

4-7-97 Referred to Human Resources

MAR 6 1997
Place On Calendar

HOUSE FILE 497
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 163)

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

A BILL FOR

1 An Act relating to immunizations under the family investment
2 program and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 497

1 Section 1. Section 239.10, Code 1997, is amended to read
2 as follows:

3 239.10 IMMUNIZATION.

4 1. a. ~~To the extent feasible, the~~ The department shall
5 determine the immunization status of require immunizations of
6 children who are preschool age and are a member of a family
7 receiving assistance under this chapter. The status shall be
8 determined The department shall adopt rules setting forth the
9 immunization requirements which shall be in accordance with
10 the immunization recommendations adopted by the Iowa
11 department of public health under section 139.9, including the
12 exemption provisions in section 139.9, subsection 4. If the
13 department determines a child is not in compliance with the
14 immunization recommendations, the department shall refer the
15 child's parent or guardian to a local public health agency for
16 immunization services for the child and other members of the
17 child's family. The rules shall specify the types of
18 immunizations required, the age groupings to which the
19 requirements apply, and other provisions. The rules shall
20 also include exemptions for good cause or for factors beyond
21 the control of the child's parent, guardian, or custodian.
22 The exemptions shall be in addition to those established by
23 the Iowa department of public health.

24 b. Unless exempt by rule, a recipient family which is not
25 in compliance with an immunization requirement shall be
26 subject to sanction. The sanction shall be a deduction from
27 cash benefit assistance payable to the child's family in an
28 amount equivalent to twenty-five percent of the applicable
29 family investment program payment standard. The sanction
30 shall apply until the family complies with the immunization
31 requirement.

32 2. The department of human services shall cooperate with
33 the Iowa department of public health to establish an
34 interagency agreement allowing the sharing of pertinent client
35 data, as permitted under federal law and regulation, for the

1 purposes of determining immunization rates of recipients-of
2 persons receiving assistance, evaluating family investment
3 program efforts to encourage require immunizations, and
4 developing strategies to further encourage immunization of
5 recipients-of persons receiving assistance.

6 Sec. 2. EFFECTIVE DATE. This Act takes effect July 1,
7 1998.

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EXPLANATION

9 This bill relates to recipient immunization requirements
10 under the family investment program.

11 Code section 239.10, relating to immunization of children
12 receiving assistance under the family investment program, is
13 amended to require immunization as a condition of the family
14 receiving assistance. The department of human services is
15 directed to provide in rule, exemptions to the requirement for
16 good cause and for factors beyond the parent's control. The
17 department is to sanction families who do not comply with the
18 immunization requirements. The sanction is a deduction from
19 cash assistance payable to the family until the family
20 complies. Current law is stricken which directs the
21 department to make a referral of a recipient family who does
22 not comply with the immunization provisions to a local public
23 health agency.

24 The bill takes effect July 1, 1998.

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Boddicker, Ch
Thomson
Brand

HSB 163

HUMAN RESOURCES

Succeeded By

HOUSE FILE

SF/HF 497

BY (PROPOSED COMMITTEE ON

HUMAN RESOURCES BILL BY

CHAIRPERSON BODDICKER)

Passed House, Date _____

Passed Senate, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to children's benefits and immunizations under
2 the family investment program and providing an effective date.

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

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1 Section I. NEW SECTION. 239.5A FAMILY SIZE LIMITATION ON
2 AMOUNT OF ASSISTANCE.

3 1. If a family is a recipient on March 1, 1998, the
4 recipient family's children eligible for assistance shall be
5 limited to those children who were family members on or before
6 March 1, 1998, and any children who become family members
7 during the period beginning March 1, 1998, and ending December
8 31, 1998.

9 2. If a family is not a recipient as of March 1, 1998, as
10 a recipient in any period following March 1, 1998, the
11 recipient family's children eligible for assistance shall be
12 limited to those children who were family members on or before
13 the date the family's eligibility for the assistance is first
14 approved and to any children who become family members within
15 ten months of the date the applicant was first approved as a
16 recipient.

17 3. Except as provided in subsection 4, the eligibility
18 limitations on a recipient family under this section shall
19 remain applicable during any subsequent period of eligibility
20 for assistance.

21 4. If necessary to provide for a child to live with a
22 nonparent relative, the department may allow for a good cause
23 exemption to the eligibility limitations of this section.

24 Sec. 2. Section 239.10, Code 1997, is amended to read as
25 follows:

26 239.10 IMMUNIZATION.

27 1. a. ~~To the extent feasible, the~~ The department shall
28 determine the immunization status of require immunizations of
29 children who are preschool age and are a member of a family
30 applying for or receiving assistance under this chapter. The
31 status shall be determined The department shall adopt rules
32 setting forth the immunization requirements which shall be in
33 accordance with the immunization recommendations adopted by
34 the Iowa department of public health under section 139.9,
35 including the exemption provisions in section 139.9,

1 subsection 4. ~~If the department determines a child is not in~~
2 ~~compliance with the immunization recommendations, the~~
3 ~~department shall refer the child's parent or guardian to a~~
4 ~~local public health agency for immunization services for the~~
5 ~~child and other members of the child's family. The rules~~
6 shall specify the types of immunizations required, the age
7 groupings to which the requirements apply, and other
8 provisions. The rules shall also include exemptions for good
9 cause or for factors beyond the control of the child's parent,
10 guardian, or custodian. The exemptions shall be in addition
11 to those established by the Iowa department of public health.

12 b. Unless exempt by rule, an applicant or recipient family
13 which is not in compliance with an immunization requirement
14 shall be subject to sanction. The sanction shall be a
15 deduction from cash benefit assistance payable to the child's
16 family in an amount equivalent to twenty-five percent of the
17 applicable family investment program payment standard. The
18 sanction shall apply until the family complies with the
19 immunization requirement.

20 2. The department of human services shall cooperate with
21 the Iowa department of public health to establish an
22 interagency agreement allowing the sharing of pertinent client
23 data, as permitted under federal law and regulation, for the
24 purposes of determining immunization rates of recipients of
25 persons applying for or receiving assistance, evaluating
26 family investment program efforts to encourage require
27 immunizations, and developing strategies to further encourage
28 immunization of recipients of persons applying for or
29 receiving assistance.

30 Sec. 3. EFFECTIVE DATE. Section 2 of this Act, amending
31 Code section 239.10, takes effect July 1, 1998.

32 EXPLANATION

33 This bill relates to applicant and recipient requirements
34 under the family investment program.

35 New Code section 239.5A is created to apply a limitation on

1 the amount of assistance provided to recipient families under
2 the family investment program. If a family is a recipient as
3 of March 1, 1998, the family's level of assistance will always
4 be based upon the number of children who are family members as
5 of March 1, 1998, and any children who become family members
6 during the period beginning March 1, 1998, and ending December
7 31, 1998. For a family who is not a recipient as of March 1,
8 1998, the family's level of assistance will always be based
9 upon the number of children who are family members as of the
10 date the family's eligibility for assistance is first approved
11 and any children who become family members within the 10
12 months following the approval date. The department may
13 provide for a good cause exemption if necessary for a child to
14 live with a nonparent relative.

15 Code section 239.10, relating to immunization of children
16 applying for or receiving assistance under the family
17 investment program, is amended to require immunization as a
18 condition of the family receiving assistance. The department
19 of human services is directed to provide in rule exemptions to
20 the requirement for good cause and for factors beyond the
21 parent's control. The department is to sanction families who
22 do not comply with the immunization requirements. The
23 sanction is a deduction from cash benefits payable to the
24 family until the family complies. Current law is stricken
25 which directs the department to make a referral of a recipient
26 family who does not comply with the immunization provisions to
27 a local public health agency. This section takes effect July
28 1, 1998.

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