

APR 2 1998  
APPROPRIATIONS CALENDAR

HOUSE FILE 2545  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HF 2519)  
(SUCCESSOR TO HF 2346)

Passed House, <sup>(P. 1365)</sup> Date 4-7-98 Passed Senate, <sup>(P. 1322)</sup> Date 4/16/98  
Vote: Ayes 99 Nays 0 Vote: Ayes 49 Nays 0  
Approved April 27, 1998

A BILL FOR

1 An Act relating to county mental health, mental retardation, and  
2 developmental disabilities service funding, allocating an  
3 appropriation, and providing effective dates.

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

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2545

1 DIVISION I -- INTERFUND TRANSFERS

2 Section 1. Section 331.432, Code 1997, is amended to read  
3 as follows:

4 331.432 INTERFUND TRANSFERS.

5 1. It is unlawful to make permanent transfers of money  
6 between the general fund and the rural services fund.

7 2. Moneys credited to the secondary road fund for the  
8 construction and maintenance of secondary roads shall not be  
9 transferred.

10 3. Transfers of moneys between the county mental health,  
11 mental retardation, and developmental disabilities services  
12 fund and any other fund are prohibited.

13 4. Other transfers, including transfers from the debt  
14 service fund made in accordance with section 331.430, and  
15 transfers from the general or rural services fund to the  
16 secondary road fund in accordance with section 331.429,  
17 subsection 1, paragraphs "a" and "b", are not effective until  
18 authorized by resolution of the board.

19 5. The transfer of inactive funds is subject to section  
20 24.21.

21 Sec. 2. EFFECTIVE DATE. This division of this Act, being  
22 deemed of immediate importance, takes effect upon enactment.

23 DIVISION II -- FY 1999-2000 PROVISIONS

24 Sec. 3. ALLOWED GROWTH ALLOCATIONS. Moneys appropriated  
25 from the general fund of the state to the department of human  
26 services for the fiscal year beginning July 1, 1999, and  
27 ending June 30, 2000, to be used for distribution to counties  
28 of the county mental health, mental retardation, and  
29 developmental disabilities allowed growth factor adjustment,  
30 in accordance with section 331.438, subsection 2, and section  
31 331.439, subsection 3, are allocated as follows:

32 1. For distribution to counties in accordance with the  
33 formula provided in section 331.438, subsection 2, paragraph  
34 "b", as amended by this Act for FY 1999-2000:

35 ..... \$ 10,000,000

1 2. For deposit in the per capita expenditure target pool  
2 created in the property tax relief fund pursuant to this Act:  
3 ..... \$ 2,126,362

4 3. For deposit in the incentive and efficiency pool  
5 created within the property tax relief fund pursuant to this  
6 Act:  
7 ..... \$ 2,000,000

8 4. For deposit in the county risk pool created within the  
9 property tax relief fund pursuant to this Act:  
10 ..... \$ 4,000,000

11 Sec. 4. Section 331.438, subsection 1, Code Supplement  
12 1997, is amended by adding the following new paragraph:

13 NEW PARAGRAPH. aa. "Per capita expenditure" means the  
14 amount derived from the sum of a county's expenditures for  
15 mental health, mental retardation, and developmental  
16 disabilities services for a fiscal year as reported to the  
17 department of human services pursuant to section 331.439, plus  
18 the state payment to the county and any payments made under  
19 section 426B.5 for that fiscal year, divided by the county's  
20 general population for that fiscal year.

21 Sec. 5. Section 331.438, subsection 2, paragraph b,  
22 subparagraphs (1) and (2), Code Supplement 1997, are amended  
23 to read as follows:

24 (1) ~~One-half~~ Seventy-five percent based upon the county's  
25 proportion of the state's general population.

26 (2) ~~One-half~~ Twenty-five percent based upon the county's  
27 proportion of the sum of the following for the fiscal year  
28 which commenced two years prior to the beginning date of the  
29 fiscal year in which the allowed growth factor adjustment  
30 moneys are distributed:

31 Sec. 6. Section 426B.2, subsection 1, unnumbered paragraph  
32 2, Code Supplement 1997, is amended to read as follows:

33 Moneys Except as otherwise provided in subsection 5, moneys  
34 distributed to a county for property tax relief in a fiscal  
35 year in accordance with this subsection shall not be less than

1 the amount provided for property tax relief in the previous  
2 fiscal year.

3 Sec. 7. Section 426B.2, Code Supplement 1997, is amended  
4 by adding the following new subsections:

5 NEW SUBSECTION. 4. As used in this chapter, and in  
6 sections 331.438 and 331.439, "population" means the latest  
7 applicable population estimate issued by the federal  
8 government.

9 NEW SUBSECTION. 5. In each fiscal year, the amount  
10 otherwise payable to a county in accordance with subsection 1,  
11 shall be reduced by one dollar for each multiple of two  
12 dollars below the maximum levy amount which the county could  
13 certify but has not certified for the county's mental health,  
14 mental retardation, and development disabilities services fund  
15 levy under section 331.424A. Moneys which are retained in the  
16 property tax relief fund pursuant to this subsection shall be  
17 credited one-half to the per capita expenditure target pool  
18 and one-half to the incentive and efficiency pool created in  
19 section 426B.5.

20 Sec. 8. NEW SECTION. 426B.5 FUNDING POOLS.

21 1. PER CAPITA EXPENDITURE TARGET POOL.

22 a. A per capita expenditure target pool is created in the  
23 property tax relief fund. The pool shall consist of the  
24 moneys credited to the pool by law.

25 b. A statewide per capita expenditure target amount is  
26 established. The statewide per capita expenditure target  
27 amount shall be equal to the seventy-fifth percentile of all  
28 county per capita expenditures in the fiscal year beginning  
29 July 1, 1997, and ending June 30, 1998.

30 c. Only a county levying the maximum amount allowed for  
31 the county's mental health, mental retardation, and  
32 development disabilities services fund under section 331.424A  
33 is eligible to receive moneys from the per capita expenditure  
34 target pool for a fiscal year. Moneys available in the pool  
35 for a fiscal year shall be distributed to those eligible

1 counties whose per capita expenditure in the latest fiscal  
2 year for which the actual expenditure information is  
3 available, is less than the statewide per capita expenditure  
4 target amount.

5 d. The distribution amount a county receives from the  
6 moneys available in the pool shall be determined based upon  
7 the county's proportion of the general population of the  
8 counties eligible to receive moneys from the pool for that  
9 fiscal year. However, a county shall not receive moneys in  
10 excess of the amount which would cause the county's per capita  
11 expenditure to equal the statewide per capita expenditure  
12 target. Moneys credited to the per capita expenditure target  
13 pool which remain unobligated or unexpended at the close of a  
14 fiscal year shall remain in the pool for distribution in the  
15 succeeding fiscal year.

16 e. The department of human services shall annually  
17 calculate the amount of moneys due to eligible counties in  
18 accordance with this subsection. The department shall  
19 authorize the issuance of warrants payable to the county  
20 treasurer for the amounts due and the warrants shall be issued  
21 in January.

22 2. INCENTIVE AND EFFICIENCY POOL.

23 a. An incentive and efficiency pool is created for making  
24 incentive payments to those counties achieving desired results  
25 and efficiently providing needed services.

26 b. The state-county management committee shall propose  
27 desired results which are attainable by those counties working  
28 to transform the service system to best meet the needs of  
29 persons with mental illness, mental retardation, or  
30 developmental disabilities in a cost-effective manner. The  
31 committee shall propose desired results on an annual or other  
32 regular basis which will provide for continuous improvement of  
33 the service system. In addition, the committee shall identify  
34 objective performance measures for the desired results which  
35 may include but are not limited to rates of service provision

1 among eligible populations, access to a range of services,  
2 movement toward less facility-based services, and medical loss  
3 ratio.

4 c. The desired results and performance measures shall be  
5 implemented in a manner that measures a county's progress  
6 compared to its prior history for purposes of making incentive  
7 and efficiency payments. The desired results and performance  
8 measures proposed by the state-county management committee  
9 shall be adopted in rule by the mental health and  
10 developmental disabilities commission.

11 d. Moneys shall be distributed from the incentive and  
12 efficiency pool to eligible counties based upon a percentage  
13 score for the degree of a county's attainment of the desired  
14 results and performance measures. The maximum amount which  
15 may be distributed to an eligible county is the county's  
16 percentage share of the state's general population applied to  
17 the amount available for distribution from the pool. The  
18 amount actually paid to an eligible county shall be the  
19 product of the county's percentage score and the county's  
20 maximum amount.

21 e. Moneys remaining unexpended or unobligated in the pool  
22 at the close of a fiscal year shall remain available for  
23 distribution in the succeeding fiscal year.

24 f. The department of human services shall annually  
25 calculate the amount of moneys due to an eligible county in  
26 accordance with this subsection. The department shall  
27 authorize the issuance of warrants payable to the county  
28 treasurer for the amounts due and the warrants shall be issued  
29 in January.

30 3. RISK POOL.

31 a. A risk pool is created in the property tax relief fund.  
32 The pool shall consist of the moneys credited to the pool by  
33 law.

34 b. A risk pool board is created. The board shall consist  
35 of five county supervisors, two county auditors, and two

1 single entry point process administrators appointed by the  
2 governor and subject to confirmation by the senate. Members  
3 shall serve for three-year terms. A vacancy shall be filled  
4 in the same manner as the original appointment. Expenses and  
5 other costs of the risk pool board members shall be paid by  
6 the county of origin. Staff assistance to the board shall be  
7 provided by the department of human services and counties.  
8 Actuarial expenses and other direct administrative costs shall  
9 be charged to the pool.

10 c. (1) A county must apply to the board for assistance  
11 from the risk pool on or before April 1 to cover an  
12 unanticipated cost in excess of the county's current fiscal  
13 year budget amount for the county's mental health, mental  
14 retardation, and development disabilities services fund. For  
15 purposes of applying for risk pool assistance, the current  
16 fiscal year budget amount shall be deemed to be the higher of  
17 either the budget amount in the management plan approved under  
18 section 331.439 for the fiscal year in which the application  
19 is made or the prior fiscal year's gross expenditures from the  
20 services fund.

21 (2) Basic eligibility for risk pool assistance shall  
22 require a need in excess of the sum of one hundred five  
23 percent of the county's current fiscal year budget amount and  
24 any amount of the county's prior fiscal year ending fund  
25 balance in excess of twenty-five percent of the county's gross  
26 expenditures from the services fund in the prior fiscal year.

27 (3) A county receiving risk pool assistance in a fiscal  
28 year in which the county did not levy the maximum amount  
29 allowed for the county's mental health, mental retardation,  
30 and development disabilities services fund under section  
31 331.424A shall be required to repay the risk pool assistance  
32 in the succeeding fiscal year. The repayment amount shall be  
33 limited to the amount by which the actual amount levied was  
34 less than the maximum amount allowed.

35 (4) The board shall determine application requirements to

1 ensure prudent use of risk pool assistance. The board may  
2 accept or reject an application for assistance in whole or in  
3 part. The decision of the board is final.

4 (5) The total amount of risk pool assistance shall be  
5 limited to the amount available in the risk pool for a fiscal  
6 year. If the total amount of eligible assistance exceeds the  
7 amount available in the risk pool the amount of assistance  
8 paid shall be prorated among the counties eligible for  
9 assistance.

10 d. A county may apply for preapproval for risk pool  
11 assistance based upon an individual who has an unanticipated  
12 disability condition with an exceptional cost and the  
13 individual is either new to the county's service system or the  
14 individual's unanticipated disability condition is new to the  
15 individual.

16 e. The department of human services shall annually  
17 calculate the amount of moneys due to eligible counties in  
18 accordance with the board's decisions. The department shall  
19 authorize the issuance of warrants payable to the county  
20 treasurer for the amounts due and the warrants shall be issued  
21 before the close of the fiscal year.

22 Sec. 9. EFFECTIVE DATE -- APPLICABILITY.

23 1. The provisions of section 426B.5, subsection 2, as  
24 enacted by this Act, directing the state-county management  
25 committee to make recommendations and the mental health and  
26 developmental disabilities commission to adopt rules, being  
27 deemed of immediate importance, take effect upon enactment for  
28 purposes of the recommendations and rules and for counties  
29 collecting initial information during the fiscal year  
30 beginning July 1, 1998. Payments under section 426B.5,  
31 subsection 2, shall commence with the fiscal year beginning  
32 July 1, 1999. The rules shall be adopted on or before July 1,  
33 1998. The mental health and mental retardation commission may  
34 adopt emergency rules under section 17A.4, subsection 2, and  
35 section 17A.5, subsection 2, paragraph "b", to implement the



1 provisions of this Act and the rules shall be effective  
2 immediately upon filing unless a later date is specified in  
3 the rules. Any rules adopted in accordance with this  
4 subsection shall also be published as a notice of intended  
5 action as provided in section 17A.4.

6 2. Except as provided in subsection 1, this division of  
7 this Act takes effect July 1, 1998, for purposes of creating  
8 the risk pool board and completing required planning. This  
9 division of this Act is applicable to county budgets prepared  
10 and levies certified commencing with the fiscal year beginning  
11 July 1, 1999.

12 DIVISION III -- FY 2000-2001

13 Sec. 10. Section 331.438, subsection 2, paragraph b, Code  
14 Supplement 1997, as amended by this Act, is amended by  
15 striking the paragraph and inserting in lieu thereof the  
16 following:

17 b. A county's portion of the allowed growth factor  
18 adjustment appropriation for a fiscal year shall be determined  
19 based upon the county's proportion of the state's general  
20 population.

21 Sec. 11. EFFECTIVE DATE -- APPLICABILITY. This division  
22 of this Act takes effect July 1, 2000, and is applicable to  
23 county budgets prepared and levies certified for the fiscal  
24 year beginning July 1, 2000. Prior to July 1, 2000, the  
25 counties shall perform those acts necessary for budget  
26 preparation and levy certification in order to implement this  
27 division of this Act on July 1, 2000.

28 EXPLANATION

29 This bill relates to county mental health, mental  
30 retardation, and developmental disabilities (MH/MR/DD) service  
31 funding and allocates an appropriation made for these  
32 services.

33 Division I of the bill relates to transfers between county  
34 funds by amending Code section 331.432 to prohibit transfers  
35 between the county MH/MR/DD services fund and any other county

1 fund. This provision takes effect upon enactment.

2 Division II relates to FY 1999-2000 service funding  
3 provisions by allocating an appropriation for MH/MR/DD allowed  
4 growth to counties and establishing funding pools within the  
5 property tax relief fund.

6 Code section 331.438 is amended by defining "per capita  
7 expenditure" used for calculating a county's MH/MR/DD services  
8 expenditures for each person in the county's general  
9 population. This definition is used as part of the  
10 calculations for distribution of the per capita expenditure  
11 target pool created in the bill.

12 Code section 331.438 is also amended to change a factor for  
13 distribution of allowed growth moneys. Under current law, the  
14 moneys are divided 50 percent based upon a county's proportion  
15 of the state's general population and 50 percent based upon  
16 the proportion of total previous expenditures and property tax  
17 relief payments. The bill changes the proportion of these  
18 factors to 75 percent and 25 percent, respectively.

19 Code section 426B.2 is amended to provide that except as  
20 required by the bill, the amount a county receives for  
21 property tax relief cannot be less than the amount in the  
22 previous year. The bill provides for a reduction in the  
23 amount paid for relief in a proportion of one dollar for each  
24 multiple of two dollars a county levies for MH/MR/DD services  
25 which is less than the maximum allowed. Moneys retained are  
26 equally split between the per capita expenditure target pool  
27 and the incentive and efficiency pool created in the bill.

28 New Code section 426B.5 creates three pools within the  
29 property tax relief fund: a per capita expenditure target  
30 pool, an incentive and efficiency pool, and a risk pool.  
31 Under current law, moneys appropriated to the property tax  
32 relief fund which are unexpended at the close of a fiscal year  
33 remain in the fund.

34 The statewide per capita expenditure target is established  
35 as the 75th percentile of all county per capita expenditures

1 for MH/MR/DD services in FY 1997-1998. Counties with a per  
2 capita expenditure below this target amount that levy the  
3 maximum amount allowed for MH/MR/DD services are eligible to  
4 receive payments from the pool. The payment amount is  
5 determined based upon a county's proportion of the general  
6 population of the counties eligible to receive the payment.  
7 Payments are to be issued in January.

8 The incentive and efficiency pool is created for payments  
9 to counties achieving desired results and efficiently  
10 providing services. The state-county management committee is  
11 to propose desired results and objective performance measures  
12 for the results. These are to be adopted in rule by the  
13 mental health and mental retardation commission. The results  
14 and measures are to be implemented in a manner which compares  
15 a county's progress compared to the county's own prior history  
16 for purposes of making pool payments. The maximum amount is  
17 based upon a county's proportion of the state's general  
18 population. This maximum amount is adjusted based upon a  
19 county's performance score. Payments are to be issued in  
20 January. Unexpended moneys are carried forward to the next  
21 fiscal year.

22 A risk pool and risk pool board are created. The board  
23 consists of nine county supervisors, auditors, and central  
24 point of coordination administrators selected by the governor  
25 and confirmed by the senate. Applications for risk pool  
26 assistance must be submitted by April 1. Basic eligibility is  
27 based upon calculations of the funding available in the  
28 county's services fund. A county receiving assistance in a  
29 fiscal year in which the county did not levy the maximum  
30 allowed must repay the risk pool in the succeeding fiscal  
31 year. The repayment amount is limited to the amount by which  
32 the actual amount levied was less than the maximum amount  
33 allowed. Application provisions and other requirements for  
34 the pool are to be determined by the board. The board may  
35 accept or reject an application for assistance in whole or in

1 part. In addition, a county may apply to the board for  
2 preapproval for assistance. If the amount of eligible  
3 assistance applied for exceeds the amount available for  
4 distribution, the assistance payments are to be prorated.

5 Division II requirements for development of the initial  
6 incentive and efficiency pool provisions take effect upon  
7 enactment and are to be developed by July 1, 1998, so that  
8 counties can collect initial information during FY 1998-1999.  
9 Emergency rulemaking authority is granted to the MH/DD  
10 commission for this purpose. Otherwise, for purposes of  
11 budget preparation and levy certification, this division  
12 applies to FY 1999-2000.

13 Division III amends the allowed growth payment distribution  
14 formula applicable to FY 2000-2001 and subsequent fiscal  
15 years. Beginning with this year, the entire distribution is  
16 to be made based upon a county's proportion of the general  
17 population.

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## HOUSE FILE 2545

H-8939

- 1 Amend House File 2545 as follows:  
2 1. Page 1, line 10, by striking the word  
3 "Transfers" and inserting the following: "Except as  
4 authorized in section 331.477, transfers".  
5 2. Page 1, line 35, by striking the figure  
6 "10,000,000" and inserting the following:  
7 "12,000,000".  
8 3. Page 2, line 10, by striking the figure  
9 "4,000,000" and inserting the following: "2,000,000".  
10 4. Page 2, by inserting after line 30 the  
11 following:  
12 "Sec. \_\_\_\_ . Section 405A.4, subsection 2, Code  
13 1997, is amended to read as follows:  
14 2. The allocation of a county as determined under  
15 subsection 1 may be credited to the general, rural  
16 services, secondary road, or other special revenue  
17 fund of the county. The allocation of a county under  
18 subsection 1 shall not be credited to the county's  
19 mental health, mental retardation, and developmental  
20 disabilities services fund."  
21 5. By striking page 2, line 31, through page 3,  
22 line 2.  
23 6. Page 3, line 4, by striking the word  
24 "subsections" and inserting the following:  
25 "subsection".  
26 7. Page 3, by striking lines 9 through 19.  
27 8. Page 5, by inserting after line 10 the  
28 following:  
29 " \_\_\_\_ . A county shall annually submit to the risk  
30 pool board created in subsection 3, a proposal for the  
31 amount of improvement the county will make on the  
32 statewide performance measures, the county-specific  
33 performance measures selected by the county, and the  
34 amount of improvement the county will make on the  
35 county-specific performance measures. The risk pool  
36 board may accept the proposal, request modifications  
37 of the proposal, or reject the proposal."  
38 9. Page 5, line 14, by inserting after the word  
39 "measures" the following: ", as determined by the  
40 risk pool board".  
41 10. Page 5, line 35, by striking the word "five"  
42 and inserting the following: "two".  
43 11. Page 5, line 35, by inserting after the word  
44 "auditors," the following: "a member of the state-  
45 county management committee created in section 331.438  
46 who was not appointed by the Iowa state association of  
47 counties, a member of the county finance committee  
48 created in chapter 333A who is not an elected  
49 official,".  
50 12. Page 6, line 2, by striking the word "and"

H-8939

H-8939

Page 2

1 and inserting the following: ", and one member  
2 appointed by the director of human services. All  
3 members appointed by the governor shall be".  
4 13. Page 6, line 5, by inserting after the word  
5 "members" the following: "representing counties".  
6 14. Page 6, line 6, by inserting after the word  
7 "origin." the following: "Expenses and other costs of  
8 risk pool board members who do not represent counties  
9 shall be paid from a source determined by the  
10 governor."  
11 15. Page 6, line 15, by inserting after the word  
12 "assistance" the following: "and for repaying unused  
13 risk pool assistance".  
14 16. Page 6, line 22, by inserting before the word  
15 "need" the following: "projected".  
16 17. Page 6, by inserting after line 26 the  
17 following:  
18 "( ) The board shall review the fiscal year-end  
19 financial records for all counties that are granted  
20 risk pool assistance. If the board determines a  
21 county's actual need for risk pool assistance was less  
22 than the amount of risk pool assistance granted to the  
23 county, the county shall refund the difference between  
24 the amount of assistance granted and the actual need.  
25 The county shall submit the refund within thirty days  
26 of receiving notice from the board. Refunds shall be  
27 credited to the risk pool."  
28 18. By renumbering, relettering, or redesignating  
29 and correcting internal references as necessary.

By MYERS of Johnson  
CARROLL of Poweshiek  
HOUSER of Pottawattamie

H-8939 FILED APRIL 6, 1998

*Adopted*  
*4-7-98*  
*(P.1364)*

HOUSE FILE **2545**  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HF 2519)  
(SUCCESSOR TO HF 2346)

(As Amended and Passed by the House, April 7, 1998)

Passed House, <sup>(P. 1689)</sup> Date 4-16-98 Passed Senate, Date <sup>(P. 1322)</sup> 4/16/98  
Vote: Ayes 95 Nays \_\_\_\_\_ Vote: Ayes 49 Nays 0  
Approved April 27, 1998

**A BILL FOR**

1 An Act relating to county mental health, mental retardation, and  
2 developmental disabilities service funding, allocating an  
3 appropriation, and providing effective dates.

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

**SENATE AMENDMENT TO HOUSE FILE 2545**

**H-9213**

- 1 Amend House File 2545, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 5, by striking lines 2 through 9.
- 4 2. Page 5, lines 13 and 14, by striking the words
- 5 ", as determined by the risk pool board".
- 6 3. Page 6, line 4, by inserting after the word
- 7 "administrators" the following: ", all".
- 8 4. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-9213 FILED APRIL 16, 1998  
HOUSE CONCURRED (P. 1689)

**HOUSE FILE 2545**

**S-5679**

- 1 Amend House File 2545, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 5, by striking lines 2 through 9.
- 4 2. Page 5, lines 13 and 14, by striking the words
- 5 ", as determined by the risk pool board".
- 6 3. Page 6, line 4, by inserting after the word
- 7 "administrators" the following: ", all".
- 8 4. By renumbering as necessary.

By COMMITTEE ON APPROPRIATIONS  
DERRYL McLAREN, Chairperson

*Adopted 4/16/98 (P. 1322)*

S-5679 FILED APRIL 15, 1998

## 1 DIVISION I -- INTERFUND TRANSFERS

2 Section 1. Section 331.432, Code 1997, is amended to read  
3 as follows:

4 331.432 INTERFUND TRANSFERS.

5 1. It is unlawful to make permanent transfers of money  
6 between the general fund and the rural services fund.

7 2. Moneys credited to the secondary road fund for the  
8 construction and maintenance of secondary roads shall not be  
9 transferred.

10 3. Except as authorized in section 331.477, transfers of  
11 moneys between the county mental health, mental retardation,  
12 and developmental disabilities services fund and any other  
13 fund are prohibited.

14 4. Other transfers, including transfers from the debt  
15 service fund made in accordance with section 331.430, and  
16 transfers from the general or rural services fund to the  
17 secondary road fund in accordance with section 331.429,  
18 subsection 1, paragraphs "a" and "b", are not effective until  
19 authorized by resolution of the board.

20 5. The transfer of inactive funds is subject to section  
21 24.21.

22 Sec. 2. EFFECTIVE DATE. This division of this Act, being  
23 deemed of immediate importance, takes effect upon enactment.

24 DIVISION II -- FY 1999-2000 PROVISIONS

25 Sec. 3. ALLOWED GROWTH ALLOCATIONS. Moneys appropriated  
26 from the general fund of the state to the department of human  
27 services for the fiscal year beginning July 1, 1999, and  
28 ending June 30, 2000, to be used for distribution to counties  
29 of the county mental health, mental retardation, and  
30 developmental disabilities allowed growth factor adjustment,  
31 in accordance with section 331.438, subsection 2, and section  
32 331.439, subsection 3, are allocated as follows:

33 1. For distribution to counties in accordance with the  
34 formula provided in section 331.438, subsection 2, paragraph  
35 "b", as amended by this Act for FY 1999-2000:



1 ..... \$ 12,000,000

2 2. For deposit in the per capita expenditure target pool  
3 created in the property tax relief fund pursuant to this Act:

4 ..... \$ 2,126,362

5 3. For deposit in the incentive and efficiency pool  
6 created within the property tax relief fund pursuant to this  
7 Act:

8 ..... \$ 2,000,000

9 4. For deposit in the county risk pool created within the  
10 property tax relief fund pursuant to this Act:

11 ..... \$ 2,000,000

12 Sec. 4. Section 331.438, subsection 1, Code Supplement  
13 1997, is amended by adding the following new paragraph:

14 NEW PARAGRAPH. aa. "Per capita expenditure" means the  
15 amount derived from the sum of a county's expenditures for  
16 mental health, mental retardation, and developmental  
17 disabilities services for a fiscal year as reported to the  
18 department of human services pursuant to section 331.439, plus  
19 the state payment to the county and any payments made under  
20 section 426B.5 for that fiscal year, divided by the county's  
21 general population for that fiscal year.

22 Sec. 5. Section 331.438, subsection 2, paragraph b,  
23 subparagraphs (1) and (2), Code Supplement 1997, are amended  
24 to read as follows:

25 (1) One-half Seventy-five percent based upon the county's  
26 proportion of the state's general population.

27 (2) One-half Twenty-five percent based upon the county's  
28 proportion of the sum of the following for the fiscal year  
29 which commenced two years prior to the beginning date of the  
30 fiscal year in which the allowed growth factor adjustment  
31 moneys are distributed:

32 Sec. 6. Section 405A.4, subsection 2, Code 1997, is  
33 amended to read as follows:

34 2. The allocation of a county as determined under  
35 subsection 1 may be credited to the general, rural services,

1 secondary road, or other special revenue fund of the county.  
2 The allocation of a county under subsection 1 shall not be  
3 credited to the county's mental health, mental retardation,  
4 and developmental disabilities services fund.

\* 5 Sec. 7. Section 426B.2, Code Supplement 1997, is amended  
6 by adding the following new subsection:

7 NEW SUBSECTION. 4. As used in this chapter, and in  
8 sections 331.438 and 331.439, "population" means the latest  
9 applicable population estimate issued by the federal  
10 government.

\* 11 Sec. 8. NEW SECTION. 426B.5 FUNDING POOLS.

12 1. PER CAPITA EXPENDITURE TARGET POOL.

13 a. A per capita expenditure target pool is created in the  
14 property tax relief fund. The pool shall consist of the  
15 moneys credited to the pool by law.

16 b. A statewide per capita expenditure target amount is  
17 established. The statewide per capita expenditure target  
18 amount shall be equal to the seventy-fifth percentile of all  
19 county per capita expenditures in the fiscal year beginning  
20 July 1, 1997, and ending June 30, 1998.

21 c. Only a county levying the maximum amount allowed for  
22 the county's mental health, mental retardation, and  
23 development disabilities services fund under section 331.424A  
24 is eligible to receive moneys from the per capita expenditure  
25 target pool for a fiscal year. Moneys available in the pool  
26 for a fiscal year shall be distributed to those eligible  
27 counties whose per capita expenditure in the latest fiscal  
28 year for which the actual expenditure information is  
29 available, is less than the statewide per capita expenditure  
30 target amount.

31 d. The distribution amount a county receives from the  
32 moneys available in the pool shall be determined based upon  
33 the county's proportion of the general population of the  
34 counties eligible to receive moneys from the pool for that  
35 fiscal year. However, a county shall not receive moneys in

1 excess of the amount which would cause the county's per capita  
2 expenditure to equal the statewide per capita expenditure  
3 target. Moneys credited to the per capita expenditure target  
4 pool which remain unobligated or unexpended at the close of a  
5 fiscal year shall remain in the pool for distribution in the  
6 succeeding fiscal year.

7 e. The department of human services shall annually  
8 calculate the amount of moneys due to eligible counties in  
9 accordance with this subsection. The department shall  
10 authorize the issuance of warrants payable to the county  
11 treasurer for the amounts due and the warrants shall be issued  
12 in January.

13 2. INCENTIVE AND EFFICIENCY POOL.

14 a. An incentive and efficiency pool is created for making  
15 incentive payments to those counties achieving desired results  
16 and efficiently providing needed services.

17 b. The state-county management committee shall propose  
18 desired results which are attainable by those counties working  
19 to transform the service system to best meet the needs of  
20 persons with mental illness, mental retardation, or  
21 developmental disabilities in a cost-effective manner. The  
22 committee shall propose desired results on an annual or other  
23 regular basis which will provide for continuous improvement of  
24 the service system. In addition, the committee shall identify  
25 objective performance measures for the desired results which  
26 may include but are not limited to rates of service provision  
27 among eligible populations, access to a range of services,  
28 movement toward less facility-based services, and medical loss  
29 ratio.

30 c. The desired results and performance measures shall be  
31 implemented in a manner that measures a county's progress  
32 compared to its prior history for purposes of making incentive  
33 and efficiency payments. The desired results and performance  
34 measures proposed by the state-county management committee  
35 shall be adopted in rule by the mental health and

1 developmental disabilities commission.

2 d. A county shall annually submit to the risk pool board  
3 created in subsection 3, a proposal for the amount of  
4 improvement the county will make on the statewide performance  
5 measures, the county-specific performance measures selected by  
6 the county, and the amount of improvement the county will make  
7 on the county-specific performance measures. The risk pool  
8 board may accept the proposal, request modifications of the  
9 proposal, or reject the proposal.

10 e. Moneys shall be distributed from the incentive and  
11 efficiency pool to eligible counties based upon a percentage  
12 score for the degree of a county's attainment of the desired  
13 results and performance measures, as determined by the risk  
14 pool board. The maximum amount which may be distributed to an  
15 eligible county is the county's percentage share of the  
16 state's general population applied to the amount available for  
17 distribution from the pool. The amount actually paid to an  
18 eligible county shall be the product of the county's  
19 percentage score and the county's maximum amount.

20 f. Moneys remaining unexpended or unobligated in the pool  
21 at the close of a fiscal year shall remain available for  
22 distribution in the succeeding fiscal year.

23 g. The department of human services shall annually  
24 calculate the amount of moneys due to an eligible county in  
25 accordance with this subsection. The department shall  
26 authorize the issuance of warrants payable to the county  
27 treasurer for the amounts due and the warrants shall be issued  
28 in January.

29 3. RISK POOL.

30 a. A risk pool is created in the property tax relief fund.  
31 The pool shall consist of the moneys credited to the pool by  
32 law.

33 b. A risk pool board is created. The board shall consist  
34 of two county supervisors, two county auditors, a member of  
35 the state-county management committee created in section

1 331.438 who was not appointed by the Iowa state association of  
2 counties, a member of the county finance committee created in  
3 chapter 333A who is not an elected official, and two single  
4 entry point process administrators appointed by the governor,  
5 and one member appointed by the director of human services.  
6 All members appointed by the governor shall be subject to  
7 confirmation by the senate. Members shall serve for three-  
8 year terms. A vacancy shall be filled in the same manner as  
9 the original appointment. Expenses and other costs of the  
10 risk pool board members representing counties shall be paid by  
11 the county of origin. Expenses and other costs of risk pool  
12 board members who do not represent counties shall be paid from  
13 a source determined by the governor. Staff assistance to the  
14 board shall be provided by the department of human services  
15 and counties. Actuarial expenses and other direct  
16 administrative costs shall be charged to the pool.

17 c. (1) A county must apply to the board for assistance  
18 from the risk pool on or before April 1 to cover an  
19 unanticipated cost in excess of the county's current fiscal  
20 year budget amount for the county's mental health, mental  
21 retardation, and development disabilities services fund. For  
22 purposes of applying for risk pool assistance and for repaying  
23 unused risk pool assistance, the current fiscal year budget  
24 amount shall be deemed to be the higher of either the budget  
25 amount in the management plan approved under section 331.439  
26 for the fiscal year in which the application is made or the  
27 prior fiscal year's gross expenditures from the services fund.

28 (2) Basic eligibility for risk pool assistance shall  
29 require a projected need in excess of the sum of one hundred  
30 five percent of the county's current fiscal year budget amount  
31 and any amount of the county's prior fiscal year ending fund  
32 balance in excess of twenty-five percent of the county's gross  
33 expenditures from the services fund in the prior fiscal year.

34 (3) The board shall review the fiscal year-end financial  
35 records for all counties that are granted risk pool

1 assistance. If the board determines a county's actual need  
2 for risk pool assistance was less than the amount of risk pool  
3 assistance granted to the county, the county shall refund the  
4 difference between the amount of assistance granted and the  
5 actual need. The county shall submit the refund within thirty  
6 days of receiving notice from the board. Refunds shall be  
7 credited to the risk pool.

8 (4) A county receiving risk pool assistance in a fiscal  
9 year in which the county did not levy the maximum amount  
10 allowed for the county's mental health, mental retardation,  
11 and development disabilities services fund under section  
12 331.424A shall be required to repay the risk pool assistance  
13 in the succeeding fiscal year. The repayment amount shall be  
14 limited to the amount by which the actual amount levied was  
15 less than the maximum amount allowed.

16 (5) The board shall determine application requirements to  
17 ensure prudent use of risk pool assistance. The board may  
18 accept or reject an application for assistance in whole or in  
19 part. The decision of the board is final.

20 (6) The total amount of risk pool assistance shall be  
21 limited to the amount available in the risk pool for a fiscal  
22 year. If the total amount of eligible assistance exceeds the  
23 amount available in the risk pool the amount of assistance  
24 paid shall be prorated among the counties eligible for  
25 assistance.

26 d. A county may apply for preapproval for risk pool  
27 assistance based upon an individual who has an unanticipated  
28 disability condition with an exceptional cost and the  
29 individual is either new to the county's service system or the  
30 individual's unanticipated disability condition is new to the  
31 individual.

32 e. The department of human services shall annually  
33 calculate the amount of moneys due to eligible counties in  
34 accordance with the board's decisions. The department shall  
35 authorize the issuance of warrants payable to the county

1 treasurer for the amounts due and the warrants shall be issued  
2 before the close of the fiscal year.

3 Sec. 9. EFFECTIVE DATE -- APPLICABILITY.

4 1. The provisions of section 426B.5, subsection 2, as  
5 enacted by this Act, directing the state-county management  
6 committee to make recommendations and the mental health and  
7 developmental disabilities commission to adopt rules, being  
8 deemed of immediate importance, take effect upon enactment for  
9 purposes of the recommendations and rules and for counties  
10 collecting initial information during the fiscal year  
11 beginning July 1, 1998. Payments under section 426B.5,  
12 subsection 2, shall commence with the fiscal year beginning  
13 July 1, 1999. The rules shall be adopted on or before July 1,  
14 1998. The mental health and mental retardation commission may  
15 adopt emergency rules under section 17A.4, subsection 2, and  
16 section 17A.5, subsection 2, paragraph "b", to implement the  
17 provisions of this Act and the rules shall be effective  
18 immediately upon filing unless a later date is specified in  
19 the rules. Any rules adopted in accordance with this  
20 subsection shall also be published as a notice of intended  
21 action as provided in section 17A.4.

22 2. Except as provided in subsection 1, this division of  
23 this Act takes effect July 1, 1998, for purposes of creating  
24 the risk pool board and completing required planning. This  
25 division of this Act is applicable to county budgets prepared  
26 and levies certified commencing with the fiscal year beginning  
27 July 1, 1999.

28 DIVISION III -- FY 2000-2001

29 Sec. 10. Section 331.438, subsection 2, paragraph b, Code  
30 Supplement 1997, as amended by this Act, is amended by  
31 striking the paragraph and inserting in lieu thereof the  
32 following:

33 b. A county's portion of the allowed growth factor  
34 adjustment appropriation for a fiscal year shall be determined  
35 based upon the county's proportion of the state's general

1 population.

2     Sec. 11. EFFECTIVE DATE -- APPLICABILITY. This division  
3 of this Act takes effect July 1, 2000, and is applicable to  
4 county budgets prepared and levies certified for the fiscal  
5 year beginning July 1, 2000. Prior to July 1, 2000, the  
6 counties shall perform those acts necessary for budget  
7 preparation and levy certification in order to implement this  
8 division of this Act on July 1, 2000.

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HOUSE FILE 2545

AN ACT

RELATING TO COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND DEVELOPMENTAL DISABILITIES SERVICE FUNDING, ALLOCATING AN APPROPRIATION, AND PROVIDING EFFECTIVE DATES.

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

DIVISION I -- INTERFUND TRANSFERS

Section 1. Section 331.432, Code 1997, is amended to read as follows:

331.432 INTERFUND TRANSFERS.

1. It is unlawful to make permanent transfers of money between the general fund and the rural services fund.

2. Moneys credited to the secondary road fund for the construction and maintenance of secondary roads shall not be transferred.

3. Except as authorized in section 331.477, transfers of moneys between the county mental health, mental retardation, and developmental disabilities services fund and any other fund are prohibited.

4. Other transfers, including transfers from the debt service fund made in accordance with section 331.430, and transfers from the general or rural services fund to the secondary road fund in accordance with section 331.429, subsection 1, paragraphs "a" and "b", are not effective until authorized by resolution of the board.

5. The transfer of inactive funds is subject to section 24.21.

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

DIVISION II -- FY 1999-2000 PROVISIONS

Sec. 3. ALLOWED GROWTH ALLOCATIONS. Moneys appropriated from the general fund of the state to the department of human

services for the fiscal year beginning July 1, 1999, and ending June 30, 2000, to be used for distribution to counties of the county mental health, mental retardation, and developmental disabilities allowed growth factor adjustment, in accordance with section 331.438, subsection 2, and section 331.439, subsection 3, are allocated as follows:

- 1. For distribution to counties in accordance with the formula provided in section 331.438, subsection 2, paragraph "b", as amended by this Act for FY 1999-2000:  
..... \$ 12,000,000
- 2. For deposit in the per capita expenditure target pool created in the property tax relief fund pursuant to this Act:  
..... \$ 2,126,362
- 3. For deposit in the incentive and efficiency pool created within the property tax relief fund pursuant to this Act:  
..... \$ 2,000,000
- 4. For deposit in the county risk pool created within the property tax relief fund pursuant to this Act:  
..... \$ 2,000,000

Sec. 4. Section 331.438, subsection 1, Code Supplement 1997, is amended by adding the following new paragraph:

NEW PARAGRAPH. aa. "Per capita expenditure" means the amount derived from the sum of a county's expenditures for mental health, mental retardation, and developmental disabilities services for a fiscal year as reported to the department of human services pursuant to section 331.439, plus the state payment to the county and any payments made under section 426B.5 for that fiscal year, divided by the county's general population for that fiscal year.

Sec. 5. Section 331.438, subsection 2, paragraph b, subparagraphs (1) and (2), Code Supplement 1997, are amended to read as follows:

- (1) One-half Seventy-five percent based upon the county's proportion of the state's general population.

(2) One-half Twenty-five percent based upon the county's proportion of the sum of the following for the fiscal year which commenced two years prior to the beginning date of the fiscal year in which the allowed growth factor adjustment moneys are distributed:

Sec. 6. Section 405A.4, subsection 2, Code 1997, is amended to read as follows:

2. The allocation of a county as determined under subsection 1 may be credited to the general, rural services, secondary road, or other special revenue fund of the county. The allocation of a county under subsection 1 shall not be credited to the county's mental health, mental retardation, and developmental disabilities services fund.

Sec. 7. Section 426B.2, Code Supplement 1997, is amended by adding the following new subsection:

NEW SUBSECTION. 4. As used in this chapter, and in sections 331.438 and 331.439, "population" means the latest applicable population estimate issued by the federal government.

Sec. 8. NEW SECTION. 426B.5 FUNDING POOLS.

1. PER CAPITA EXPENDITURE TARGET POOL.

a. A per capita expenditure target pool is created in the property tax relief fund. The pool shall consist of the moneys credited to the pool by law.

b. A statewide per capita expenditure target amount is established. The statewide per capita expenditure target amount shall be equal to the seventy-fifth percentile of all county per capita expenditures in the fiscal year beginning July 1, 1997, and ending June 30, 1998.

c. Only a county levying the maximum amount allowed for the county's mental health, mental retardation, and development disabilities services fund under section 331.424A is eligible to receive moneys from the per capita expenditure target pool for a fiscal year. Moneys available in the pool for a fiscal year shall be distributed to those eligible

counties whose per capita expenditure in the latest fiscal year for which the actual expenditure information is available, is less than the statewide per capita expenditure target amount.

d. The distribution amount a county receives from the moneys available in the pool shall be determined based upon the county's proportion of the general population of the counties eligible to receive moneys from the pool for that fiscal year. However, a county shall not receive moneys in excess of the amount which would cause the county's per capita expenditure to equal the statewide per capita expenditure target. Moneys credited to the per capita expenditure target pool which remain unobligated or unexpended at the close of a fiscal year shall remain in the pool for distribution in the succeeding fiscal year.

e. The department of human services shall annually calculate the amount of moneys due to eligible counties in accordance with this subsection. The department shall authorize the issuance of warrants payable to the county treasurer for the amounts due and the warrants shall be issued in January.

2. INCENTIVE AND EFFICIENCY POOL.

a. An incentive and efficiency pool is created for making incentive payments to those counties achieving desired results and efficiently providing needed services.

b. The state-county management committee shall propose desired results which are attainable by those counties working to transform the service system to best meet the needs of persons with mental illness, mental retardation, or developmental disabilities in a cost-effective manner. The committee shall propose desired results on an annual or other regular basis which will provide for continuous improvement of the service system. In addition, the committee shall identify objective performance measures for the desired results which may include but are not limited to rates of service provision

among eligible populations, access to a range of services, movement toward less facility-based services, and medical loss ratio.

c. The desired results and performance measures shall be implemented in a manner that measures a county's progress compared to its prior history for purposes of making incentive and efficiency payments. The desired results and performance measures proposed by the state-county management committee shall be adopted in rule by the mental health and developmental disabilities commission.

d. Moneys shall be distributed from the incentive and efficiency pool to eligible counties based upon a percentage score for the degree of a county's attainment of the desired results and performance measures. The maximum amount which may be distributed to an eligible county is the county's percentage share of the state's general population applied to the amount available for distribution from the pool. The amount actually paid to an eligible county shall be the product of the county's percentage score and the county's maximum amount.

e. Moneys remaining unexpended or unobligated in the pool at the close of a fiscal year shall remain available for distribution in the succeeding fiscal year.

f. The department of human services shall annually calculate the amount of moneys due to an eligible county in accordance with this subsection. The department shall authorize the issuance of warrants payable to the county treasurer for the amounts due and the warrants shall be issued in January.

### 3. RISK POOL.

a. A risk pool is created in the property tax relief fund. The pool shall consist of the moneys credited to the pool by law.

b. A risk pool board is created. The board shall consist of two county supervisors, two county auditors, a member of

the state-county management committee created in section 331.438 who was not appointed by the Iowa state association of counties, a member of the county finance committee created in chapter 333A who is not an elected official, and two single entry point process administrators, all appointed by the governor, and one member appointed by the director of human services. All members appointed by the governor shall be subject to confirmation by the senate. Members shall serve for three-year terms. A vacancy shall be filled in the same manner as the original appointment. Expenses and other costs of the risk pool board members representing counties shall be paid by the county of origin. Expenses and other costs of risk pool board members who do not represent counties shall be paid from a source determined by the governor. Staff assistance to the board shall be provided by the department of human services and counties. Actuarial expenses and other direct administrative costs shall be charged to the pool.

c. (1) A county must apply to the board for assistance from the risk pool on or before April 1 to cover an unanticipated cost in excess of the county's current fiscal year budget amount for the county's mental health, mental retardation, and development disabilities services fund. For purposes of applying for risk pool assistance and for repaying unused risk pool assistance, the current fiscal year budget amount shall be deemed to be the higher of either the budget amount in the management plan approved under section 331.439 for the fiscal year in which the application is made or the prior fiscal year's gross expenditures from the services fund.

(2) Basic eligibility for risk pool assistance shall require a projected need in excess of the sum of one hundred five percent of the county's current fiscal year budget amount and any amount of the county's prior fiscal year ending fund balance in excess of twenty-five percent of the county's gross expenditures from the services fund in the prior fiscal year.

(3) The board shall review the fiscal year-end financial records for all counties that are granted risk pool assistance. If the board determines a county's actual need for risk pool assistance was less than the amount of risk pool assistance granted to the county, the county shall refund the difference between the amount of assistance granted and the actual need. The county shall submit the refund within thirty days of receiving notice from the board. Refunds shall be credited to the risk pool.

(4) A county receiving risk pool assistance in a fiscal year in which the county did not levy the maximum amount allowed for the county's mental health, mental retardation, and development disabilities services fund under section 331.424A shall be required to repay the risk pool assistance in the succeeding fiscal year. The repayment amount shall be limited to the amount by which the actual amount levied was less than the maximum amount allowed.

(5) The board shall determine application requirements to ensure prudent use of risk pool assistance. The board may accept or reject an application for assistance in whole or in part. The decision of the board is final.

(6) The total amount of risk pool assistance shall be limited to the amount available in the risk pool for a fiscal year. If the total amount of eligible assistance exceeds the amount available in the risk pool the amount of assistance paid shall be prorated among the counties eligible for assistance.

d. A county may apply for preapproval for risk pool assistance based upon an individual who has an unanticipated disability condition with an exceptional cost and the individual is either new to the county's service system or the individual's unanticipated disability condition is new to the individual.

e. The department of human services shall annually calculate the amount of moneys due to eligible counties in

accordance with the board's decisions. The department shall authorize the issuance of warrants payable to the county treasurer for the amounts due and the warrants shall be issued before the close of the fiscal year.

Sec. 9. EFFECTIVE DATE -- APPLICABILITY.

1. The provisions of section 426B.5, subsection 2, as enacted by this Act, directing the state-county management committee to make recommendations and the mental health and developmental disabilities commission to adopt rules, being deemed of immediate importance, take effect upon enactment for purposes of the recommendations and rules and for counties collecting initial information during the fiscal year beginning July 1, 1998. Payments under section 426B.5, subsection 2, shall commence with the fiscal year beginning July 1, 1999. The rules shall be adopted on or before July 1, 1998. The mental health and mental retardation commission may adopt emergency rules under section 17A.4, subsection 2, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this Act and the rules shall be effective immediately upon filing unless a later date is specified in the rules. Any rules adopted in accordance with this subsection shall also be published as a notice of intended action as provided in section 17A.4.

2. Except as provided in subsection 1, this division of this Act takes effect July 1, 1998, for purposes of creating the risk pool board and completing required planning. This division of this Act is applicable to county budgets prepared and levies certified commencing with the fiscal year beginning July 1, 1999.

DIVISION III -- FY 2000-2001

Sec. 10. Section 331.438, subsection 2, paragraph b, Code Supplement 1997, as amended by this Act, is amended by striking the paragraph and inserting in lieu thereof the following:

b. A county's portion of the allowed growth factor adjustment appropriation for a fiscal year shall be determined based upon the county's proportion of the state's general population.

Sec. 11. EFFECTIVE DATE -- APPLICABILITY. This division of this Act takes effect July 1, 2000, and is applicable to county budgets prepared and levies certified for the fiscal year beginning July 1, 2000. Prior to July 1, 2000, the counties shall perform those acts necessary for budget preparation and levy certification in order to implement this division of this Act on July 1, 2000.

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RON J. CORBETT  
Speaker of the House

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MARY E. KRAMER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2545, Seventy-seventh General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved April 27, 1998

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TERRY E. BRANSTAD  
Governor