention efforts.
25 d. CENTER FOR RURAL HEALTH AND PRIMARY CARE.
26 For primary care provider recruitment and retention
27 endeavors:
28 ..... $ 235,000
29 e. HEALTH DATA COMMISSION
30 For the health data commission:
31 ..... $ 175,000
32 (1) The funds appropriated in this lettered paragraph
33 shall be used for the collection, verification, updating, and
34 storage of data, including long-term care data, received
35 pursuant to chapters 145 and 255A, and for the production of

1 mandated reports. The health data commission shall establish
2 a fee schedule, in consultation with its consultant, for the
3 costs of providing data to organizations which request the
4 data. The fee established shall be based upon the marginal
5 cost and a portion of the fixed cost of providing the data.
6 (2) Prior to December 1, 1995, the commission shall submit
7 to the general assembly a useful, comprehensive report for use
8 by members of the general assembly in making informed
9 decisions on public policy issues involving health.
10 2. HEALTH PROTECTION DIVISION
11 a. For salaries, support, maintenance, miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:
14 ..... $ 2,171,563
15 ..... FTEs 78.62
16 b. Of the funds appropriated in this subsection, $75,000
17 shall be used for chlamydia testing.
18 c. Of the funds appropriated in this subsection, $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 state university of Iowa in accomplishing
30 these duties.
31 d. Of the funds appropriated in this subsection, $74,547
32 shall be used for the lead abatement program.
33 e. Of the funds appropriated in this subsection, $39,845
34 shall be used for radon program activities. The department
35 shall retain only that portion of the federal radon funds used

1 to train persons in the detection of radon and shall return
2 the remaining portion of those funds to the Treasury of the
3 United States for the sole purpose of reducing the federal
4 deficit.
5 f. The state university of Iowa hospitals and clinics
6 shall not receive indirect costs from the funds appropriated
7 in this subsection.
8 g. As of July 1, 1995, the department shall no longer
9 inspect laser light shows.
10 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION
11 a. For salaries, support, maintenance, miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:
14 ..... $ 614,617
15 ..... FTEs 35.48
16 (1) The division shall continue the task force composed of
17 substance abuse treatment and prevention providers regardless
18 of funding source to study treatment and prevention service
19 areas and the fiscal implications of awarding funds to more
20 than one provider per service area.
21 (2) By July 1, 1997, the commission on substance abuse, in
22 conjunction with the division, shall coordinate delivery of
23 substance abuse services involving prevention, social and
24 medical detoxification, and other treatment by medical and
25 nonmedical providers to uninsured and court-ordered substance
26 abuse patients in all counties of the state.
27 b. For program grants:
28 ..... $ 8,390,159
29 Of the funds appropriated in this lettered paragraph,
30 $193,500 shall be used for the provision of aftercare services
31 for persons completing substance abuse treatment.
32 Of the funds appropriated in this lettered paragraph, a
33 minimum of $950,000 shall be used by the Iowa department of
34 public health to implement an integrated substance abuse
35 managed care system. The Iowa department of public health and

1 the department of human services shall collaborate with other
2 appropriate state agencies, shall consider the recommendations
3 of the 1994 legislative interim study committee findings and
4 the recommendations of the center for substance abuse
5 technical assistance team in the development of an integrated
6 managed care system, and shall assist in the submission of an
7 application for a federal waiver relating to the system to the
8 federal Health Care Financing Administration (HCFA). As part
9 of this collaboration, the Iowa department of public health
10 shall request outside technical assistance to provide
11 recommendations on implementing this system. The Iowa
12 department of public health and the department of human
13 services shall implement an integrated managed care system
14 starting July 1, 1995.
15 4. FAMILY AND COMMUNITY HEALTH DIVISION
16 a. For salaries, support, maintenance, miscellaneous
17 purposes, and for not more than the following full-time
18 equivalent positions:
19 ..... $ 3,066,180
20 ..... FTEs 62.00
21 (1) Of the funds appropriated in this lettered paragraph
22 at least $587,865 shall be allocated by the division for the
23 birth defects and genetics counseling program and of these
24 funds, $279,402 is allocated for regional genetic counseling
25 services contracted from the state university of Iowa
26 hospitals and clinics under the control of the state board of
27 regents.
28 (2) Of the funds appropriated in this lettered paragraph,
29 the following amounts are allocated to the state university of
30 Iowa hospitals and clinics under the control of the state
31 board of regents for the following programs under the Iowa
32 specialized child health care services:
33 (a) Mobile and regional child health specialty clinics:
34 ..... $ 392,931
35 The regional clinic located in Sioux City shall maintain a

1 social worker component to assist the families of children
2 participating in the clinic program.
3 Of the funds allocated in this subparagraph, $97,937 shall
4 be used for a specialized medical home care program providing
5 care planning and coordination of community support services
6 for children who require technical medical care in the home.
7 (b) Muscular dystrophy and related genetic disease
8 programs:
9 ..... $ 115,613
10 (c) Statewide perinatal program:
11 ..... $ 61,693
12 (3) The birth defects and genetic counseling service shall
13 apply a sliding fee scale to determine the amount a person
14 receiving the services is required to pay for the services.
15 These fees shall be considered repayment receipts and used for
16 the program.
17 (4) The state university of Iowa hospitals and clinics
18 shall not receive indirect costs from the funds allocated in
19 this lettered paragraph.
20 (5) Of the funds appropriated in this lettered paragraph,
21 $1,001,209 shall be used for maternal and child health
22 services.
23 (6) The Iowa department of public health shall administer
24 the statewide maternal and child health program, conduct
25 mobile and regional child health specialty clinics, and
26 conduct other activities to improve the health of low-income
27 women and children and to promote the welfare of children with
28 actual or potential handicapping conditions and chronic
29 illnesses in accordance with the requirements of Title V of
30 the federal Social Security Act.
31 (7) The department may budget for the programs in the
32 family and community health division in accordance with the
33 performance-based budgeting method. Notwithstanding section
34 8.23, for the budget process for the fiscal year beginning
35 July 1, 1996, the department is not required to submit a

1 budget for the programs using 75 percent base budgeting and
2 decision package methodology. The department shall work
3 cooperatively with the council on human investment in
4 transitioning the performance-based budgeting method to the
5 outcomes-based budget model developed by the council.
6 (8) The department shall continue efforts to realize the
7 "Healthy Iowans 2000" goal of promoting prevention and health
8 promotion to improve the quality of life of Iowans and to hold
9 down health care costs and shall submit an annual "Healthy
10 Iowans 2000" progress report to the general assembly on
11 January 1 of each fiscal year.
12 b. Sudden infant death syndrome autopsies:
13 For reimbursing counties for expenses resulting from
14 autopsies of suspected victims of sudden infant death syndrome
15 required under section 331.802, subsection 3, paragraph "j":
16 ..... $ 9,675
17 c. For grants to local boards of health for the public
18 health nursing program:
19 ..... $ 2,511,871
20 (1) Funds appropriated in this lettered paragraph shall be
21 used to maintain and expand the existing public health nursing
22 program for elderly and low-income persons with the objective
23 of preventing or reducing inappropriate institutionalization.
24 The funds shall not be used for any other purpose. As used in
25 this lettered paragraph, "elderly person" means a person who
26 is 60 years of age or older and "low-income person" means a
27 person whose income and resources are below the guidelines
28 established by the department.
29 (2) One-fourth of the total amount to be allocated shall
30 be divided so that an equal amount is available for use in
31 each county in the state. Three-fourths of the total amount
32 to be allocated shall be divided so that the share available
33 for use in each county is proportionate to the number of
34 elderly and low-income persons living in that county in
35 relation to the total number of elderly and low-income persons

1 living in the state.
2 (3) In order to receive allocations under this lettered
3 paragraph, the local board of health having jurisdiction shall
4 prepare a proposal for the use of the allocated funds
5 available for that jurisdiction that will provide the maximum
6 benefits of expanded public health nursing care to elderly and
7 low-income persons in the jurisdiction. After approval of the
8 proposal by the department, the department shall enter into a
9 contract with the local board of health. The local board of
10 health shall subcontract with a nonprofit nurses' association,
11 an independent nonprofit agency, or a suitable local
12 governmental body to use the allocated funds to provide public
13 health nursing care. Local boards of health shall make an
14 effort to prevent duplication of services.
15 (4) If by July 30 of the fiscal year, the department is
16 unable to conclude contracts for use of the allocated funds in
17 a county, the department shall consider the unused funds
18 appropriated under this lettered paragraph an unallocated
19 pool. If the unallocated pool is $50,000 or more it shall be
20 reallocated to the counties in substantially the same manner
21 as the original allocations. The reallocated funds are
22 available for use in those counties during the period
23 beginning January 1 and ending June 30 of the fiscal year. If
24 the unallocated pool is less than $50,000, the department may
25 allocate the pool to counties with demonstrated special needs
26 for public health nursing.
27 (5) The department shall maintain rules governing the
28 expenditure of funds appropriated in this lettered paragraph.
29 The rules shall require each local agency receiving funds to
30 establish and use a sliding fee scale for those persons able
31 to pay for all or a portion of the cost of the care.
32 (6) The department shall annually evaluate the success of
33 the public health nursing program. The evaluation shall
34 include the extent to which the program reduced or prevented
35 inappropriate institutionalization, the extent to which the

1 program increased the availability of public health nursing
2 care to elderly and low-income persons, and the extent of
3 public health nursing care provided to elderly and low-income
4 persons. The department shall submit a report of each annual
5 evaluation to the governor and the general assembly.
6 d. For grants to county boards of supervisors for the home
7 care aide program:
8 ..... $ 8,586,716
9 Funds appropriated in this lettered paragraph shall be used
10 to provide home care aide services with emphasis on services
11 to elderly and persons below the poverty level and children
12 and adults in need of protective services with the objective
13 of preventing or reducing inappropriate institutionalization.
14 In addition, up to 15 percent of the funds appropriated in
15 this lettered paragraph may be used to provide chore services.
16 The funds shall not be used for any other purposes. In
17 providing services to elderly persons, the service provider
18 shall coordinate efforts with the integrated case management
19 for the frail elderly program of the department of elder
20 affairs. As used in this lettered paragraph:
21 (1) "Chore services" means services provided to
22 individuals or families, who, due to incapacity, or illness,
23 are unable to perform certain home maintenance functions. The
24 services include but are not limited to yard work such as
25 mowing lawns, raking leaves, and shoveling walks; window and
26 door maintenance such as hanging screen windows and doors,
27 replacing windowpanes, and washing windows; and minor repairs
28 to walls, floors, stairs, railings, and handles. It also
29 includes heavy house cleaning which includes cleaning attics
30 or basements to remove fire hazards, moving heavy furniture,
31 extensive wall washing, floor care or painting, and trash
32 removal.
33 (2) "Elderly person" means a person who is 60 years of age
34 or older.
35 (3) "Home care aide services" means services intended to

1 enhance the capacity of household members to attain or
2 maintain the independence of the household members and
3 provided by trained and supervised workers to individuals or
4 families, who, due to the absence, incapacity, or limitations
5 of the usual homemaker, are experiencing stress or crisis.
6 The services include but are not limited to essential
7 shopping, housekeeping, meal preparation, child care, respite
8 care, money management and consumer education, family
9 management, personal services, transportation and providing
10 information, assistance, and household management.
11 (4) "Low-income person" means a person whose income and
12 resources are below the guidelines established by the
13 department.
14 (5) "Protective services" means those home care aide
15 services intended to stabilize a child's or an adult's
16 residential environment and relationships with relatives,
17 caretakers, and other persons or household members in order to
18 alleviate a situation involving abuse or neglect or to
19 otherwise protect the child or adult from a threat of abuse or
20 neglect.
21 The amount appropriated in this lettered paragraph shall be
22 allocated for use in the counties of the state. Fifteen
23 percent of the amount shall be divided so that an equal amount
24 is available for use in each county in the state. The
25 following percentages of the remaining amount shall be
26 allocated to each county according to that county's proportion
27 of residents with the following demographic characteristics:
28 60 percent according to the number of elderly persons living
29 in the county, 20 percent according to the number of persons
30 below the poverty level living in the county, and 20 percent
31 according to the number of substantiated cases of child abuse
32 in the county during the three most recent fiscal years for
33 which data is available.
34 In order to receive allocations in this lettered paragraph,
35 the county board of supervisors, after consultation with the

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

1 care aide subcontracting agency shall pay the employer's
2 contribution of social security and provide workers'
3 compensation coverage for persons providing direct home care
4 aide service and meet any other applicable legal requirements
5 of an employer-employee relationship.
6 If by July 30 of the 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 in this lettered paragraph an unallocated pool.
10 The department shall also identify any allocated funds which
11 the counties do not anticipate spending during the fiscal
12 year. If the amount of anticipated excess funds to any county
13 is substantial, the department and the county may agree to
14 return those excess funds, if the funds are other than program
15 revenues, to the department, and if returned, the department
16 shall consider the returned funds a part of the unallocated
17 pool. The department shall, prior to February 15 of the
18 fiscal year, reallocate the funds in the unallocated pool
19 among the counties in which the department has concluded
20 contracts under this lettered paragraph. The department shall
21 also review the first 10 months' expenditures for each county
22 in May of the fiscal year, to determine if any counties
23 possess contracted funds which they do not anticipate
24 spending. If such funds are identified and the county agrees
25 to release the funds, the released funds will be considered a
26 new reallocation pool. The department may, prior to June 1 of
27 the fiscal year, reallocate funds from this new reallocation
28 pool to those counties which have experienced a high
29 utilization of protective service hours for children and
30 dependent adults.
31 The department shall maintain rules governing the
32 expenditure of funds appropriated in this lettered paragraph.
33 The rules shall require each local agency receiving funds to
34 establish and use a sliding fee scale for those persons able
35 to pay for all or a portion of the cost of the services and

1 shall require the payments to be applied to the cost of the
2 services. The department shall also maintain rules for
3 standards regarding training, supervision, recordkeeping,
4 appeals, program evaluation, cost analysis, and financial
5 audits, and rules specifying reporting requirements.
6 The department shall annually evaluate the success of the
7 home care aide program. The evaluation shall include a
8 description of the program and its implementation, the extent
9 of local participation, the extent to which the program
10 reduced or prevented inappropriate institutionalization, the
11 extent to which the program provided or increased the
12 availability of home care aide services to elderly and low-
13 income persons and children and adults in need of protective
14 services, any problems and recommendations concerning the
15 program, and an analysis of the costs of services across the
16 state. The department shall submit a report of the annual
17 evaluation to the governor and the general assembly.
18 e. For the development and maintenance of well-elderly
19 clinics in the state:
20 ..... $ 585,337
21 The appropriation in this lettered paragraph shall be
22 distributed by a formula to well-elderly clinics located in
23 counties which provide funding on a matching basis for the
24 well-elderly clinics.
25 f. For the physician care for children program:
26 ..... $ 411,187
27 The physician services shall be subject to managed care and
28 selective contracting provisions and shall be used to provide
29 for the medical treatment of children and shall include
30 coverage of diagnostic procedures, prescription drugs, and
31 physician-ordered treatments necessary to treat an acute
32 condition. Services provided under this lettered paragraph
33 shall be reimbursed according to medical assistance
34 reimbursement rates.
35 g. For primary and preventive health care for children:

1 ..... $ 75,000
2 Funds appropriated in this lettered paragraph shall be for
3 the public purpose of providing a renewable grant, following a
4 request for proposals, to a statewide charitable organization
5 within the meaning of section 501(c)(3) of the Internal
6 Revenue Code which was organized prior to April 1, 1989, and
7 has as one of its purposes the sponsorship or support for
8 programs designed to improve the quality, awareness, and
9 availability of health care for the young, to serve as the
10 funding mechanism for the provision of primary health care and
11 preventive services to children in the state who are uninsured
12 and who are not eligible under any public plan of health
13 insurance, provided all of the following conditions are met:
14 (1) The organization shall provide a match of four dollars
15 in advance of each state dollar provided.
16 (2) The organization coordinates services with new or
17 existing public programs and services provided by or funded by
18 appropriate state agencies in an effort to avoid inappropriate
19 duplication of services and ensure access to care to the
20 extent as is reasonably possible. The organization shall work
21 with the Iowa department of public health, family and
22 community health division, to ensure duplication is minimized.
23 (3) The organization's governing board includes in its
24 membership representatives from the executive and legislative
25 branches of state government.
26 (4) Grant funds are available as needed to provide
27 services and shall not be used for administrative costs of the
28 department or the grantee.
29 h. For the Iowa healthy family program under section
30 135.106:
31 ..... $ 665,000
32 The moneys appropriated in this lettered paragraph shall be
33 granted pursuant to 1992 Iowa Acts, Second Extraordinary
34 Session, chapter 1001, section 415, except that the grants
35 shall be extended for an additional year. Notwithstanding the

1 provisions of 1992 Iowa Acts, Second Extraordinary Session,
2 chapter 1001, section 416, the use of mid-level practitioners
3 to improve access to prenatal care shall include obstetrical-
4 gynecological nurse practitioners and family nurse
5 practitioners focusing on maternal and child health. The
6 department is encouraged to expand funding eligibility under
7 the program to private physician and clinic-sponsored programs
8 servicing low-income populations. The administrative entities
9 of the Iowa health family program shall work collaboratively
10 to assure continuity of the provision of services from the
11 prenatal to the preschool period to an individual client by
12 having a single resource mother work with that client. The
13 department shall submit an annual report to the general
14 assembly concerning the efficiency of the healthy family
15 program and make any recommendations for improvements. By
16 January 1, 1996, the department shall submit a report to the
17 governor and the general assembly on the efforts to increase
18 the use of mid-level practitioners under the program. Any
19 funds contracted to agencies under this paragraph which are
20 projected to be unused at the close of the fiscal year shall
21 be allowed to be reallocated within the health family program
22 by April 1, 1996.
23 5. STATE BOARD OF DENTAL EXAMINERS
24 For salaries, support, maintenance, miscellaneous purposes,
25 and for not more than the following full-time equivalent
26 positions:
27 ..... $ 285,314
28 ..... FTEs 4.00
29 6. STATE BOARD OF MEDICAL EXAMINERS
30 For salaries, support, maintenance, miscellaneous purposes,
31 and for not more than the following full-time equivalent
32 positions:
33 ..... $ 1,002,545
34 ..... FTEs 18.00
35 7. STATE BOARD OF NURSING EXAMINERS

1 For salaries, support, maintenance, miscellaneous purposes,
2 and for not more than the following full-time equivalent
3 positions:
4 ..... $ 923,661
5 ..... FTEs 17.00
6 8. STATE BOARD OF PHARMACY EXAMINERS
7 For salaries, support, maintenance, miscellaneous purposes,
8 and for not more than the following full-time equivalent
9 positions:
10 ..... $ 657,113
11 ..... FTEs 11.00
12 9. The state board of medical examiners, the state board
13 of pharmacy examiners, the state board of dental examiners,
14 and the state board of nursing examiners shall prepare
15 estimates of projected receipts to be generated by the
16 licensing, certification, and examination fees of each board
17 as well as a projection of the fairly apportioned
18 administrative costs and rental expenses attributable to each
19 board. Each board shall annually review and adjust its
20 schedule of fees so that, as nearly as possible, projected
21 receipts equal projected costs.
22 10. The state board of medical examiners, the state board
23 of pharmacy examiners, the state board of dental examiners,
24 and the state board of nursing examiners shall retain their
25 individual executive officers, but are strongly encouraged to
26 share administrative, clerical, and investigative staffs to
27 the greatest extent possible.
28 11. A local health care provider or nonprofit health care
29 organization seeking grant moneys administered by the Iowa
30 department of public health shall provide documentation that
31 the provider or organization has coordinated its services with
32 other local entities providing similar services.
33 Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
34 from the general fund of the state to the department of human
35 rights for the fiscal year beginning July 1, 1995, and ending

1 June 30, 1996, the following amounts, or so much thereof as is
2 necessary, to be used for the purposes designated:
3 1. CENTRAL ADMINISTRATION DIVISION
4 For salaries, support, maintenance, miscellaneous purposes,
5 and for not more than the following full-time equivalent
6 positions:
7 ..... $ 181,314
8 ..... FTEs 6.60
9 2. COMMUNITY ACTION AGENCIES DIVISION
10 For the expenses of the community action agencies
11 commission:
12 ..... $ 3,366
13 3. DEAF SERVICES DIVISION
14 For salaries, support, maintenance, miscellaneous purposes,
15 and for not more than the following full-time equivalent
16 positions:
17 ..... $ 248,574
18 ..... FTEs 8.00
19 The fees collected by the division for provision of
20 interpretation services by the division to obligated agencies
21 shall be disbursed pursuant to the provisions of section 8.32,
22 and shall be dedicated and used by the division for the
23 provision of continued and expanded interpretation services.
24 4. PERSONS WITH DISABILITIES DIVISION
25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent
27 positions:
28 ..... $ 82,657
29 ..... FTEs 1.50
30 5. LATINO AFFAIRS DIVISION
31 For salaries, support, maintenance, miscellaneous purposes,
32 and for not more than the following full-time equivalent
33 positions:
34 ..... $ 97,207
35 ..... FTEs 2.00

1 6. STATUS OF WOMEN DIVISION
2 For salaries, support, maintenance, miscellaneous purposes,
3 and for not more than the following full-time equivalent
4 positions:
5 ..... $ 390,486
6 ..... FTEs 4.50
7 a. Of the funds appropriated in this subsection, at least
8 $125,775 shall be spent for the displaced homemaker program.
9 b. Of the funds appropriated in this subsection, at least
10 $42,570 shall be spent for domestic violence and sexual
11 assault-related grants.
12 c. Of the funds appropriated in this subsection, at least
13 $41,297 shall be spent for the mentoring project for family
14 investment program participants developed in accordance with
15 section 239.22.
16 7. STATUS OF AFRICAN-AMERICANS DIVISION
17 For salaries, support, maintenance, miscellaneous purposes,
18 and for not more than the following full-time equivalent
19 positions:
20 ..... $ 99,301
21 ..... FTEs 2.00
22 8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION
23 For salaries, support, maintenance, miscellaneous purposes,
24 and for not more than the following full-time equivalent
25 positions:
26 ..... $ 459,523
27 ..... FTEs 10.05
28 a. The criminal and juvenile justice planning advisory
29 council and the juvenile justice advisory council shall
30 coordinate their efforts in carrying out their respective
31 duties relative to juvenile justice.
32 b. Of the funds appropriated in this subsection, at least
33 $36,300 shall be spent for expenses relating to the
34 administration of federal funds for juvenile assistance. It
35 is the intent of the general assembly that the department of

1 human rights employ sufficient staff to meet the federal
2 funding match requirements established by the federal office
3 for juvenile justice delinquency prevention. The governor's
4 advisory council on juvenile justice shall determine the
5 staffing level necessary to carry out federal and state
6 mandates for juvenile justice.
7 9. SHARED STAFF. The divisions of the department of human
8 rights shall retain their individual administrators, but shall
9 share staff to the greatest extent possible.
10 Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is
11 appropriated from the general fund of the state to the
12 commission of veterans affairs for the fiscal year beginning
13 July 1, 1995, and ending June 30, 1996, the following amounts,
14 or so much thereof as is necessary, to be used for the
15 purposes designated:
16 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION
17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:
20 ..... $ 213,107
21 ..... FTEs 5.00
22 The commission of veterans affairs may use the gifts
23 accepted by the chairperson of the commission of veterans
24 affairs, or designee, and other resources available to the
25 commission for use at its Camp Dodge office. The commission
26 shall report annually to the governor and the general assembly
27 on monetary gifts received by the commission for the Camp
28 Dodge office.
29 2. WAR ORPHANS
30 For the war orphans educational aid fund established
31 pursuant to chapter 35:
32 ..... $ 4,800
33 3. IOWA VETERANS HOME
34 For salaries, support, maintenance, and miscellaneous
35 purposes and for not more than the following full-time

1 equivalent positions:
2 ..... $ 37,795,008
3 ..... FTEs 803.62
4 a. The Iowa veterans home may use the gifts accepted by
5 the chairperson of the commission of veterans affairs and
6 other resources available to the commission for use at the
7 Iowa veterans home.
8 b. If medical assistance revenues are expanded at the Iowa
9 veterans home, and this expansion results in medical
10 assistance reimbursements which exceed the amount budgeted for
11 that purpose in the fiscal year beginning July 1, 1995, and
12 ending June 30, 1996, the Iowa veterans home may expend the
13 excess amounts to exceed the number of full-time equivalent
14 positions authorized in this section for the purpose of
15 meeting related certification requirements or to provide
16 additional beds. The expenditure of additional funds
17 received, as outlined in this paragraph, is subject to the
18 approval by the department of management.
19 Sec. 8. INTERIM STUDY -- DEPARTMENT OF HUMAN RIGHTS. The
20 legislative council shall create an interim study to review
21 the organizational structure of the department of human
22 rights. The study shall include, but not be limited to, an
23 examination of the administrative costs of the department, the
24 costs and benefits of relocating the department, and the
25 continued viability of the department as a separate unit of
26 government. Proposals for change in the organizational
27 structure of the department shall be presented to the general
28 assembly by January 1, 1996.
29 Sec. 9. Section 216A.112, unnumbered paragraph 1, Code
30 1995, is amended to read as follows:
31 A commission on the deaf is established, consisting of
32 seven members appointed by the governor, subject to confirma-
33 tion by the senate. Lists of nominees for appointment to
34 membership on the commission may be submitted by the Iowa
35 association of the deaf, the Iowa state registry of

1 interpreters for the deaf, the Iowa school for the deaf, and
2 the commission of persons with disabilities. At least four
3 members shall be persons who are deaf and who cannot hear
4 human speech with or without use of amplification and at least
5 one member who is hard-of-hearing. All members shall reside
6 in Iowa. The members of the commission shall appoint the
7 chairperson of the commission. A majority of the members of
8 the commission constitutes a quorum.
9 EXPLANATION
10 This bill makes appropriations for the 1995-96 fiscal year
11 to the department for the blind, the civil rights commission,
12 the state commission of veterans affairs, the governor's
13 substance abuse prevention coordinator, and the departments of
14 elder affairs, public health, and human rights. The
15 legislative council is required to establish an interim
16 committee to study the structure of the department of human
17 rights. The bill changes the composition of the commission on
18 the deaf to include four members from both deaf and hard-of-
19 hearing populations.
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HOUSE FILE 530

H-3434

Amend House File 530 as follows:

1. Page 6, by striking line 14 and inserting the following:

"..... $ 2,197,507".

2. Page 8, by striking line 19 and inserting the following:

"..... $ 3,040,236".

By BRUNKHORST of Bremer

H-3434 FILED MARCH 23, 1995

adopted 4-6-95 (P. 1357)

HOUSE FILE 530

H-3430

Amend House File 530 as follows:

1. Page 9, by inserting after line 22 the following:

"(__) If during the 1995-1996 fiscal year, the federal government incorporates the special supplemental nutrition program for women, infants, and children into a block grant, the department of human services, Iowa department of public health, or any other state agency which administers the block grant shall require a competitive bid process for infant formula purchased by or for families under the block grant."

2. By renumbering as necessary.

By FALLON of Polk
MURPHY of Dubuque

H-3430 FILED MARCH 23, 1995

adopted 4-6-95 (P. 1358)

HOUSE FILE 530

H-3470

Amend House File 530 as follows:

1. By striking page 6, line 35, through page 7, line 4, and inserting the following: "shall also retain $30,000 of federal radon funds for additional radon program activities."

By WEIGEL of Chickasaw

H-3470 FILED MARCH 27, 1995

Lost 4-6-95 (P. 1358)

HOUSE FILE 530

H-3499

Amend House File 530 as follows:

1. Page 5, line 5, by striking the figure "167,310" and inserting the following: "163,859".

2. Page 5, line 9, by striking the figure "1,021,792" and inserting the following: "1,015,358".

3. Page 5, line 23, by striking the figure "135,385" and inserting the following: "132,629".

By KREMER of Buchanan

H-3499 FILED MARCH 27, 1995

adopted 4-6-95 (P. 1356)

HOUSE FILE 530

H-3537

1 Amend House File 530 as follows:
2 1. Page 24, by inserting after line 8 the
3 following:
4 "Sec. ___. Section 509A.6, Code 1995, is amended
5 to read as follows:
6 509A.6 CONTRACT WITH INSURANCE CARRIER OR HEALTH
7 MAINTENANCE ORGANIZATION.
8 The governing body may contract with a nonprofit
9 corporation operating under the provisions of this
10 chapter or chapter 514 or with any insurance company
11 having a certificate of authority to transact an
12 insurance business in this state with respect of a
13 group insurance plan, which may include life,
14 accident, health, hospitalization and disability
15 insurance during period of active service of such
16 employees, with the right of any employee to continue
17 such life insurance in force after termination of
18 active service at such employee's sole expense; may
19 contract with a nonprofit corporation operating under
20 and governed by the provisions of this chapter or
21 chapter 514 with respect of any hospital or medical
22 service plan; and may contract with a health
23 maintenance organization <u>or an organized delivery</u>
24 <u>system</u> authorized to operate in this state with
25 respect to health maintenance organization <u>or</u>
26 <u>organized delivery system</u> activities."
27 2. By renumbering as necessary.

By WEIGEL of Chickasaw

H-3537 FILED MARCH 28, 1995

WITHDRAWN
4-6-95

HOUSE FILE 530

H-3538

1 Amend House File 530 as follows:
2 1. Page 23, by striking line 2 and inserting the
3 following:
4 "..... $ 38,195,008".

By RUNNING of Linn
MASCHER of Johnson

H-3538 FILED MARCH 28, 1995

Lost 4-6-95 (p. 1360)

HOUSE FILE 530

H-3539

1 Amend House File 530 as follows:
2 1. Page 20, by striking lines 28 and 29 and
3 inserting the following:
4 "..... $ 102,227
5 ..... FTEs 2.0".

By RUNNING of Linn
HOLVECK of Polk
WEIGEL of Chickasaw
MURPHY of Dubuque
HARRISON of Scott
CONNORS of Polk

H-3539 FILED MARCH 28, 1995

LOST Adopted 4-6-95 (p. 1358)

HOUSE FILE 530

H-3540

1 Amend House File 530 as follows:
2 1. Page 22, by inserting after line 9 the fol-
3 lowing:
4 "Sec. ___. There is appropriated from the general
5 fund of the state to the community grant fund
6 established under section 232.190 for new grants and
7 the continuation of existing grants for the fiscal
8 year beginning July 1, 1995, and ending June 30, 1996,
9 the following amount, or so much thereof as is
10 necessary, to be used for the purposes of the
11 community grant fund:
12 ..... $ 1,800,000
13 New grant proposals and continuation grant
14 recipients shall demonstrate community collaboration,
15 not merely disbursements of funds to various
16 organizations, and shall show significant progress
17 toward achieving objectives set forth in the proposal
18 such as process and impact evaluation objectives,
19 including objectives related to the number of persons
20 served. Letters of support shall include specific
21 commitments and shall be binding."
22 2. By renumbering as necessary.

By WEIGEL of Chickasaw
BELL of Jasper
MUNDIE of Webster
MASCHER of Johnson

H-3540 FILED MARCH 28, 1995

WITHDRAWN
4-6-95
(P. 1359)

HOUSE FILE 530

H-3541

1 Amend House File 530 as follows:
2 1. Page 2, by inserting after line 33 the
3 following:
4 "Sec. 100. There is appropriated from the general
5 fund of the state to the department of elder affairs
6 for the fiscal year beginning July 1, 1994, and ending
7 June 30, 1995, the following amount, to be used for
8 the purpose designated:
9 For expansion of the case management program:
10 ..... $ 229,863
11 Notwithstanding section 8.33, the department may
12 retain $229,863 which otherwise would revert and may
13 carry over this amount to the fiscal year beginning
14 July 1, 1995, and ending June 30, 1996."
15 2. Page 2, by inserting before line 34 the
16 following:
17 "The appropriation in this section is contingent
18 upon actual revenues of the general fund for the
19 fiscal year beginning July 1, 1994, and ending June
20 30, 1995, exceeding $4,090,500,000 by at least
21 $229,863."
22 3. Page 24, by inserting after line 8 the
23 following:
24 "Sec. ___. EFFECTIVE DATE. Section 100 of this
25 Act which relates to the appropriation of funds to
26 address the expansion of the case management program
27 in the department of elder affairs, being deemed of
28 immediate importance, takes effect upon enactment."
29 4. Title page, line 6, by inserting after the
30 word "abuse" the following: ", and providing an
31 effective date".

By WEIGEL of Chickasaw
MUNDIE of Webster
MASCHER of Johnson

H-3541 FILED MARCH 28, 1995

Lost
4-6-95
(P.1354)

HOUSE FILE 530

H-3542

Amend House File 530 as follows:

1. Page 3, by striking line 24 and inserting the following:

"..... $ 2,089,708".

2. Page 3, line 27, by striking the figure "591,123" and inserting the following: "741,123".

A 3. Page 3, line 29, by inserting after the word "premiums," the following: "travel reimbursement,".

4. Page 5, by striking line 31 and inserting the following:

B "..... $ 25,000".

By VAN FOSSEN of Scott
MARTIN of Scott
HEATON of Henry
HALVORSON of Clayton
HARRISON of Scott
SUKUP of Franklin
LAMBERTI of Polk

H-3542 FILED MARCH 28, 1995

A. adopted 4-6-95 (P. 1356)
B. adopted 4-6-95 (P. 1357)

HOUSE FILE 530

H-3545

Amend House File 530 as follows:

1. Page 2, by striking line 5 and inserting the following:

"..... $ 437,885"

2. Page 3, by striking line 24 and inserting the following:

"..... $ 2,089,708"

3. Page 3, line 27, by striking the figure "$591,123" and inserting the following: "$741,123".

4. Page 3, line 29, by inserting after the word "premiums," the following: "travel reimbursement,".

5. Page 4, by striking line 11 and inserting the following:

"..... $ 753,286"

6. Page 7, by striking line 14 and inserting the following:

"..... $ 605,007"

7. Page 18, by striking line 27 and inserting the following:

"..... $ 280,844"

8. Page 18, by striking line 33 and inserting the following:

"..... $ 986,871"

9. Page 19, by striking line 4 and inserting the following:

"..... $ 909,178"

10. Page 19, by striking line 10 and inserting the following:

"..... $ 646,813"

By MASCHER of Johnson
MURPHY of Dubuque

H-3545 FILED MARCH 28, 1995

WITHDRAWN
4-6-95 (P. 1353)

HOUSE FILE 530

H-3577

1 Amend the amendment, H-3542, to House File 530 as
2 follows:
3 1. Page 1, by striking lines 2 through 11 and
4 inserting the following:
5 "___. Page 3, by inserting after line 13 the
6 following:
7 "Sec. 100. There is appropriated from the general
8 fund of the state to the Iowa department of public
9 health for the fiscal year beginning July 1, 1994, and
10 ending June 30, 1995, the following amount, to be used
11 for the purpose designated:
12 For travel reimbursement for the chronic renal
13 disease program:
14 ..... $ 150,000
15 Notwithstanding section 8.33, the department may
16 retain $150,000 which otherwise would revert and may
17 carry over this amount to the fiscal year beginning
18 July 1, 1995, and ending June 30, 1996."
19 ___. Page 3, by inserting before line 14 the
20 following:
21 "The appropriation in this section is contingent
22 upon actual revenues of the general fund for the
23 fiscal year beginning July 1, 1994, and ending June
24 30, 1995, exceeding $4,090,500,000 by at least
25 $150,000."
26 ___. Page 24, by inserting after line 8 the
27 following:
28 "Sec. ___. EFFECTIVE DATE. Section 100 of this
29 Act which relates to the appropriation of funds to
30 address the travel reimbursement costs for the chronic
31 renal disease program of the Iowa department of public
32 health, being deemed of immediate importance, takes
33 effect upon enactment."
34 ___. Title page, line 6, by inserting after the
35 word "abuse" the following: ", and providing an
36 effective date"."

By WEIGEL of Chickasaw

H-3577 FILED MARCH 29, 1995

Lost 4-6-95
(P. 1356)

HOUSE FILE 530

H-3579

1 Amend the amendment, H-3434, to House File 530 as
2 follows:
3 1. Page 1, by striking line 4 and inserting the
4 following:
5 "".....$ 2,188,386"."

By KREMER of Buchanan
MURPHY of Dubuque
BRUNKHORST of Bremer
METCALF of Polk

H-3579 FILED MARCH 29, 1995

adopted 4-6-95
(P. 1357)

HOUSE FILE 530

H-3593

1 Amend House File 530 as follows:
2 1. Page 2, by striking line 5 and inserting the
3 following:
4 "..... $ 437,885"
5 2. Page 3, by striking lines 9 and 10 and
6 inserting the following:
7 "..... $ 222,772
8 ..... FTEs 9.00"
9 3. Page 3, by striking line 24 and inserting the
10 following:
11 "..... $ 2,089,708"
12 4. Page 3, line 27, by striking the figure
13 "$591,123" and inserting the following: "$741,123".
14 5. Page 3, line 29, by inserting after the word
15 "premiums," the following: "travel reimbursement,".
16 6. Page 4, by striking line 11 and inserting the
17 following:
18 "..... $ 753,286"
19 7. Page 7, by striking line 14 and inserting the
20 following:
21 "..... $ 605,007"
22 8. Page 18, by striking line 27 and inserting the
23 following:
24 "..... $ 280,844"
25 9. Page 18, by striking line 33 and inserting the
26 following:
27 "..... $ 986,871"
28 10. Page 19, by striking line 4 and inserting the
29 following:
30 "..... $ 909,178"
31 11. Page 19, by striking line 10 and inserting
32 the following:
33 "..... $ 646,813"

By MASCHER of Johnson
MURPHY of Dubuque
RUNNING of Linn
WISE of Lee
SHOULTZ of Black Hawk
BERNAU of Story

H-3593 FILED MARCH 29, 1995

WITHDRAWN 4-6-95

HOUSE FILE 530

H-3557

1 Amend the amendment, H-3545, to House File 530 as
2 follows;
3 1. Page 1, by inserting before line 5 the
4 following:
5 "___. Page 3, by striking lines 9 and 10 and
6 inserting the following:
7 "..... $ 222,772
8 .....FTEs 9.00"
9 2. By renumbering as necessary.

By MASCHER of Johnson
MURPHY of Dubuque

H-3557 FILED MARCH 29, 1995

Out of Order 4-6-95

HOUSE FILE 530

H-3608

1 Amend House File 530 as follows:
2 1. Page 23, by inserting after line 28 the
3 following:
4 "Sec. ___. Section 80E.1, subsection 1, Code 1995,
5 is amended to read as follows:
6 1. A drug enforcement and abuse prevention
7 coordinator shall be appointed by the governor from a
8 list of candidates from within the attorney general's
9 office provided by the attorney general, subject to
10 confirmation by the senate~~, and shall serve at the~~
11 ~~pleasure of the governor~~. The ~~governor~~ attorney
12 general shall fill a vacancy in the office in the same
13 manner as the original appointment was made. The
14 coordinator shall be selected primarily for
15 administrative ability. The coordinator shall not be
16 selected on the basis of political affiliation and
17 shall not engage in political activity while holding
18 the office. The salary of the coordinator shall be
19 fixed by the ~~governor~~ attorney general."
20 2. By renumbering as necessary.

By MURPHY of Dubuque

H-3608 FILED MARCH 29, 1995

WITHDRAWN
4-6-95
(P.1361)

S. 4/10/95 Amend/Do Vera
w/ S- 3409

HOUSE FILE 530
BY COMMITTEE ON APPROPRIATIONS

(As Amended and Passed by the House April 6, 1995)

Re- Passed House, Date 4/25/95 Passed Senate, Date 4/13/95 (p. 1212)
Vote: Ayes 71 Nays 22 Vote: Ayes 47 Nays 0
Approved May 19, 1995
Item vetoed
Passed 4/26/95 Vote 48-0 (p. 1437)

A BILL FOR

An Act relating to and making appropriations to the department for the blind, the Iowa state civil rights commission, the department of elder affairs, the Iowa department of public health, the department of human rights, the commission of veterans affairs, and the governor's alliance on substance abuse.

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

House Amendments

TLSB 1989HV 76
cl/jw/5

1 Section 1. DEPARTMENT FOR THE BLIND. There is
2 appropriated from the general fund of the state to the
3 department for the blind for the fiscal year beginning July 1,
4 1995, and ending June 30, 1996, the following amount, or so
5 much thereof as is necessary, to be used for the purposes
6 designated:
7 For salaries, support, maintenance, miscellaneous purposes,
8 and for not more than the following full-time equivalent
9 positions:
10 ..... $ 1,377,786
11 ..... FTEs 95.00
12 Sec. 2. CIVIL RIGHTS COMMISSION. There is appropriated
13 from the general fund of the state to the Iowa state civil
14 rights commission for the fiscal year beginning July 1, 1995,
15 and ending June 30, 1996, the following amount, or so much
16 thereof as is necessary, to be used for the purposes
17 designated:
18 For salaries, support, maintenance, miscellaneous purposes,
19 and for not more than the following full-time equivalent
20 positions:
21 ..... $ 1,107,462
22 ..... FTEs 31.00
23 If the anticipated amount of federal funding from the
24 federal equal employment opportunity commission and the
25 federal department of housing and urban development exceeds
26 $457,900 during the fiscal year beginning July 1, 1995, and
27 ending June 30, 1996, the Iowa state civil rights commission
28 may exceed the staffing level authorized by this section as
29 necessary to hire additional staff to process or to support
30 the processing of employment and housing complaints.
31 Sec. 3. DEPARTMENT OF ELDER AFFAIRS. There is
32 appropriated from the general fund of the state to the
33 department of elder affairs for the fiscal year beginning July
34 1, 1995, and ending June 30, 1996, the following amounts, or
35 so much thereof as is necessary, to be used for the purposes

1 designated:
2 1. For salaries, support, maintenance, miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:
5 ..... $ 444,877
6 ..... FTEs 28.00
7 2. For aging programs and services:
8 ..... $ 2,576,528
9 All funds appropriated in this subsection shall be received
10 and disbursed by the director of elder affairs for aging
11 programs and services, shall not be used by the department for
12 administrative purposes, not more than $151,654 shall be used
13 for area agencies on aging administrative purposes, and shall
14 be used for citizens of Iowa over 60 years of age for case
15 management for the frail elderly, mental health outreach,
16 Alzheimer's support, retired senior volunteer program, care
17 review committee coordination, employment, adult day care,
18 respite care, chore services, telephone reassurance,
19 information and assistance, and home repair services,
20 including the winterizing of homes, and for the construction
21 of entrance ramps which make residences accessible to the
22 physically handicapped. Funds appropriated in this subsection
23 may be used to supplement federal funds under federal
24 regulations. Funds appropriated in this subsection may be
25 used for elderly services not specifically enumerated in this
26 subsection only if approved by an area agency on aging for
27 provision of the service within the area.
28 The department shall maintain policies and procedures
29 regarding Alzheimer's support and the retired senior volunteer
30 program. To receive funds appropriated in this subsection, a
31 local area agency on aging shall match the funds with funds
32 from other sources in accordance with rules adopted by the
33 department.
34 Sec. 4. GOVERNOR'S SUBSTANCE ABUSE PREVENTION COORDINATOR.
35 There is appropriated from the general fund of the state to

1 the office of the governor's substance abuse prevention
2 coordinator for the fiscal year beginning July 1, 1995, and
3 ending June 30, 1996, the following amounts, or so much
4 thereof as is necessary, to be used for the purposes
5 designated:
6 1. For salaries, support, maintenance, miscellaneous
7 purposes, and for not more than the following full-time
8 equivalent positions:
9 ..... $ 299,252
10 ..... FTEs 10.00
11 2. For the Iowa substance abuse clearinghouse in Cedar
12 Rapids for staff, materials, and operating expenses:
13 ..... $ 32,894
14 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
15 appropriated from the general fund of the state to the Iowa
16 department of public health for the fiscal year beginning July
17 1, 1995, and ending June 30, 1996, the following amounts, or
18 so much thereof as is necessary, to be used for the purposes
19 designated:
20 1. a. PLANNING AND ADMINISTRATION DIVISION
21 For salaries, support, maintenance, miscellaneous purposes,
22 and for not more than the following full-time equivalent
23 positions:
24 ..... $ 2,089,708
25 ..... FTEs 64.65
26 (1) Of the funds appropriated in this lettered paragraph,
27 $741,123 shall be used for the chronic renal disease program.
28 The types of assistance available to eligible recipients under
29 the program may include insurance premiums, travel
30 reimbursement, and prescription and nonprescription drugs.
31 The program expenditures shall not exceed this allocation. If
32 projected expenditures would exceed the allocation, the
33 department shall establish by administrative rule a mechanism
34 to reduce financial assistance under the renal disease program
35 in order to keep expenditures within the amount allocated in

1 this paragraph.
2 (2) Hospitals shall not collect fees for birth
3 certificates in excess of the fees as set out in the
4 administrative rules of the Iowa department of public health.
5 (3) Of the funds appropriated in this lettered paragraph,
6 $112,987 shall be used to provide regulatory oversight of
7 accountable health plans.
8 b. PROFESSIONAL LICENSURE
9 For salaries, support, maintenance, miscellaneous purposes,
10 and for not more than the following full-time equivalent
11 positions:
12 ..... $ 765,272
13 ..... FTEs 11.00
14 The director of public health, when estimating expenditure
15 requirements for the boards funded under this paragraph, shall
16 base the budget on 85 percent of the average annual fees
17 generated for the previous two fiscal years. The department
18 shall confer with the boards funded under this lettered
19 paragraph in estimating the boards' annual fee generation and
20 administrative costs. When the department develops each
21 board's annual budget, a board's budget shall not exceed 85
22 percent of fees collected, based on the average of the
23 previous two fiscal years. The department may expend funds in
24 addition to amounts budgeted, if those additional expenditures
25 are directly the result of unanticipated litigation costs
26 arising from the discharge of the board's regulatory duties.
27 Before the department expends or encumbers an amount in excess
28 of the funds budgeted for a board, the director of the
29 department of management shall approve the expenditure or
30 encumbrance. The amounts necessary to fund the unanticipated
31 litigation in the fiscal year beginning July 1, 1995, shall
32 not exceed 5 percent of the average annual fees generated by
33 the board for the previous two fiscal years.
34 c. HEALTH DELIVERY SYSTEMS
35 (1) For salaries, support, maintenance, miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:
3 ..... $ 1,311,846
4 ..... FTEs 19.00
5 (2) Of the funds appropriated in this lettered paragraph,
6 $163,859 is allocated for the office of rural health to
7 provide technical assistance to rural areas in the area of
8 health care delivery.
9 (3) Of the funds appropriated in this lettered paragraph,
10 $1,015,358 shall be used for the training of emergency medical
11 services (EMS) personnel at the state, county, and local
12 levels.
13 If a person in the course of responding to an emergency
14 renders aid to an injured person and becomes exposed to bodily
15 fluids of the injured person, that emergency responder shall
16 be entitled to hepatitis testing and immunization in
17 accordance with the latest available medical technology to
18 determine if infection with hepatitis has occurred. The
19 person shall be entitled to reimbursement from the EMS funds
20 available under this lettered paragraph only if the
21 reimbursement is not available through any employer or third-
22 party payor.
23 (4) Of the funds appropriated in this lettered paragraph,
24 $132,629 shall be used to develop, implement, and maintain
25 rural health provider recruitment and retention efforts.
26 d. CENTER FOR RURAL HEALTH AND PRIMARY CARE.
27 For primary care provider recruitment and retention
28 endeavors:
29 ..... $ 235,000
30 e. HEALTH DATA COMMISSION
31 For the health data commission:
32 ..... $ 25,000
33 (1) The funds appropriated in this lettered paragraph
34 shall be used for the collection, verification, updating, and
35 storage of data, including long-term care data, received

1 pursuant to chapters 145 and 255A, and for the production of
2 mandated reports. The health data commission shall establish
3 a fee schedule, in consultation with its consultant, for the
4 costs of providing data to organizations which request the
5 data. The fee established shall be based upon the marginal
6 cost and a portion of the fixed cost of providing the data.
7 (2) Prior to December 1, 1995, the commission shall submit
8 to the general assembly a useful, comprehensive report for use
9 by members of the general assembly in making informed
10 decisions on public policy issues involving health.
11 2. HEALTH PROTECTION DIVISION
12 a. For salaries, support, maintenance, miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:
15 ..... $ 2,188,386
16 ..... FTEs 78.62
17 b. Of the funds appropriated in this subsection, $75,000
18 shall be used for chlamydia testing.
19 c. Of the funds appropriated in this subsection, $15,000
20 is allocated to support the surveillance and reporting of
21 disabilities suffered by persons engaged in agriculture
22 resulting from diseases or injuries, including identifying the
23 amount and severity of agriculture-related injuries and
24 diseases in the state, identifying causal factors associated
25 with agriculture-related injuries and diseases, and evaluating
26 the effectiveness of intervention programs designed to reduce
27 injuries and diseases. The department shall cooperate with
28 the department of agriculture and land stewardship, Iowa state
29 university of science and technology, and the college of
30 medicine at the state university of Iowa in accomplishing
31 these duties.
32 d. Of the funds appropriated in this subsection, $74,547
33 shall be used for the lead abatement program.
34 e. Of the funds appropriated in this subsection, $39,845
35 shall be used for radon program activities. The department

1 shall retain only that portion of the federal radon funds used
2 to train persons in the detection of radon and shall return
3 the remaining portion of those funds to the Treasury of the
4 United States for the sole purpose of reducing the federal
5 deficit.
6 f. The state university of Iowa hospitals and clinics
7 shall not receive indirect costs from the funds appropriated
8 in this subsection.
9 g. As of July 1, 1995, the department shall no longer
10 inspect laser light shows.
11 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION
12 a. For salaries, support, maintenance, miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:
15 ..... $ 614,617
16 ..... FTEs 35.48
17 (1) The division shall continue the task force composed of
18 substance abuse treatment and prevention providers regardless
19 of funding source to study treatment and prevention service
20 areas and the fiscal implications of awarding funds to more
21 than one provider per service area.
22 (2) By July 1, 1997, the commission on substance abuse, in
23 conjunction with the division, shall coordinate delivery of
24 substance abuse services involving prevention, social and
25 medical detoxification, and other treatment by medical and
26 nonmedical providers to uninsured and court-ordered substance
27 abuse patients in all counties of the state.
28 b. For program grants:
29 ..... $ 8,390,159
30 Of the funds appropriated in this lettered paragraph,
31 $193,500 shall be used for the provision of aftercare services
32 for persons completing substance abuse treatment.
33 Of the funds appropriated in this lettered paragraph, a
34 minimum of $950,000 shall be used by the Iowa department of
35 public health to implement an integrated substance abuse

1 managed care system. The Iowa department of public health and
2 the department of human services shall collaborate with other
3 appropriate state agencies, shall consider the recommendations
4 of the 1994 legislative interim study committee findings and
5 the recommendations of the center for substance abuse
6 technical assistance team in the development of an integrated
7 managed care system, and shall assist in the submission of an
8 application for a federal waiver relating to the system to the
9 federal Health Care Financing Administration (HCFA). As part
10 of this collaboration, the Iowa department of public health
11 shall request outside technical assistance to provide
12 recommendations on implementing this system. The Iowa
13 department of public health and the department of human
14 services shall implement an integrated managed care system
15 starting July 1, 1995.
16 4. FAMILY AND COMMUNITY HEALTH DIVISION
17 a. For salaries, support, maintenance, miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:
20 ..... $ 3,040,236
21 ..... FTEs 62.00
22 (1) Of the funds appropriated in this lettered paragraph
23 at least $587,865 shall be allocated by the division for the
24 birth defects and genetics counseling program and of these
25 funds, $279,402 is allocated for regional genetic counseling
26 services contracted from the state university of Iowa
27 hospitals and clinics under the control of the state board of
28 regents.
29 (2) Of the funds appropriated in this lettered paragraph,
30 the following amounts are allocated to the state university of
31 Iowa hospitals and clinics under the control of the state
32 board of regents for the following programs under the Iowa
33 specialized child health care services:
34 (a) Mobile and regional child health specialty clinics:
35 ..... $ 392,931

1 The regional clinic located in Sioux City shall maintain a
2 social worker component to assist the families of children
3 participating in the clinic program.
4 Of the funds allocated in this subparagraph, $97,937 shall
5 be used for a specialized medical home care program providing
6 care planning and coordination of community support services
7 for children who require technical medical care in the home.
8 (b) Muscular dystrophy and related genetic disease
9 programs:
10 ..... $ 115,613
11 (c) Statewide perinatal program:
12 ..... $ 61,693
13 (3) The birth defects and genetic counseling service shall
14 apply a sliding fee scale to determine the amount a person
15 receiving the services is required to pay for the services.
16 These fees shall be considered repayment receipts and used for
17 the program.
18 (4) The state university of Iowa hospitals and clinics
19 shall not receive indirect costs from the funds allocated in
20 this lettered paragraph.
21 (5) Of the funds appropriated in this lettered paragraph,
22 $1,001,209 shall be used for maternal and child health
23 services.
24 (6) If during the 1995-1996 fiscal year, the federal
25 government incorporates the special supplemental nutrition
26 program for women, infants, and children into a block grant,
27 the department of human services, Iowa department of public
28 health, or any other state agency which administers the block
29 grant shall require a competitive bid process for infant
30 formula purchased by or for families under the block grant.
31 (7) The Iowa department of public health shall administer
32 the statewide maternal and child health program, conduct
33 mobile and regional child health specialty clinics, and
34 conduct other activities to improve the health of low-income
35 women and children and to promote the welfare of children with

1 actual or potential handicapping conditions and chronic
2 illnesses in accordance with the requirements of Title V of
3 the federal Social Security Act.
4 (8) The department may budget for the programs in the
5 family and community health division in accordance with the
6 performance-based budgeting method. Notwithstanding section
7 8.23, for the budget process for the fiscal year beginning
8 July 1, 1996, the department is not required to submit a
9 budget for the programs using 75 percent base budgeting and
10 decision package methodology. The department shall work
11 cooperatively with the council on human investment in
12 transitioning the performance-based budgeting method to the
13 outcomes-based budget model developed by the council.
14 (9) The department shall continue efforts to realize the
15 "Healthy Iowans 2000" goal of promoting prevention and health
16 promotion to improve the quality of life of Iowans and to hold
17 down health care costs and shall submit an annual "Healthy
18 Iowans 2000" progress report to the general assembly on
19 January 1 of each fiscal year.
20 b. Sudden infant death syndrome autopsies:
21 For reimbursing counties for expenses resulting from
22 autopsies of suspected victims of sudden infant death syndrome
23 required under section 331.802, subsection 3, paragraph "j":
24 ..... $ 9,675
25 c. For grants to local boards of health for the public
26 health nursing program:
27 ..... $ 2,511,871
28 (1) Funds appropriated in this lettered paragraph shall be
29 used to maintain and expand the existing public health nursing
30 program for elderly and low-income persons with the objective
31 of preventing or reducing inappropriate institutionalization.
32 The funds shall not be used for any other purpose. As used in
33 this lettered paragraph, "elderly person" means a person who
34 is 60 years of age or older and "low-income person" means a
35 person whose income and resources are below the guidelines

1 established by the department.
2 (2) One-fourth of the total amount to be allocated shall
3 be divided so that an equal amount is available for use in
4 each county in the state. Three-fourths of the total amount
5 to be allocated shall be divided so that the share available
6 for use in each county is proportionate to the number of
7 elderly and low-income persons living in that county in
8 relation to the total number of elderly and low-income persons
9 living in the state.
10 (3) In order to receive allocations under this lettered
11 paragraph, the local board of health having jurisdiction shall
12 prepare a proposal for the use of the allocated funds
13 available for that jurisdiction that will provide the maximum
14 benefits of expanded public health nursing care to elderly and
15 low-income persons in the jurisdiction. After approval of the
16 proposal by the department, the department shall enter into a
17 contract with the local board of health. The local board of
18 health shall subcontract with a nonprofit nurses' association,
19 an independent nonprofit agency, or a suitable local
20 governmental body to use the allocated funds to provide public
21 health nursing care. Local boards of health shall make an
22 effort to prevent duplication of services.
23 (4) If by July 30 of the fiscal year, the department is
24 unable to conclude contracts for use of the allocated funds in
25 a county, the department shall consider the unused funds
26 appropriated under this lettered paragraph an unallocated
27 pool. If the unallocated pool is $50,000 or more it shall be
28 reallocated to the counties in substantially the same manner
29 as the original allocations. The reallocated funds are
30 available for use in those counties during the period
31 beginning January 1 and ending June 30 of the fiscal year. If
32 the unallocated pool is less than $50,000, the department may
33 allocate the pool to counties with demonstrated special needs
34 for public health nursing.
35 (5) The department shall maintain rules governing the

1 expenditure of funds appropriated in this lettered paragraph.
2 The rules shall require each local agency receiving funds to
3 establish and use a sliding fee scale for those persons able
4 to pay for all or a portion of the cost of the care.
5 (6) The department shall annually evaluate the success of
6 the public health nursing program. The evaluation shall
7 include the extent to which the program reduced or prevented
8 inappropriate institutionalization, the extent to which the
9 program increased the availability of public health nursing
10 care to elderly and low-income persons, and the extent of
11 public health nursing care provided to elderly and low-income
12 persons. The department shall submit a report of each annual
13 evaluation to the governor and the general assembly.
14 d. For grants to county boards of supervisors for the home
15 care aide program:
16 ..... $ 8,586,716
17 Funds appropriated in this lettered paragraph shall be used
18 to provide home care aide services with emphasis on services
19 to elderly and persons below the poverty level and children
20 and adults in need of protective services with the objective
21 of preventing or reducing inappropriate institutionalization.
22 In addition, up to 15 percent of the funds appropriated in
23 this lettered paragraph may be used to provide chore services.
24 The funds shall not be used for any other purposes. In
25 providing services to elderly persons, the service provider
26 shall coordinate efforts with the integrated case management
27 for the frail elderly program of the department of elder
28 affairs. As used in this lettered paragraph:
29 (1) "Chore services" means services provided to
30 individuals or families, who, due to incapacity, or illness,
31 are unable to perform certain home maintenance functions. The
32 services include but are not limited to yard work such as
33 mowing lawns, raking leaves, and shoveling walks; window and
34 door maintenance such as hanging screen windows and doors,
35 replacing windowpanes, and washing windows; and minor repairs

1 to walls, floors, stairs, railings, and handles. It also
2 includes heavy house cleaning which includes cleaning attics
3 or basements to remove fire hazards, moving heavy furniture,
4 extensive wall washing, floor care or painting, and trash
5 removal.
6 (2) "Elderly person" means a person who is 60 years of age
7 or older.
8 (3) "Home care aide services" means services intended to
9 enhance the capacity of household members to attain or
10 maintain the independence of the household members and
11 provided by trained and supervised workers to individuals or
12 families, who, due to the absence, incapacity, or limitations
13 of the usual homemaker, are experiencing stress or crisis.
14 The services include but are not limited to essential
15 shopping, housekeeping, meal preparation, child care, respite
16 care, money management and consumer education, family
17 management, personal services, transportation and providing
18 information, assistance, and household management.
19 (4) "Low-income person" means a person whose income and
20 resources are below the guidelines established by the
21 department.
22 (5) "Protective services" means those home care aide
23 services intended to stabilize a child's or an adult's
24 residential environment and relationships with relatives,
25 caretakers, and other persons or household members in order to
26 alleviate a situation involving abuse or neglect or to
27 otherwise protect the child or adult from a threat of abuse or
28 neglect.
29 The amount appropriated in this lettered paragraph shall be
30 allocated for use in the counties of the state. Fifteen
31 percent of the amount shall be divided so that an equal amount
32 is available for use in each county in the state. The
33 following percentages of the remaining amount shall be
34 allocated to each county according to that county's proportion
35 of residents with the following demographic characteristics:

1 60 percent according to the number of elderly persons living
2 in the county, 20 percent according to the number of persons
3 below the poverty level living in the county, and 20 percent
4 according to the number of substantiated cases of child abuse
5 in the county during the three most recent fiscal years for
6 which data is available.
7 In order to receive allocations in this lettered paragraph,
8 the county board of supervisors, after consultation with the
9 local boards of health, human services county cluster boards,
10 area agency on aging advisory council, local office of the
11 department of human services, and other in-home health care
12 provider agencies in the jurisdiction, shall prepare a
13 proposal for the use of the allocated funds available for that
14 jurisdiction that will provide the maximum benefits of home
15 care aide services to elderly and low-income persons and
16 children and adults in need of protective services in the
17 jurisdiction. An agency requesting service or financial
18 information about a current subcontractor shall provide
19 similar information concerning its own home care aide or chore
20 services program to the current subcontractor. The proposal
21 may provide that a maximum of 15 percent of the allocated
22 funds will be used to provide chore services. The proposal
23 shall include a statement assuring that children and adults in
24 need of protective services are given priority for home care
25 aide services and that the appropriate local agencies have
26 participated in the planning for the proposal. After approval
27 of the proposal by the department, the department shall enter
28 into a contract with the county board of supervisors or a
29 governmental body designated by the county board of
30 supervisors. The county board of supervisors or its designee
31 shall subcontract with a nonprofit nurses' association, an
32 independent nonprofit agency, the department of human
33 services, or a suitable local governmental body to use the
34 allocated funds to provide home care aide services and chore
35 services providing that the subcontract requires any service

1 provided away from the home to be documented in a report
2 available for review by the department, and that each home
3 care aide subcontracting agency shall maintain the direct
4 service workers' time assigned to direct client service at 70
5 percent or more of the workers' paid time and that not more
6 than 35 percent of the total cost of the service be included
7 in the combined costs for service administration and agency
8 administration. The subcontract shall require that each home
9 care aide subcontracting agency shall pay the employer's
10 contribution of social security and provide workers'
11 compensation coverage for persons providing direct home care
12 aide service and meet any other applicable legal requirements
13 of an employer-employee relationship.
14 If by July 30 of the 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 in this lettered paragraph an unallocated pool.
18 The department shall also identify any allocated funds which
19 the counties do not anticipate spending during the fiscal
20 year. If the amount of anticipated excess funds to any county
21 is substantial, the department and the county may agree to
22 return those excess funds, if the funds are other than program
23 revenues, to the department, and if returned, the department
24 shall consider the returned funds a part of the unallocated
25 pool. The department shall, prior to February 15 of the
26 fiscal year, reallocate the funds in the unallocated pool
27 among the counties in which the department has concluded
28 contracts under this lettered paragraph. The department shall
29 also review the first 10 months' expenditures for each county
30 in May of the fiscal year, to determine if any counties
31 possess contracted funds which they do not anticipate
32 spending. If such funds are identified and the county agrees
33 to release the funds, the released funds will be considered a
34 new reallocation pool. The department may, prior to June 1 of
35 the fiscal year, reallocate funds from this new reallocation

1 pool to those counties which have experienced a high
2 utilization of protective service hours for children and
3 dependent adults.
4 The department shall maintain rules governing the
5 expenditure of funds appropriated in this lettered paragraph.
6 The rules shall require each local agency receiving funds to
7 establish and use a sliding fee scale for those persons able
8 to pay for all or a portion of the cost of the services and
9 shall require the payments to be applied to the cost of the
10 services. The department shall also maintain rules for
11 standards regarding training, supervision, recordkeeping,
12 appeals, program evaluation, cost analysis, and financial
13 audits, and rules specifying reporting requirements.
14 The department shall annually evaluate the success of the
15 home care aide program. The evaluation shall include a
16 description of the program and its implementation, the extent
17 of local participation, the extent to which the program
18 reduced or prevented inappropriate institutionalization, the
19 extent to which the program provided or increased the
20 availability of home care aide services to elderly and low-
21 income persons and children and adults in need of protective
22 services, any problems and recommendations concerning the
23 program, and an analysis of the costs of services across the
24 state. The department shall submit a report of the annual
25 evaluation to the governor and the general assembly.
26 e. For the development and maintenance of well-elderly
27 clinics in the state:
28 ..... $ 585,337
29 The appropriation in this lettered paragraph shall be
30 distributed by a formula to well-elderly clinics located in
31 counties which provide funding on a matching basis for the
32 well-elderly clinics.
33 f. For the physician care for children program:
34 ..... $ 411,187
35 The physician services shall be subject to managed care and

1 selective contracting provisions and shall be used to provide
2 for the medical treatment of children and shall include
3 coverage of diagnostic procedures, prescription drugs, and
4 physician-ordered treatments necessary to treat an acute
5 condition. Services provided under this lettered paragraph
6 shall be reimbursed according to medical assistance
7 reimbursement rates.
8 g. For primary and preventive health care for children:
9 ..... $ 75,000
10 Funds appropriated in this lettered paragraph shall be for
11 the public purpose of providing a renewable grant, following a
12 request for proposals, to a statewide charitable organization
13 within the meaning of section 501(c)(3) of the Internal
14 Revenue Code which was organized prior to April 1, 1989, and
15 has as one of its purposes the sponsorship or support for
16 programs designed to improve the quality, awareness, and
17 availability of health care for the young, to serve as the
18 funding mechanism for the provision of primary health care and
19 preventive services to children in the state who are uninsured
20 and who are not eligible under any public plan of health
21 insurance, provided all of the following conditions are met:
22 (1) The organization shall provide a match of four dollars
23 in advance of each state dollar provided.
24 (2) The organization coordinates services with new or
25 existing public programs and services provided by or funded by
26 appropriate state agencies in an effort to avoid inappropriate
27 duplication of services and ensure access to care to the
28 extent as is reasonably possible. The organization shall work
29 with the Iowa department of public health, family and
30 community health division, to ensure duplication is minimized.
31 (3) The organization's governing board includes in its
32 membership representatives from the executive and legislative
33 branches of state government.
34 (4) Grant funds are available as needed to provide
35 services and shall not be used for administrative costs of the

1 department or the grantee.
2 h. For the Iowa healthy family program under section
3 135.106:
4 ..... $ 665,000
5 The moneys appropriated in this lettered paragraph shall be
6 granted pursuant to 1992 Iowa Acts, Second Extraordinary
7 Session, chapter 1001, section 415, except that the grants
8 shall be extended for an additional year. Notwithstanding the
9 provisions of 1992 Iowa Acts, Second Extraordinary Session,
10 chapter 1001, section 416, the use of mid-level practitioners
11 to improve access to prenatal care shall include obstetrical-
12 gynecological nurse practitioners and family nurse
13 practitioners focusing on maternal and child health. The
14 department is encouraged to expand funding eligibility under
15 the program to private physician and clinic-sponsored programs
16 servicing low-income populations. The administrative entities
17 of the Iowa health family program shall work collaboratively
18 to assure continuity of the provision of services from the
19 prenatal to the preschool period to an individual client by
20 having a single resource mother work with that client. The
21 department shall submit an annual report to the general
22 assembly concerning the efficiency of the healthy family
23 program and make any recommendations for improvements. By
24 January 1, 1996, the department shall submit a report to the
25 governor and the general assembly on the efforts to increase
26 the use of mid-level practitioners under the program. Any
27 funds contracted to agencies under this paragraph which are
28 projected to be unused at the close of the fiscal year shall
29 be allowed to be reallocated within the health family program
30 by April 1, 1996.
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
34 positions:
35 ..... $ 285,314

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
5 positions:
6 ..... $ 1,002,545
7 ..... FTEs 18.00
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
11 positions:
12 ..... $ 923,661
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
17 positions:
18 ..... $ 657,113
19 ..... FTEs 11.00
20 9. The state board of medical examiners, the state board
21 of pharmacy examiners, the state board of dental examiners,
22 and the state board of nursing examiners shall prepare
23 estimates of projected receipts to be generated by the
24 licensing, certification, and examination fees of each board
25 as well as a projection of the fairly apportioned
26 administrative costs and rental expenses attributable to each
27 board. Each board shall annually review and adjust its
28 schedule of fees so that, as nearly as possible, projected
29 receipts equal projected costs.
30 10. The state board of medical examiners, the state board
31 of pharmacy examiners, the state board of dental examiners,
32 and the state board of nursing examiners shall retain their
33 individual executive officers, but are strongly encouraged to
34 share administrative, clerical, and investigative staffs to
35 the greatest extent possible.

1 11. A local health care provider or nonprofit health care
2 organization seeking grant moneys administered by the Iowa
3 department of public health shall provide documentation that
4 the provider or organization has coordinated its services with
5 other local entities providing similar services.
6 Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
7 from the general fund of the state to the department of human
8 rights for the fiscal year beginning July 1, 1995, and ending
9 June 30, 1996, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:
11 1. CENTRAL ADMINISTRATION DIVISION
12 For salaries, support, maintenance, miscellaneous purposes,
13 and for not more than the following full-time equivalent
14 positions:
15 ..... $ 181,314
16 ..... FTEs 6.60
17 2. COMMUNITY ACTION AGENCIES DIVISION
18 For the expenses of the community action agencies
19 commission:
20 ..... $ 3,366
21 3. DEAF SERVICES DIVISION
22 For salaries, support, maintenance, miscellaneous purposes,
23 and for not more than the following full-time equivalent
24 positions:
25 ..... $ 248,574
26 ..... FTEs 8.00
27 The fees collected by the division for provision of
28 interpretation services by the division to obligated agencies
29 shall be disbursed pursuant to the provisions of section 8.32,
30 and shall be dedicated and used by the division for the
31 provision of continued and expanded interpretation services.
32 4. PERSONS WITH DISABILITIES DIVISION
33 For salaries, support, maintenance, miscellaneous purposes,
34 and for not more than the following full-time equivalent
35 positions:

1 ..... $ 82,657
2 ..... FTEs 1.50
3 5. LATINO AFFAIRS DIVISION
4 For salaries, support, maintenance, miscellaneous purposes,
5 and for not more than the following full-time equivalent
6 positions:
7 ..... $ 97,207
8 ..... FTEs 2.00
9 6. STATUS OF WOMEN DIVISION
10 For salaries, support, maintenance, miscellaneous purposes,
11 and for not more than the following full-time equivalent
12 positions:
13 ..... $ 390,486
14 ..... FTEs 4.50
15 a. Of the funds appropriated in this subsection, at least
16 $125,775 shall be spent for the displaced homemaker program.
17 b. Of the funds appropriated in this subsection, at least
18 $42,570 shall be spent for domestic violence and sexual
19 assault-related grants.
20 c. Of the funds appropriated in this subsection, at least
21 $41,297 shall be spent for the mentoring project for family
22 investment program participants developed in accordance with
23 section 239.22.
24 7. STATUS OF AFRICAN-AMERICANS DIVISION
25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent
27 positions:
28 ..... $ 99,301
29 ..... FTEs 2.00
30 8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION
31 For salaries, support, maintenance, miscellaneous purposes,
32 and for not more than the following full-time equivalent
33 positions:
34 ..... $ 459,523
35 ..... FTEs 10.05

1 a. The criminal and juvenile justice planning advisory
2 council and the juvenile justice advisory council shall
3 coordinate their efforts in carrying out their respective
4 duties relative to juvenile justice.
5 b. Of the funds appropriated in this subsection, at least
6 $36,300 shall be spent for expenses relating to the
7 administration of federal funds for juvenile assistance. It
8 is the intent of the general assembly that the department of
9 human rights employ sufficient staff to meet the federal
10 funding match requirements established by the federal office
11 for juvenile justice delinquency prevention. The governor's
12 advisory council on juvenile justice shall determine the
13 staffing level necessary to carry out federal and state
14 mandates for juvenile justice.
15 9. SHARED STAFF. The divisions of the department of human
16 rights shall retain their individual administrators, but shall
17 share staff to the greatest extent possible.
18 Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is
19 appropriated from the general fund of the state to the
20 commission of veterans affairs for the fiscal year beginning
21 July 1, 1995, and ending June 30, 1996, the following amounts,
22 or so much thereof as is necessary, to be used for the
23 purposes designated:
24 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION
25 For salaries, support, maintenance, and miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:
28 ..... $ 213,107
29 ..... FTEs 5.00
30 The commission of veterans affairs may use the gifts
31 accepted by the chairperson of the commission of veterans
32 affairs, or designee, and other resources available to the
33 commission for use at its Camp Dodge office. The commission
34 shall report annually to the governor and the general assembly
35 on monetary gifts received by the commission for the Camp

1 Dodge office.
2 2. WAR ORPHANS
3 For the war orphans educational aid fund established
4 pursuant to chapter 35:
5 ..... $ 4,800
6 3. IOWA VETERANS HOME
7 For salaries, support, maintenance, and miscellaneous
8 purposes and for not more than the following full-time
9 equivalent positions:
10 ..... $ 37,795,008
11 ..... FTEs 803.62
12 a. The Iowa veterans home may use the gifts accepted by
13 the chairperson of the commission of veterans affairs and
14 other resources available to the commission for use at the
15 Iowa veterans home.
16 b. If medical assistance revenues are expanded at the Iowa
17 veterans home, and this expansion results in medical
18 assistance reimbursements which exceed the amount budgeted for
19 that purpose in the fiscal year beginning July 1, 1995, and
20 ending June 30, 1996, the Iowa veterans home may expend the
21 excess amounts to exceed the number of full-time equivalent
22 positions authorized in this section for the purpose of
23 meeting related certification requirements or to provide
24 additional beds. The expenditure of additional funds
25 received, as outlined in this paragraph, is subject to the
26 approval by the department of management.
27 Sec. 8. INTERIM STUDY -- DEPARTMENT OF HUMAN RIGHTS. The
28 legislative council shall create an interim study to review
29 the organizational structure of the department of human
30 rights. The study shall include, but not be limited to, an
31 examination of the administrative costs of the department, the
32 costs and benefits of relocating the department, and the
33 continued viability of the department as a separate unit of
34 government. Proposals for change in the organizational
35 structure of the department shall be presented to the general

1 assembly by January 1, 1996.
2 Sec. 9. Section 216A.112, unnumbered paragraph 1, Code
3 1995, is amended to read as follows:
4 A commission on the deaf is established, consisting of
5 seven members appointed by the governor, subject to confirma-
6 tion by the senate. Lists of nominees for appointment to
7 membership on the commission may be submitted by the Iowa
8 association of the deaf, the Iowa state registry of
9 interpreters for the deaf, the Iowa school for the deaf, and
10 the commission of persons with disabilities. At least four
11 members shall be persons who are deaf and who cannot hear
12 human speech with or without use of amplification and at least
13 one member who is hard-of-hearing. All members shall reside
14 in Iowa. The members of the commission shall appoint the
15 chairperson of the commission. A majority of the members of
16 the commission constitutes a quorum.
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HOUSE FILE 530

S-3422

1 Amend House File 530, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 18, by inserting after line 30 the
4 following:
5 "The Iowa department of public health and the
6 department of human services shall determine if
7 expenses under any portion of the healthy family
8 program would qualify for payment under the medical
9 assistance program and if so, shall apply to the
10 federal government for a medical assistance waiver.
11 The Iowa department of public health and the
12 department of human services shall evaluate the
13 funding change's potential impact upon clients of the
14 healthy family program.
15 Contingent upon appropriation by the general
16 assembly, the healthy opportunities for parents to
17 experience success program, authorized in the 1992
18 Iowa Acts, Second Extraordinary Session, chapter 1001,
19 section 414, shall be implemented or expanded in the
20 following priority order:
21 (1) Expansion of the program to be fully funded in
22 Scott, Woodbury, and Polk counties.
23 (2) Implementation of the program in Adams,
24 Decatur, Ringgold, and Union counties.
25 (3) Implementation of the program in Boone and
26 Dickinson counties.
27 If there is inadequate funding for the priority in
28 subparagraph (1), the moneys available shall be
29 divided among the three counties. If the
30 implementation in any county enumerated in
31 subparagraph (2) or (3) is unsuccessful, the
32 contractor may substitute another county with similar
33 demographics."

By MAGGIE TINSMAN MARY KRAMER
TOM FLYNN LARRY MURPHY

S-3422 FILED APRIL 13, 1995
ADOPTED
(P. 1211)

HOUSE FILE 530

S-3429

1 Amend the amendment, S-3409, to House File 530, as
2 amended, passed, and reprinted by the House as
3 follows:
4 1. Page 1, by striking line 38 and inserting the
5 following:
6 "..... $ 37,935,385"

By RANDAL J. GIANNETTO
TOM FLYNN

S-3429 FILED APRIL 13, 1995
ADOPTED
(P. 1211)

HOUSE FILE 530

S-3409

1 Amend House File 530, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking page 2, line 34, through page 3,
4 line 13.
5 2. Page 5, by striking line 32 and inserting the
6 following:
7 "..... $ 1"
8 3. Page 5, line 33, by inserting after the word
9 "paragraph" the following: ", plus any other funds
10 received,".
11 4. Page 5, line 35, by striking the words ",
12 including long-term care data,".
13 5. Page 6, by striking line 15 and inserting the
14 following:
15 "..... $ 2,148,541"
16 6. Page 6, by inserting after line 33 the
17 following:
18 "The Iowa department of public health shall
19 organize a coalition to consider federal requirements
20 concerning lead poisoning and develop recommendations
21 for submission to the general assembly on or before
22 January 1, 1996, for proposed legislation regarding
23 lead-poisoned persons. The coalition formed shall
24 include, but is not limited to, representatives of
25 real estate agents, landlords, painting contractors,
26 lead inspectors, local public health officials, and
27 consumers."
28 7. By striking page 6, line 34, through page 7,
29 line 5, and inserting the following:
30 "e. The radon program shall be eliminated July 1,
31 1995."
32 8. Page 21, by striking lines 1 and 2 and
33 inserting the following:
34 "..... $ 57,206
35 .....FTEs 1.0"
36 9. Page 23, by striking line 10 and inserting the
37 following:
38 "..... $ 37,909,934"
39 10. Page 23, line 28, by striking the word
40 "shall" and inserting the following: "is requested
41 to".
42 11. By renumbering, relettering, or redesignating
43 and correcting internal references as necessary.

By COMMITTEE ON APPROPRIATIONS
LARRY MURPHY, Chairperson

S-3409 FILED APRIL 12, 1995

A.+B - adopted 4/13/95 (P.1211)

HOUSE FILE 530

S-3412

1 Amend House File 530, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 22, by inserting after line 14 the
4 following:
5 "___. COMMUNITY GRANT FUND
6 For the community grant fund established under sec-
7 tion 232.190 for new grants and the continuation of
8 existing grants for the fiscal year beginning July 1,
9 1995, and ending June 30, 1996, to be used for the
10 purposes of the community grant fund:
11 ..... $ 1,800,000
12 New grant proposals and continuation grant
13 recipients shall demonstrate community collaboration,
14 not merely disbursements of funds to various
15 organizations, and shall show significant progress
16 toward achieving objectives set forth in the proposal
17 such as process and impact evaluation objectives,
18 including objectives related to the number of persons
19 served. Letters of support shall include specific
20 commitments and shall be binding."
21 2. By renumbering as necessary.

By LARRY MURPHY

S-3412 FILED APRIL 13, 1995
ADOPTED
(P. 1212)

SENATE AMENDMENT TO HOUSE FILE 530

H-3944

1 Amend House File 530, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking page 2, line 34, through page 3,
4 line 13.
5 2. Page 5, by striking line 32 and inserting the
6 following:
7 "..... $ 1"
8 3. Page 5, line 33, by inserting after the word
9 "paragraph" the following: ", plus any other funds
10 received,".
11 4. Page 5, line 35, by striking the words ",
12 including long-term care data,".
13 5. Page 6, by striking line 15 and inserting the
14 following:
15 "..... $ 2,148,541"
16 6. Page 6, by inserting after line 33 the
17 following:
18 "The Iowa department of public health shall
19 organize a coalition to consider federal requirements
20 concerning lead poisoning and develop recommendations
21 for submission to the general assembly on or before
22 January 1, 1996, for proposed legislation regarding
23 lead-poisoned persons. The coalition formed shall
24 include, but is not limited to, representatives of
25 real estate agents, landlords, painting contractors,
26 lead inspectors, local public health officials, and
27 consumers."
28 7. By striking page 6, line 34, through page 7,
29 line 5, and inserting the following:
30 "e. The radon program shall be eliminated July 1,
31 1995."
32 8. Page 18, by inserting after line 30 the
33 following:
34 "The Iowa department of public health and the
35 department of human services shall determine if
36 expenses under any portion of the healthy family
37 program would qualify for payment under the medical
38 assistance program and if so, shall apply to the
39 federal government for a medical assistance waiver.
40 The Iowa department of public health and the
41 department of human services shall evaluate the
42 funding change's potential impact upon clients of the
43 healthy family program.
44 Contingent upon appropriation by the general
45 assembly, the healthy opportunities for parents to
46 experience success program, authorized in the 1992
47 Iowa Acts, Second Extraordinary Session, chapter 1001,
48 section 414, shall be implemented or expanded in the
49 following priority order:
50 (1) Expansion of the program to be fully funded in

H-3944
Page 2

1 Scott, Woodbury, and Polk counties.
2 (2) Implementation of the program in Adams,
3 Decatur, Ringgold, and Union counties.
4 (3) Implementation of the program in Boone and
5 Dickinson counties.
6 If there is inadequate funding for the priority in
7 subparagraph (1), the moneys available shall be
8 divided among the three counties. If the
9 implementation in any county enumerated in
10 subparagraph (2) or (3) is unsuccessful, the
11 contractor may substitute another county with similar
12 demographics."
13 9. Page 21, by striking lines 1 and 2 and
14 inserting the following:
15 "..... $ 57,206
16 .....FTEs 1.0"
17 10. Page 22, by inserting after line 14 the
18 following:
19 "___. COMMUNITY GRANT FUND
20 For the community grant fund established under sec-
21 tion 232.190 for new grants and the continuation of
22 existing grants for the fiscal year beginning July 1,
23 1995, and ending June 30, 1996, to be used for the
24 purposes of the community grant fund:
25 ..... $ 1,800,000
26 New grant proposals and continuation grant
27 recipients shall demonstrate community collaboration,
28 not merely disbursements of funds to various
29 organizations, and shall show significant progress
30 toward achieving objectives set forth in the proposal
31 such as process and impact evaluation objectives,
32 including objectives related to the number of persons
33 served. Letters of support shall include specific
34 commitments and shall be binding."
35 11. Page 23, by striking line 10 and inserting
36 the following:
37 ..... $ 37,935,385
38 12. Page 23, line 28, by striking the word
39 "shall" and inserting the following: "is requested
40 to".
41 13. By renumbering, relettering, or redesignating
42 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-3944 FILED APRIL 17, 1995

House concurred in as amended
4/25/95 (p. 1869)

HOUSE FILE 530

H-4071

1 Amend the Senate amendment, H-3944, to House File
2 530, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by inserting before line 3 the
5 following:
6 "___. Page 2, by striking line 5 and inserting
7 the following:
8 "..... $ 440,618""
9 2. Page 1, by inserting after line 4 the
10 following:
11 "___. Page 4, by striking line 12 and inserting
12 the following:
13 "..... $ 757,946""
14 3. Page 1, by inserting after line 31 the
15 following:
16 "___. Page 7, by striking line 15 and inserting
17 the following:
18 "..... $ 608,733""
19 4. Page 2, by inserting after line 12 the
20 following:
21 "___. Page 18, by striking line 35 and inserting
22 the following:
23 "..... $ 282,583"
24 ___. Page 19, by striking line 6 and inserting
25 the following:
26 "..... $ 992,948"
27 ___. Page 19, by striking line 12 and inserting
28 the following:
29 "..... $ 914,819"
30 ___. Page 19, by striking line 18 and inserting
31 the following:
32 "..... $ 650,822""
33 5. Page 2, by striking lines 15 and 16 and
34 inserting the following:
35 "".....$ 102,136
36 ..... FTEs 2.0""
37 6. By renumbering as necessary.

By RUNNING of Linn
HARRISON of Scott
FALLON of Polk
MASCHER of Johnson

H-4071 FILED APRIL 25, 1995

Lost (p. 1869)

HOUSE FILE 530

H-4051

1 Amend the Senate amendment, H-3944, to House File
2 530, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by striking lines 3 and 4.
5 2. Page 1, by striking line 7 and inserting the
6 following:
7 "".....$ 75,000".'
8 3. Page 1, by inserting after line 12 the
9 following:
10 "___. Page 6, by inserting after line 10 the
11 following:
12 "(3) The health data commission shall provide a
13 match of one dollar in advance of each state dollar
14 provided.""
15 4. Page 2, by inserting after line 34 the
16 following:
17 "___. Page 22, line 15, by striking the word
18 "The" and inserting the following: "Except for the
19 persons with disabilities division which shall be
20 administered by the director of the department of
21 human rights, the"."
22 5. Page 2, by striking lines 35 through 37.
23 6. Page 2, by striking lines 38 through 40 and
24 inserting the following:
25 "___. By striking page 23, line 27, through page
26 24, line 1, and inserting the following:
27 "Sec. ___. DEPARTMENT OF HUMAN RIGHTS --
28 ADMINISTRATIVE STRUCTURE. The divisions of the
29 department of human rights shall study options for
30 transferring the responsibilities of the department
31 into other agencies of state government, should the
32 department of human rights be eliminated at the
33 commencement of the fiscal year beginning July 1,
34 1996. The goal of the shift of the administrative
35 responsibilities of the divisions is to eliminate
36 duplication and increase efficiency while maintaining
37 the advocacy responsibilities of the divisions. The
38 study shall include advantages and disadvantages of
39 any proposed options. The divisions shall report the
40 study findings to the governor and the general
41 assembly on or before December 15, 1995. The study
42 shall include the following:
43 1. The community action agencies division shall
44 identify the most appropriate state agencies as
45 options for relocation for administrative efficiency.
46 2. The deaf services division shall plan for
47 becoming a separate department of state government.
48 3. The Iowa state civil rights commission and the
49 divisions of persons with disabilities, Latino
50 affairs, and the status of African-Americans shall

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Page 2
1 plan for incorporating the divisions' functions into
2 the commission.
3 4. The division on the status of women and the
4 director of the department of economic development
5 shall plan for incorporating the division into the
6 department.
7 5. The criminal and juvenile justice planning
8 division shall consult with the office of the attorney
9 general and the governor's substance abuse coordinator
10 to identify the most appropriate state agency to which
11 the division would relocate."
12 ___. Page 24, by inserting before line 2 the
13 following:
14 "Sec. ___. Section 216A.2, Code 1995, is amended
15 to read as follows:
16 216A.2 APPOINTMENT OF DEPARTMENT DIRECTOR AND
17 ADMINISTRATORS.
18 The governor shall appoint a director of the
19 department of human rights, subject to confirmation by
20 the senate. The department director shall serve at
21 the pleasure of the governor. The department director
22 shall:
23 1. Establish general operating policies for the
24 department to provide general uniformity among the
25 divisions while providing for necessary flexibility.
26 2. Receive budgets submitted by each commission
27 and reconcile the budgets among the divisions. The
28 department director shall submit a budget for the
29 department, subject to the budget requirements
30 pursuant to chapter 8.
31 3. Coordinate and supervise personnel services and
32 shared administrative support services to assure
33 maximum support and assistance to the divisions.
34 4. Identify and, with the chief administrative
35 officers of each division, facilitate the
36 opportunities for consolidation and efficiencies
37 within the department.
38 5. In cooperation with the commissions, make
39 recommendations to the governor regarding the
40 appointment of the administrator of each division.
41 6. Serve as an ex officio member of all
42 commissions or councils within the department.
43 7. Serve as chairperson of the human rights
44 administrative-coordinating council.
45 8. Evaluate each administrator, after receiving
46 recommendations from the appropriate commissions or
47 councils, and submit a written report of the completed
48 evaluations to the governor and the appropriate
49 commissions or councils, annually.
50 9. Administer the division of persons with

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Page 3
1 disabilities.
2 The governor shall appoint the administrators of
3 each of the divisions, except for the division of
4 persons with disabilities, subject to confirmation by
5 the senate. Each administrator shall serve at the
6 pleasure of the governor and is exempt from the merit
7 system provisions of chapter 19A. The governor shall
8 set the salary of the division administrators within
9 the ranges set by the general assembly.
10 Sec. ___. Section 216A.71, subsection 1, Code
11 1995, is amended to read as follows:
12 1. "Administrator" means the administrator ~~of the~~
13 ~~division of persons with disabilities~~ of the
14 department of human rights.""
15 7. By renumbering, relettering, or redesignating
16 and correcting internal references as necessary.
By MILLAGE of Scott

H-4051 FILED APRIL 24, 1995
Adopted 4/25/95 (p. 1868)

HOUSE FILE 530

H-3975
1 Amend the Senate amendment, H-3944, to House File
2 530, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by striking line 15 and inserting the
5 following:
6 "".....$ 2,188,386""
7 2. Page 1, by striking lines 30 and 31 and
8 inserting the following:
9 ""e. Of the funds appropriated in this subsection,
10 $39,845 shall be used for radon program activities.
11 The department shall also retain $30,000 of federal
12 radon funds for additional radon program activities.""
By WEIGEL of Chickasaw

H-3975 FILED APRIL 18, 1995
Lost 4/25/95 (p. 1868)

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 530

S-3574

1 Amend the Senate amendment, H-3944, to House File
2 530, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by striking lines 3 and 4.
5 2. Page 1, by striking line 7 and inserting the
6 following:
7 "". . . . . $ 75,000"."
8 3. Page 1, by inserting after line 12 the
9 following:
10 "___. Page 6, by inserting after line 10 the
11 following:
12 "(3) The health data commission shall provide a
13 match of one dollar in advance of each state dollar
14 provided.""
15 4. Page 2, by inserting after line 34 the
16 following:
17 "___. Page 22, line 15, by striking the word
18 "The" and inserting the following: "Except for the
19 persons with disabilities division which shall be
20 administered by the director of the department of
21 human rights, the"."
22 5. Page 2, by striking lines 35 through 37.
23 6. Page 2, by striking lines 38 through 40 and
24 inserting the following:
25 "___. By striking page 23, line 27, through page
26 24, line 1, and inserting the following:
27 "Sec. ___. DEPARTMENT OF HUMAN RIGHTS --
28 ADMINISTRATIVE STRUCTURE. The divisions of the
29 department of human rights shall study options for
30 transferring the responsibilities of the department
31 into other agencies of state government, should the
32 department of human rights be eliminated at the
33 commencement of the fiscal year beginning July 1,
34 1996. The goal of the shift of the administrative
35 responsibilities of the divisions is to eliminate
36 duplication and increase efficiency while maintaining
37 the advocacy responsibilities of the divisions. The
38 study shall include advantages and disadvantages of
39 any proposed options. The divisions shall report the
40 study findings to the governor and the general
41 assembly on or before December 15, 1995. The study
42 shall include the following:
43 1. The community action agencies division shall
44 identify the most appropriate state agencies as
45 options for relocation for administrative efficiency.
46 2. The deaf services division shall plan for
47 becoming a separate department of state government.
48 3. The Iowa state civil rights commission and the
49 divisions of persons with disabilities, Latino
50 affairs, and the status of African-Americans shall

1 plan for incorporating the divisions' functions into
2 the commission.
3 4. The division on the status of women and the
4 director of the department of economic development
5 shall plan for incorporating the division into the
6 department.
7 5. The criminal and juvenile justice planning
8 division shall consult with the office of the attorney
9 general and the governor's substance abuse coordinator
10 to identify the most appropriate state agency to which
11 the division would relocate."
12 ___. Page 24, by inserting before line 2 the
13 following:
14 "Sec. ___. Section 216A.2, Code 1995, is amended
15 to read as follows:
16 216A.2 APPOINTMENT OF DEPARTMENT DIRECTOR AND
17 ADMINISTRATORS.
18 The governor shall appoint a director of the
19 department of human rights, subject to confirmation by
20 the senate. The department director shall serve at
21 the pleasure of the governor. The department director
22 shall:
23 1. Establish general operating policies for the
24 department to provide general uniformity among the
25 divisions while providing for necessary flexibility.
26 2. Receive budgets submitted by each commission
27 and reconcile the budgets among the divisions. The
28 department director shall submit a budget for the
29 department, subject to the budget requirements
30 pursuant to chapter 8.
31 3. Coordinate and supervise personnel services and
32 shared administrative support services to assure
33 maximum support and assistance to the divisions.
34 4. Identify and, with the chief administrative
35 officers of each division, facilitate the
36 opportunities for consolidation and efficiencies
37 within the department.
38 5. In cooperation with the commissions, make
39 recommendations to the governor regarding the
40 appointment of the administrator of each division.
41 6. Serve as an ex officio member of all
42 commissions or councils within the department.
43 7. Serve as chairperson of the human rights
44 administrative-coordinating council.
45 8. Evaluate each administrator, after receiving
46 recommendations from the appropriate commissions or
47 councils, and submit a written report of the completed
48 evaluations to the governor and the appropriate
49 commissions or councils, annually.
50 9. Administer the division of persons with

S-3574
Page 3
1 disabilities.
2 The governor shall appoint the administrators of
3 each of the divisions, except for the division of
4 persons with disabilities, subject to confirmation by
5 the senate. Each administrator shall serve at the
6 pleasure of the governor and is exempt from the merit
7 system provisions of chapter 19A. The governor shall
8 set the salary of the division administrators within
9 the ranges set by the general assembly.
10 Sec. ___. Section 216A.71, subsection 1, Code
11 1995, is amended to read as follows:
12 1. "Administrator" means the administrator ~~of the~~
13 ~~division of persons with disabilities~~ of the
14 department of human rights.""
15 7. By renumbering, relettering, or redesignating
16 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-3574 FILED APRIL 26, 1995
CONCURRED
(p.1436)

OFFICE OF THE GOVERNOR
STATE CAPITOL
DES MOINES, IOWA 50319
515 281-5211

TERRY E. BRANSTAD
GOVERNOR

May 19, 1995

RECEIVED
MAY 19 1995
LEGISLATIVE SERVICE
BUREAU

The Honorable Paul Pate
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit House File 530, an act relating to and making appropriations to the Department for the Blind, the Iowa State Civil Rights Commission, the Department of Elder Affairs, the Iowa Department of Public Health, the Department of Human Rights, the Commission of Veterans Affairs, and the Governor's Alliance on Substance Abuse.

House File 530 is, therefore, approved on this date with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 5, subsection 2, paragraph e, in its entirety. This item would eliminate the radon certification programs in the Department of Public Health effective July 1, 1995. Programs to certify persons qualified and trained to perform radon testing and abatement services were established in 1989. A federal survey issued at that time revealed that 70 - 75 percent of Iowan's homes had unacceptably high levels of radon, a radioactive gas that significantly increases one's risk of lung cancer. The certification programs were implemented to encourage Iowans to take action to test for and reduce radon levels in their homes and to provide protection from unscrupulous individuals who might try to bilk them out of thousands of dollars by performing shoddy or unnecessary work. The certification programs have been effective in meeting these goals and for that reason should be continued.

I am unable to approve the item designated as Section 8, in its entirety. This item directs the divisions within the Department of Human Rights to "study" options for transferring the department's responsibilities to other agencies within state government. A review of the department's responsibilities to

determine if opportunities exist to eliminate duplication and to increase efficiencies is appropriate and I will be asking the department to work with the Department of Management to conduct such a study. However, the options to be recommended should be based on findings which result from the study. They should not assumed prior to the study and specifically prescribed as they are in this bill. For that reason, the item can not approved.

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 530 are hereby approved as of this date.

Sincerely,

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

Item Veto

HOUSE FILE 530

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO THE DEPARTMENT FOR THE BLIND, THE IOWA STATE CIVIL RIGHTS COMMISSION, THE DEPARTMENT OF ELDER AFFAIRS, THE IOWA DEPARTMENT OF PUBLIC HEALTH, THE DEPARTMENT OF HUMAN RIGHTS, THE COMMISSION OF VETERANS AFFAIRS, AND THE GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE.

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

Section 1. DEPARTMENT FOR THE BLIND. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 1995, and ending June 30, 1996, 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:

..... $ 1,377,786
..... FTEs 95.00

Sec. 2. CIVIL RIGHTS COMMISSION. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 1995, and ending June 30, 1996, 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:

..... $ 1,107,462
..... FTEs 31.00

If the anticipated amount of federal funding from the federal equal employment opportunity commission and the federal department of housing and urban development exceeds $457,900 during the fiscal year beginning July 1, 1995, and ending June 30, 1996, the Iowa state civil rights commission may exceed the staffing level authorized by this section as necessary to hire additional staff to process or to support the processing of employment and housing complaints.

Sec. 3. DEPARTMENT OF ELDER AFFAIRS. There is appropriated from the general fund of the state to the department of elder affairs for the fiscal year beginning July 1, 1995, and ending June 30, 1996, 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:

..... $ 444,877
..... FTEs 28.00

2. For aging programs and services:

..... $ 2,576,528

All funds appropriated in this subsection shall be received and disbursed by the director of elder affairs for aging programs and services, shall not be used by the department for administrative purposes, not more than $151,654 shall be used for area agencies on aging administrative purposes, and shall be used for citizens of Iowa over 60 years of age for case management for the frail elderly, mental health outreach, Alzheimer's support, retired senior volunteer program, care review committee coordination, employment, adult day care, respite care, chore services, telephone reassurance, information and assistance, and home repair services, including the winterizing of homes, and for the construction of entrance ramps which make residences accessible to the physically handicapped. Funds appropriated in this subsection

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may be used to supplement federal funds under federal regulations. Funds appropriated in 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.

The department shall maintain policies and procedures regarding Alzheimer's support and the retired senior volunteer program. To receive funds appropriated in this subsection, a local area agency on aging shall match the funds with funds from other sources in accordance with rules adopted by the department.

Sec. 4. GOVERNOR'S SUBSTANCE ABUSE PREVENTION COORDINATOR. There is appropriated from the general fund of the state to the office of the governor's substance abuse prevention coordinator for the fiscal year beginning July 1, 1995, and ending June 30, 1996, 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:

..... $ 299,252
..... FTEs 10.00

2. For the Iowa substance abuse clearinghouse in Cedar Rapids for staff, materials, and operating expenses:

..... $ 32,894

Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the Iowa department of public health for the fiscal year beginning July 1, 1995, and ending June 30, 1996, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. a. PLANNING AND ADMINISTRATION DIVISION

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

..... $ 2,089,708
..... FTEs 64.65

(1) Of the funds appropriated in this lettered paragraph, $741,123 shall be used for the chronic renal disease program. The types of assistance available to eligible recipients under the program may include insurance premiums, travel reimbursement, and prescription and nonprescription drugs. The program expenditures shall not exceed this allocation. If projected expenditures would exceed the allocation, 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 amount allocated in this paragraph.

(2) Hospitals shall not collect fees for birth certificates in excess of the fees as set out in the administrative rules of the Iowa department of public health.

(3) Of the funds appropriated in this lettered paragraph, $112,987 shall be used to provide regulatory oversight of accountable health plans.

b. PROFESSIONAL LICENSURE

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

..... $ 765,272
..... FTEs 11.00

The director of public health, when estimating expenditure requirements for the boards funded under this paragraph, shall base the budget on 85 percent of the average annual fees generated for the previous two fiscal years. The department shall confer with the boards funded under this lettered paragraph in estimating the boards' annual fee generation and administrative costs. When the department develops each board's annual budget, a board's budget shall not exceed 85 percent of fees collected, based on the average of the previous two fiscal years. The department may expend funds in

addition to amounts budgeted, if those additional expenditures are directly the result of unanticipated litigation costs arising from the discharge of the board's regulatory duties. Before the department expends or encumbers an amount in excess of the funds budgeted for a board, the director of the department of management shall approve the expenditure or encumbrance. The amounts necessary to fund the unanticipated litigation in the fiscal year beginning July 1, 1995, shall not exceed 5 percent of the average annual fees generated by the board for the previous two fiscal years.

c. HEALTH DELIVERY SYSTEMS

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

..... $ 1,311,846
..... FTEs 19.00

(2) Of the funds appropriated in this lettered paragraph, $163,859 is allocated for the office of rural health to provide technical assistance to rural areas in the area of health care delivery.

(3) Of the funds appropriated in this lettered paragraph, $1,015,358 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 EMS funds available under this lettered paragraph only if the reimbursement is not available through any employer or third-party payor.

(4) Of the funds appropriated in this lettered paragraph, $132,629 shall be used to develop, implement, and maintain rural health provider recruitment and retention efforts.

d. CENTER FOR RURAL HEALTH AND PRIMARY CARE.

For primary care provider recruitment and retention endeavors:

..... $ 235,000

e. HEALTH DATA COMMISSION

For the health data commission:

..... $ 75,000

(1) The funds appropriated in this lettered paragraph, plus any other funds received, shall be used for the collection, verification, updating, and storage of data received pursuant to chapters 145 and 255A, and for the production of mandated reports. The health data commission shall establish a fee schedule, in consultation with its consultant, for the costs of providing data to organizations which request the data. The fee established shall be based upon the marginal cost and a portion of the fixed cost of providing the data.

(2) Prior to December 1, 1995, the commission shall submit to the general assembly a useful, comprehensive report for use by members of the general assembly in making informed decisions on public policy issues involving health.

(3) The health data commission shall provide a match of one dollar in advance of each state dollar provided.

2. HEALTH PROTECTION DIVISION

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

..... $ 2,148,541
..... FTEs 78.62

b. Of the funds appropriated in this subsection, $75,000 shall be used for chlamydia testing.

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c. Of the funds appropriated in this subsection, $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 state university of Iowa in accomplishing these duties.

d. Of the funds appropriated in this subsection, $74,547 shall be used for the lead abatement program.

The Iowa department of public health shall organize a coalition to consider federal requirements concerning lead poisoning and develop recommendations for submission to the general assembly on or before January 1, 1996, for proposed legislation regarding lead-poisoned persons. The coalition formed shall include, but is not limited to, representatives of real estate agents, landlords, painting contractors, lead inspectors, local public health officials, and consumers.

e. The radon program shall be eliminated July 1, 1995. Vetoed

f. The state university of Iowa hospitals and clinics shall not receive indirect costs from the funds appropriated in this subsection.

g. As of July 1, 1995, the department shall no longer inspect laser light shows.

3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION

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

..... $ 614,617
..... FTEs 35.48

(1) The division shall continue the task force composed of substance abuse treatment and prevention providers regardless of funding source to study treatment and prevention service areas and the fiscal implications of awarding funds to more than one provider per service area.

(2) By July 1, 1997, the commission on substance abuse, in conjunction with the division, shall coordinate delivery of substance abuse services involving prevention, social and medical detoxification, and other treatment by medical and nonmedical providers to uninsured and court-ordered substance abuse patients in all counties of the state.

b. For program grants:

..... $ 8,390,159

Of the funds appropriated in this lettered paragraph, $193,500 shall be used for the provision of aftercare services for persons completing substance abuse treatment.

Of the funds appropriated in this lettered paragraph, a minimum of $950,000 shall be used by the Iowa department of public health to implement an integrated substance abuse managed care system. The Iowa department of public health and the department of human services shall collaborate with other appropriate state agencies, shall consider the recommendations of the 1994 legislative interim study committee findings and the recommendations of the center for substance abuse technical assistance team in the development of an integrated managed care system, and shall assist in the submission of an application for a federal waiver relating to the system to the federal Health Care Financing Administration (HCFA). As part of this collaboration, the Iowa department of public health shall request outside technical assistance to provide recommendations on implementing this system. The Iowa department of public health and the department of human services shall implement an integrated managed care system starting July 1, 1995.

4. FAMILY AND COMMUNITY HEALTH DIVISION

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

..... $ 3,040,236

..... FTEs 62.00

(1) Of the funds appropriated in this lettered paragraph at least $587,865 shall be allocated by the division for the birth defects and genetics counseling program and of these funds, $279,402 is allocated for regional genetic counseling services contracted from the state university of Iowa hospitals and clinics under the control of the state board of regents.

(2) Of the funds appropriated in this lettered paragraph, the following amounts are allocated to the state 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:

(a) Mobile and regional child health specialty clinics:

..... $ 392,931

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

Of the funds allocated in this subparagraph, $97,937 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.

(b) Muscular dystrophy and related genetic disease programs:

..... $ 115,613

(c) Statewide perinatal program:

..... $ 61,693

(3) 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.

(4) The state university of Iowa hospitals and clinics shall not receive indirect costs from the funds allocated in this lettered paragraph.

(5) Of the funds appropriated in this lettered paragraph, $1,001,209 shall be used for maternal and child health services.

(6) If during the 1995-1996 fiscal year, the federal government incorporates the special supplemental nutrition program for women, infants, and children into a block grant, the department of human services, Iowa department of public health, or any other state agency which administers the block grant shall require a competitive bid process for infant formula purchased by or for families under the block grant.

(7) The Iowa department of public health shall administer the statewide maternal and child health program, conduct mobile and regional child health specialty clinics, and conduct 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.

(8) The department may budget for the programs in the family and community health division in accordance with the performance-based budgeting method. Notwithstanding section 8.23, for the budget process for the fiscal year beginning July 1, 1996, the department is not required to submit a budget for the programs using 75 percent base budgeting and decision package methodology. The department shall work cooperatively with the council on human investment in transitioning the performance-based budgeting method to the outcomes-based budget model developed by the council.

(9) The department shall continue efforts to realize the "Healthy Iowans 2000" goal of promoting prevention and health promotion to improve the quality of life of Iowans and to hold down health care costs and shall submit an annual "Healthy

Iowans 2000" progress report to the general assembly on January 1 of each fiscal year.

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":

..... $ 9,675

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

..... $ 2,511,871

(1) Funds appropriated in this lettered 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 lettered 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.

(2) 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.

(3) In order to receive allocations under this lettered 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.

(4) If by July 30 of the 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 lettered 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 the fiscal year. If the unallocated pool is less than $50,000, the department may allocate the pool to counties with demonstrated special needs for public health nursing.

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

(6) 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 home care aide program:

..... $ 8,586,716

Funds appropriated in this lettered paragraph shall be used to provide home care 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 in this lettered paragraph may be used to provide chore services. The funds shall not be used for any other purposes. In providing services to elderly persons, the service provider shall coordinate efforts with the integrated case management for the frail elderly program of the department of elder affairs. As used in this lettered 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) "Home care 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 home care 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 in this lettered paragraph shall be allocated for use in the counties of the state. Fifteen percent of the amount shall be divided so that an equal amount is available for use in each county in the state. 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 three most recent fiscal years for which data is available.

In order to receive allocations in this lettered paragraph, the county board of supervisors, after consultation with the local boards of health, human services county cluster boards, 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 home care 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 home care aide or chore services 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 home care 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 home care 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 home care 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 home care aide subcontracting agency shall pay the employer's contribution of social security and provide workers' compensation coverage for persons providing direct home care aide service and meet any other applicable legal requirements of an employer-employee relationship.

If by July 30 of the 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 in this lettered paragraph an unallocated pool. The department shall also identify any allocated funds which the counties do not anticipate spending during the fiscal year. If the amount of anticipated excess funds to any county is 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 the fiscal year, reallocate the funds in the unallocated pool among the counties in which the department has concluded contracts under this lettered paragraph. The department shall also review the first 10 months' expenditures for each county in May of the fiscal 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 the fiscal 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 in this lettered paragraph. The rules shall require each local agency receiving funds to establish and use a sliding fee scale for those persons able to pay for all or a portion of the cost of the services and shall require the payments to be applied to the cost of the services. The department shall also 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 home care 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 home care 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:

..... $ 585,337

The appropriation in this lettered paragraph shall be distributed 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:

..... $ 411,187

The physician services shall be subject to managed care and selective contracting provisions and shall be used to provide for the medical treatment of children and shall include coverage of diagnostic procedures, prescription drugs, and physician-ordered treatments necessary to treat an acute condition. Services provided under this lettered paragraph shall be reimbursed according to medical assistance reimbursement rates.

g. For primary and preventive health care for children:

..... $ 75,000

Funds appropriated in this lettered paragraph shall be 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 of four dollars in advance of each state dollar provided.

(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.

h. For the Iowa healthy family program under section 135.106:

..... $ 665,000

The moneys appropriated in this lettered paragraph shall be granted pursuant to 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 415, except that the grants shall be extended for an additional year. Notwithstanding the provisions of 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 416, the use of mid-level practitioners to improve access to prenatal care shall include obstetrical-gynecological nurse practitioners and family nurse practitioners focusing on maternal and child health. The department is encouraged to expand funding eligibility under the program to private physician and clinic-sponsored programs servicing low-income populations. The administrative entities

of the Iowa health family program shall work collaboratively to assure continuity of the provision of services from the prenatal to the preschool period to an individual client by having a single resource mother work with that client. The department shall submit an annual report to the general assembly concerning the efficiency of the healthy family program and make any recommendations for improvements. By January 1, 1996, the department shall submit a report to the governor and the general assembly on the efforts to increase the use of mid-level practitioners under the program. Any funds contracted to agencies under this paragraph which are projected to be unused at the close of the fiscal year shall be allowed to be reallocated within the health family program by April 1, 1996.

The Iowa department of public health and the department of human services shall determine if expenses under any portion of the healthy family program would qualify for payment under the medical assistance program and if so, shall apply to the federal government for a medical assistance waiver. The Iowa department of public health and the department of human services shall evaluate the funding change's potential impact upon clients of the healthy family program.

Contingent upon appropriation by the general assembly, the healthy opportunities for parents to experience success program, authorized in the 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 414, shall be implemented or expanded in the following priority order:

(1) Expansion of the program to be fully funded in Scott, Woodbury, and Polk counties.

(2) Implementation of the program in Adams, Decatur, Ringgold, and Union counties.

(3) Implementation of the program in Boone and Dickinson counties.

If there is inadequate funding for the priority in subparagraph (1), the moneys available shall be divided among

the three counties. If the implementation in any county enumerated in subparagraph (2) or (3) is unsuccessful, the contractor may substitute another county with similar demographics.

5. STATE BOARD OF DENTAL EXAMINERS

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

..... $ 285,314
..... 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:

..... $ 1,002,545
..... FTEs 18.00

7. STATE BOARD OF NURSING EXAMINERS

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

..... $ 923,661
..... 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:

..... $ 657,113
..... FTEs 11.00

9. The state board of medical examiners, the state board of pharmacy examiners, the state board of dental examiners, and the state board of nursing examiners 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. The state board of medical examiners, the state board of pharmacy examiners, the state board of dental examiners, and the state board of nursing examiners shall retain their individual executive officers, but are strongly encouraged to share administrative, clerical, and investigative staffs to the greatest extent possible.

11. A local health care provider or nonprofit health care organization seeking grant moneys administered by the Iowa department of public health shall provide documentation that the provider or organization has coordinated its services with other local entities providing similar services.

Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated from the general fund of the state to the department of human rights for the fiscal year beginning July 1, 1995, and ending June 30, 1996, 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:

..... $ 181,314
..... FTEs 6.60

2. COMMUNITY ACTION AGENCIES DIVISION

For the expenses of the community action agencies commission:

..... $ 3,366

3. DEAF SERVICES DIVISION

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

..... $ 248,574
..... FTEs 8.00

The fees collected by the division for provision of interpretation services by the division to obligated agencies shall be disbursed 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.

4. PERSONS WITH DISABILITIES DIVISION

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

..... $ 57,206
.....FTEs 1.0

5. LATINO AFFAIRS DIVISION

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

..... $ 97,207
..... FTEs 2.00

6. STATUS OF WOMEN DIVISION

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

..... $ 390,486
..... FTEs 4.50

a. Of the funds appropriated in this subsection, at least $125,775 shall be spent for the displaced homemaker program.

b. Of the funds appropriated in this subsection, at least $42,570 shall be spent for domestic violence and sexual assault-related grants.

c. Of the funds appropriated in this subsection, at least $41,297 shall be spent for the mentoring project for family investment program participants developed in accordance with section 239.22.

7. STATUS OF AFRICAN-AMERICANS DIVISION

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

..... $ 99,301
..... FTEs 2.00

8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

..... $ 459,523
..... FTEs 10.05

a. The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

b. Of the funds appropriated in this subsection, at least $36,300 shall be spent for expenses relating to the 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.

9. COMMUNITY GRANT FUND

For the community grant fund established under section 232.190 for new grants and the continuation of existing grants for the fiscal year beginning July 1, 1995, and ending June 30, 1996, to be used for the purposes of the community grant fund:

..... $ 1,800,000

New grant proposals and continuation grant recipients shall demonstrate community collaboration, not merely disbursements of funds to various organizations, and shall show significant progress toward achieving objectives set forth in the proposal such as process and impact evaluation objectives, including objectives related to the number of persons served. Letters

of support shall include specific commitments and shall be binding.

10. SHARED STAFF. Except for the persons with disabilities division which shall be administered by the director of the department of human rights, the divisions of the department of human rights shall retain their individual administrators, but shall share staff to the greatest extent possible.

Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the commission of veterans affairs for the fiscal year beginning July 1, 1995, and ending June 30, 1996, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION

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

..... $ 213,107
..... FTEs 5.00

The commission of veterans affairs may use the gifts accepted by the chairperson of the commission of veterans affairs, or designee, and other resources available to the commission for use at its Camp Dodge office. The commission shall report annually to the governor and the general assembly on monetary gifts received by the commission for the Camp Dodge office.

2. WAR ORPHANS

For the war orphans educational aid fund established pursuant to chapter 35:

..... $ 4,800

3. IOWA VETERANS HOME

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

..... $ 37,795,008
..... FTEs 803.62

a. The Iowa veterans home may use the gifts accepted by the chairperson of the commission of veterans affairs and other resources available to the commission for use at the Iowa veterans home.

b. If medical assistance revenues are expanded at the Iowa veterans home, and this expansion results in medical assistance reimbursements which exceed the amount budgeted for that purpose in the fiscal year beginning July 1, 1995, and ending June 30, 1996, the Iowa veterans home may expend the excess amounts to exceed the number of full-time equivalent positions authorized in this section for the purpose of meeting related certification requirements or to provide additional beds. The expenditure of additional funds received, as outlined in this paragraph, is subject to the approval by the department of management.

Sec. 8. DEPARTMENT OF HUMAN RIGHTS -- ADMINISTRATIVE STRUCTURE. The divisions of the department of human rights shall study options for transferring the responsibilities of the department into other agencies of state government, should the department of human rights be eliminated at the commencement of the fiscal year beginning July 1, 1996. The goal of the shift of the administrative responsibilities of the divisions is to eliminate duplication and increase efficiency while maintaining the advocacy responsibilities of the divisions. The study shall include advantages and disadvantages of any proposed options. The divisions shall report the study findings to the governor and the general assembly on or before December 15, 1995. The study shall include the following:

1. The community-action agencies division shall identify the most appropriate state agencies as options for relocation for administrative efficiency.

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2. The deaf services division shall plan for becoming a separate department of state government.

3. The Iowa state civil rights commission and the divisions of persons with disabilities, Latino affairs, and the status of African-Americans shall plan for incorporating the divisions' functions into the commission.

4. The division on the status of women and the director of the department of economic development shall plan for incorporating the division into the department.

5. The criminal and juvenile justice planning division shall consult with the office of the attorney general and the governor's substance abuse coordinator to identify the most appropriate state agency to which the division would relocate.

Vetoed

Sec. 9. Section 216A.2, Code 1995, is amended to read as follows:

216A.2 APPOINTMENT OF DEPARTMENT DIRECTOR AND ADMINISTRATORS.

The governor shall appoint a director of the department of human rights, subject to confirmation by the senate. The department director shall serve at the pleasure of the governor. The department director shall:

1. Establish general operating policies for the department to provide general uniformity among the divisions while providing for necessary flexibility.

2. Receive budgets submitted by each commission and reconcile the budgets among the divisions. The department director shall submit a budget for the department, subject to the budget requirements pursuant to chapter 8.

3. Coordinate and supervise personnel services and shared administrative support services to assure maximum support and assistance to the divisions.

4. Identify and, with the chief administrative officers of each division, facilitate the opportunities for consolidation and efficiencies within the department.

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5. In cooperation with the commissions, make recommendations to the governor regarding the appointment of the administrator of each division.

6. Serve as an ex officio member of all commissions or councils within the department.

7. Serve as chairperson of the human rights administrative-coordinating council.

8. Evaluate each administrator, after receiving recommendations from the appropriate commissions or councils, and submit a written report of the completed evaluations to the governor and the appropriate commissions or councils, annually.

9. Administer the division of persons with disabilities.

The governor shall appoint the administrators of each of the divisions, except for the division of persons with disabilities, subject to confirmation by the senate. Each administrator shall serve at the pleasure of the governor and is exempt from the merit system provisions of chapter 19A. The governor shall set the salary of the division administrators within the ranges set by the general assembly.

Sec. 10. Section 216A.71, subsection 1, Code 1995, is amended to read as follows:

1. "Administrator" means the administrator ~~of the division of persons with disabilities~~ of the department of human rights.

Sec. 11. Section 216A.112, unnumbered paragraph 1, Code 1995, is amended to read as follows:

A commission on the deaf is established, consisting of seven members appointed by the governor, subject to confirmation by the senate. Lists of nominees for appointment to membership on the commission may be submitted by the Iowa association of the deaf, the Iowa state registry of interpreters for the deaf, the Iowa school for the deaf, and the commission of persons with disabilities. At least four members shall be persons who are deaf and who cannot hear

human speech with or without use of amplification and at least one member who is hard-of-hearing. All members shall reside in Iowa. The members of the commission shall appoint the chairperson of the commission. A majority of the members of the commission constitutes a quorum.

RON J. CORBETT
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 530, Seventy-sixth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Item Veto
Approved May 19, 1995

TERRY E. BRANSTAD
Governor