

4/3/97 unfinished Business Calendar

REPRINTED

MAR 20 1997

HOUSE FILE 710
BY COMMITTEE ON APPROPRIATIONS

APPROPRIATIONS CALENDAR

Passed House, Date 4/8/97 (p.1048) Passed Senate, Date 4-14-97 (P.1165)
Vote: Ayes 77 Nays 23 Vote: Ayes 46 Nays 4
Approved May 2, 1997

A BILL FOR

1 An Act relating to and making appropriations to the department
2 for the blind, the Iowa state civil rights commission, the
3 department of elder affairs, the Iowa department of public
4 health, the department of human rights, the governor's
5 alliance on substance abuse, and the commission of veterans
6 affairs, and providing an effective date.

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

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

HF 710

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 1997, and ending June 30, 1998, 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	\$	1,499,238
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, 1997,
15 and ending June 30, 1998, 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	\$	1,110,372
22	FTEs	35.00

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 \$625,000 during the fiscal year beginning July 1, 1997, the
27 Iowa state civil rights commission may exceed their authorized
28 staffing level to hire additional staff to process or to
29 support the processing of employment and housing complaints
30 during that fiscal year.

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, 1997, and ending June 30, 1998, 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	\$	512,362
6	FTEs	28.00

7 2. For aging programs and services:

8 \$ 3,616,528

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. These funds shall not be used by the
12 department for administrative purposes, and not more than
13 \$151,654 shall be used for area agencies on aging
14 administrative purposes, and shall be used for citizens of
15 Iowa over 60 years of age for case management for the frail
16 elderly, mental health outreach, Alzheimer's support, retired
17 senior volunteer program, care review committee coordination,
18 employment, adult day care, respite care, chore services,
19 telephone reassurance, information and assistance, and home
20 repair services, including the winterizing of homes, and for
21 the construction of entrance ramps which make residences
22 accessible to the physically handicapped. Funds appropriated
23 in this subsection may be used to supplement federal funds
24 under federal regulations. To receive funds appropriated in
25 this subsection, a local area agency on aging shall match the
26 funds with funds from other sources according to rules adopted
27 by the department. Funds appropriated in this subsection may
28 be used for elderly services not specifically enumerated in
29 this subsection only if approved by an area agency on aging
30 for provision of the service within the area.

31 3. The department shall maintain policies and procedures
32 regarding Alzheimer's support and the retired senior volunteer
33 program.

34 Sec. 4. GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE. There is
35 appropriated from the general fund of the state to the

1 governor's alliance on substance abuse for the fiscal year
2 beginning July 1, 1997, and ending June 30, 1998, the
3 following amounts, or so much thereof as is necessary, to be
4 used for the purposes designated:

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

8	\$	379,443
9	FTEs	10.00

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

12	\$	32,894
----------	----	--------

13 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
14 appropriated from the general fund of the state to the Iowa
15 department of public health for the fiscal year beginning July
16 1, 1997, and ending June 30, 1998, the following amounts, or
17 so much thereof as is necessary, to be used for the purposes
18 designated:

19 1. a. PLANNING AND ADMINISTRATION DIVISION

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

23	\$	1,817,092
24	FTEs	64.40

25 (1) Of the funds appropriated in this lettered paragraph,
26 \$676,868 shall be used for the chronic renal disease program.
27 The types of assistance available to eligible recipients under
28 the program may include insurance premiums, travel
29 reimbursement, and prescription and nonprescription drugs.
30 The program expenditures shall not exceed this allocation. If
31 projected expenditures will exceed the allocation, the
32 department shall establish by administrative rule a mechanism
33 to reduce financial assistance under the renal disease program
34 in order to keep expenditures within the amounts allocated.

35 Funds appropriated for the chronic renal disease program

1 shall be used only for patients enrolled in the program as of
2 July 1, 1997. The department shall not enroll new patients in
3 the program after that date.

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

7 (3) Of the funds appropriated in this lettered paragraph,
8 \$118,055 shall be used to provide regulatory oversight of
9 accountable health plans.

10 (4) Of the funds appropriated in this lettered paragraph,
11 \$46,658 shall be used for the purchase, verification,
12 updating, and storage of health data information.

13 (5) The department shall compile, correlate, and
14 disseminate data from health care providers, the state medical
15 assistance program, third-party payors, associations, and
16 other appropriate sources in furtherance of the purpose and
17 intent of this appropriation.

18 (6) The department shall request and receive information
19 from other state agencies similar to that required of third-
20 party payors for the purpose of dissemination of health data.
21 The department may enter into agreements for studies on
22 health-related questions and provide or make data available to
23 health care providers, health care subscribers, third-party
24 payors, and the general public. The department may purchase
25 data for the purpose of dissemination of health data
26 information. The department shall assure the confidentiality
27 of the data collected from other state agencies, hospitals,
28 and third-party payors under chapter 22. The compilation of
29 data information prepared for release or dissemination from
30 the data collected shall be a public record. The department
31 shall adopt administrative rules to address a contracting
32 process, define confidential information, set fees to be
33 charged for data, and prescribe the forms upon which the
34 information is to be made available.

35 b. PROFESSIONAL LICENSURE

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

4 \$ 1,007,538
5 FTEs 15.00

6 The director of public health, when estimating expenditure
7 requirements for the boards funded under this paragraph, shall
8 base the budget on 85 percent of the average annual fees
9 generated for the previous two fiscal years. The department
10 shall confer with the boards funded under this paragraph in
11 estimating the boards' annual fee generation and
12 administrative costs. When the department develops each
13 board's annual budget, a board's budget shall not exceed 85
14 percent of fees collected, based on the average of the
15 previous two fiscal years. The department may expend funds in
16 addition to amounts budgeted, if those additional expenditures
17 are directly the result of a scope of practice review
18 committee or unanticipated litigation costs arising from the
19 discharge of the board's regulatory duties. Before the
20 department expends or encumbers funds for a scope of practice
21 review committee or an amount in excess of the funds budgeted
22 for a board, the director of the department of management
23 shall approve the expenditure or encumbrance. The amounts
24 necessary to fund the unanticipated litigation in the fiscal
25 year beginning July 1, 1997, shall not exceed 5 percent of the
26 average annual fees generated by the boards for the previous
27 two fiscal years.

28 c. EMERGENCY MEDICAL SYSTEMS

29 For salaries, support, maintenance, and emergency medical
30 services training of emergency medical services (EMS)
31 personnel at the state, county, and local levels, and for not
32 more than the following full-time equivalent positions:

33 \$ 1,030,954
34 FTEs 13.00

35 If a person in the course of responding to an emergency

1 renders aid to an injured person and becomes exposed to bodily
2 fluids of the injured person, that emergency responder shall
3 be entitled to hepatitis testing and immunization in
4 accordance with the latest available medical technology to
5 determine if infection with hepatitis has occurred. The
6 person shall be entitled to reimbursement from the EMS funds
7 available under this lettered paragraph only if the
8 reimbursement is not available through any employer or third-
9 party payor.

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	\$	2,198,030
15	FTEs	75.00

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, \$39,547
19 shall be used for the lead abatement program.

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

23 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION

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

27	\$	656,216
28	FTEs	39.60

29 (1) The division shall continue to coordinate with
30 substance abuse treatment and prevention providers regardless
31 of funding source to assure the delivery of substance abuse
32 treatment and prevention programs.

33 (2) The commission on substance abuse, in conjunction with
34 the division, shall continue to coordinate the delivery of
35 substance abuse services involving prevention, social and

1 medical detoxification, and other treatment by medical and
2 nonmedical providers to uninsured and court-ordered substance
3 abuse patients in all counties of the state.

4 b. Of the funds appropriated in this subsection, \$15,000
5 is allocated to support the surveillance and reporting of
6 disabilities suffered by persons engaged in agriculture
7 resulting from diseases or injuries, including identifying the
8 amount and severity of agriculture-related injuries and
9 diseases in the state, identifying causal factors associated
10 with agriculture-related injuries and diseases, and evaluating
11 the effectiveness of intervention programs designed to reduce
12 injuries and diseases. The department shall cooperate with
13 the department of agriculture and land stewardship, Iowa state
14 university of science and technology, and the college of
15 medicine at the state university of Iowa in accomplishing
16 these duties.

17 c. For program grants:

18 \$ 8,390,159

19 (1) Of the funds appropriated in this lettered paragraph,
20 \$193,500 shall be used for the provision of aftercare services
21 for persons completing substance abuse treatment.

22 (2) Of the funds appropriated in this lettered paragraph,
23 \$950,000 shall be used by the Iowa department of public health
24 to continue the integrated substance abuse managed care
25 system.

26 4. FAMILY AND COMMUNITY HEALTH DIVISION

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

30 \$ 3,466,136

31 FTEs 72.00

32 (1) Of the funds appropriated in this lettered paragraph,
33 at least \$587,865 shall be allocated by the division for the
34 birth defects and genetics counseling program and of these
35 funds, \$279,402 is allocated for regional genetic counseling

1 services contracted from the state university of Iowa
2 hospitals and clinics under the control of the state board of
3 regents.

4 (2) Of the funds appropriated in this lettered paragraph,
5 the following amounts shall be allocated to the state
6 university of Iowa hospitals and clinics under the control of
7 the state board of regents for the following programs under
8 the Iowa specialized child health care services:

9 (a) Mobile and regional child health specialty clinics:
10 \$ 392,931

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

14 Of the funds allocated in this subparagraph subdivision,
15 \$97,937 shall be used for a specialized medical home care
16 program providing care planning and coordination of community
17 support services for children who require technical medical
18 care in the home.

19 (b) Muscular dystrophy and related genetic disease
20 programs:
21 \$ 115,613

22 (c) Statewide perinatal program:
23 \$ 61,693

24 (3) The birth defects and genetic counseling service shall
25 apply a sliding fee scale to determine the amount a person
26 receiving the services is required to pay for the services.
27 These fees shall be considered repayment receipts and used for
28 the program.

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

32 (5) Of the funds appropriated in this lettered paragraph,
33 \$1,105,461 shall be used for maternal and child health
34 services.

35 (6) If during the fiscal year, the federal government

1 incorporates the special supplemental nutrition program for
2 women, infants, and children into a block grant, the
3 department of human services, Iowa department of public
4 health, or any other state agency which administers the block
5 grant shall require a competitive bid process for infant
6 formula purchased by or for families under the block grant.

7 (7) The Iowa department of public health shall administer
8 the statewide maternal and child health program, conduct
9 mobile and regional child health specialty clinics, and
10 conduct other activities to improve the health of low-income
11 women and children and to promote the welfare of children with
12 actual or potential handicapping conditions and chronic
13 illnesses in accordance with the requirements of Title V of
14 the federal Social Security Act.

15 (8) The department shall continue efforts to realize the
16 "Healthy Iowans 2000" goal of promoting prevention and health
17 promotion to improve the quality of life of Iowans and to hold
18 down health care costs.

19 (9) Of the funds appropriated in this lettered paragraph,
20 \$165,391 shall be allocated for the office of rural health to
21 provide technical assistance to rural areas in the area of
22 health care delivery.

23 (10) Of the funds appropriated in this lettered paragraph,
24 \$182,028 shall be used to develop, implement, and maintain
25 rural health provider recruitment and retention efforts.

26 b. Sudden infant death syndrome autopsies:
27 For reimbursing counties for expenses resulting from
28 autopsies of suspected victims of sudden infant death syndrome
29 required under section 331.802, subsection 3, paragraph "j":
30 \$ 9,675

31 c. For grants to the counties for public health nursing,
32 home care aide/chore, and senior health programs:
33 \$ 11,683,924

34 The local board of health and local board of supervisors
35 shall jointly determine which one shall be a contractor for

1 these funds in a single contract beginning July 1, 1997. For
2 those counties participating in a multi-county project, each
3 local board of health and local board of supervisors of
4 participating counties shall jointly agree upon the county
5 that will serve as the contractor with the department. The
6 funds appropriated in this lettered paragraph shall be
7 allocated as follows:

8 (1) For the public health nursing program:
9 \$ 2,511,871

10 (a) Funds allocated in this subparagraph for the public
11 health nursing program shall be used to maintain and expand
12 the existing public health nursing program for elderly and
13 low-income persons with the objective of preventing or
14 reducing inappropriate institutionalization. The funds shall
15 not be used for any other purpose. As used in this
16 subparagraph, "elderly person" means a person who is 60 years
17 of age or older and "low-income person" means a person whose
18 income and resources are below the guidelines established by
19 the department.

20 (b) One-fourth of the total amount to be allocated shall
21 be divided so that an equal amount is available for use in
22 each county in the state. Three-fourths of the total amount
23 to be allocated shall be divided so that the share available
24 for use in each county is proportionate to the number of
25 elderly and low-income persons living in that county in
26 relation to the total number of elderly and low-income persons
27 living in the state.

28 (c) In order to receive allocations under this
29 subparagraph, the local boards of health and board of
30 supervisors having jurisdiction shall jointly prepare a
31 proposal for the use of the allocated funds available for that
32 jurisdiction that will provide the maximum benefits of
33 expanded public health nursing care to elderly and low-income
34 persons in the jurisdiction. After approval of the proposal
35 by the department, the department shall enter into a contract

1 with the local board of health or board of supervisors. The
2 contractor shall subcontract with a nonprofit nurses'
3 association, an independent nonprofit agency, or a suitable
4 local governmental body to use the allocated funds to provide
5 public health nursing care. The contractor shall make an
6 effort to prevent duplication of services.

7 (d) If by July 30, 1997, the department is unable to
8 conclude contracts for use of the allocated funds in a county,
9 the department shall consider the unused funds allocated under
10 this subparagraph an unallocated pool. If the unallocated
11 pool is \$50,000 or more, it shall be reallocated to the
12 counties in substantially the same manner as the original
13 allocations. The reallocated funds are available for use in
14 those counties during the period beginning January 1 and
15 ending June 30 of the fiscal year. If the unallocated pool is
16 less than \$50,000 for the fiscal year, the department may
17 allocate the moneys to counties with demonstrated special
18 needs for public health nursing.

19 (e) The department shall adopt rules governing the
20 expenditure of funds allocated by this subparagraph. The
21 rules shall require each local agency receiving funds to
22 establish and use a sliding fee scale for those persons able
23 to pay for all or a portion of the cost of the care.

24 (f) The department shall evaluate the success of the
25 public health nursing program. The evaluation shall include
26 the extent to which the program reduced or prevented
27 inappropriate institutionalization, the extent to which the
28 program increased the availability of public health nursing
29 care to elderly and low-income persons, and the extent of
30 public health nursing care provided to elderly and low-income
31 persons.

32 (2) For the home care aide/chore program:

33 \$ 8,586,716

34 Funds allocated in this subparagraph for the home care
35 aide/chore program shall be used to provide home care aide

1 services with emphasis on services to elderly and persons
2 below the poverty level and children and adults in need of
3 protective services with the objective of preventing or
4 reducing inappropriate institutionalization. In addition for
5 each fiscal year, up to 15 percent of the funds allocated in
6 this subparagraph may be used to provide chore services. The
7 funds shall not be used for any other purposes. In providing
8 services to elderly persons, the service provider shall
9 coordinate efforts with the integrated case management for the
10 frail elderly program of the department of elder affairs. As
11 used in this lettered paragraph:

12 (a) "Chore services" means services provided to
13 individuals or families, who, due to incapacity, or illness,
14 are unable to perform certain home maintenance functions. The
15 services include but are not limited to yard work such as
16 mowing lawns, raking leaves, and shoveling walks; window and
17 door maintenance such as hanging screen windows and doors,
18 replacing windowpanes, and washing windows; and minor repairs
19 to walls, floors, stairs, railings, and handles. It also
20 includes heavy house cleaning which includes cleaning attics
21 or basements to remove fire hazards, moving heavy furniture,
22 extensive wall washing, floor care or painting, and trash
23 removal.

24 (b) "Elderly person" means a person who is 60 years of age
25 or older.

26 (c) "Home care aide services" means services intended to
27 enhance the capacity of household members to attain or
28 maintain the independence of the household members and
29 provided by trained and supervised workers to individuals or
30 families, who, due to the absence, incapacity, or limitations
31 of the usual homemaker, are experiencing stress or crisis.
32 The services include but are not limited to essential
33 shopping, housekeeping, meal preparation, child care, respite
34 care, money management and consumer education, family
35 management, personal services, transportation and providing

1 information, assistance, and household management.

2 (d) "Low-income person" means a person whose income and
3 resources are below the guidelines established by the
4 department.

5 (e) "Protective services" means those home care aide
6 services intended to stabilize a child's or an adult's
7 residential environment and relationships with relatives,
8 caretakers, and other persons or household members in order to
9 alleviate a situation involving abuse or neglect or to
10 otherwise protect the child or adult from a threat of abuse or
11 neglect.

12 The amount allocated in this subparagraph shall be
13 allocated for use in the counties of the state. Fifteen
14 percent of the amount shall be divided so that an equal amount
15 is available for use in each county in the state. The
16 following percentages of the remaining amount shall be
17 allocated to each county according to that county's proportion
18 of residents with the following demographic characteristics:
19 60 percent according to the number of elderly persons living
20 in the county, 20 percent according to the number of persons
21 below the poverty level living in the county, and 20 percent
22 according to the number of substantiated cases of child abuse
23 in the county during the three most recent fiscal years for
24 which data is available.

25 In order to receive allocations in this subparagraph, the
26 county board of supervisors and local boards of health, after
27 consultation with the human services county cluster boards,
28 area agency on aging advisory council, local office of the
29 department of human services, and other in-home health care
30 provider agencies in the jurisdiction, shall jointly prepare a
31 proposal for the use of the allocated funds available for that
32 jurisdiction that will provide the maximum benefits of home
33 care aide services to elderly and low-income persons and
34 children and adults in need of protective services in the
35 jurisdiction. An agency requesting service or financial

1 information about a current subcontractor shall provide
2 similar information concerning the agency's own home care aide
3 or chore services program to the current subcontractor. The
4 proposal may provide that a maximum of 15 percent of the
5 allocated funds will be used to provide chore services. The
6 proposal shall include a statement assuring that children and
7 adults in need of protective services are given priority for
8 home care aide services and that the appropriate local
9 agencies have participated in the planning for the proposal.
10 After approval of the proposal by the department, the
11 department shall enter into a contract with the county board
12 of supervisors or local board of health, as decided locally.
13 The contractor shall contract with a nonprofit nurses'
14 association, an independent nonprofit agency, the department
15 of human services, or a suitable local governmental body to
16 use the allocated funds to provide home care aide services and
17 chore services providing that the subcontract requires any
18 service provided away from the home to be documented in a
19 report available for review by the department, and that each
20 home care aide subcontracting agency shall maintain the direct
21 service workers' time assigned to direct client service at 70
22 percent or more of the workers' paid time and that not more
23 than 35 percent of the total cost of the service be included
24 in the combined costs for service administration and agency
25 administration. The subcontract shall require that each home
26 care aide subcontracting agency shall pay the employer's
27 contribution of social security and provide workers'
28 compensation coverage for persons providing direct home care
29 aide service and meet any other applicable legal requirements
30 of an employer-employee relationship.

31 If by July 30, 1997, the department is unable to conclude
32 contracts for use of the allocated funds in a county, the
33 department shall consider the unused funds allocated under
34 this subparagraph an unallocated pool. The department shall
35 also identify any allocated funds which the counties do not

1 anticipate spending during the fiscal year. If the
2 anticipated excess funds available to any county are
3 substantial, the department and the county may agree to return
4 those excess funds, if the funds are other than program
5 revenues, to the department, and if returned, the department
6 shall consider the returned funds a part of the unallocated
7 pool. The department shall, prior to February 15, 1998,
8 reallocate the funds in the unallocated pool among the
9 counties in which the department has concluded contracts under
10 this subparagraph. The department shall also review the first
11 10 months' expenditures for each county in May of the fiscal
12 year, to determine if any counties possess contracted funds
13 which they do not anticipate spending. If such funds are
14 identified and the county agrees to release the funds, the
15 released funds will be considered a new reallocation pool.
16 The department may, prior to June 1, 1998, reallocate funds
17 from this new reallocation pool to those counties which have
18 experienced a high utilization of protective service hours for
19 children and dependent adults.

20 The department shall adopt rules governing the expenditure
21 of funds allocated under this subparagraph. The rules shall
22 require each local agency receiving funds to establish and use
23 a sliding fee scale for those persons able to pay for all or a
24 portion of the cost of the services and shall require the
25 payments to be applied to the cost of the services. The
26 department shall also adopt rules for standards regarding
27 training, supervision, recordkeeping, appeals, program
28 evaluation, cost analysis, and financial audits, and rules
29 specifying reporting requirements.

30 The department shall annually evaluate the success of the
31 home care aide/chore program. The evaluation shall include a
32 description of the program and its implementation, the extent
33 of local participation, the extent to which the program
34 reduced or prevented inappropriate institutionalization, the
35 extent to which the program provided or increased the

1 availability of home care aide services to elderly and low-
2 income persons and children and adults in need of protective
3 services, any problems and recommendations concerning the
4 program, and an analysis of the costs of services across the
5 state.

6 (3) For the senior health program:

7 \$ 585,337

8 The allocation made in this subparagraph for the senior
9 health program shall be distributed by a formula to senior
10 health programs located in counties which provide funding on a
11 matching basis for the senior health program.

12 (4) Notwithstanding the program allocations under
13 subparagraphs (1), (2), and (3), a county may submit to the
14 department a plan for an alternate allocation of funding which
15 provides for assuring the delivery of existing services and
16 the essential public health services based on an assessment of
17 community needs, and targeted populations to be served under
18 the alternate plan. The department shall adopt rules to
19 administer these programs. The department may establish
20 demonstration projects which provide for an alternate
21 allocation of funds based upon the proposed plan to provide
22 essential public health services as determined by the
23 community health assessment and targeted populations to be
24 served.

25 d. 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 e. For primary and preventive health care for children:

1 \$ 75,000

2 Funds appropriated in this lettered paragraph shall be used
3 for the public purpose of providing a renewable grant,
4 following a request for proposals, to a statewide charitable
5 organization within the meaning of section 501(c)(3) of the
6 Internal Revenue Code which was organized prior to April 1,
7 1989, and has as one of its purposes the sponsorship or
8 support for programs designed to improve the quality,
9 awareness, and availability of health care for the young, to
10 serve as the funding mechanism for the provision of primary
11 health care and preventive services to children in the state
12 who are uninsured and who are not eligible under any public
13 plan of health insurance, provided all of the following
14 conditions are met:

15 (1) The organization shall provide a match of four dollars
16 in advance of each state dollar provided.

17 (2) The organization coordinates services with new or
18 existing public programs and services provided by or funded by
19 appropriate state agencies in an effort to avoid inappropriate
20 duplication of services and ensure access to care to the
21 extent as is reasonably possible. The organization shall work
22 with the Iowa department of public health, family and
23 community health division, to ensure duplication is minimized.

24 (3) The organization's governing board includes in its
25 membership representatives from the executive and legislative
26 branches of state government.

27 (4) Grant funds are available as needed to provide
28 services and shall not be used for administrative costs of the
29 department or the grantee.

30 f. For the Iowa healthy family program under section
31 135.106:

32 \$ 952,000

33 (1) Of the funds appropriated in this lettered paragraph,
34 not more than \$165,000 shall be used to continue the existing
35 infant mortality and morbidity prevention pilot projects in

1 Polk, Scott, and Woodbury counties with no more than 15
2 percent being used for administrative expenses.

3 (2) Of the funds appropriated in this lettered paragraph,
4 not more than \$25,000 shall be used to continue supporting
5 multidisciplinary research into the cause of individual infant
6 deaths in the state and shall be used solely for research
7 purposes.

8 (3) Of the funds appropriated in this lettered paragraph,
9 not more than \$140,000 shall be used to continue existing mid-
10 level practitioners demonstration projects in Black Hawk,
11 Polk, and Scott counties. The funds shall be issued in three
12 equal grant amounts and shall be used to promote the use of
13 mid-level practitioners, which includes obstetrical-
14 gynecological nurse practitioners and family nurse
15 practitioners focusing on maternal and child health, to
16 improve access to prenatal care and obstetrical services.

17 (4) The remaining funds appropriated in this lettered
18 paragraph shall be used for the healthy opportunities for
19 parents to experience success program. Any new funds or funds
20 in excess of that necessary to continue existing programs
21 shall be used by the department to expand the program to
22 counties with greatest need and the capacity to deliver the
23 services. Any funds contracted to agencies under
24 subparagraphs (1), (2), and (3) which are projected to be
25 unused at the close of the fiscal year shall be allowed to be
26 reallocated to the healthy opportunities for parents to
27 experience success program.

28 g. For primary care provider recruitment and retention
29 endeavors:

30 \$ 235,000

31 h. For the prospective minor parents decision-making
32 assistance program under chapter 135L, and for not more than
33 the following full-time equivalent positions:

34 \$ 70,000

35 FTEs 1.00

1 5. STATE BOARD OF DENTAL EXAMINERS

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

5	\$	304,500
6	FTEs	4.00

7 6. STATE BOARD OF MEDICAL EXAMINERS

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

11	\$	1,203,648
12	FTEs	18.00

13 7. STATE BOARD OF NURSING EXAMINERS

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

17	\$	1,006,293
18	FTEs	18.00

19 8. STATE BOARD OF PHARMACY EXAMINERS

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

23	\$	741,909
24	FTEs	12.00

25 9. The state board of medical examiners, the state board
26 of pharmacy examiners, the state board of dental examiners,
27 and the state board of nursing examiners shall prepare
28 estimates of projected receipts to be generated by the
29 licensing, certification, and examination fees of each board
30 as well as a projection of the fairly apportioned
31 administrative costs and rental expenses attributable to each
32 board. Each board shall annually review and adjust its
33 schedule of fees so that, as nearly as possible, projected
34 receipts equal projected costs.

35 10. The state board of medical examiners, the state board

1 of pharmacy examiners, the state board of dental examiners,
2 and the state board of nursing examiners shall retain their
3 individual executive officers, but are strongly encouraged to
4 share administrative, clerical, and investigative staffs to
5 the greatest extent possible.

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

11 12. Consolidation of state funding sources for public
12 health nursing, home care aide, and the senior health program
13 into a single contract for each county, as jointly agreed upon
14 by the county board of supervisors and any boards of health
15 within the county, shall be implemented statewide beginning
16 July 1, 1997. It shall be the department's goal to add
17 federal funding for health promotion as federal funds become
18 available. The department shall submit a report to the
19 general assembly on or before January 2, 1998, which shall
20 include a progress evaluation of the first year of the
21 statewide contract for each county beginning July 1, 1997.
22 The department may include other state and federal funding
23 sources with the understanding that local, city, or county
24 funds not be supplanted.

25 Sec. 6. PILOT PROJECT -- SCOPE OF PRACTICE REVIEW
26 COMMITTEES.

27 1. The Iowa department of public health shall, to the
28 extent possible with moneys made available in the
29 appropriations in this health Act for professional licensure
30 boards, conduct a study of utilizing scope of practice review
31 committees to evaluate and make recommendations to the general
32 assembly, and to the appropriate licensure boards on the
33 following issues:

34 a. Requests from practitioners seeking to become newly
35 licensed health professionals or to establish their own

1 licensure boards.

2 b. Request from health professionals seeking to expand or
3 narrow the scope of practice of a health profession.

4 c. Unresolved administrative rulemaking disputes between
5 licensure boards.

6 2. A scope of practice review committee established under
7 this section shall evaluate the issues specified in subsection
8 1 and make recommendations to the general assembly pursuant to
9 subsection 3 based on the following standards and guidelines:

10 a. It is in the best interest of the public that scope of
11 practice review committees be established to monitor scope of
12 practice issues and concerns and promote consistency between
13 licensure boards.

14 b. The proposed change does not pose a significant new
15 danger to the public.

16 c. Enacting the proposed change will benefit the health,
17 safety, or welfare of the public.

18 d. The public cannot be effectively protected by other
19 more cost-effective means.

20 3. A pilot project utilizing scope of practice review
21 committees shall be established based on the model and
22 findings of the health professions committee of the Iowa
23 health regulation task force. The pilot project shall
24 commence on July 1, 1997, and shall end on June 30, 2000. The
25 director of the Iowa department of public health, in
26 consultation with members of the general assembly, the
27 administrative rules review committee, and the professional
28 licensure boards, shall select the issues subject to a scope
29 of practice review. The department shall submit a progress
30 report to the governor and the general assembly by January 1,
31 1998, and shall conduct a complete evaluation of the scope of
32 practice review committee pilot project by January 1, 2000.

33 The department shall adopt rules in accordance with chapter
34 17A to implement the pilot project in accordance with the
35 provisions of this section.

1 Sec. 7. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
2 from the general fund of the state to the department of human
3 rights for the fiscal year beginning July 1, 1997, and ending
4 June 30, 1998, the following amounts, or so much thereof as is
5 necessary, to be used for the purposes designated:

6 1. CENTRAL ADMINISTRATION DIVISION

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

10	\$	194,370
11	FTEs	6.60

12 2. DEAF SERVICES DIVISION

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

16	\$	303,229
17	FTEs	7.00

18 The fees collected by the division for provision of
19 interpretation services by the division to obligated agencies
20 shall be disbursed pursuant to the provisions of section 8.32,
21 and shall be dedicated and used by the division for continued
22 and expanded interpretation services.

23 3. PERSONS WITH DISABILITIES DIVISION

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

27	\$	101,354
28	FTEs	2.00

29 4. LATINO AFFAIRS DIVISION

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

33	\$	142,490
34	FTEs	3.00

35 5. STATUS OF WOMEN DIVISION

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

4 \$ 328,900
5 FTEs 3.00

6 a. Of the funds appropriated in this subsection, at least
7 \$125,775 shall be spent for the displaced homemaker program.

8 b. Of the funds appropriated in this subsection, at least
9 \$42,570 shall be spent for domestic violence and sexual
10 assault-related grants.

11 6. STATUS OF AFRICAN-AMERICANS DIVISION

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

15 \$ 114,266
16 FTEs 2.00

17 7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

21 \$ 385,099
22 FTEs 8.91

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

27 b. Of the funds appropriated in this subsection, at least
28 \$36,300 shall be spent for expenses relating to the
29 administration of federal funds for juvenile assistance. It
30 is the intent of the general assembly that the department of
31 human rights employ sufficient staff to meet the federal
32 funding match requirements established by the federal office
33 for juvenile justice delinquency prevention. The governor's
34 advisory council on juvenile justice shall determine the
35 staffing level necessary to carry out federal and state

1 mandates for juvenile justice.

2 8. COMMUNITY GRANT FUND

3 For the community grant fund established under section
4 232.190 for the continuation of existing grants for the fiscal
5 year beginning July 1, 1997, and ending June 30, 1998, to be
6 used for the purposes of the community grant fund and for not
7 more than the following full-time equivalent positions:

8	\$ 1,600,494
9	FTEs 1.40

10 An application from a community to receive a third
11 consecutive year of funding from this program may receive
12 priority consideration by the division in awarding of grants.
13 An application from a community that has not previously
14 received funding from this program may be considered eligible
15 for a grant award. An application from a community for a
16 fourth consecutive year of funding may also be considered
17 eligible. The division's grant award criteria, shall include
18 an assessment of third and fourth year applications'
19 explanation of past and future plans to increase alternative
20 support for community juvenile crime prevention initiatives,
21 and a demonstration of community collaboration, not merely
22 disbursements of funds to various organizations. The grant
23 award criteria shall also include a demonstration of
24 significant progress toward achieving past project objectives
25 such as process and impact evaluation objectives, including
26 objectives related to the number of persons served, and
27 behavioral changes. Letters of support shall include specific
28 commitments and shall be binding. The division shall
29 encourage all potential applicants to consider the use of
30 grant funds to provide assessment and intervention services
31 for high-risk youth and their families, and to additionally
32 consider the use of grant funds to support tobacco, alcohol,
33 and other drug prevention education programs in the
34 applicant's communities.

35 9. SHARED STAFF. Except for the persons with disabilities

1 division which shall be administered by the director of the
2 department of human rights, the divisions of the department of
3 human rights shall retain their individual administrators, but
4 shall share staff to the greatest extent possible.

5 Sec. 8. COMMISSION OF VETERANS AFFAIRS. There is
6 appropriated from the general fund of the state to the
7 commission of veterans affairs for the fiscal year beginning
8 July 1, 1997, and ending June 30, 1998, the following amounts,
9 or so much thereof as is necessary, to be used for the
10 purposes designated:

11 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION

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

15	\$	353,355
16	FTEs	5.00

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

24 2. WAR ORPHANS

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

27	\$	4,800
----------	----	-------

28 3. IOWA VETERANS HOME

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

32	\$	40,361,545
33	FTEs	800.82

34 a. The Iowa veterans home may use the gifts accepted by
35 the chairperson of the commission of veterans affairs and

1 other resources available to the commission for use at the
2 Iowa veterans home.

3 b. If medical assistance revenues are expanded at the Iowa
4 veterans home, and this expansion results in medical
5 assistance reimbursements which exceed the amount budgeted for
6 that purpose in the fiscal year beginning July 1, 1997, and
7 ending June 30, 1998, the Iowa veterans home may expend the
8 excess amounts to exceed the number of full-time equivalent
9 positions authorized for the purpose of meeting related
10 certification requirements or to provide additional beds. The
11 expenditure of additional funds received, as outlined in this
12 paragraph, is subject to the approval by the department of
13 management.

14 Sec. 9. VITAL RECORDS. The vital records modernization
15 project as enacted in 1993 Iowa Acts, chapter 55, section 1,
16 as amended by 1994 Iowa Acts, chapter 1068, section 8, shall
17 be extended until June 30, 1998, and the increased fees to be
18 collected pursuant to that project shall continue to be
19 collected until June 30, 1998.

20 Sec. 10. Section 99E.10, subsection 1, paragraph a,
21 unnumbered paragraph 2, Code 1997, is amended by striking the
22 unnumbered paragraph.

23 Sec. 11. Section 125.21, subsection 1, Code 1997, is
24 amended by striking the subsection.

25 Sec. 12. Section 135.22A, subsection 6, paragraph f, Code
26 1997, is amended by striking the paragraph.

27 Sec. 13. Section 135.107, subsection 5, Code 1997, is
28 amended by striking the subsection.

29 Sec. 14. Section 135L.4, subsection 4, Code 1997, is
30 amended to read as follows:

31 4. Nonlegislative members shall receive actual expenses
32 incurred while serving in their official capacity ~~and may also~~
33 ~~be eligible to receive compensation as provided in section~~
34 ~~7E:6.~~ Legislative members shall receive compensation pursuant
35 to section 2.10.

1 Sec. 15. Section 235C.3, subsection 7, unnumbered
2 paragraph 1, Code 1997, is amended by striking the unnumbered
3 paragraph.

4 Sec. 16. Section 272C.4, subsection 2, paragraph b, Code
5 1997, is amended by striking the paragraph.

6 Sec. 17. 1993 Iowa Acts, chapter 158, section 3,
7 subsection 1, paragraph f, is amended by striking the
8 paragraph.

9 Sec. 18. Section 135.77, Code 1997, is repealed.

10 Sec. 19. NEW SECTION. 144.45A COMMEMORATIVE BIRTH AND
11 MARRIAGE CERTIFICATES.

12 Upon application and payment of a thirty-five dollar fee,
13 the director may issue a commemorate copy of a certificate of
14 birth or a certificate of marriage. Fees collected pursuant
15 to this section shall be deposited in the emergency medical
16 services fund established in section 135.25 to support the
17 development and enhancement of emergency medical services
18 systems and emergency medical services for children.

19 Sec. 20. Section 216A.91, subsection 2, Code 1997, is
20 amended by striking the subsection.

21 Sec. 21. Sections 216A.92A and 216A.92B, Code 1997, are
22 repealed.

23 Sec. 22. CONTINGENT PROVISION. Appropriations to the
24 department of human rights for the fiscal year beginning July
25 1, 1997, and ending June 30, 1998, are contingent upon repeal
26 or amendment of section 216A.5 to extend the repeal of the
27 department.

28 Sec. 23. EFFECTIVE DATE. Section 9 of this Act, relating
29 to the vital records modernization project, being deemed of
30 immediate importance, shall take effect upon enactment.

31 EXPLANATION

32 This bill makes appropriations for the 1997-98 fiscal year
33 to the department for the blind, the civil rights commission,
34 the state commission of veterans affairs, governor's alliance
35 on substance abuse, and the departments of elder affairs,

1 public health, and human rights. The bill provides that
2 appropriations to the department of human rights for the
3 fiscal year beginning July 1, 1997, and ending June 30, 1998,
4 are contingent upon repeal or amendment of section 216A.5 to
5 extend the repeal of the department. The bill additionally
6 provides for the establishment of a scope of practice review
7 committee pilot project based upon the recommendations of the
8 Iowa health regulation task force and extends the vital
9 records modernization project, and increases fees collected
10 from the project to June 30, 1998. The bill deletes the
11 provision in section 99E.10, subsection 1, paragraph "a",
12 regarding allocation of up to \$400,000 of the moneys remaining
13 in the gambling treatment fund at the close of the fiscal year
14 to the Iowa department of public health for substance abuse
15 program grants. The bill also provides for the issuance of
16 commemorative birth or marriage certificates, with fees
17 collected deposited in the emergency medical services fund
18 established in section 135.25.

19 The bill additionally provides that annual report
20 requirements relating to PRIMECARRE, organized delivery
21 systems, public health nursing, home care aide, the healthy
22 families program, healthy Iowans 2000, and contained in Code
23 sections 125.21, 135.22A, subsection 6, 135.77, 235C.3, and
24 272C.4, subsection 2, shall no longer exist. The bill deletes
25 provisions paying per diem expenses to the parental
26 notification advisory committee pursuant to Code section
27 135L.4, and provides for the repeal of Code provisions
28 establishing the commission on community action agencies. The
29 bill provides an immediate effective date in relation to the
30 vital records modernization project extension in section 9.

31
32
33
34
35

HOUSE FILE 710

H-1311

- 1 Amend House File 710 as follows:
- 2 1. Page 3, line 23, by striking the figure
- 3 "1,817,092" and inserting the following: "1,878,409".
- 4 2. Page 3, line 26, by striking the figure
- 5 "676,868" and inserting the following: "738,185".
- 6 3. By striking page 3, line 35, through page 4,
- 7 line 3.
- 8 4. By renumbering as necessary.

By MURPHY of Dubuque	REYNOLDS-KNIGHT of Van Buren
MORELAND of Wapello	FORD of Polk
KREIMAN of Davis	LARKIN of Lee
HOLVECK of Polk	MYERS of Johnson
HUSER of Polk	RICHARDSON of Warren
KINZER of Scott	CONNORS of Polk
OSTERHAUS of Jackson	MASCHER of Johnson
FALCK of Fayette	FALLON of Polk
JOCHUM of Dubuque	WEIGEL of Chickasaw
BURNETT of Story	

H-1311 FILED MARCH 24, 1997
Ruled 4/8/97 (p. 1041)

HOUSE FILE 710

H-1334

- 1 Amend House File 710 as follows:
 - 2 1. Page 2, line 8, by striking the figure
 - 3 "3,616,528" and inserting the following: "3,657,598".
- | | |
|----------------------|------------------------------|
| By MUNDIE of Webster | REYNOLDS-KNIGHT of Van Buren |
| MORELAND of Wapello | FORD of Polk |
| KREIMAN of Davis | LARKIN of Lee |
| HOLVECK of Polk | MYERS of Johnson |
| OSTERHAUS of Jackson | RICHARDSON of Warren |
| KINZER of Scott | CONNORS of Polk |
| FALCK of Fayette | MURPHY of Dubuque |
| JOCHUM of Dubuque | MASCHER of Johnson |
| BURNETT of Story | FALLON of Polk |

H-1334 FILED MARCH 25, 1997
Lost 4/8/97 (p. 1039)

HOUSE FILE 710

H-1364

- 1 Amend House File 710 as follows:
- 2 1. Page 2, line 22, by inserting after the word
- 3 "handicapped." the following: "It is the intent of
- 4 the general assembly that the Iowa chapters of the
- 5 Alzheimer's association and the case management
- 6 program for frail elders shall collaborate and
- 7 cooperate fully to assist families in maintaining
- 8 family members with Alzheimer's disease in the
- 9 community for the longest period of time possible."

By KREMER of Buchanan
 NELSON of Marshall

H-1364 FILED MARCH 25, 1997
Adopted 4/8/97 (p. 1040)

HOUSE FILE 710

H-1411

1 Amend House File 710 as follows:

- 2 1. Page 3, line 23, by striking the figure
3 "1,817,092" and inserting the following: "1,878,409".
A 4 2. Page 3, line 26, by striking the figure
5 "676,868" and inserting the following: "738,185".
6 3. By striking page 3, line 35, through page 4,
7 line 3.

- B 8 4. Page 25, line 15, by striking the figure
9 "353,355" and inserting the following: "292,038".

By VAN FOSSEN of Scott

BRADLEY of Clinton

MILLAGE of Scott

HOLMES of Scott

H-1411 FILED MARCH 26, 1997

A- Adopted 4/8/97
B- Adopted as amended (p. 1048)

HOUSE FILE 710

H-1475

1 Amend House File 710 as follows:

- 2 1. Page 26, by inserting after line 13 the
3 following:
4 "c. Of the funds appropriated in this subsection,
5 the amount allocated for an inflation increase in the
6 J.A. Jones contract shall be reduced by \$125,187, and
7 the amount allocated for in-house psychiatric services
8 shall be increased by that amount."

By MURPHY of Dubuque

H-1475 FILED MARCH 31, 1997

Lost 4/8/97 (p. 1048)

HOUSE FILE 710

H-1485

1 Amend House File 710 as follows:

- 2 1. Page 1, line 21, by striking the figure
3 "1,110,372" and inserting the following: "1,115,372".

By FORD of Polk

H-1485 FILED MARCH 31, 1997

Lost 4/8/97 (p. 1046)

HOUSE FILE 710

H-1525

1 Amend House File 710 as follows:
2 1. Page 2, by inserting after line 8 the
3 following:
4 "In addition to the funds appropriated in this
5 subsection, \$500,000 shall be transferred from funds
6 appropriated to the department of human services for
7 medical assistance for the fiscal year beginning July
8 1, 1997, and ending June 30, 1998. The \$500,000
9 transferred shall be allocated from a \$1,088,839
10 decrease in medical assistance expenditures resulting
11 from a reduced estimate of the number of bed days
12 utilized by nursing facility residents because of the
13 expansion of case management services, prior to the
14 reversion of the \$1,088,839 to the general fund of the
15 state."

By WEIGEL of Chickasaw

H-1525 FILED APRIL 1, 1997

Lost 4/7/97 (p.1047)

HOUSE FILE 710

H-1522

1 Amend House File 710 as follows:
2 1. Page 22, by inserting after line 11 the
3 following:
4 "Of the funds appropriated in this subsection,
5 \$3,366 is allocated for the expenses of the commission
6 on community action agencies."
7 2. Page 27, by striking lines 19 through 22.
8 3. By renumbering as necessary.

By BRAND of Tama

MURPHY of Dubuque

H-1522 FILED APRIL 1, 1997

w/d 4/8/97 (p.1042)

HOUSE FILE 710

H-1545

1 Amend House File 710 as follows:
2 1. Page 21, line 29, by inserting after the word
3 "review." the following:
4 "Each scope of practice review committee shall be
5 limited to five members as follows: one member
6 representing the profession seeking licensure, a new
7 board, or a change in scope of practice; one member of
8 the health profession directly impacted by, or opposed
9 to, the proposed change, one impartial health
10 professional who is not directly or indirectly
11 affected by the proposed change; and two impartial
12 members of the general public."

By NELSON of Marshall

H-1545 FILED APRIL 2, 1997

Adopted 4/8/97 (p.1042)

HOUSE FILE 710

H-1547

1 Amend House File 710 as follows:
2 1. Page 26, by inserting after line 19 the
3 following:
4 "Sec. ____ . COMMISSION ON COMMUNITY ACTION AGENCIES
5 -- FEDERAL FUNDING. Of the funds appropriated to the
6 division of community action agencies of the
7 department of human rights for administration in 1997
8 Iowa Acts, Senate File 240, if enacted, \$3,366 is
9 allocated for the expenses of the commission on
10 community action agencies."
11 2. Page 27, by striking lines 19 through 22.
12 3. By renumbering as necessary.

By BRAND of Tama
NELSON of Marshall

H-1547 FILED APRIL 2, 1997

Adopted 4/8/97 (p.1045)

HOUSE FILE 710

H-1600

1 Amend the amendment, H-1411, to House File 710 as
2 follows:
3 1. Page 1, by striking lines 8 and 9 and
4 inserting the following:
5 " ____ . Page 19, line 11, by striking the figure
6 "1,203,648" and inserting the following:
7 "1,142,331"."

By MILLAGE of Scott

H-1600 FILED APRIL 8, 1997

ADOPTED *(p.1047)*

HOUSE FILE 710

H-1531

1 Amend House File 710 as follows:

2 1. Page 26, by inserting after line 19 the
3 following:4 "Sec. 100. MEDICAL ASSISTANCE APPROPRIATION --
5 HEALTH PROGRAMS. Notwithstanding section 8.33, of the
6 funds remaining unobligated or unexpended from the
7 appropriation to the department of human services for
8 medical assistance in 1996 Iowa Acts, chapter 1213,
9 section 3, at the close of the fiscal year beginning
10 July 1, 1996, \$1,500,000 shall not revert to the
11 general fund of the state but shall remain available
12 to be used for the purposes designated in this section
13 in the succeeding fiscal year. The moneys retained
14 shall be transferred to the Iowa department of public
15 health and shall be used in addition to the
16 allocations in this Act in the amount of \$1,000,000
17 for the public health nursing program and \$500,000 for
18 the home care aid/chore program. Notwithstanding
19 section 8.39, moneys transferred pursuant to this
20 section are not subject to further transfer."21 2. Page 27, line 28, by striking the word "DATE"
22 and inserting the following: "DATES.

23 1"

24 3. Page 27, by inserting after line 30 the
25 following:26 "2. Section 100, relating to a medical assistance
27 appropriation, being deemed of immediate importance,
28 takes effect upon enactment."

By MYERS of Johnson

MERTZ of Kossuth

MUNDIE of Webster

REYNOLDS-KNIGHT of Van Buren

LARKIN of Lee

DOTZLER of Black Hawk

H-1531 FILED APRIL 2, 1997

lost 4/8/97 (p.1044)

HOUSE FILE 710

H-1535

1 Amend House File 710 as follows:

2 1. Page 17, line 32, by striking the figure
3 "952,000" and inserting the following: "5,306,000".4 2. Page 18, line 19, by striking the words "Any
5 new funds or funds" and inserting the following:
6 "Funds".7 3. Page 18, by striking line 22 and inserting the
8 following: "all counties throughout the state."9 4. Page 18, line 23, by striking the word
10 "services."

By KREIMAN of Davis

H-1535 FILED APRIL 2, 1997

w/d 4/8/97 (p.1041)

HOUSE FILE 710
BY COMMITTEE ON APPROPRIATIONS

(As Amended and Passed by the House, April 8, 1997)

Passed House, Date 4/16/97 (p.1276) Passed Senate, Date 4/14/97 (p.1165)
Vote: Ayes 91 Nays 4 Vote: Ayes 46 Nays 4
Approved May 2, 1997

A BILL FOR

1 An Act relating to and making appropriations to the department
2 for the blind, the Iowa state civil rights commission, the
3 department of elder affairs, the Iowa department of public
4 health, the department of human rights, the governor's
5 alliance on substance abuse, and the commission of veterans
6 affairs, and providing an effective date.

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

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

House Amendments _____

Deleted Language *

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 1997, and ending June 30, 1998, 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 \$ 1,499,238
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, 1997,
15 and ending June 30, 1998, 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 \$ 1,110,372
22 FTEs 35.00

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 \$625,000 during the fiscal year beginning July 1, 1997, the
27 Iowa state civil rights commission may exceed their authorized
28 staffing level to hire additional staff to process or to
29 support the processing of employment and housing complaints
30 during that fiscal year.

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, 1997, and ending June 30, 1998, 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	\$	512,362
6	FTEs	28.00

7 2. For aging programs and services:

8 \$ 3,616,528

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. These funds shall not be used by the
12 department for administrative purposes, and not more than
13 \$151,654 shall be used for area agencies on aging
14 administrative purposes, and shall be used for citizens of
15 Iowa over 60 years of age for case management for the frail
16 elderly, mental health outreach, Alzheimer's support, retired
17 senior volunteer program, care review committee coordination,
18 employment, adult day care, respite care, chore services,
19 telephone reassurance, information and assistance, and home
20 repair services, including the winterizing of homes, and for
21 the construction of entrance ramps which make residences
22 accessible to the physically handicapped. It is the intent of
23 the general assembly that the Iowa chapters of the Alzheimer's
24 association and the case management program for frail elders
25 shall collaborate and cooperate fully to assist families in
26 maintaining family members with Alzheimer's disease in the
27 community for the longest period of time possible. Funds
28 appropriated in this subsection may be used to supplement
29 federal funds under federal regulations. To receive funds
30 appropriated in this subsection, a local area agency on aging
31 shall match the funds with funds from other sources according
32 to rules adopted by the department. Funds appropriated in
33 this subsection may be used for elderly services not
34 specifically enumerated in this subsection only if approved by
35 an area agency on aging for provision of the service within

1 the area.

2 3. The department shall maintain policies and procedures
3 regarding Alzheimer's support and the retired senior volunteer
4 program.

5 Sec. 4. GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE. There is
6 appropriated from the general fund of the state to the
7 governor's alliance on substance abuse for the fiscal year
8 beginning July 1, 1997, and ending June 30, 1998, the
9 following amounts, or so much thereof as is necessary, to be
10 used for the purposes designated:

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

14	\$	379,443
15	FTEs	10.00

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

18	\$	32,894
----------	----	--------

19 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
20 appropriated from the general fund of the state to the Iowa
21 department of public health for the fiscal year beginning July
22 1, 1997, and ending June 30, 1998, the following amounts, or
23 so much thereof as is necessary, to be used for the purposes
24 designated:

25 1. a. PLANNING AND ADMINISTRATION DIVISION

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

29	\$	<u>1,878,409</u>
30	FTEs	64.40

31 (1) Of the funds appropriated in this lettered paragraph,
32 \$738,185 shall be used for the chronic renal disease program.
33 The types of assistance available to eligible recipients under
34 the program may include insurance premiums, travel
35 reimbursement, and prescription and nonprescription drugs.

1 The program expenditures shall not exceed this allocation. If
2 projected expenditures will exceed the allocation, the
3 department shall establish by administrative rule a mechanism
4 to reduce financial assistance under the renal disease program
5 in order to keep expenditures within the amounts allocated.

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

9 (3) Of the funds appropriated in this lettered paragraph,
10 \$118,055 shall be used to provide regulatory oversight of
11 accountable health plans.

12 (4) Of the funds appropriated in this lettered paragraph,
13 \$46,658 shall be used for the purchase, verification,
14 updating, and storage of health data information.

15 (5) The department shall compile, correlate, and
16 disseminate data from health care providers, the state medical
17 assistance program, third-party payors, associations, and
18 other appropriate sources in furtherance of the purpose and
19 intent of this appropriation.

20 (6) The department shall request and receive information
21 from other state agencies similar to that required of third-
22 party payors for the purpose of dissemination of health data.
23 The department may enter into agreements for studies on
24 health-related questions and provide or make data available to
25 health care providers, health care subscribers, third-party
26 payors, and the general public. The department may purchase
27 data for the purpose of dissemination of health data
28 information. The department shall assure the confidentiality
29 of the data collected from other state agencies, hospitals,
30 and third-party payors under chapter 22. The compilation of
31 data information prepared for release or dissemination from
32 the data collected shall be a public record. The department
33 shall adopt administrative rules to address a contracting
34 process, define confidential information, set fees to be
35 charged for data, and prescribe the forms upon which the

1 information is to be made available.

2 b. PROFESSIONAL LICENSURE

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

6	\$ 1,007,538
7	FTEs 15.00

8 The director of public health, when estimating expenditure
9 requirements for the boards funded under this paragraph, shall
10 base the budget on 85 percent of the average annual fees
11 generated for the previous two fiscal years. The department
12 shall confer with the boards funded under this paragraph in
13 estimating the boards' annual fee generation and
14 administrative costs. When the department develops each
15 board's annual budget, a board's budget shall not exceed 85
16 percent of fees collected, based on the average of the
17 previous two fiscal years. The department may expend funds in
18 addition to amounts budgeted, if those additional expenditures
19 are directly the result of a scope of practice review
20 committee or unanticipated litigation costs arising from the
21 discharge of the board's regulatory duties. Before the
22 department expends or encumbers funds for a scope of practice
23 review committee or an amount in excess of the funds budgeted
24 for a board, the director of the department of management
25 shall approve the expenditure or encumbrance. The amounts
26 necessary to fund the unanticipated litigation in the fiscal
27 year beginning July 1, 1997, shall not exceed 5 percent of the
28 average annual fees generated by the boards for the previous
29 two fiscal years.

30 c. EMERGENCY MEDICAL SYSTEMS

31 For salaries, support, maintenance, and emergency medical
32 services training of emergency medical services (EMS)
33 personnel at the state, county, and local levels, and for not
34 more than the following full-time equivalent positions:

35	\$ 1,030,954
----------	--------------

1 FTEs 13.00
 2 If a person in the course of responding to an emergency
 3 renders aid to an injured person and becomes exposed to bodily
 4 fluids of the injured person, that emergency responder shall
 5 be entitled to hepatitis testing and immunization in
 6 accordance with the latest available medical technology to
 7 determine if infection with hepatitis has occurred. The
 8 person shall be entitled to reimbursement from the EMS funds
 9 available under this lettered paragraph only if the
 10 reimbursement is not available through any employer or third-
 11 party payor.

12 2. HEALTH PROTECTION DIVISION

13 a. For salaries, support, maintenance, miscellaneous
 14 purposes, and for not more than the following full-time
 15 equivalent positions:
 16 \$ 2,198,030
 17 FTEs 75.00

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

20 c. Of the funds appropriated in this subsection, \$39,547
21 shall be used for the lead abatement program.

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

25 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION

26 a. For salaries, support, maintenance, miscellaneous
 27 purposes, and for not more than the following full-time
 28 equivalent positions:
 29 \$ 656,216
 30 FTEs 39.60

31 (1) The division shall continue to coordinate with
32 substance abuse treatment and prevention providers regardless
33 of funding source to assure the delivery of substance abuse
34 treatment and prevention programs.

35 (2) The commission on substance abuse, in conjunction with

1 the division, shall continue to coordinate the delivery of
2 substance abuse services involving prevention, social and
3 medical detoxification, and other treatment by medical and
4 nonmedical providers to uninsured and court-ordered substance
5 abuse patients in all counties of the state.

6 b. Of the funds appropriated in this subsection, \$15,000
7 is allocated to support the surveillance and reporting of
8 disabilities suffered by persons engaged in agriculture
9 resulting from diseases or injuries, including identifying the
10 amount and severity of agriculture-related injuries and
11 diseases in the state, identifying causal factors associated
12 with agriculture-related injuries and diseases, and evaluating
13 the effectiveness of intervention programs designed to reduce
14 injuries and diseases. The department shall cooperate with
15 the department of agriculture and land stewardship, Iowa state
16 university of science and technology, and the college of
17 medicine at the state university of Iowa in accomplishing
18 these duties.

19 c. For program grants:

20 \$ 8,390,159

21 (1) Of the funds appropriated in this lettered paragraph,
22 \$193,500 shall be used for the provision of aftercare services
23 for persons completing substance abuse treatment.

24 (2) Of the funds appropriated in this lettered paragraph,
25 \$950,000 shall be used by the Iowa department of public health
26 to continue the integrated substance abuse managed care
27 system.

28 4. FAMILY AND COMMUNITY HEALTH DIVISION

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

32 \$ 3,466,136

33 FTEs 72.00

34 (1) Of the funds appropriated in this lettered paragraph,
35 at least \$587,865 shall be allocated by the division for the

1 birth defects and genetics counseling program and of these
2 funds, \$279,402 is allocated for regional genetic counseling
3 services contracted from the state university of Iowa
4 hospitals and clinics under the control of the state board of
5 regents.

6 (2) Of the funds appropriated in this lettered paragraph,
7 the following amounts shall be allocated to the state
8 university of Iowa hospitals and clinics under the control of
9 the state board of regents for the following programs under
10 the Iowa specialized child health care services:

11 (a) Mobile and regional child health specialty clinics:
12 \$ 392,931

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

16 Of the funds allocated in this subparagraph subdivision,
17 \$97,937 shall be used for a specialized medical home care
18 program providing care planning and coordination of community
19 support services for children who require technical medical
20 care in the home.

21 (b) Muscular dystrophy and related genetic disease
22 programs:
23 \$ 115,613

24 (c) Statewide perinatal program:
25 \$ 61,693

26 (3) The birth defects and genetic counseling service shall
27 apply a sliding fee scale to determine the amount a person
28 receiving the services is required to pay for the services.
29 These fees shall be considered repayment receipts and used for
30 the program.

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

34 (5) Of the funds appropriated in this lettered paragraph,
35 \$1,105,461 shall be used for maternal and child health

1 services.

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

9 (7) The Iowa department of public health shall administer
10 the statewide maternal and child health program, conduct
11 mobile and regional child health specialty clinics, and
12 conduct other activities to improve the health of low-income
13 women and children and to promote the welfare of children with
14 actual or potential handicapping conditions and chronic
15 illnesses in accordance with the requirements of Title V of
16 the federal Social Security Act.

17 (8) The department shall continue efforts to realize the
18 "Healthy Iowans 2000" goal of promoting prevention and health
19 promotion to improve the quality of life of Iowans and to hold
20 down health care costs.

21 (9) Of the funds appropriated in this lettered paragraph,
22 \$165,391 shall be allocated for the office of rural health to
23 provide technical assistance to rural areas in the area of
24 health care delivery.

25 (10) Of the funds appropriated in this lettered paragraph,
26 \$182,028 shall be used to develop, implement, and maintain
27 rural health provider recruitment and retention efforts.

28 b. Sudden infant death syndrome autopsies:

29 For reimbursing counties for expenses resulting from
30 autopsies of suspected victims of sudden infant death syndrome
31 required under section 331.802, subsection 3, paragraph "j":
32 \$ 9,675

33 c. For grants to the counties for public health nursing,
34 home care aide/chore, and senior health programs:

35 \$ 11,683,924

1 The local board of health and local board of supervisors
2 shall jointly determine which one shall be a contractor for
3 these funds in a single contract beginning July 1, 1997. For
4 those counties participating in a multi-county project, each
5 local board of health and local board of supervisors of
6 participating counties shall jointly agree upon the county
7 that will serve as the contractor with the department. The
8 funds appropriated in this lettered paragraph shall be
9 allocated as follows:

10 (1) For the public health nursing program:
11 \$ 2,511,871

12 (a) Funds allocated in this subparagraph for the public
13 health nursing program shall be used to maintain and expand
14 the existing public health nursing program for elderly and
15 low-income persons with the objective of preventing or
16 reducing inappropriate institutionalization. The funds shall
17 not be used for any other purpose. As used in this
18 subparagraph, "elderly person" means a person who is 60 years
19 of age or older and "low-income person" means a person whose
20 income and resources are below the guidelines established by
21 the department.

22 (b) One-fourth of the total amount to be allocated shall
23 be divided so that an equal amount is available for use in
24 each county in the state. Three-fourths of the total amount
25 to be allocated shall be divided so that the share available
26 for use in each county is proportionate to the number of
27 elderly and low-income persons living in that county in
28 relation to the total number of elderly and low-income persons
29 living in the state.

30 (c) In order to receive allocations under this
31 subparagraph, the local boards of health and board of
32 supervisors having jurisdiction shall jointly prepare a
33 proposal for the use of the allocated funds available for that
34 jurisdiction that will provide the maximum benefits of
35 expanded public health nursing care to elderly and low-income

1 persons in the jurisdiction. After approval of the proposal
2 by the department, the department shall enter into a contract
3 with the local board of health or board of supervisors. The
4 contractor shall subcontract with a nonprofit nurses'
5 association, an independent nonprofit agency, or a suitable
6 local governmental body to use the allocated funds to provide
7 public health nursing care. The contractor shall make an
8 effort to prevent duplication of services.

9 (d) If by July 30, 1997, the department is unable to
10 conclude contracts for use of the allocated funds in a county,
11 the department shall consider the unused funds allocated under
12 this subparagraph an unallocated pool. If the unallocated
13 pool is \$50,000 or more, it shall be reallocated to the
14 counties in substantially the same manner as the original
15 allocations. The reallocated funds are available for use in
16 those counties during the period beginning January 1 and
17 ending June 30 of the fiscal year. If the unallocated pool is
18 less than \$50,000 for the fiscal year, the department may
19 allocate the moneys to counties with demonstrated special
20 needs for public health nursing.

21 (e) The department shall adopt rules governing the
22 expenditure of funds allocated by this subparagraph. The
23 rules shall require each local agency receiving funds to
24 establish and use a sliding fee scale for those persons able
25 to pay for all or a portion of the cost of the care.

26 (f) The department shall evaluate the success of the
27 public health nursing program. The evaluation shall include
28 the extent to which the program reduced or prevented
29 inappropriate institutionalization, the extent to which the
30 program increased the availability of public health nursing
31 care to elderly and low-income persons, and the extent of
32 public health nursing care provided to elderly and low-income
33 persons.

34 (2) For the home care aide/chore program:
35 \$ 8,586,716

1 Funds allocated in this subparagraph for the home care
2 aide/chore program shall be used to provide home care aide
3 services with emphasis on services to elderly and persons
4 below the poverty level and children and adults in need of
5 protective services with the objective of preventing or
6 reducing inappropriate institutionalization. In addition for
7 each fiscal year, up to 15 percent of the funds allocated in
8 this subparagraph may be used to provide chore services. The
9 funds shall not be used for any other purposes. In providing
10 services to elderly persons, the service provider shall
11 coordinate efforts with the integrated case management for the
12 frail elderly program of the department of elder affairs. As
13 used in this lettered paragraph:

14 (a) "Chore services" means services provided to
15 individuals or families, who, due to incapacity, or illness,
16 are unable to perform certain home maintenance functions. The
17 services include but are not limited to yard work such as
18 mowing lawns, raking leaves, and shoveling walks; window and
19 door maintenance such as hanging screen windows and doors,
20 replacing windowpanes, and washing windows; and minor repairs
21 to walls, floors, stairs, railings, and handles. It also
22 includes heavy house cleaning which includes cleaning attics
23 or basements to remove fire hazards, moving heavy furniture,
24 extensive wall washing, floor care or painting, and trash
25 removal.

26 (b) "Elderly person" means a person who is 60 years of age
27 or older.

28 (c) "Home care aide services" means services intended to
29 enhance the capacity of household members to attain or
30 maintain the independence of the household members and
31 provided by trained and supervised workers to individuals or
32 families, who, due to the absence, incapacity, or limitations
33 of the usual homemaker, are experiencing stress or crisis.
34 The services include but are not limited to essential
35 shopping, housekeeping, meal preparation, child care, respite

1 care, money management and consumer education, family
2 management, personal services, transportation and providing
3 information, assistance, and household management.

4 (d) "Low-income person" means a person whose income and
5 resources are below the guidelines established by the
6 department.

7 (e) "Protective services" means those home care aide
8 services intended to stabilize a child's or an adult's
9 residential environment and relationships with relatives,
10 caretakers, and other persons or household members in order to
11 alleviate a situation involving abuse or neglect or to
12 otherwise protect the child or adult from a threat of abuse or
13 neglect.

14 The amount allocated in this subparagraph shall be
15 allocated for use in the counties of the state. Fifteen
16 percent of the amount shall be divided so that an equal amount
17 is available for use in each county in the state. The
18 following percentages of the remaining amount shall be
19 allocated to each county according to that county's proportion
20 of residents with the following demographic characteristics:
21 60 percent according to the number of elderly persons living
22 in the county, 20 percent according to the number of persons
23 below the poverty level living in the county, and 20 percent
24 according to the number of substantiated cases of child abuse
25 in the county during the three most recent fiscal years for
26 which data is available.

27 In order to receive allocations in this subparagraph, the
28 county board of supervisors and local boards of health, after
29 consultation with the human services county cluster boards,
30 area agency on aging advisory council, local office of the
31 department of human services, and other in-home health care
32 provider agencies in the jurisdiction, shall jointly prepare a
33 proposal for the use of the allocated funds available for that
34 jurisdiction that will provide the maximum benefits of home
35 care aide services to elderly and low-income persons and

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

33 If by July 30, 1997, the department is unable to conclude
34 contracts for use of the allocated funds in a county, the
35 department shall consider the unused funds allocated under

1 this subparagraph an unallocated pool. The department shall
2 also identify any allocated funds which the counties do not
3 anticipate spending during the fiscal year. If the
4 anticipated excess funds available to any county are
5 substantial, the department and the county may agree to return
6 those excess funds, if the funds are other than program
7 revenues, to the department, and if returned, the department
8 shall consider the returned funds a part of the unallocated
9 pool. The department shall, prior to February 15, 1998,
10 reallocate the funds in the unallocated pool among the
11 counties in which the department has concluded contracts under
12 this subparagraph. The department shall also review the first
13 10 months' expenditures for each county in May of the fiscal
14 year, to determine if any counties possess contracted funds
15 which they do not anticipate spending. If such funds are
16 identified and the county agrees to release the funds, the
17 released funds will be considered a new reallocation pool.
18 The department may, prior to June 1, 1998, reallocate funds
19 from this new reallocation pool to those counties which have
20 experienced a high utilization of protective service hours for
21 children and dependent adults.

22 The department shall adopt rules governing the expenditure
23 of funds allocated under this subparagraph. The rules shall
24 require each local agency receiving funds to establish and use
25 a sliding fee scale for those persons able to pay for all or a
26 portion of the cost of the services and shall require the
27 payments to be applied to the cost of the services. The
28 department shall also adopt rules for standards regarding
29 training, supervision, recordkeeping, appeals, program
30 evaluation, cost analysis, and financial audits, and rules
31 specifying reporting requirements.

32 The department shall annually evaluate the success of the
33 home care aide/chore program. The evaluation shall include a
34 description of the program and its implementation, the extent
35 of local participation, the extent to which the program

1 reduced or prevented inappropriate institutionalization, the
2 extent to which the program provided or increased the
3 availability of home care aide services to elderly and low-
4 income persons and children and adults in need of protective
5 services, any problems and recommendations concerning the
6 program, and an analysis of the costs of services across the
7 state.

8 (3) For the senior health program:
9 \$ 585,337

10 The allocation made in this subparagraph for the senior
11 health program shall be distributed by a formula to senior
12 health programs located in counties which provide funding on a
13 matching basis for the senior health program.

14 (4) Notwithstanding the program allocations under
15 subparagraphs (1), (2), and (3), a county may submit to the
16 department a plan for an alternate allocation of funding which
17 provides for assuring the delivery of existing services and
18 the essential public health services based on an assessment of
19 community needs, and targeted populations to be served under
20 the alternate plan. The department shall adopt rules to
21 administer these programs. The department may establish
22 demonstration projects which provide for an alternate
23 allocation of funds based upon the proposed plan to provide
24 essential public health services as determined by the
25 community health assessment and targeted populations to be
26 served.

27 d. For the physician care for children program:
28 \$ 411,187

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

1 reimbursement rates.

2 e. For primary and preventive health care for children:

3 \$ 75,000

4 Funds appropriated in this lettered paragraph shall be used
5 for the public purpose of providing a renewable grant,
6 following a request for proposals, to a statewide charitable
7 organization within the meaning of section 501(c)(3) of the
8 Internal Revenue Code which was organized prior to April 1,
9 1989, and has as one of its purposes the sponsorship or
10 support for programs designed to improve the quality,
11 awareness, and availability of health care for the young, to
12 serve as the funding mechanism for the provision of primary
13 health care and preventive services to children in the state
14 who are uninsured and who are not eligible under any public
15 plan of health insurance, provided all of the following
16 conditions are met:

17 (1) The organization shall provide a match of four dollars
18 in advance of each state dollar provided.

19 (2) The organization coordinates services with new or
20 existing public programs and services provided by or funded by
21 appropriate state agencies in an effort to avoid inappropriate
22 duplication of services and ensure access to care to the
23 extent as is reasonably possible. The organization shall work
24 with the Iowa department of public health, family and
25 community health division, to ensure duplication is minimized.

26 (3) The organization's governing board includes in its
27 membership representatives from the executive and legislative
28 branches of state government.

29 (4) Grant funds are available as needed to provide
30 services and shall not be used for administrative costs of the
31 department or the grantee.

32 f. For the Iowa healthy family program under section
33 135.106:

34 \$ 952,000

35 (1) Of the funds appropriated in this lettered paragraph,

1 not more than \$165,000 shall be used to continue the existing
2 infant mortality and morbidity prevention pilot projects in
3 Polk, Scott, and Woodbury counties with no more than 15
4 percent being used for administrative expenses.

5 (2) Of the funds appropriated in this lettered paragraph,
6 not more than \$25,000 shall be used to continue supporting
7 multidisciplinary research into the cause of individual infant
8 deaths in the state and shall be used solely for research
9 purposes.

10 (3) Of the funds appropriated in this lettered paragraph,
11 not more than \$140,000 shall be used to continue existing mid-
12 level practitioners demonstration projects in Black Hawk,
13 Polk, and Scott counties. The funds shall be issued in three
14 equal grant amounts and shall be used to promote the use of
15 mid-level practitioners, which includes obstetrical-
16 gynecological nurse practitioners and family nurse
17 practitioners focusing on maternal and child health, to
18 improve access to prenatal care and obstetrical services.

19 (4) The remaining funds appropriated in this lettered
20 paragraph shall be used for the healthy opportunities for
21 parents to experience success program. Any new funds or funds
22 in excess of that necessary to continue existing programs
23 shall be used by the department to expand the program to
24 counties with greatest need and the capacity to deliver the
25 services. Any funds contracted to agencies under
26 subparagraphs (1), (2, and (3) which are projected to be
27 unused at the close of the fiscal year shall be allowed to be
28 reallocated to the healthy opportunities for parents to
29 experience success program.

30 g. For primary care provider recruitment and retention
31 endeavors:

32 \$ 235,000

33 h. For the prospective minor parents decision-making
34 assistance program under chapter 135L, and for not more than
35 the following full-time equivalent positions:

1\$ 70,000
2 FTEs 1.00
3 5. STATE BOARD OF DENTAL EXAMINERS
4 For salaries, support, maintenance, miscellaneous purposes,
5 and not more than the following full-time equivalent
6 positions:
7 \$ 304,500
8 FTEs 4.00
9 6. STATE BOARD OF MEDICAL EXAMINERS
10 For salaries, support, maintenance, miscellaneous purposes,
11 and for not more than the following full-time equivalent
12 positions:
13 \$ 1,142,331
14 FTEs 18.00
15 7. STATE BOARD OF NURSING EXAMINERS
16 For salaries, support, maintenance, miscellaneous purposes,
17 and for not more than the following full-time equivalent
18 positions:
19 \$ 1,006,293
20 FTEs 18.00
21 8. STATE BOARD OF PHARMACY EXAMINERS
22 For salaries, support, maintenance, miscellaneous purposes,
23 and for not more than the following full-time equivalent
24 positions:
25 \$ 741,909
26 FTEs 12.00
27 9. The state board of medical examiners, the state board
28 of pharmacy examiners, the state board of dental examiners,
29 and the state board of nursing examiners shall prepare
30 estimates of projected receipts to be generated by the
31 licensing, certification, and examination fees of each board
32 as well as a projection of the fairly apportioned
33 administrative costs and rental expenses attributable to each
34 board. Each board shall annually review and adjust its
35 schedule of fees so that, as nearly as possible, projected

1 receipts equal projected costs.

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

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

13 12. Consolidation of state funding sources for public
14 health nursing, home care aide, and the senior health program
15 into a single contract for each county, as jointly agreed upon
16 by the county board of supervisors and any boards of health
17 within the county, shall be implemented statewide beginning
18 July 1, 1997. It shall be the department's goal to add
19 federal funding for health promotion as federal funds become
20 available. The department shall submit a report to the
21 general assembly on or before January 2, 1998, which shall
22 include a progress evaluation of the first year of the
23 statewide contract for each county beginning July 1, 1997.
24 The department may include other state and federal funding
25 sources with the understanding that local, city, or county
26 funds not be supplanted.

27 Sec. 6. PILOT PROJECT -- SCOPE OF PRACTICE REVIEW
28 COMMITTEES.

29 1. The Iowa department of public health shall, to the
30 extent possible with moneys made available in the
31 appropriations in this health Act for professional licensure
32 boards, conduct a study of utilizing scope of practice review
33 committees to evaluate and make recommendations to the general
34 assembly, and to the appropriate licensure boards on the
35 following issues:

1 a. Requests from practitioners seeking to become newly
2 licensed health professionals or to establish their own
3 licensure boards.

4 b. Request from health professionals seeking to expand or
5 narrow the scope of practice of a health profession.

6 c. Unresolved administrative rulemaking disputes between
7 licensure boards.

8 2. A scope of practice review committee established under
9 this section shall evaluate the issues specified in subsection
10 1 and make recommendations to the general assembly pursuant to
11 subsection 3 based on the following standards and guidelines:

12 a. It is in the best interest of the public that scope of
13 practice review committees be established to monitor scope of
14 practice issues and concerns and promote consistency between
15 licensure boards.

16 b. The proposed change does not pose a significant new
17 danger to the public.

18 c. Enacting the proposed change will benefit the health,
19 safety, or welfare of the public.

20 d. The public cannot be effectively protected by other
21 more cost-effective means.

22 3. A pilot project utilizing scope of practice review
23 committees shall be established based on the model and
24 findings of the health professions committee of the Iowa
25 health regulation task force. The pilot project shall
26 commence on July 1, 1997, and shall end on June 30, 2000. The
27 director of the Iowa department of public health, in
28 consultation with members of the general assembly, the
29 administrative rules review committee, and the professional
30 licensure boards, shall select the issues subject to a scope
31 of practice review.

32 Each scope of practice review committee shall be limited to
33 five members as follows: one member representing the
34 profession seeking licensure, a new board, or a change in
35 scope of practice; one member of the health profession

1 directly impacted by, or opposed to, the proposed change, one
2 impartial health professional who is not directly or
3 indirectly affected by the proposed change; and two impartial
4 members of the general public. The department shall submit a
5 progress report to the governor and the general assembly by
6 January 1, 1998, and shall conduct a complete evaluation of
7 the scope of practice review committee pilot project by
8 January 1, 2000.

9 The department shall adopt rules in accordance with chapter
10 17A to implement the pilot project in accordance with the
11 provisions of this section.

12 Sec. 7. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
13 from the general fund of the state to the department of human
14 rights for the fiscal year beginning July 1, 1997, and ending
15 June 30, 1998, the following amounts, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 1. CENTRAL ADMINISTRATION DIVISION

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

21	\$	194,370
22	FTEs	6.60

23 2. DEAF SERVICES DIVISION

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

27	\$	303,229
28	FTEs	7.00

29 The fees collected by the division for provision of
30 interpretation services by the division to obligated agencies
31 shall be disbursed pursuant to the provisions of section 8.32,
32 and shall be dedicated and used by the division for continued
33 and expanded interpretation services.

34 3. PERSONS WITH DISABILITIES DIVISION

35 For salaries, support, maintenance, miscellaneous purposes,

1 and for not more than the following full-time equivalent
2 positions:

3	\$	101,354
4	FTEs	2.00

5 4. LATINO AFFAIRS DIVISION

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

9	\$	142,490
10	FTEs	3.00

11 5. STATUS OF WOMEN DIVISION

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

15	\$	328,900
16	FTEs	3.00

17 a. Of the funds appropriated in this subsection, at least
18 \$125,775 shall be spent for the displaced homemaker program.

19 b. Of the funds appropriated in this subsection, at least
20 \$42,570 shall be spent for domestic violence and sexual
21 assault-related grants.

22 6. STATUS OF AFRICAN-AMERICANS DIVISION

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

26	\$	114,266
27	FTEs	2.00

28 7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

32	\$	385,099
33	FTEs	8.91

34 a. The criminal and juvenile justice planning advisory
35 council and the juvenile justice advisory council shall

1 coordinate their efforts in carrying out their respective
2 duties relative to juvenile justice.

3 b. Of the funds appropriated in this subsection, at least
4 \$36,300 shall be spent for expenses relating to the
5 administration of federal funds for juvenile assistance. It
6 is the intent of the general assembly that the department of
7 human rights employ sufficient staff to meet the federal
8 funding match requirements established by the federal office
9 for juvenile justice delinquency prevention. The governor's
10 advisory council on juvenile justice shall determine the
11 staffing level necessary to carry out federal and state
12 mandates for juvenile justice.

13 8. COMMUNITY GRANT FUND

14 For the community grant fund established under section
15 232.190 for the continuation of existing grants for the fiscal
16 year beginning July 1, 1997, and ending June 30, 1998, to be
17 used for the purposes of the community grant fund and for not
18 more than the following full-time equivalent positions:

19	\$ 1,600,494
20	FTEs 1.40

21 An application from a community to receive a third
22 consecutive year of funding from this program may receive
23 priority consideration by the division in awarding of grants.
24 An application from a community that has not previously
25 received funding from this program may be considered eligible
26 for a grant award. An application from a community for a
27 fourth consecutive year of funding may also be considered
28 eligible. The division's grant award criteria, shall include
29 an assessment of third and fourth year applications'
30 explanation of past and future plans to increase alternative
31 support for community juvenile crime prevention initiatives,
32 and a demonstration of community collaboration, not merely
33 disbursements of funds to various organizations. The grant
34 award criteria shall also include a demonstration of
35 significant progress toward achieving past project objectives

1 such as process and impact evaluation objectives, including
2 objectives related to the number of persons served, and
3 behavioral changes. Letters of support shall include specific
4 commitments and shall be binding. The division shall
5 encourage all potential applicants to consider the use of
6 grant funds to provide assessment and intervention services
7 for high-risk youth and their families, and to additionally
8 consider the use of grant funds to support tobacco, alcohol,
9 and other drug prevention education programs in the
10 applicant's communities.

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

16 Sec. 8. COMMISSION OF VETERANS AFFAIRS. There is
17 appropriated from the general fund of the state to the
18 commission of veterans affairs for the fiscal year beginning
19 July 1, 1997, and ending June 30, 1998, the following amounts,
20 or so much thereof as is necessary, to be used for the
21 purposes designated:

- 22 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION
- 23 For salaries, support, maintenance, miscellaneous purposes,
- 24 and for not more than the following full-time equivalent
- 25 positions:
- 26 \$ 353,355
- 27 FTEs 5.00

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

35 2. WAR ORPHANS

1 For the war orphans educational aid fund established
2 pursuant to chapter 35:
3 \$ 4,800

4 3. IOWA VETERANS HOME

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

8 \$ 40,361,545
9 FTEs 800.82

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

14 b. If medical assistance revenues are expanded at the Iowa
15 veterans home, and this expansion results in medical
16 assistance reimbursements which exceed the amount budgeted for
17 that purpose in the fiscal year beginning July 1, 1997, and
18 ending June 30, 1998, the Iowa veterans home may expend the
19 excess amounts to exceed the number of full-time equivalent
20 positions authorized for the purpose of meeting related
21 certification requirements or to provide additional beds. The
22 expenditure of additional funds received, as outlined in this
23 paragraph, is subject to the approval by the department of
24 management.

25 Sec. 9. VITAL RECORDS. The vital records modernization
26 project as enacted in 1993 Iowa Acts, chapter 55, section 1,
27 as amended by 1994 Iowa Acts, chapter 1068, section 8, shall
28 be extended until June 30, 1998, and the increased fees to be
29 collected pursuant to that project shall continue to be
30 collected until June 30, 1998.

31 Sec. 10. COMMISSION ON COMMUNITY ACTION AGENCIES --
32 FEDERAL FUNDING. Of the funds appropriated to the division of
33 community action agencies of the department of human rights
34 for administration in 1997 Iowa Acts, Senate File 240, if
35 enacted, \$3,366 is allocated for the expenses of the

1 commission on community action agencies.

2 Sec. 11. Section 99E.10, subsection 1, paragraph a,
3 unnumbered paragraph 2, Code 1997, is amended by striking the
4 unnumbered paragraph.

5 Sec. 12. Section 125.21, subsection 1, Code 1997, is
6 amended by striking the subsection.

7 Sec. 13. Section 135.22A, subsection 6, paragraph f, Code
8 1997, is amended by striking the paragraph.

9 Sec. 14. Section 135.107, subsection 5, Code 1997, is
10 amended by striking the subsection.

11 Sec. 15. Section 135L.4, subsection 4, Code 1997, is
12 amended to read as follows:

13 4. Nonlegislative members shall receive actual expenses
14 incurred while serving in their official capacity ~~and may also~~
15 ~~be eligible to receive compensation as provided in section~~
16 ~~7E-6.~~ Legislative members shall receive compensation pursuant
17 to section 2.10.

18 Sec. 16. Section 235C.3, subsection 7, unnumbered
19 paragraph 1, Code 1997, is amended by striking the unnumbered
20 paragraph.

21 Sec. 17. Section 272C.4, subsection 2, paragraph b, Code
22 1997, is amended by striking the paragraph.

23 Sec. 18. 1993 Iowa Acts, chapter 158, section 3,
24 subsection 1, paragraph f, is amended by striking the
25 paragraph.

26 Sec. 19. Section 135.77, Code 1997, is repealed.

27 Sec. 20. NEW SECTION. 144.45A COMMEMORATIVE BIRTH AND
28 MARRIAGE CERTIFICATES.

29 Upon application and payment of a thirty-five dollar fee,
30 the director may issue a commemorate copy of a certificate of
31 birth or a certificate of marriage. Fees collected pursuant
32 to this section shall be deposited in the emergency medical
33 services fund established in section 135.25 to support the
34 development and enhancement of emergency medical services
35 systems and emergency medical services for children.



1 Sec. 21. CONTINGENT PROVISION. Appropriations to the
2 department of human rights for the fiscal year beginning July
3 1, 1997, and ending June 30, 1998, are contingent upon repeal
4 or amendment of section 216A.5 to extend the repeal of the
5 department.

6 Sec. 22. EFFECTIVE DATE. Section 9 of this Act, relating
7 to the vital records modernization project, being deemed of
8 immediate importance, shall take effect upon enactment.

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

HOUSE FILE 710

S-3482

- 1 Amend House File 710, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 26, by inserting after line 24 the
- 4 following:
- 5 "c. Of the funds appropriated in this subsection,
- 6 the amount allocated for an inflation increase in the
- 7 J.A. Jones contract shall be reduced by \$125,187, and
- 8 the amount allocated for in-house psychiatric services
- 9 shall be increased by that amount."

By JOHN P. KIBBIE

S-3482 FILED APRIL 14, 1997

LOST (p. 1162)

HOUSE FILE 710

S-3479

- 1 Amend House File 710, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 2, line 8, by striking the figure
- 4 "3,616,528" and inserting the following: "3,657,598".
- 5 2. Page 19, line 1, by striking the figure
- 6 "70,000" and inserting the following: "28,930".
- 7 3. Page 19, line 13, by striking the figure
- 8 "1,142,331" and inserting the following: "1,203,648".
- 9 4. Page 25, line 26, by striking the figure
- 10 "353,355" and inserting the following: "292,038".

By COMMITTEE ON APPROPRIATIONS
DERRYL McLAREN, Chairperson

S-3479 FILED APRIL 10, 1997

Adopted 4/14/97 (p. 1158)

HOUSE FILE 710

S-3483

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 2, by inserting after line 8 the
4 following:
5 "In addition to the funds appropriated in this
6 subsection, \$500,000 shall be transferred from funds
7 appropriated to the department of human services for
8 medical assistance for the fiscal year beginning July
9 1, 1997, and ending June 30, 1998. The \$500,000
10 transferred shall be allocated from a \$1,088,839
11 decrease in medical assistance expenditures resulting
12 from a reduced estimate of the number of bed days
13 utilized by nursing facility residents because of the
14 expansion of case management services, prior to the
15 reversion of the \$1,088,839 to the general fund of the
16 state."

By TOM FLYNN

S-3483 FILED APRIL 14, 1997
LOST (p. 1158)

HOUSE FILE 710

S-3497

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 27, by striking lines 11 through 17.
4 2. Page 27, by inserting after line 26 the
5 following:
6 "Sec. 100. Section 135L.4, Code 1997, is
7 repealed."
8 3. By renumbering as necessary.

By ELAINE SZYMONIAK
TOM FLYNN
SHELDON RITTMER

S-3497 FILED APRIL 14, 1997
ADOPTED (p. 1162)

HOUSE FILE 710

S-3503

1 Amend the amendment, S-3485, to House File 710, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 1, line 9, by striking the words "The
5 plan shall provide".
6 2. Page 1, by striking lines 10 through 15.

By SHELDON RITTMER
DERRYL McLAREN

S-3503 FILED APRIL 14, 1997
ADOPTED (p. 1159)

HOUSE FILE 710

S-3485

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 18, by inserting after line 29 the
4 following:
5 "The department shall develop a plan during the
6 fiscal year beginning July 1, 1997, and ending June
7 30, 1998, for expansion of the healthy opportunities
8 for parents to experience success program to all
9 counties throughout the state. The plan shall provide
10 for completion of the expansion effort by June 30,
11 2003. The department shall determine the amount of an
12 appropriation sufficient to cover the cost of the
13 expansion, and request the appropriation for the
14 fiscal year beginning July 1, 1998, and ending June
15 30, 1999."

By JOHNIE HAMMOND

S-3485 FILED APRIL 14, 1997
ADOPTED (p. 1159)

HOUSE FILE 710

S-3486

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:

DIV 3 1. Page 24, line 19, by striking the figure
A 4 "1,600,494" and inserting the following: "2,000,494".

DIV 5 2. Page 24, by inserting after line 20 the
B 6 following:
7 "Of the funds appropriated in this subsection,
8 \$400,000 is conditioned on the enactment of
9 legislation authorizing the imposition of a \$10
10 surcharge on criminal fines and forfeitures imposed
11 for the violation of state law or city or county
12 ordinance, and notwithstanding any provision in the
13 legislation to the contrary, \$400,000 of the
14 surcharges collected shall be transferred from all the
15 counties in which the surcharges were imposed to the
16 general fund of the state. Amounts so transferred by
17 each county shall be in proportion to the amount of
18 additional community grant funding received by that
19 county out of the additional \$400,000 appropriation."

By ROBERT E. DVORSKY
JOHNIE HAMMOND

S-3486 FILED APRIL 14, 1997
DIV A - LOST, DIV B - WITHDRAWN (p. 1161)

HOUSE FILE 710

S-3484

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 18, line 32, by striking the figure
4 "235,000" and inserting the following: "265,000".
5 2. Page 18, by inserting after line 32 the
6 following:
7 "Funds appropriated in this lettered paragraph
8 shall expand the community health enhancement program,
9 the existing community grant fund and the primary care
10 loan repayment and community scholarship program to
11 the governor's designated shortage areas and rural
12 federally designated, medically underserved areas, as
13 established in section 135.107. Funds appropriated
14 for an expanded community health enhancement program,
15 when added to any other appropriation, shall not
16 exceed a combined total of \$100,000."
17 3. Page 27, by inserting after line 8 the
18 following:
19 "Sec. ____ . Section 135.107, subsection 3,
20 paragraph a, Code 1997, is amended by adding the
21 following new unnumbered paragraph:
22 NEW UNNUMBERED PARAGRAPH. One hundred thousand
23 dollars is appropriated annually to the Iowa
24 department of public health from the general fund of
25 the state for an expanded community health enhancement
26 program to fund projects demonstrating a high degree
27 of innovation or need in achieving a major expansion
28 of a region's primary care network or capacity.
29 Notwithstanding subparagraphs (1) and (2), funds
30 received pursuant to this paragraph shall be
31 unrestricted in amount, but shall not be awarded to a
32 community with a population of greater than ten
33 thousand located within a region. Projects for which
34 grants may be awarded include, but are not limited to,
35 renovations of hospitals and clinics, the purchase of
36 major medical equipment, expansion of a provider
37 network, or the provision or expansion of medical
38 services. Grants for this enhancement program shall
39 not be awarded in the same fiscal year to a community
40 or region which is receiving a primary care
41 recruitment and retention endeavor community grant
42 award pursuant to subparagraphs (1) and (2) for that
43 fiscal year."

By PATTY JUDGE

S-3484 FILED APRIL 14, 1997

LOST (p. 1160)

HOUSE FILE 710

S-3508

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 7, line 20, by striking the figure
4 "8,390,159" and inserting the following:
5 "26,852,144".

6 2. Page 7, by inserting after line 27 the
7 following:

8 "(3) Of the funds appropriated in this lettered
9 paragraph, \$18,461,985 shall be used to develop and
10 implement a substance abuse prevention, counseling,
11 and treatment program for public school students in
12 grades five through twelve throughout the state. The
13 program shall address illegal drug, alcohol, and
14 tobacco use by students through a combination of
15 counseling, detention, and treatment referral. The
16 department shall coordinate with the department of
17 education to either hire or contract with substance
18 abuse prevention counselors in each school district at
19 a ratio of one counselor to every three hundred
20 students. Counselors hired or contracted with shall
21 meet substance abuse counseling training standards as
22 prescribed by the departments. The programs developed
23 shall involve mandatory school detention for students
24 identified as substance abusers. The departments
25 shall determine identification criteria by rule.
26 During detention, students shall receive counseling,
27 with referral for treatment at a licensed substance
28 abuse treatment facility if substance abuse continues
29 and referral is determined warranted in the opinion of
30 the counselor."

By WILLIAM D. PALMER

S-3508 FILED APRIL 14, 1997
LOST (p. 1163)

HOUSE FILE 710

S-3507

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 27, by inserting after line 1 the
4 following:
5 "Sec. 100. MEDICAL ASSISTANCE APPROPRIATION --
6 HEALTH PROGRAMS. Notwithstanding section 8.33, of the
7 funds remaining unobligated or unexpended from the
8 appropriation to the department of human services for
9 medical assistance in 1996 Iowa Acts, chapter 1213,
10 section 3, at the close of the fiscal year beginning
11 July 1, 1996, \$600,000 shall not revert to the general
12 fund of the state but shall remain available to be
13 used for the purposes designated in this section in
14 the succeeding fiscal year. The moneys retained shall
15 be transferred to the Iowa department of public health
16 and shall be used in addition to the allocations in
17 this Act in the amount of \$400,000 for the public
18 health nursing program and \$200,000 for the home care
19 aid/chore program. Notwithstanding section 8.39,
20 moneys transferred pursuant to this section are not
21 subject to further transfer."
22 2. Page 28, line 6, by striking the word "DATE"
23 and inserting the following: "DATES."
24 1."
25 3. Page 28, by inserting after line 8 the
26 following:
27 "2. Section 100, relating to reversion of a
28 medical assistance appropriation, being deemed of
29 immediate importance, takes effect upon enactment."

By WILLIAM D. PALMER

S-3507 FILED APRIL 14, 1997
ADOPTED, MOTION TO RECONSIDER, LOST
(p.1162) (p.1163) (p.1164)

1 Amend House File 710, as amended, passed, and
2 reprinted by the House, as follows:

- 3 1. Page 2, line 8, by striking the figure
- 4 "3,616,528" and inserting the following: "3,657,598".
- 5 2. Page 18, by inserting after line 29 the
- 6 following:

7 "The department shall develop a plan during the
8 fiscal year beginning July 1, 1997, and ending June
9 30, 1998, for expansion of the healthy opportunities
10 for parents to experience success program to all
11 counties throughout the state."

- 12 3. Page 19, line 1, by striking the figure
- 13 "70,000" and inserting the following: "28,930".

- 14 4. Page 19, line 13, by striking the figure
- 15 "1,142,331" and inserting the following: "1,203,648".

- 16 5. Page 25, line 26, by striking the figure
- 17 "353,355" and inserting the following: "292,038".

- 18 6. Page 27, by striking lines 11 through 17.

- 19 7. Page 27, by inserting after line 26 the
- 20 following:

21 "Sec. 100. Section 135L.4, Code 1997, is
22 repealed."

- 23 8. By renumbering, relettering, or redesignating
- 24 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-1718 FILED APRIL 15, 1997

House concurred 4/16/97 (p. 1276)

HOUSE FILE 710

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 GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE, AND THE COMMISSION OF VETERANS AFFAIRS, AND PROVIDING AN EFFECTIVE DATE.

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, 1997, and ending June 30, 1998, 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:
..... \$ 1,499,238
..... 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, 1997, and ending June 30, 1998, 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:

..... \$ 1,110,372
..... FTEs 35.00

If the anticipated amount of federal funding from the federal equal employment opportunity commission and the federal department of housing and urban development exceeds \$625,000 during the fiscal year beginning July 1, 1997, the Iowa state civil rights commission may exceed their authorized staffing level to hire additional staff to process or to support the processing of employment and housing complaints during that fiscal year.

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, 1997, and ending June 30, 1998, 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:

..... \$ 512,362
..... FTEs 28.00

2. For aging programs and services:
..... \$ 3,657,598

All funds appropriated in this subsection shall be received and disbursed by the director of elder affairs for aging programs and services. These funds shall not be used by the department for administrative purposes, and 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. It is the intent of

the general assembly that the Iowa chapters of the Alzheimer's association and the case management program for frail elders shall collaborate and cooperate fully to assist families in maintaining family members with Alzheimer's disease in the community for the longest period of time possible. Funds appropriated in this subsection may be used to supplement federal funds under federal regulations. To receive funds appropriated in this subsection, a local area agency on aging shall match the funds with funds from other sources according to rules adopted by the department. 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.

3. The department shall maintain policies and procedures regarding Alzheimer's support and the retired senior volunteer program.

Sec. 4. GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE. There is appropriated from the general fund of the state to the governor's alliance on substance abuse for the fiscal year beginning July 1, 1997, and ending June 30, 1998, 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:

..... \$ 379,443
..... 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, 1997, and ending June 30, 1998, 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:

..... \$ 1,878,409
..... FTEs 64.40

(1) Of the funds appropriated in this lettered paragraph, \$738,185 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 will 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 amounts allocated.

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

(3) Of the funds appropriated in this lettered paragraph, \$118,055 shall be used to provide regulatory oversight of accountable health plans.

(4) Of the funds appropriated in this lettered paragraph, \$46,658 shall be used for the purchase, verification, updating, and storage of health data information.

(5) The department shall compile, correlate, and disseminate data from health care providers, the state medical assistance program, third-party payors, associations, and other appropriate sources in furtherance of the purpose and intent of this appropriation.

(6) The department shall request and receive information from other state agencies similar to that required of third-party payors for the purpose of dissemination of health data. The department may enter into agreements for studies on health-related questions and provide or make data available to health care providers, health care subscribers, third-party payors, and the general public. The department may purchase data for the purpose of dissemination of health data

information. The department shall assure the confidentiality of the data collected from other state agencies, hospitals, and third-party payors under chapter 22. The compilation of data information prepared for release or dissemination from the data collected shall be a public record. The department shall adopt administrative rules to address a contracting process, define confidential information, set fees to be charged for data, and prescribe the forms upon which the information is to be made available.

b. PROFESSIONAL LICENSURE

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

..... \$ 1,007,538
..... FTEs 15.00

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 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 a scope of practice review committee or unanticipated litigation costs arising from the discharge of the board's regulatory duties. Before the department expends or encumbers funds for a scope of practice review committee or 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, 1997, shall not exceed 5 percent of the average annual fees generated by the boards for the previous two fiscal years.

c. EMERGENCY MEDICAL SYSTEMS

For salaries, support, maintenance, and emergency medical services training of emergency medical services (EMS) personnel at the state, county, and local levels, and for not more than the following full-time equivalent positions:
..... \$ 1,030,954
..... FTEs 13.00

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.

2. HEALTH PROTECTION DIVISION

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

..... \$ 2,198,030
..... FTEs 75.00

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

c. Of the funds appropriated in this subsection, \$39,547 shall be used for the lead abatement program.

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

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:

..... \$ 656,216
..... FTEs 39.60

(1) The division shall continue to coordinate with substance abuse treatment and prevention providers regardless

of funding source to assure the delivery of substance abuse treatment and prevention programs.

(2) The commission on substance abuse, in conjunction with the division, shall continue to coordinate the 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. 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.

c. For program grants:
..... \$ 8,390,159

(1) 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.

(2) Of the funds appropriated in this lettered paragraph, \$950,000 shall be used by the Iowa department of public health to continue the integrated substance abuse managed care system.

4. FAMILY AND COMMUNITY HEALTH DIVISION

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

..... \$ 3,466,136
..... FTEs 72.00

(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 shall be 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 subdivision, \$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, \$1,105,461 shall be used for maternal and child health services.

(6) If during the 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 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.

(9) Of the funds appropriated in this lettered paragraph, \$165,391 shall be allocated for the office of rural health to provide technical assistance to rural areas in the area of health care delivery.

(10) Of the funds appropriated in this lettered paragraph, \$182,028 shall be used to develop, implement, and maintain rural health provider recruitment and retention efforts.

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 the counties for public health nursing, home care aide/chore, and senior health programs:
..... \$ 11,683,924

The local board of health and local board of supervisors shall jointly determine which one shall be a contractor for these funds in a single contract beginning July 1, 1997. For

those counties participating in a multi-county project, each local board of health and local board of supervisors of participating counties shall jointly agree upon the county that will serve as the contractor with the department. The funds appropriated in this lettered paragraph shall be allocated as follows:

(1) For the public health nursing program:
..... \$ 2,511,871

(a) Funds allocated in this subparagraph for the public health nursing program 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 subparagraph, "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.

(b) 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.

(c) In order to receive allocations under this subparagraph, the local boards of health and board of supervisors having jurisdiction shall jointly 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 or board of supervisors. The contractor 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. The contractor shall make an effort to prevent duplication of services.

(d) If by July 30, 1997, the department is unable to conclude contracts for use of the allocated funds in a county, the department shall consider the unused funds allocated under this subparagraph 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 for the fiscal year, the department may allocate the moneys to counties with demonstrated special needs for public health nursing.

(e) The department shall adopt rules governing the expenditure of funds allocated by this subparagraph. 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.

(f) The department shall 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.

(2) For the home care aide/chore program:

..... \$ 8,586,716

Funds allocated in this subparagraph for the home care aide/chore program 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 for each fiscal year, up to 15 percent of the funds allocated in

this subparagraph 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:

(a) "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.

(b) "Elderly person" means a person who is 60 years of age or older.

(c) "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.

(d) "Low-income person" means a person whose income and resources are below the guidelines established by the department.

(e) "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 allocated in this subparagraph 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 subparagraph, the county board of supervisors and local boards of health, after consultation with the 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 jointly 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 the agency's 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 local board of health, as decided locally. The contractor shall contract 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, 1997, the department is unable to conclude contracts for use of the allocated funds in a county, the department shall consider the unused funds allocated under this subparagraph an unallocated pool. The department shall also identify any allocated funds which the counties do not anticipate spending during the fiscal year. If the anticipated excess funds available to any county are 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, 1998, reallocate the funds in the unallocated pool among the counties in which the department has concluded contracts under this subparagraph. 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, 1998, 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 adopt rules governing the expenditure of funds allocated under this subparagraph. 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 adopt 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/chore 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.

(3) For the senior health program:

..... \$ 585,337

The allocation made in this subparagraph for the senior health program shall be distributed by a formula to senior health programs located in counties which provide funding on a matching basis for the senior health program.

(4) Notwithstanding the program allocations under subparagraphs (1), (2), and (3), a county may submit to the

department a plan for an alternate allocation of funding which provides for assuring the delivery of existing services and the essential public health services based on an assessment of community needs, and targeted populations to be served under the alternate plan. The department shall adopt rules to administer these programs. The department may establish demonstration projects which provide for an alternate allocation of funds based upon the proposed plan to provide essential public health services as determined by the community health assessment and targeted populations to be served.

d. 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.

e. For primary and preventive health care for children:

..... \$ 75,000

Funds appropriated in this lettered paragraph shall be used 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.

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

..... \$ 952,000

(1) Of the funds appropriated in this lettered paragraph, not more than \$165,000 shall be used to continue the existing infant mortality and morbidity prevention pilot projects in Polk, Scott, and Woodbury counties with no more than 15 percent being used for administrative expenses.

(2) Of the funds appropriated in this lettered paragraph, not more than \$25,000 shall be used to continue supporting multidisciplinary research into the cause of individual infant deaths in the state and shall be used solely for research purposes.

(3) Of the funds appropriated in this lettered paragraph, not more than \$140,000 shall be used to continue existing mid-level practitioners demonstration projects in Black Hawk, Polk, and Scott counties. The funds shall be issued in three equal grant amounts and shall be used to promote the use of mid-level practitioners, which includes obstetrical-gynecological nurse practitioners and family nurse practitioners focusing on maternal and child health, to improve access to prenatal care and obstetrical services.

(4) The remaining funds appropriated in this lettered paragraph shall be used for the healthy opportunities for parents to experience success program. Any new funds or funds in excess of that necessary to continue existing programs shall be used by the department to expand the program to counties with greatest need and the capacity to deliver the services. Any funds contracted to agencies under subparagraphs (1), (2), and (3) which are projected to be unused at the close of the fiscal year shall be allowed to be reallocated to the healthy opportunities for parents to experience success program.

The department shall develop a plan during the fiscal year beginning July 1, 1997, and ending June 30, 1998, for expansion of the healthy opportunities for parents to experience success program to all counties throughout the state.

g. For primary care provider recruitment and retention endeavors:

..... \$ 235,000

h. For the prospective minor parents decision-making assistance program under chapter 135L, and for not more than the following full-time equivalent positions:

..... \$ 28,930
..... FTEs 1.00

5. STATE BOARD OF DENTAL EXAMINERS

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

..... \$ 304,500
..... 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:

..... \$ 1,203,648
..... 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:

..... \$ 1,006,293
..... FTEs 18.00

8. STATE BOARD OF PHARMACY EXAMINERS

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

..... \$ 741,909
..... FTEs 12.00

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.

12. Consolidation of state funding sources for public health nursing, home care aide, and the senior health program into a single contract for each county, as jointly agreed upon by the county board of supervisors and any boards of health within the county, shall be implemented statewide beginning

July 1, 1997. It shall be the department's goal to add federal funding for health promotion as federal funds become available. The department shall submit a report to the general assembly on or before January 2, 1998, which shall include a progress evaluation of the first year of the statewide contract for each county beginning July 1, 1997. The department may include other state and federal funding sources with the understanding that local, city, or county funds not be supplanted.

Sec. 6. PILOT PROJECT -- SCOPE OF PRACTICE REVIEW COMMITTEES.

1. The Iowa department of public health shall, to the extent possible with moneys made available in the appropriations in this health Act for professional licensure boards, conduct a study of utilizing scope of practice review committees to evaluate and make recommendations to the general assembly, and to the appropriate licensure boards on the following issues:

- a. Requests from practitioners seeking to become newly licensed health professionals or to establish their own licensure boards.
- b. Request from health professionals seeking to expand or narrow the scope of practice of a health profession.
- c. Unresolved administrative rulemaking disputes between licensure boards.

2. A scope of practice review committee established under this section shall evaluate the issues specified in subsection 1 and make recommendations to the general assembly pursuant to subsection 3 based on the following standards and guidelines:

- a. It is in the best interest of the public that scope of practice review committees be established to monitor scope of practice issues and concerns and promote consistency between licensure boards.
- b. The proposed change does not pose a significant new danger to the public.
- c. Enacting the proposed change will benefit the health, safety, or welfare of the public.

d. The public cannot be effectively protected by other more cost-effective means.

3. A pilot project utilizing scope of practice review committees shall be established based on the model and findings of the health professions committee of the Iowa health regulation task force. The pilot project shall commence on July 1, 1997, and shall end on June 30, 2000. The director of the Iowa department of public health, in consultation with members of the general assembly, the administrative rules review committee, and the professional licensure boards, shall select the issues subject to a scope of practice review.

Each scope of practice review committee shall be limited to five members as follows: one member representing the profession seeking licensure, a new board, or a change in scope of practice; one member of the health profession directly impacted by, or opposed to, the proposed change, one impartial health professional who is not directly or indirectly affected by the proposed change; and two impartial members of the general public. The department shall submit a progress report to the governor and the general assembly by January 1, 1998, and shall conduct a complete evaluation of the scope of practice review committee pilot project by January 1, 2000.

The department shall adopt rules in accordance with chapter 17A to implement the pilot project in accordance with the provisions of this section.

Sec. 7. 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, 1997, and ending June 30, 1998, 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:

..... \$ 194,370

..... FTEs 6.60

2. DEAF SERVICES DIVISION

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

..... \$ 303,229
..... FTEs 7.00

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 continued and expanded interpretation services.

3. PERSONS WITH DISABILITIES DIVISION

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

..... \$ 101,354
..... FTEs 2.00

4. LATINO AFFAIRS DIVISION

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

..... \$ 142,490
..... FTEs 3.00

5. STATUS OF WOMEN DIVISION

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

..... \$ 328,900
..... FTEs 3.00

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.

6. STATUS OF AFRICAN-AMERICANS DIVISION

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

..... \$ 114,266
..... FTEs 2.00

7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

..... \$ 385,099
..... FTEs 8.91

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.

8. COMMUNITY GRANT FUND

For the community grant fund established under section 232.190 for the continuation of existing grants for the fiscal year beginning July 1, 1997, and ending June 30, 1998, to be used for the purposes of the community grant fund and for not more than the following full-time equivalent positions:

..... \$ 1,600,494
..... FTEs 1.40

An application from a community to receive a third consecutive year of funding from this program may receive priority consideration by the division in awarding of grants. An application from a community that has not previously

received funding from this program may be considered eligible for a grant award. An application from a community for a fourth consecutive year of funding may also be considered eligible. The division's grant award criteria, shall include an assessment of third and fourth year applications' explanation of past and future plans to increase alternative support for community juvenile crime prevention initiatives, and a demonstration of community collaboration, not merely disbursements of funds to various organizations. The grant award criteria shall also include a demonstration of significant progress toward achieving past project objectives such as process and impact evaluation objectives, including objectives related to the number of persons served, and behavioral changes. Letters of support shall include specific commitments and shall be binding. The division shall encourage all potential applicants to consider the use of grant funds to provide assessment and intervention services for high-risk youth and their families, and to additionally consider the use of grant funds to support tobacco, alcohol, and other drug prevention education programs in the applicant's communities.

9. 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. 8. 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, 1997, and ending June 30, 1998, 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, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 292,038

..... 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, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 40,361,545

..... FTEs 800.82

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, 1997, and ending June 30, 1998, the Iowa veterans home may expend the excess amounts to exceed the number of full-time equivalent positions authorized 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. 9. VITAL RECORDS. The vital records modernization project as enacted in 1993 Iowa Acts, chapter 55, section 1, as amended by 1994 Iowa Acts, chapter 1068, section 8, shall be extended until June 30, 1998, and the increased fees to be

collected pursuant to that project shall continue to be collected until June 30, 1998.

Sec. 10. COMMISSION ON COMMUNITY ACTION AGENCIES -- FEDERAL FUNDING. Of the funds appropriated to the division of community action agencies of the department of human rights for administration in 1997 Iowa Acts, Senate File 240, if enacted, \$3,366 is allocated for the expenses of the commission on community action agencies.

Sec. 11. Section 99E.10, subsection 1, paragraph a, unnumbered paragraph 2, Code 1997, is amended by striking the unnumbered paragraph.

Sec. 12. Section 125.21, subsection 1, Code 1997, is amended by striking the subsection.

Sec. 13. Section 135.22A, subsection 6, paragraph f, Code 1997, is amended by striking the paragraph.

Sec. 14. Section 135.107, subsection 5, Code 1997, is amended by striking the subsection.

Sec. 15. Section 235C.3, subsection 7, unnumbered paragraph 1, Code 1997, is amended by striking the unnumbered paragraph.

Sec. 16. Section 272C.4, subsection 2, paragraph b, Code 1997, is amended by striking the paragraph.

Sec. 17. 1993 Iowa Acts, chapter 158, section 3, subsection 1, paragraph f, is amended by striking the paragraph.

Sec. 18. Section 135.77, Code 1997, is repealed.

Sec. 19. Section 135L.4, Code 1997, is repealed.

Sec. 20. NEW SECTION. 144.45A COMMEMORATIVE BIRTH AND MARRIAGE CERTIFICATES.

Upon application and payment of a thirty-five dollar fee, the director may issue a commemorate copy of a certificate of birth or a certificate of marriage. Fees collected pursuant to this section shall be deposited in the emergency medical services fund established in section 135.25 to support the development and enhancement of emergency medical services systems and emergency medical services for children.

Sec. 21. CONTINGENT PROVISION. Appropriations to the department of human rights for the fiscal year beginning July 1, 1997, and ending June 30, 1998, are contingent upon repeal or amendment of section 216A.5 to extend the repeal of the department.

Sec. 22. EFFECTIVE DATE. Section 9 of this Act, relating to the vital records modernization project, being deemed of immediate importance, shall take effect upon enactment.

RON J. CORBETT
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 710, Seventy-seventh General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved May 2, 1997

TERRY E. BRANSTAD
Governor