

2/2/95 Human Res.

FILED FEB 2 1995

SENATE FILE 89
BY PRIEBE

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act requiring the department of human services to apply for
2 federal waivers involving the family investment program and
3 related human services programs and providing an effective
4 date.

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

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S.F. 89

1 Section 1. WELFARE PROGRAM WAIVERS.

2 1. The department of human services shall submit a waiver
3 request or requests to the United States departments of health
4 and human services and agriculture as necessary to implement
5 the changes in program policy provided in this section which
6 may affect any of the following:

7 a. The family investment program administered under
8 chapter 239.

9 b. The medical assistance program administered under
10 chapter 249A.

11 c. The federal food stamp program.

12 d. Any other program with federal involvement which
13 provides benefits to a recipient of the family investment
14 program and which may be affected by the program policy change
15 provided in this section.

16 2. The waiver request or requests shall provide for all of
17 the following provisions:

18 a. The maximum grant payment amount for a recipient family
19 whose eligibility for the family investment program begins on
20 or after the effective date of the federal waiver shall be
21 limited to the amount that would be paid to a family with two
22 dependent children. However, if any recipient family has no
23 more than one dependent child on or after the effective date
24 of the waiver and a second birth event produces more than one
25 additional child, the family's grant payment amount shall be
26 adjusted to reflect the actual number of children added to the
27 family as a result of the second birth.

28 b. On or after the effective date of the federal waiver,
29 the grant payment amount for a recipient family participating
30 in the family investment program with two or more children
31 prior to the effective date of the waiver shall not be
32 increased to reflect the birth or adoption of additional
33 dependent children.

34 c. On or after the effective date of the federal waiver,
35 the provisions of a family investment agreement shall require

1 that if a dependent child of a family investment program
2 recipient does not regularly attend school, the recipient
3 family grant shall be reduced by fifty dollars per month until
4 the child begins regular school attendance.

5 d. As a condition of participation in the family
6 investment program, a recipient who is the mother of at least
7 one dependent child shall be required to utilize the Norplant
8 birth control device following the birth of a second or
9 subsequent dependent child. The cost of the device shall be
10 paid by the state alone if the cost is not payable jointly
11 under the medical assistance program.

12 3. The waiver request or requests submitted by the
13 department to the federal government pursuant to this section
14 shall be written to apply each of the provisions of this
15 section statewide commencing during the fiscal year beginning
16 July 1, 1995. However, if statewide implementation is
17 rejected or the department determines that the federal
18 government will not approve a particular waiver provision, the
19 department shall modify the waiver provision to receive
20 federal approval, or make any other change affecting
21 implementation of a waiver provision under this section, and
22 the department shall implement the approved or modified
23 provisions in accordance with federal requirements.

24 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
25 immediate importance, takes effect upon enactment.

26 EXPLANATION

27 This bill requires the department of human services to
28 apply for federal waivers involving the family investment
29 program (formerly the aid to dependent children program) and
30 related human services programs.

31 The waivers would affect family investment program
32 recipients by limiting the number of dependent children used
33 to determine the grant amount for the program. For families
34 who become eligible for the program on or after the effective
35 date of the federal waiver the grant amount will be limited to

1 the amount that would be paid to a family with one custodial
2 parent and two dependent children. For families participating
3 in the program prior to the waiver effective date, the grant
4 amount will not be adjusted to reflect the birth or adoption
5 of additional dependent children once the grant size reflects
6 two or more children. However, if a recipient family had only
7 one dependent child as of the effective date of the waiver and
8 a second birth event produces more than one additional child,
9 the family's grant size would be adjusted to reflect all of
10 the additional children. The waiver would also include in
11 family investment agreements a requirement for reduction of
12 the family grant by \$50 per month if a recipient family has a
13 child that does not attend school regularly. The reduction
14 would continue until the child begins regular school
15 attendance. Finally, as a condition of participating in the
16 program a mother is required to utilize the Norplant birth
17 control device following the birth of a second or subsequent
18 dependent child.

19 The department is directed to apply for statewide
20 implementation of the bill's provisions beginning in fiscal
21 year 1995-1996. However, if the federal government rejects
22 statewide implementation or does not approve a provision,
23 approval is subject to modification of a provision, or other
24 change as necessary for implementation, and the department is
25 directed to implement the modified provision in accordance
26 with federal requirements.

27 The bill takes effect upon enactment.

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