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SENATE FILE 2280

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 2135)

Passed Senate, ^(P.914) Date 3/24/98 Passed House, ^(P.1220) Date 4-14-98
Vote: Ayes 49 Nays 0 Vote: Ayes 49 Nays 0

Approved May 19, 1998
John Vetsch

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 effective dates.

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

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S.F. 2280

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1 Section 1. DEPARTMENT FOR THE BLIND. There is
2 appropriated from the general fund of the state to the
3 department for the blind for the fiscal year beginning July 1,
4 1998, and ending June 30, 1999, 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	\$	1,581,380
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, 1998,
15 and ending June 30, 1999, 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	\$	1,154,368
22	FTEs	36.50

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 \$645,000 during the fiscal year beginning July 1, 1998, the
27 Iowa state civil rights commission may exceed the staffing
28 level authorized in this section to hire additional staff to
29 process or to support the processing of employment and housing
30 complaints 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, 1998, and ending June 30, 1999, 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	\$	546,664
6	FTEs	28.00

7 2. For aging programs and services:

8 \$ 4,215,598

9 a. All funds appropriated in this subsection shall be
10 received and disbursed by the director of elder affairs for
11 aging programs and services. These funds shall not be used by
12 the 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.

23 b. Funds appropriated in this subsection may be used to
24 supplement federal funds under federal regulations. To
25 receive funds appropriated in this subsection, a local area
26 agency on aging shall match the funds with moneys from other
27 sources according to rules adopted by the department. Funds
28 appropriated in this subsection may be used for elderly
29 services not specifically enumerated in this subsection only
30 if approved by an area agency on aging for provision of the
31 service within the area.

32 c. It is the intent of the general assembly that the Iowa
33 chapters of the Alzheimer's association and the case
34 management program for frail elders shall collaborate and
35 cooperate fully to assist families in maintaining family

1 members with Alzheimer's disease in the community for the
2 longest period of time possible.

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

6 Sec. 4. GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE. There is
7 appropriated from the general fund of the state to the
8 governor's alliance on substance abuse for the fiscal year
9 beginning July 1, 1998, and ending June 30, 1999, the
10 following amounts, or so much thereof as is necessary, to be
11 used for the purposes designated:

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

15	\$	419,745
16	FTEs	10.00

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

19	\$	32,894
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20 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
21 appropriated from the general fund of the state to the Iowa
22 department of public health for the fiscal year beginning July
23 1, 1998, and ending June 30, 1999, the following amounts, or
24 so much thereof as is necessary, to be used for the purposes
25 designated:

26 1. a. PLANNING AND ADMINISTRATION DIVISION

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

30	\$	1,948,346
31	FTEs	52.00

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

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

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

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

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

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

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

1 charged for data, and prescribe the forms upon which the
2 information is to be made available.

3 b. PROFESSIONAL LICENSURE

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

7 \$ 1,108,819
8 FTEs 16.00

9 The director of public health, when estimating expenditure
10 requirements for the boards funded under this paragraph, shall
11 base the budget on 85 percent of the average annual fees
12 generated for the previous two fiscal years. The department
13 shall confer with the boards funded under this paragraph in
14 estimating the boards' annual fee generation and
15 administrative costs. When the department develops each
16 board's annual budget, a board's budget shall not exceed 85
17 percent of fees collected, based on the average of the
18 previous two fiscal years. The department may expend funds in
19 addition to amounts budgeted, if those additional expenditures
20 are directly the result of a scope of practice review
21 committee or unanticipated litigation costs arising from the
22 discharge of the board's regulatory duties. Before the
23 department expends or encumbers funds for a scope of practice
24 review committee or an amount in excess of the funds budgeted
25 for a board, the director of the department of management
26 shall approve the expenditure or encumbrance. The amounts
27 necessary to fund the unanticipated litigation in the fiscal
28 year beginning July 1, 1998, shall not exceed 5 percent of the
29 average annual fees generated by the boards for the previous
30 two fiscal years.

31 c. EMERGENCY MEDICAL SYSTEMS

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

1 \$ 1,039,914

2 FTEs 14.00

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

13 2. HEALTH PROTECTION DIVISION

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

17 \$ 2,356,326

18 FTEs 76.00

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

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

23 d. Of the funds appropriated in this subsection, \$100,000
24 shall be allocated to and used by local boards of health to
25 ensure that core public health functions are maintained and to
26 support essential services in their communities.

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

30 f. The division may retain fees collected from the
31 certification of lead inspectors and lead abaters pursuant to
32 section 135.105A to support the certification program.

33 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION

34 a. For salaries, support, maintenance, miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2 \$ 693,489
3 FTEs 39.80

4 (1) The division shall continue to coordinate with
5 substance abuse treatment and prevention providers regardless
6 of funding source to assure the delivery of substance abuse
7 treatment and prevention programs.

8 (2) The commission on substance abuse, in conjunction with
9 the division, shall continue to coordinate the delivery of
10 substance abuse services involving prevention, social and
11 medical detoxification, and other treatment by medical and
12 nonmedical providers to uninsured and court-ordered substance
13 abuse patients in all counties of the state.

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

27 c. For program grants:

28 \$ 8,390,159

29 (1) Of the funds appropriated in this lettered paragraph,
30 \$193,500 shall be used for the provision of aftercare services
31 for persons completing substance abuse treatment.

32 (2) Of the funds appropriated in this lettered paragraph,
33 \$950,000 shall be used by the Iowa department of public health
34 to continue the integrated substance abuse managed care
35 system.

1 4. FAMILY AND COMMUNITY HEALTH DIVISION

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

5 \$ 3,538,535
6 FTEs 69.50

7 (1) Of the funds appropriated in this lettered paragraph,
8 at least \$587,865 shall be allocated by the division for the
9 birth defects and genetics counseling program and of these
10 funds, \$279,402 is allocated for regional genetic counseling
11 services contracted from the state university of Iowa
12 hospitals and clinics under the control of the state board of
13 regents. The birth defects and genetic counseling service
14 shall apply a sliding fee scale to determine the amount a
15 person receiving the services is required to pay for the
16 services. These fees shall be considered repayment receipts
17 and used for the program.

18 (2) Of the funds appropriated in this lettered paragraph,
19 the following amounts shall be allocated to the state
20 university of Iowa hospitals and clinics under the control of
21 the state board of regents for the following programs under
22 the Iowa specialized child health care services:

23 (a) Mobile and regional child health specialty clinics:
24 \$ 392,931

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

28 Of the funds allocated in this subparagraph subdivision,
29 \$97,937 shall be used for a specialized medical home care
30 program providing care planning and coordination of community
31 support services for children who require technical medical
32 care in the home.

33 (b) Muscular dystrophy and related genetic disease
34 programs:
35 \$ 115,613

1 (c) Statewide perinatal program:

2 \$ 61,693

3 (3) Of the funds appropriated in this lettered paragraph,
4 \$1,105,461 shall be used for maternal and child health
5 services.

6 (4) Of the funds appropriated in this lettered paragraph,
7 \$165,391 shall be allocated for the office of rural health to
8 provide technical assistance to rural areas in the area of
9 health care delivery.

10 (5) Of the funds appropriated in this lettered paragraph,
11 \$182,028 shall be used to develop, implement, and maintain
12 rural health provider recruitment and retention efforts.

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

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

23 (8) The Iowa department of public health shall administer
24 the statewide maternal and child health program, conduct
25 mobile and regional child health specialty clinics, and
26 conduct other activities to improve the health of low-income
27 women and children and to promote the welfare of children with
28 actual or potential handicapping conditions and chronic
29 illnesses in accordance with the requirements of Title V of
30 the federal Social Security Act.

31 (9) The department shall continue efforts to realize the
32 "Healthy Iowans 2000" goal of promoting prevention and health
33 promotion to improve the quality of life of Iowans and to hold
34 down health care costs.

35 b. Sudden infant death syndrome autopsies:

1 For reimbursing counties for expenses resulting from
2 autopsies of suspected victims of sudden infant death syndrome
3 required under section 331.802, subsection 3, paragraph "j":
4 \$ 9,675

5 c. For grants to the counties for public health nursing,
6 home care aide/chore, and senior health programs:
7 \$ 11,683,924

8 The local board of health and local board of supervisors
9 shall jointly determine which one shall be a contractor for
10 these funds in a single contract beginning July 1, 1998. For
11 those counties participating in a multi-county project, each
12 local board of health and local board of supervisors of
13 participating counties shall jointly agree upon the county
14 that will serve as the contractor with the department. The
15 department shall adopt administrative rules defining program
16 direction, a formula used for distributing money, and program
17 evaluation requirements for the three programs. The rules
18 shall contain provisions encouraging local entities receiving
19 moneys appropriated in this paragraph to collaborate and fully
20 cooperate in providing health services, and shall be
21 consistent with the requirements specified in 1997 Iowa Acts,
22 chapter 203, section 5, subsection 4, paragraph "c". The
23 funds appropriated in this lettered paragraph are allocated as
24 follows:

25 (1) For the public health nursing program:
26 \$ 2,511,871

27 (2) For the home care aide/chore program:
28 \$ 8,586,716

29 Of the funds appropriated for the home care aide/chore
30 program, no more than \$500,000 shall be used for court-ordered
31 services for children.

32 (3) For the senior health program:
33 \$ 585,337

34 (4) Notwithstanding the program allocations made in
35 subparagraphs (1), (2), and (3), a county may continue or

1 submit to the department a new plan for an alternate
2 allocation of funding which provides for assuring the delivery
3 of existing services and the essential public health services
4 based on an assessment of community needs, and targeted
5 populations to be served under the alternate plan. The
6 department shall adopt rules to administer these programs.
7 The department may establish or continue demonstration
8 projects which provide for an alternate allocation of funds
9 based upon the proposed plan to provide essential public
10 health services as determined by the community health
11 assessment and targeted populations to be served.

12 d. For the physician care for children program:

13 \$ 411,187

14 The physician services shall be subject to managed care and
15 selective contracting provisions and shall be used to provide
16 for the medical treatment of children and shall include
17 coverage of diagnostic procedures, prescription drugs, and
18 physician-ordered treatments necessary to treat an acute
19 condition. Services provided under this lettered paragraph
20 shall be reimbursed according to medical assistance
21 reimbursement rates established as of July 1, 1998.

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

23 \$ 75,000

24 Funds appropriated in this lettered paragraph shall be used
25 for the public purpose of providing a renewable grant,
26 following a request for proposals, to a statewide charitable
27 organization within the meaning of section 501(c)(3) of the
28 Internal Revenue Code which was organized prior to April 1,
29 1989, and has as one of its purposes the sponsorship or
30 support for programs designed to improve the quality,
31 awareness, and availability of health care for the young, to
32 serve as the funding mechanism for the provision of primary
33 health care and preventive services to children in the state
34 who are uninsured and who are not eligible under any public
35 plan of health insurance, provided all of the following

1 conditions are met:

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

4 (2) The organization coordinates services with new or
5 existing public programs and services provided by or funded by
6 appropriate state agencies in an effort to avoid inappropriate
7 duplication of services and ensure access to care to the
8 extent as is reasonably possible. The organization shall work
9 with the Iowa department of public health, family and
10 community health division, to ensure duplication is minimized.

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

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

17 f. For the healthy opportunities for parents to experience
18 success-healthy families Iowa (HOPES-HFI) program under
19 section 135.106:

20 \$ 952,000

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

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

31 (3) Of the funds appropriated in this lettered paragraph,
32 not more than \$140,000 shall be used to continue existing mid-
33 level practitioners demonstration projects in Black Hawk,
34 Polk, and Scott counties. The funds shall be issued in three
35 equal grant amounts and shall be used to promote the use of

1 mid-level practitioners, which includes obstetrical-
2 gynecological nurse practitioners and family nurse
3 practitioners focusing on maternal and child health, to
4 improve access to prenatal care and obstetrical services.

5 (4) The remaining funds appropriated in this lettered
6 paragraph shall be used for the HOPES-HFI program. Any new
7 funds or funds in excess of that necessary to continue
8 existing programs shall be used by the department to expand
9 the program to counties with greatest need and the capacity to
10 deliver the services. Any funds contracted to agencies under
11 subparagraphs (1), (2), and (3) which are projected to be
12 unused at the close of the fiscal year shall be reallocated to
13 the HOPES-HFI program.

14 g. For primary care provider recruitment and retention
15 endeavors:

16 \$ 235,000

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

20 \$ 33,134

21 5. STATE BOARD OF DENTAL EXAMINERS

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

25 \$ 297,504

26 FTEs 4.00

27 6. STATE BOARD OF MEDICAL EXAMINERS

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

31 \$ 1,222,782

32 FTEs 18.00

33 7. STATE BOARD OF NURSING EXAMINERS

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

1 positions:

2 \$ 1,048,825

3 FTEs 18.00

4 8. STATE BOARD OF PHARMACY EXAMINERS

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

7 positions:

8 \$ 752,697

9 FTEs 12.00

10 9. The state board of medical examiners, the state board
11 of pharmacy examiners, the state board of dental examiners,
12 and the state board of nursing examiners shall prepare
13 estimates of projected receipts to be generated by the
14 licensing, certification, and examination fees of each board
15 as well as a projection of the fairly apportioned
16 administrative costs and rental expenses attributable to each
17 board. Each board shall annually review and adjust its
18 schedule of fees so that, as nearly as possible, projected
19 receipts equal projected costs.

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

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

31 12. The department shall maintain the administrative rules
32 which were adopted in accordance with chapter 17A to implement
33 the scope of practice pilot project and shall maintain the
34 pilot project in accordance with 1997 Iowa Acts, chapter 203,
35 section 6.

1 13. The department shall establish a scope of practice
2 review committee for the purpose of reviewing existing
3 oversight of the nurse aide workforce to determine the
4 adequacy of nurse aide education and competency testing.

5 Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
6 from the general fund of the state to the department of human
7 rights for the fiscal year beginning July 1, 1998, and ending
8 June 30, 1999, the following amounts, or so much thereof as is,
9 necessary, to be used for the purposes designated:

10 1. CENTRAL ADMINISTRATION DIVISION

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

14	\$	224,042
15	FTEs	6.60

16 2. DEAF SERVICES DIVISION

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

20	\$	318,957
21	FTEs	7.00

22 The fees collected by the division for provision of
23 interpretation services by the division to obligated agencies
24 shall be disbursed pursuant to the provisions of section 8.32,
25 and shall be dedicated and used by the division for continued
26 and expanded interpretation services.

27 3. PERSONS WITH DISABILITIES DIVISION

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

31	\$	109,876
32	FTEs	2.00

33 4. LATINO AFFAIRS DIVISION

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

1 positions:

2	.....	\$	153,622
3	.....	FTEs	3.00

4 5. STATUS OF WOMEN DIVISION

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

7 positions:

8	.....	\$	335,804
9	.....	FTEs	3.00

10 a. Of the funds appropriated in this subsection, at least
11 \$125,775 shall be spent for the displaced homemaker program.

12 b. Of the funds appropriated in this subsection, at least
13 \$42,570 shall be spent for domestic violence and sexual
14 assault-related grants.

15 6. STATUS OF AFRICAN-AMERICANS DIVISION

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

18 positions:

19	.....	\$	121,375
20	.....	FTEs	2.00

21 7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

24 positions:

25	.....	\$	397,633
26	.....	FTEs	8.56

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

31 b. Of the funds appropriated in this subsection, at least
32 \$36,300 shall be spent for expenses relating to the
33 administration of federal funds for juvenile assistance. It
34 is the intent of the general assembly that the department of
35 human rights employ sufficient staff to meet the federal

1 funding match requirements established by the federal office
2 for juvenile justice delinquency prevention. The governor's
3 advisory council on juvenile justice shall determine the
4 staffing level necessary to carry out federal and state
5 mandates for juvenile justice.

6 8. COMMUNITY GRANT FUND

7 For the community grant fund established in section 232.190
8 for the continuation of existing grants for the fiscal year
9 beginning July 1, 1998, and ending June 30, 1999, to be used
10 for the purposes of the community grant fund and for not more
11 than the following full-time equivalent positions:

12	\$	1,600,494
13	FTEs	2.32

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

19 Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is
20 appropriated from the general fund of the state to the
21 commission of veterans affairs for the fiscal year beginning
22 July 1, 1998, and ending June 30, 1999, the following amounts,
23 or so much thereof as is necessary, to be used for the
24 purposes designated:

25 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION

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

29	\$	269,657
30	FTEs	5.00

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

1 on monetary gifts received by the commission for the Camp
2 Dodge office.

3 2. WAR ORPHANS

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

6 \$ 6,000

7 3. IOWA VETERANS HOME

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

11 \$ 41,946,827

12 FTEs 801.82

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

17 b. If medical assistance revenues are expanded at the Iowa
18 veterans home, and this expansion results in medical
19 assistance reimbursements which exceed the amount budgeted for
20 that purpose in the fiscal year beginning July 1, 1998, and
21 ending June 30, 1999, the Iowa veterans home may expend the
22 excess amounts to exceed the number of full-time equivalent
23 positions authorized for the purpose of meeting related
24 certification requirements or to provide additional beds. The
25 expenditure of additional funds received, as outlined in this
26 paragraph, is subject to the approval by the department of
27 management.

28 c. The chairpersons and ranking members of the joint
29 appropriations subcommittee on health and human rights shall
30 be notified by January 15 of any calendar year during which a
31 request for proposals is anticipated to be issued regarding
32 any Iowa veterans home contract involving employment, for
33 purposes of providing legislative review and oversight.

34 Sec. 8. VITAL RECORDS. The vital records modernization
35 project as enacted in 1993 Iowa Acts, chapter 55, section 1,

1 as amended by 1994 Iowa Acts, chapter 1068, section 8, and as
2 amended by 1997 Iowa Acts, chapter 203, section 9, shall be
3 extended until June 30, 1999, and the increased fees to be
4 collected pursuant to that project shall continue to be
5 collected until June 30, 1999.

6 Sec. 9. Section 99E.10, subsection 1, paragraph a, Code
7 Supplement 1997, is amended to read as follows:

8 a. An amount equal to three-tenths of one percent of the
9 gross lottery revenue, and the amount equal to three-tenths of
10 one percent of the adjusted gross receipts from excursion boat
11 and racetrack wagering allocated pursuant to section 99F.11,
12 subsection 3, up to a combined maximum of one million dollars
13 annually, shall be deposited in a gambling treatment fund in
14 the office of the treasurer of state. The director ~~of the~~
15 ~~Iowa department~~ of public health shall administer the fund and
16 shall provide that receipts are allocated on a monthly basis
17 to fund administrative costs and to provide programs which may
18 include, but are not limited to, outpatient and follow-up
19 treatment for persons affected by problem gambling,
20 rehabilitation and residential treatment programs, information
21 and referral services, and education and preventive services.
22 Amounts allocated pursuant to this paragraph in excess of one
23 million dollars are appropriated to the Iowa department of
24 public health to be expended at the discretion of the director
25 of public health.

26 Sec. 10. Section 99F.11, subsection 3, Code 1997, is
27 amended to read as follows:

28 3. Three-tenths of one percent of the adjusted gross
29 receipts shall be deposited in the ~~gamblers-assistance~~
30 gambling treatment fund specified in section 99E.10,
31 subsection 1, paragraph "a".

32 Sec. 11. Section 135.11, subsection 15, Code Supplement
33 1997, is amended to read as follows:

34 15. Administer the statewide public health nursing, and
35 homemaker-home health aide, and senior health programs by

1 approving grants of state funds to the local boards of health
2 and the county boards of supervisors and by providing
3 guidelines for the approval of the grants and allocation of
4 the state funds. Program direction, evaluation requirements,
5 and formula allocation procedures for each of the programs
6 shall be established by the department by rule, consistent
7 with 1997 Iowa Acts, chapter 203, section 5.

8 Sec. 12. Section 232.190, Code 1997, is amended to read as
9 follows:

10 232.190 COMMUNITY GRANT FUND----~~FUTURE-REPEAL.~~

11 1. A community grant fund is established in the state
12 treasury under the control of the division of criminal and
13 juvenile justice planning of the department of human rights
14 for the purposes of awarding grants under this section. The
15 criminal and juvenile justice planning advisory council and
16 the juvenile justice advisory council shall assist the
17 division in administering grants awarded under this section.
18 The ~~department~~ departments of education, human services,
19 public health, and public safety, and the governor's alliance
20 on substance abuse shall advise the division on ~~programs-which~~
21 ~~meet-the~~ grant application and selection criteria established
22 ~~for-grant-recipients~~ and performance measures for the
23 programs. Not more than five percent of the moneys
24 appropriated to the fund shall be used for administrative
25 purposes.

26 2. A city, county, or entity organized under chapter 28E
27 may apply to the ~~department~~ division for a grant on a matching
28 basis to fund juvenile crime prevention programs. The match
29 ~~may come-from-funds-provided-to-the-city,-county,-or-entity~~
30 ~~organized-under-chapter-28E~~ be obtained from private sources,
31 other state programs, or federal programs. ~~A-city,-county,-or~~
32 ~~entity-organized-under-chapter-28E-applying-for-a-grant-under~~
33 ~~this-section-is-encouraged-to-seek-matching-funds-from,-but~~
34 ~~not-limited-to,-the-Iowa-finance-authority,-the-governor's~~
35 ~~alliance-on-substance-abuse,-and-under-the-state-and-federal~~

1 community-reinvestment-Acts--Applications-shall-state
2 specific-outcomes-sought-to-be-obtained-under-a-program-funded
3 by-a-grant-under-this-section. The division shall adopt rules
4 establishing required matching fund levels that progressively
5 increase as applicants receive a second or subsequent year of
6 consecutive funding through the community grant fund. The
7 division shall not accept an application for a fourth or
8 subsequent consecutive year of funding. However, cities,
9 counties, or entities organized under chapter 28E receiving
10 grants prior to July 1, 1998, may apply and receive funding
11 for an additional two consecutive years beyond June 30, 1998.

12 3. Programs-awarded Applications for moneys from the
13 community grant fund shall involve define the geographical
14 boundaries of the site chosen to benefit from the funds from
15 this program and shall demonstrate a collaborative effort by
16 all children-and-family-support relevant local government and
17 school officials and service providers-to-provide-services-and
18 agencies with authority, responsibilities, or other interests
19 within the chosen site. Proposed plans set forth in the
20 applications shall reflect a community-wide consensus in how
21 to remediate community problems and-may-include-programs
22 dealing-with-truancy-which-involve-school-district-and
23 community-partnerships,-and-programs-involving-judicial
24 district-community-based-corrections-programs related to
25 juvenile crime and shall describe how the funds from this
26 program will be used in a manner consistent with the human
27 investment strategy of the state as developed pursuant to
28 section 8A.1. Services provided under the-programs a grant
29 through this program shall be comprehensive and utilize
30 flexible delivery systems. The department-of-human-services
31 division shall establish a point system for determining
32 eligibility for grants from the fund based upon the nature and
33 breadth of the proposed community juvenile crime prevention
34 programs plans and the extent to which a-community-has-sought
35 to-obtain-additional-public-and-private-funding-sources-for

1 ~~all-or-parts-of-the-community's-program~~ the proposals include
2 viable plans to sustain the funding and local governance of
3 the proposed juvenile crime prevention services and activities
4 following the proposed grant period.

5 4. The division shall provide potential applicants for
6 grant moneys with information describing performance measures
7 for this program and shall establish a monitoring system for
8 this program that requires participating cities, counties, and
9 entities organized under chapter 28E to report information
10 with which to measure program performance. The division shall
11 solicit input from cities, counties, and service-providing
12 agencies on the establishment of program performance measures
13 and the structure of the program monitoring system.

14 Applications for grant moneys shall state specific results
15 sought to be obtained by any service or activity funded by a
16 grant under this section and shall describe how their desired
17 results are related to the program's performance measures.

18 ~~4. 5. This-section-is-repeated-effective-June-30, 1998.~~
19 The division of criminal and juvenile justice planning and the
20 department of human services shall submit a an annual report
21 to the general assembly by January 15, 1998, regarding the
22 program's performance measures and the effectiveness of the
23 programs services and activities funded under this section in
24 ~~meeting-the-objectives-contained-in-subsection-3.~~

25 Sec. 13. EFFECTIVE DATES.

26 1. Section 8 of this Act, relating to the vital records
27 modernization project, being deemed of immediate importance,
28 takes effect upon enactment.

29 2. Section 12 of this Act, amending section 232.190, takes
30 effect June 30, 1998.

31 EXPLANATION

32 This bill makes appropriations to the department for the
33 blind, the Iowa state civil rights commission, the department
34 of elder affairs, the Iowa department of public health, the
35 department of human rights, the governor's alliance on

1 substance abuse, and the commission of veterans affairs. The
2 bill adds a reference to the senior health program to Code
3 section 135.11, subsection 15, and provides that program
4 direction, evaluation requirements, and formula allocation
5 procedures for the public health nursing, homemaker-home
6 health aide, and senior health programs shall be established
7 by the department by rule. The bill extends the vital records
8 modernization project until June 30, 1999, and makes changes
9 to Code section 232.190 regarding the community grant fund.
10 The bill provides that amounts equal to three-tenths of one
11 percent of the gross lottery revenue, and of the adjusted
12 gross receipts from excursion boat and racetrack wagering,
13 which are allocated, pursuant to Code sections 99E.10,
14 subsection 1, and section 99F.11, subsection 3, to the
15 gambling treatment fund shall be limited to \$1 million.
16 Amounts allocated which exceed \$1 million shall be
17 appropriated to the Iowa department of public health to be
18 expended at the discretion of the director of public health.

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SENATE FILE 2280

5062

Amend Senate File 2280 as follows:

1. Page 16, by inserting after line 3 the following:

"4A. SOUTHEAST ASIAN AFFAIRS DIVISION

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

..... \$	60,000
..... FTEs	.50

The funds appropriated in this subsection shall be used by the department to establish, beginning January 1, 1999, a division of southeast Asian affairs pursuant to sections 216A.150 through 216A.157, if enacted.

2. Page 20, by inserting after line 7 the following:

"Sec. 100. NEW SECTION. 216A.150 DEFINITIONS.

For purposes of this subchapter, unless the context otherwise requires:

1. "Administrator" means the administrator of the division of southeast Asian affairs of the department of human rights.

2. "Commission" means the commission of southeast Asian affairs.

3. "Division" means the division of southeast Asian affairs of the department of human rights.

Sec. 101. NEW SECTION. 216A.151 COMMISSION OF SOUTHEAST ASIAN AFFAIRS -- TERMS -- COMPENSATION.

The commission of southeast Asian affairs consists of nine members, appointed by the governor. Commission members shall be appointed in compliance with sections 69.16 and 69.16A and with consideration given to geographic residence and density of southeast Asian population represented by each member. The members of the commission shall be appointed during the month of June and shall serve for terms of two years commencing July 1 of each odd-numbered year. Members appointed shall continue to serve until their respective successors are appointed. Vacancies in the membership of the commission shall be filled by the original appointing authority and in the manner of the original appointments. Members shall receive actual expenses incurred while serving in their official capacity. Members may also be eligible to receive compensation as provided in section 7E.6.

Sec. 102. NEW SECTION. 216A.152 ORGANIZATION.

The commission shall select from its membership a chairperson and other officers as it deems necessary and shall meet not less than six times a year. A majority of the members of the commission shall

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1 constitute a quorum.

2 Sec. 103. NEW SECTION. 216A.153 COMMISSION

3 EMPLOYEES.

4 The commission may employ personnel who shall be
5 qualified to assume the responsibilities of their
6 several offices. The administrator shall be the
7 administrative officer of the commission and shall
8 serve the commission by gathering and disseminating
9 information, forwarding proposals and evaluations to
10 the governor, the general assembly, and state
11 agencies, carrying out public education programs,
12 conducting hearings and conferences, and performing
13 other duties necessary for the proper operation of the
14 commission. The administrator shall carry out
15 programs and policies as determined by the commission.

16 Sec. 104. NEW SECTION. 216A.154 DUTIES.

17 The commission shall:

18 1. Coordinate, assist, and cooperate with the
19 efforts of state departments and agencies to serve the
20 needs of southeastern Asian persons in the fields of
21 education, employment, health, housing, welfare, and
22 recreation.

23 2. Develop, coordinate, and assist other public
24 organizations which serve southeastern Asian persons.

25 3. Evaluate existing programs and proposed
26 legislation affecting southeastern Asian persons, and
27 propose new programs.

28 4. Stimulate public awareness of the problems of
29 southeastern Asian persons by conducting a program of
30 public education and encouraging the governor and the
31 general assembly to develop programs to deal with
32 these problems.

33 5. Conduct training programs for southeastern
34 Asian persons to enable them to assume leadership
35 positions on the community level.

36 6. Conduct a survey of the southeastern Asian
37 people in Iowa in order to ascertain their needs.

38 7. Work to establish a southeastern Asian
39 information center in the state of Iowa.

40 8. Pursuant to section 216A.2, be responsible for
41 budgetary and personnel decisions for the commission
42 and division.

43 9. Maintain information on the qualifications of
44 southeastern Asian language interpreters and maintain
45 and provide a list of those deemed qualified to Iowa
46 courts or administrative agencies, as requested.

47 Sec. 105. NEW SECTION. 216A.155 POWERS.

48 The commission shall have all powers necessary to
49 carry out the functions and duties specified in this
50 subchapter, including, but not limited to, the power

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1 to establish advisory committees on special studies,
 2 to solicit and accept gifts and grants, adopt rules
 3 according to chapter 17A for the commission and
 4 division, and to contract with public and private
 5 groups to conduct its business. All departments,
 6 divisions, agencies, and offices of the state shall
 7 make available upon request of the commission
 8 information which is pertinent to the subject matter
 9 of the study and which is not by law confidential.

10 Sec. 106. NEW SECTION. 216A.156 REPORT.

11 The commission shall make a detailed report of its
 12 activities, studies, findings, conclusions, and
 13 recommendations to the general assembly not later than
 14 February 15 of each odd-numbered year."

15 3. Page 22, by inserting after line 30 the
 16 following:

17 "3. Sections 100 through 106 of this Act, enacting
 18 sections 216A.150 through 216A.156, take effect
 19 January 1, 1999."

By TOM VILSACK

S-5062 FILED FEBRUARY 26, 1998

Rest 3/24/98 (P. 914)

SENATE FILE 2280

S-5065

1 Amend Senate File 2280 as follows:

2 1. Page 18, by inserting after line 27 the
 3 following:

4 "c. Any Iowa veterans home successor contractor
 5 shall not consider employees of a state institution or
 6 facility to be new employees for purposes of employee
 7 wages, health insurance, or retirement benefits, and
 8 shall maintain employee wages, health insurance, and
 9 retirement benefits at levels comparable to similar
 10 employees at other state institutions and facilities."

11 2. By renumbering as necessary.

By TOM FLYNN

S-5066 FILED FEBRUARY 26, 1998

Rest 3/25/98 (P. 896)

SENATE FILE 2280

S-5067

1 Amend Senate File 2280 as follows:

2 1. Page 10, line 7, by striking the figure

3 "11,683,924" and inserting the following:

4 "12,033,924".

5 2. Page 10, line 26, by striking the figure

6 "2,511,871" and inserting the following: "2,861,871".

By TOM FLYNN

S-5067 FILED FEBRUARY 26, 1998

WIT: TOM FLYNN 3/25/98
 (P. 894)

SENATE FILE 2280

S-5068

- 1 Amend Senate File 2280 as follows:
 2 1. Page 10, line 7, by striking the figure
 3 "11,683,924" and inserting the following:
 4 "12,113,260".
 5 2. Page 10, line 28, by striking the figure
 6 "8,586,716" and inserting the following: "9,016,052".
 By TOM FLYNN

S-5068 FILED FEBRUARY 26, 1998

WITHDRAWN*3/24/98 (p. 912)*

SENATE FILE 2280

S-5312

- 1 Amend Senate File 2280 as follows:
 2 1. Page 17, by inserting after line 13 the
 3 following:
 4 "Of the funds appropriated in this subsection, at
 5 least \$250,000 shall be utilized to continue and
 6 evaluate the youth leadership program."
 By SHELDON RITTNER
 MARY NEUHAUSER

S-5312 FILED MARCH 23, 1998

adopted 3/25/98 (p. 895)

SENATE FILE 2280

S-5336

- 1 Amend Senate File 2280 as follows:
 2 1. Page 9, by inserting after line 2 the
 3 following:
 4 "The department shall develop and maintain the
 5 statewide perinatal program in accordance with the
 6 recommendations of the American academy of pediatrics
 7 and the American college of obstetricians and
 8 gynecologists contained in the most recent edition of
 9 the "Guides for Perinatal Care", and shall adopt rules
 10 in accordance with chapter 17A to implement those
 11 recommendations."

By SHELDON RITTNER
ELAINE SZYMONIAK

S-5336 FILED MARCH 23, 1998

*adopted
3/25/98
(p. 894)*

SENATE FILE 2280

S-5193

1 Amend Senate File 2280 as follows:

2 1. Page 19, by inserting after line 5 the
3 following:

4 "Sec. _____. Section 99D.9, subsection 6, Code 1997,
5 is amended to read as follows:

6 6. A licensee may shall not loan to any person
7 money or any other thing of value or permit a
8 financial institution, vendor, or other person to loan
9 money on the licensed premises on the basis of a
10 credit card or similar instrument in person or through
11 an electronic or mechanical device including but not
12 limited to a satellite terminal as defined in section
13 527.2 for the purpose of permitting that person to
14 wager on any race. The use of a check or a debit card
15 with overdraft protection is not prohibited by this
16 subsection."

17 2. Page 19, by inserting after line 25 the
18 following:

19 "Sec. _____. Section 99F.7, subsection 9, Code 1997,
20 is amended to read as follows:

21 9. A licensee shall not loan to any person money
22 or any other thing of value or permit a financial
23 institution, vendor, or other person to loan money on
24 the licensed premises on the basis of a credit card or
25 similar instrument in person or through an electronic
26 or mechanical device including but not limited to a
27 satellite terminal as defined in section 527.2 for the
28 purpose of permitting that person to wager on any game
29 of chance. The use of a check or a debit card with
30 overdraft protection is not prohibited by this
31 subsection."

32 3. By renumbering as necessary.

WITHDRAWN

3/25/98 (p. 901)

By ANDY McKEAN
NANCY BOETTGER

S-5193 FILED MARCH 11, 1998

SENATE FILE 2280

S-5194

1 Amend Senate File 2280 as follows:

2 1. Page 19, by striking lines 6 through 25.

3 2. By renumbering as necessary.

By ANDY McKEAN
JOHNIE HAMMOND

ROD HALVORSON
NANCY BOETTGER

S-5194 FILED MARCH 11, 1998

*O/Order
3/25/98
(p. 909)*

SENATE FILE 2280

S-5177

1 Amend Senate File 2280 as follows:
2 1. Page 15, by inserting after line 4 the
3 following:
4 "14. a. The department shall apply for available
5 federal funds for sexual abstinence education programs
6 in accordance with the federal Personal Responsibility
7 and Work Opportunity Reconciliation Act of 1966, Pub.
8 L. No. 104-193, § 912.
9 b. It is the intent of the general assembly to
10 comply with the United States Congress' intent to
11 assist welfare recipients to terminate dependency upon
12 government benefits by promoting marriage, reducing
13 the incidence of out-of-wedlock pregnancies, and
14 encouraging abstinence from sexual activities outside
15 of marriage with a focus upon those persons who are
16 most likely to bear children out-of-wedlock.
17 c. Any sexual abstinence education program awarded
18 moneys under the grant program shall meet the
19 definition of abstinence education in the federal law.
20 Grantees shall be evaluated based upon the extent to
21 which the abstinence program successfully communicates
22 the goals set forth in the federal law."

By NANCY BOETTGER

S-5177 FILED MARCH 11, 1998

adopted 3/25/98 (p. 895)

SENATE FILE 2280

S-5217

1 Amend Senate File 2280 as follows:
2 1. Page 19, by striking line 21 and inserting the
3 following: "and referral services, and education and
4 preventive services, and financial management
5 services."

By PATRICIA HARPER

S-5217 FILED MARCH 11, 1998

*adopted
3/25/98
(p 910)*

S-5242

1 Amend Senate File 2280 as follows:

2 1. Page 7, by inserting after line 13 the
3 following:

4 "(3) The division shall establish a task force to
5 adopt an action plan for a drug-free Iowa.
6 Underscoring the need for the establishment of the
7 task force are the facts that a majority of criminal
8 offenders in Iowa's criminal justice system have had
9 problems with substance abuse; untreated addiction in
10 the workplace results in increased costs to businesses
11 from medical claims and disability costs from illness
12 and injury, theft, absenteeism, and decreased
13 productivity; health care costs are increased by
14 untreated addiction; and Iowa children whose parents
15 are addicted suffer from neglect, cruelty, and abuse
16 resulting in physical and emotional damage.

17 The task force shall conduct an evaluation of the
18 effectiveness of all existing federal and state funded
19 substance abuse treatment and prevention programs in
20 the state. Evaluation issues and components to be
21 examined by the task force shall include access to
22 treatment by the general population; access to
23 treatment by females, minorities, juveniles, and the
24 rural population; any changes in the completion of
25 treatment rates; ensuring that a relationship of
26 treatment effectiveness to the severity of the illness
27 is addressed; substance abuse relapse rates;
28 comparison of substance abuse relapse rates to relapse
29 rates for other chronic diseases; the reasons for
30 different outcomes in different programs; factors
31 contributing to denial of care; lengths of stay
32 according to severity of illness; costs of service
33 delivery; relationship of outcomes to cost offsets
34 such as a decline in arrest rates and
35 hospitalizations, or an increase in employment figures
36 and the tax base; review of managed care approaches
37 and exemplary programs in other states; and any other
38 issues which may emerge during the course of the
39 evaluation.

40 The task force shall be comprised of
41 representatives from the department of human services,
42 the department of corrections, the governor's alliance
43 on substance abuse, the Iowa substance abuse
44 consortium on evaluation and research, a
45 representative who is an Iowa substance abuse program
46 director, and members of the general public. Four
47 members of the general assembly, one each from the
48 majority and minority parties, respectively, of each
49 house of the general assembly, shall be designated by
50 the division to serve as nonvoting ex officio members.

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Page 2

1 The ex officio members shall receive per diem expenses
2 pursuant to section 2.12. Based on the
3 recommendations of the task force, the department
4 shall submit the action plan for a drug-free Iowa to
5 the governor and general assembly by January 1, 2000."

By NANCY BOETTGER
MARY NEUHAUSER

S-5242 FILED MARCH 12, 1998

WITHDRAWN

3/25/98

P. 893

S-5306

- 1 Amend Senate File 2280 as follows:
 - 2 1. Page 13, line 32, by striking the figure
 - 3 "18.00" and inserting the following: "19.00".
- By SHELDON RITTMER

S-5306 FILED MARCH 23, 1998

Adopted 3/25/98 (P.894)

SENATE FILE 2280

S-5307

- 1 Amend Senate File 2280 as follows:
 - 2 1. Page 17, line 8, by striking the words "for
 - 3 the continuation of existing grants".
- By SHELDON RITTMER

S-5307 FILED MARCH 23, 1998

Adopted 3/25/98 (P. 895)

SENATE FILE 2280

S-5311

- 1 Amend Senate File 2280 as follows:
 - 2 1. Page 9, by inserting after line 34 the
 - 3 following:
 - 4 "(10) Of the funds appropriated in this lettered
 - 5 paragraph and allocated by the department to the Iowa
 - 6 child death review team established in section 135.43,
 - 7 \$5,000 shall be used to establish a domestic abuse
 - 8 death review team. The membership, authority, and
 - 9 operation of the domestic abuse death review team
 - 10 shall be patterned after the child death review team,
 - 11 with modifications specific to domestic abuse to be
 - 12 established by the department by rule. The department
 - 13 shall coordinate administrative costs between the
 - 14 child death review team and the domestic abuse death
 - 15 review team, and shall submit prefiled legislation in
 - 16 accordance with section 2.16 in advance of the
 - 17 convening of the 1999 session of the general assembly
 - 18 for codifying the domestic abuse death review team
 - 19 provisions."
- By SHELDON RITTMER

S-5311 FILED MARCH 23, 1998

*Adopted
3/25/98
(P.894)*

11

SENATE FILE 2280

S-5355

- 1 Amend Senate File 2280 as follows:
- 2 1. Page 1, line 10, by striking the figure
3 "1,581,380" and inserting the following: "1,579,592".
- 4 2. Page 1, line 22, by striking the figure
5 "36.50" and inserting the following: "38.50".
- 6 3. Page 1, by inserting after line 22 the
7 following:
8 "Two of the FTEs appropriated for in this section
9 relate to the transition of personnel services
10 contractors to FTEs. The merit system provisions of
11 chapter 19A and the provisions of the state or union
12 collective bargaining agreements shall not govern
13 movement into these FTE positions until September 1,
14 1998. This provision relating to the transition of
15 personnel services contractors shall apply to the
16 period beginning July 1, 1998, and ending September 1,
17 1998."
- 18 4. Page 2, line 5, by striking the figure
19 "546,664" and inserting the following: "543,284".
- 20 5. Page 3, line 15, by striking the figure
21 "419,745" and inserting the following: "414,888".
- 22 6. Page 3, line 31, by striking the figure
23 "52.00" and inserting the following: "53.50".
- 24 7. Page 6, line 17, by striking figure
25 "2,356,326" and inserting the following: "2,354,751".
- 26 8. Page 6, line 18, by striking the figure
27 "76.00" and inserting the following: "77.00".
- 28 9. Page 7, line 3, by striking the figure "39.80"
29 and inserting the following: "40.80".
- 30 10. Page 8, line 6, by striking the figure
31 "69.50" and inserting the following: "70.50".
- 32 11. Page 15, by inserting after line 4 the
33 following:
34 "14. One and one-half of the FTEs appropriated for
35 in this section to the division of planning and
36 administration, and one of the FTEs appropriated for
37 in this section to the divisions of health protection,
38 substance abuse and health promotion, and family and
39 community health, respectively, relate to the
40 transition of personnel services contractors to FTEs.
41 The merit system provisions of chapter 19A and the
42 provisions of the state or union collective bargaining
43 agreements shall not govern movement into these FTE
44 positions until September 1, 1998. This provision
45 relating to the transition of personnel services
46 contractors shall apply to the period beginning July
47 1, 1998, and ending September 1, 1998."
- 48 12. Page 15, line 14, by striking the figure
49 "224,042" and inserting the following: "222,159".
- 50 13. Page 16, line 2, by striking the figure

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Page 2

- 1 "153,622" and inserting the following: "150,089".
- 2 14. Page 16, line 19, by striking the figure
- 3 "121,375" and inserting the following: "116,543".
- 4 15. Page 18, line 11, by striking the figure
- 5 "41,946,827" and inserting the following:
- 6 "41,912,604".

By DERRYL McLAREN

S-5355 FILED MARCH 24, 1998

u. d. d. d. d.
 3/25/98
 (P. 893)

SENATE FILE 2280

S-5353

- 1 Amend Senate File 2280 as follows:
- 2 1. Page 6, line 1, by striking the figure
- 3 "1,039,914" and inserting the following: "1,117,914".

By TOM FLYNN

S-5353 FILED MARCH 24, 1998

(P. 911) 3/24/98

SENATE FILE 2280

S-5354

- 1 Amend the amendment, S-5242, to Senate File 2280,
- 2 as follows:
- 3 1. Page 1, line 41, by inserting after the word
- 4 "the" the following: "Iowa department of public
- 5 health,".

By MARY NEUHAUSER

S-5354 FILED MARCH 24, 1998

o/ordin
 3/25/98
 (P. 893)

SENATE FILE 2280

S-5358

1 Amend Senate File 2280 as follows:

2 1. Page 18, by inserting after line 33 the
3 following:

4 "Sec. ____ . GAMBLING TREATMENT FUND ALLOCATIONS.

5 1. The moneys remaining in the gambling treatment
6 fund pursuant to section 99E.10, subsection 1,
7 paragraph "a", Code Supplement 1997, are appropriated
8 to the Iowa department of public health for the fiscal
9 year beginning July 1, 1998, and ending June 30, 1999,
10 for use as provided in subsection 2.

11 2. In addition to the amount appropriated in
12 subsection 1, an amount sufficient for full funding of
13 the amounts allocated in this subsection shall be
14 encumbered from the moneys appropriated to the Iowa
15 department of public health pursuant to section
16 99E.10, subsection 1, paragraph "a", as amended by
17 this Act. The moneys appropriated in subsection 1 and
18 encumbered pursuant to this subsection are allocated
19 as follows:

20 a. For transfer to the Iowa law enforcement
21 academy to be used for the drug abuse resistance
22 education program:

23 \$ 150,000

24 b. For use by local boards of health to ensure
25 that core public health functions are maintained and
26 to support essential services in their communities:

27 \$ 350,000

28 c. For the public health nursing program:

29 \$ 200,000

30 d. For the provision of emergency medical services
31 and training of emergency medical services personnel:

32 \$ 78,000

33 e. For transfer to the department of elder affairs
34 to be used for the establishment of a demonstration
35 project relating to an area long-term care residents'
36 advocate demonstration program:

37 \$ 240,000

38 The funds transferred in this paragraph shall be
39 used to establish a demonstration program creating the
40 position of area long-term care residents' advocate in
41 each of three area agency on aging planning and
42 service areas in the state, to determine the efficacy
43 of establishing an area residents' advocate in all
44 area agency on aging planning and service area
45 locations.

46 f. For transfer to the department of public safety
47 for costs associated with the training of state and
48 local law enforcement personnel concerning the
49 recognition of and response to persons with
50 Alzheimer's disease by the department of public

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Page 2

1 safety:

2 \$ 70,000

3 g. For transfer to the commission on the status of

4 African-Americans to be used for workshops

5 administered through the department of human rights:

6 \$ 10,000

7 3. Notwithstanding section 8.33, the moneys

8 appropriated in subsection 1 and allocated in

9 subsection 2 that remain unencumbered and unobligated

10 on June 30, 1999, shall not revert to any fund but

11 shall remain available for expenditure for the

12 purposes designated during the fiscal year beginning

13 July 1, 1999.

14 4. The legislative fiscal committee shall conduct

15 a review of the operation of the gambling treatment

16 fund, including additions to and allocations from the

17 fund, and submit a report to the general assembly by

18 January 1, 1999."

19 2. Page 19, line 12, by inserting after the word

20 "million" the following: "seven hundred thousand".

21 3. Page 19, line 23, by inserting after the word

22 "million" the following: "seven hundred thousand".

23 4. By renumbering as necessary.

By JACK RIFE
JOHNIE HAMMOND

S-5358 FILED MARCH 24, 1998

Adopted
3/25/98 (P. 909)

SENATE FILE 2280

S-5360

1 Amend Senate File 2280 as follows:

2 1. Page 6, by inserting after line 32 the
3 following:

4 "g. The department shall establish a task force to
5 evaluate current infectious disease laws in the state
6 and the extent to which they provide, or fail to
7 provide, a framework and foundation for promoting
8 public health. The task force shall conduct an
9 evaluation of the effectiveness of the infectious
10 disease laws, with the goal of making recommendations
11 for a comprehensive communicable disease statute
12 intended to improve local and state department of
13 public health responsiveness to needs for infectious
14 disease prevention, treatment, and education.

15 The task force shall be organized and administered
16 by the Iowa department of public health, and shall be
17 comprised of representatives from the department,
18 directors or representatives of county health
19 departments or boards, faculty members at the state
20 university of Iowa and the university of osteopathic
21 medicine and surgery who instruct or conduct research
22 in the area of infectious disease and public health,
23 physicians specializing in the identification and
24 treatment of infectious disease, members of the
25 general public, and additional members as determined
26 to be appropriate by the department. Four members of
27 the general assembly, one each from the majority and
28 minority parties, respectively, of each house of the
29 general assembly, shall be designated by the division
30 to serve as nonvoting ex officio members. The ex
31 officio members shall receive per diem and expenses
32 pursuant to section 2.12. Based on the
33 recommendations of the task force, the department
34 shall submit a report for the proposed contents of a
35 comprehensive communicable disease statute to the
36 governor and general assembly by January 1, 2000."

By PATRICIA HARPER

S-5360 FILED MARCH 24, 1998

Adopted 3-25-98 (p. 893)

SENATE FILE 2280

S-5361

1 Amend the amendment, S-5358, to Senate File 2280,
2 as follows:

3 1. Page 1, line 23, by striking the figure
4 "150,000" and inserting the following: "250,000".

By DENNIS H. BLACK

S-5361 FILED MARCH 24, 1998

WITHDRAWN

3/25/98

(p. 901)

SENATE FILE 2280

S-5369

1 Amend Senate File 2280 as follows:
2 1. Page 20, by inserting after line 7 the
3 following:
4 "Sec. 100. NEW SECTION. 231.61 PHARMACEUTICAL
5 ASSISTANCE PROGRAM ESTABLISHED.
6 1. For the purposes of this section, unless the
7 context otherwise requires:
8 a. "Eligible person" means a person, sixty-five
9 years of age or older with an annual net income of not
10 more than one hundred fifty percent of the federal
11 poverty level, as defined by the most recent poverty
12 income guidelines published by the United States
13 department of health and human services, or a person
14 sixty-five years of age or older, who with the
15 person's spouse has an annual net income of not more
16 than one hundred fifty percent of the federal poverty
17 level, as defined by the most recent poverty income
18 guidelines published by the United States department
19 of health and human services. "Eligible person" does
20 not include a person who is eligible for financial
21 assistance for the purchase of prescription drugs
22 under another local, state, or federal program to the
23 extent that the other program provides financial
24 assistance for the purchase of prescription drugs.
25 b. "Prescription drug" means a prescription drug
26 as defined in section 155A.3.
27 c. "Program" means the pharmaceutical assistance
28 program established in this section.
29 d. "Reasonable cost" means a charge which is equal
30 to the average wholesale cost of the prescription drug
31 and the additional dispensing pharmacy's usual fee,
32 not to exceed the seventy-fifth percentile of usual
33 and customary fees in this state, as determined by the
34 Iowa department of public health.
35 2. A pharmaceutical assistance program is created
36 within the department of elder affairs to provide for
37 subsidization of the prescription drug costs of
38 eligible persons in rural and urban areas throughout
39 the state. The director shall appoint an advisory
40 committee to make recommendations to the commission in
41 the creation of the program and in adoption of rules
42 to implement the program. The Iowa pharmaceutical
43 association shall assist the commission in the
44 creation and implementation of the program.
45 3. The commission shall adopt rules to implement
46 this section. The rules shall provide for all of the
47 following:
48 a. A means to determine the eligibility of a
49 person, including proof of the person's actual and
50 anticipated annual net income, evidence of complete or

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- 1 partial payment for the costs of prescription drugs
2 from a provider other than the program, and other
3 provisions consistent with this section.
- 4 b. Issuance by the department of a participation
5 card upon approval of an application. The annual fee
6 for participation in the program is eighty dollars.
7 An initial application shall be accompanied by proof
8 of the date of birth of the person.
- 9 c. A prescription copayment of twenty percent of
10 the reasonable cost of the prescription which shall be
11 collected from the person participating in the program
12 by the dispensing pharmacy not to exceed eight hundred
13 dollars in prescription costs for each calendar year.
14 Thereafter, a copayment of forty percent of the
15 reasonable cost of prescriptions in excess of eight
16 hundred dollars for the remainder of any calendar year
17 shall be collected. The balance of the reasonable
18 costs shall be paid by the department to the
19 dispensing pharmacy after submission of a claim to the
20 department.
- 21 d. A provision that if the cost of the
22 prescription drug exceeds the reasonable cost and the
23 prescription drug is available under a generic name,
24 the eligible person may obtain the trade name drug
25 rather than the generic drug by paying the difference
26 in the amounts of the trade name drug and generic name
27 drug. However, if the prescribing practitioner
28 indicates on the prescription that a substitution of
29 the trade name drug is prohibited, the eligible person
30 is subject only to payment of the copayment amount.
- 31 e. A reimbursement system which includes on-line
32 point of service claims transmission and adjudication,
33 with utilization review.
- 34 f. A form of identification for persons to use in
35 proving eligibility. The form of identification shall
36 include a conspicuous notation of the penalties for
37 violation of this section.
- 38 g. A requirement that prescriptions contain the
39 name, address, and identification number of the
40 eligible person.
- 41 h. A provision to ensure choice of pharmaceutical
42 services by the eligible person.
- 43 4. A person who supplies false information to
44 establish eligibility for the program or to obtain
45 reimbursement is guilty of a serious misdemeanor."
46 2. By renumbering as necessary.

By PATRICIA HARPER

S-5369 FILED MARCH 25, 1998

LOST

(p.910)

SENATE FILE 2280

S-5375

1 Amend Senate File 2280 as follows:

2 1. Page 3, by inserting after line 19 the
3 following:

4 "3. For the establishment of a comprehensive
5 program to combat methamphetamine use:

6 \$ 4,000,000

7 a. Of the funds appropriated in this subsection,
8 \$1,500,000 shall be used to create a fifteen-member
9 methamphetamine strike force. The strike force shall
10 be coordinated by the governor's alliance on substance
11 abuse, and shall be comprised of state narcotics
12 agents, Iowa state patrol troopers, representatives of
13 the state fire marshal's office, and agents of the
14 Iowa division of criminal investigation. The
15 objective of the strike force shall be to initiate and
16 maintain a comprehensive ongoing investigation of
17 methamphetamine users and suppliers.

18 b. Of the funds appropriated in this subsection,
19 \$1,500,000 shall be used to establish a
20 methamphetamine law enforcement grant program. The
21 program shall be designed to facilitate provision of
22 additional methamphetamine-specific law enforcement
23 training, personnel, and equipment.

24 c. Of the funds appropriated in this subsection,
25 \$500,000 shall be used to develop a methamphetamine
26 abuse education program designed to develop and
27 distribute information regarding the dangers of
28 methamphetamine use, the penalties applicable to
29 methamphetamine users and sellers, and availability of
30 methamphetamine abuse treatment and rehabilitation
31 programs. Information assembled shall be distributed
32 throughout the state's elementary and secondary-level
33 public and private schools and media outlets, state
34 and local departments of public health, and other
35 public access locations as determined appropriate by
36 the governor's alliance on substance abuse.

37 d. Of the funds appropriated in this subsection,
38 \$500,000 shall be used to expand existing substance
39 abuse treatment and rehabilitation centers, to
40 establish new programs, and to assist efforts by
41 methamphetamine users to overcome their addiction.

42 e. The governor's alliance on substance abuse
43 shall coordinate with the Iowa department of public
44 health, the department of human services, and the
45 department of public safety regarding the development
46 and administration of the program to combat
47 methamphetamine use. The governor's alliance on
48 substance abuse shall submit a report to the governor
49 and the general assembly by January 1, 2000. The
50 report shall contain an accounting of program

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1 expenditures, estimated methamphetamine usage rates
2 before and after program implementation, investigation
3 and education efforts, treatment and rehabilitation
4 program referrals and success rates, and
5 recommendations regarding continued efforts to combat
6 methamphetamine use."

By DENNIS H. BLACK

S-5375 FILED MARCH 25, 1998

LOST (p. 911)

SENATE FILE 2280

S-5376

1 Amend Senate File 2280 as follows:
2 1. Page 15, by inserting after line 4 the
3 following:
4 "14. The department shall conduct a comprehensive
5 evaluation of the gambling treatment program
6 provisions under section 99D.7, subsection 21, and
7 additions to and distributions from the gambling
8 treatment fund pursuant to section 99E.10, subsection
9 1, paragraph "a". The evaluation shall provide
10 information and analysis concerning the number of
11 referrals to the program, assessments of the success
12 rates regarding outpatient and follow-up treatment,
13 rehabilitation, and residential treatment programs for
14 persons affected by problem gambling, and the extent
15 to which information and referral services, and
16 education and preventive services, have been
17 determined to be effective in preventing the
18 development of problem gambling behavior or in
19 reaching individuals in need of treatment. The
20 evaluation shall also provide an analysis of funding
21 levels and contain recommendations with regard to
22 future funding of the program and additional treatment
23 interventions."

By ANDY McKEAN

S-5376 FILED MARCH 25, 1998

ADOPTED (p. 913)

SENATE FILE 2280

S-5368

1 Amend Senate File 2280 as follows:
2 1. Page 19, line 21, by inserting after the word
3 "services." the following: "Any moneys remaining
4 unexpended or unobligated in the gambling treatment
5 fund at the close of the fiscal year shall be
6 transferred to the general fund of the state."

By JOHNIE HAMMOND
ANDY McKEANS-5368 FILED MARCH 25, 1998
RULED OUT OF ORDER (p. 910)

SENATE FILE 2280

S-5372

1 Amend Senate File 2280 as follows:

DIV 2 1. Page 7, by inserting after line 35 the
A 3 following:

4 "(3) Of the funds appropriated in this lettered
5 paragraph, \$1,000 shall be used by the Iowa department
6 of public health to facilitate coordination with the
7 department of human services regarding the existence
8 of, prevalence of, and causal linkage between injury,
9 disease, or disability and the use of tobacco by
10 recipients of medical assistance. The department
11 shall also coordinate in assisting the attorney
12 general in litigation efforts for state recovery of
13 tobacco-related medical assistance payments pursuant
14 to section 100 of this Act."

DIV 15 2. Page 22, by inserting after line 24 the
B 16 following:

17 "Sec. 100. NEW SECTION. 249A.50 STATE RECOVERY
18 OF TOBACCO-RELATED MEDICAL ASSISTANCE PAYMENTS.

19 1. For purposes of this section:

20 a. "Manufacturer" means any person engaged in the
21 process of designing, fabricating, assembling,
22 producing, constructing, or otherwise preparing a
23 product containing tobacco, including any packaging or
24 labeling or repackaging or relabeling of such a
25 product, with the intention of selling the product for
26 gain or profit. "Manufacturer" does not include
27 persons whose activity is limited to growing natural
28 leaf tobacco or to selling tobacco products at
29 wholesale or retail to consumers.

30 b. "Tobacco" means any tobacco product, including
31 but not limited to loose tobacco suitable for smoking,
32 snuff, snuff flour, cavendish, plug and twist tobacco,
33 fine cuts and other chewing tobaccos, shorts, refuse
34 scraps, clippings, cuttings, and sweepings of tobacco,
35 and other kinds and forms of tobacco suitable for
36 chewing and smoking, including cigars and cigarettes.

37 2. The department of human services may coordinate
38 with the Iowa department of public health with regard
39 to the existence of, prevalence of, and causal linkage
40 between injury, disease, or disability and the use of
41 tobacco by recipients of medical assistance.

42 3. The state and the department shall be entitled
43 to bring an action against and recover in full from
44 any manufacturer which caused in fact any injury,
45 disease, or disability arising from or connected with
46 the use of tobacco by recipients of medical
47 assistance, for the full amount of medical assistance
48 paid under this chapter on behalf of such recipients,
49 and for other relief, including legal and
50 administrative fees and expenses. The attorney

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DIV 1 general may institute a civil action to enforce the
B 2 rights conferred by this section. The right of
3 recovery of the state and the department under this
4 section is independent from and not derivative of any
5 right or claim of the individual recipients of medical
6 assistance.

7 a. The court shall do all of the following:

8 (1) Shall permit evidence, proof, and argument as
9 to causation and amount of damages by and through
10 statistical analysis or other methods of scientific or
11 statistical proof.

12 (2) Shall not require proof of causation and
13 damages as to individual recipients.

14 b. The state or department may recover damages
15 against manufacturers based upon an aggregation of or
16 a reasonable estimation of payments made on behalf of
17 recipients of medical assistance. Apportionment of
18 damages among defendants shall be according to a
19 manufacturer's respective share of the market for
20 tobacco within the state.

21 c. Trial shall be by jury, if either party demands
22 a jury."

23 3. Page 22, line 25, by striking the word
24 "DATES." and inserting the following: "DATES AND
25 APPLICABILITY."

26 4. Page 22, by inserting after line 30 the
27 following:

28 "3. Section 100 of this Act, being deemed of
29 immediate importance, takes effect upon enactment and
30 applies to medical assistance paid on or after the
31 effective date of this Act. Section 100 of this Act
32 shall not affect the common law rights of the state or
33 the department, if any."

34 5. Title page, line 6, by inserting after the
35 word "affairs," the following: "providing a civil
36 cause of action to recover medical assistance payments
37 made due to injury, disease, or disability caused by
38 the use of tobacco,".

39 6. Title page, line 6, by inserting after the
40 word "providing" the following: "an applicability
41 provision and".

42 7. By renumbering as necessary.

By TOM VILSACK
JOHNIE HAMMOND
ELAINE SZYMONIAK

S-5372 FILED MARCH 25, 1998
DIV A - WITHDRAWN, DIV B - RULED OUT OF ORDER

(p.913)

SENATE FILE 2280

S-5383

1 Amend the amendment, S-5358, to Senate File 2280 as
2 follows:

3 1. Page 1, by striking lines 14 through 19 and
4 inserting the following: "appropriated from amounts
5 deposited in the gambling treatment fund for the
6 fiscal year beginning July 1, 1998, and ending June
7 30, 1999. The moneys appropriated in subsection 1 and
8 this subsection are allocated as follows:"

9 2. Page 2, by inserting after line 6 the
10 following:

11 "____. The amounts allocated to advertising and
12 promotion for the Iowa lottery shall be reduced, for
13 the fiscal year beginning July 1, 1998, and ending
14 June 30, 1999, by the amount of moneys appropriated
15 pursuant to subsections 1 and 2 of this section."

16 3. Page 2, by striking lines 19 through 22 and
17 inserting the following:

18 "____. Page 19, by striking lines 6 through 25."

19 4. By renumbering as necessary.

By ANDY MCKEAN

S-5383 FILED MARCH 25, 1998

LOST (p.908)

SENATE FILE 2280

S-5366

1 Amend the amendment, S-5358, to Senate File 2280 as
2 follows:

3 1. Page 1, line 23, by striking the figure
4 "150,000" and inserting the following: "200,000".

By DENNIS H. BLACK

S-5366 FILED MARCH 25, 1998

LOST (p.908)

SENATE FILE 2280

S-5367

1 Amend Senate File 2280 as follows:

2 1. Page 3, by inserting after line 19 the
3 following:

4 "3. For coordination with and transfer to the Iowa
5 law enforcement academy to be used for the drug abuse
6 resistance education program:

7 \$ 250,000"

By DENNIS H. BLACK

S-5367 FILED MARCH 25, 1998

WITHDRAWN

(p.910)

SENATE FILE 2280

S-5377

1 Amend the amendment, S-5194, to Senate File 2280 as
2 follows:
3 1. Page 1, by inserting after line 1 the
4 following:
5 "____. Page 15, by inserting after line 4 the
6 following:
7 "14. The department shall conduct a comprehensive
8 evaluation of the gambling treatment program
9 provisions under section 99D.7, subsection 21, and
10 additions to and distributions from the gambling
11 treatment fund pursuant to section 99E.10, subsection
12 1, paragraph "a". The evaluation shall provide
13 information and analysis concerning the number of
14 referrals to the program, assessments of the success
15 rates regarding outpatient and follow-up treatment,
16 rehabilitation, and residential treatment programs for
17 persons affected by problem gambling, and the extent
18 to which information and referral services, and
19 education and preventive services, have been
20 determined to be effective in preventing the
21 development of problem gambling behavior or in
22 reaching individuals in need of treatment. The
23 evaluation shall also provide an analysis of funding
24 levels and contain recommendations with regard to
25 future funding of the program and additional treatment
26 interventions.""

By ANDY MCKEAN

S-5377 FILED MARCH 25, 1998
RULED OUT OF ORDER (p. 909)

SENATE FILE 2280

S-5380

1 Amend the amendment, S-5372, to Senate File 2280 as
2 follows:
3 1. Page 1, by striking lines 1 through 14 and
4 inserting the following:
5 "Amend Senate File 2280 as follows:
6 _____. Page 7, by inserting after line 35 the
7 following:
8 "(3) Of the funds appropriated in this lettered
9 paragraph, \$1,000 shall be used by the Iowa department
10 of public health to facilitate coordination with the
11 department of human services regarding the existence
12 of, prevalence of, and causal linkage between injury,
13 disease, or disability and the use of tobacco by
14 recipients of medical assistance. The department
15 shall also coordinate in assisting the attorney
16 general in litigation efforts for state recovery of
17 tobacco-related medical assistance payments.""

By MERLIN E. BARTZ

S-5380 FILED MARCH 25, 1998
ADOPTED

(p. 917)

SENATE FILE 2280

S-5385

Amend the amendment, S-5062, to Senate File 2280 as follows:

- 3 1. Page 1, line 4, by striking the words
- 4 "SOUTHEAST ASIAN" and inserting the following:
- 5 "EASTERN ASIAN AND PACIFIC REGION".
- 6 2. Page 1, line 12, by striking the words
- 7 "southeast Asian" and inserting the following:
- 8 "eastern Asian and Pacific region".
- 9 3. Page 1, line 21, by striking the words
- 10 "southeast Asian" and inserting the following:
- 11 "eastern Asian and Pacific region".
- 12 4. Page 1, lines 23 and 24, by striking the words
- 13 "southeast Asian affairs." and inserting the
- 14 following: "eastern Asian and Pacific region affairs.
- 15 For the purposes of this division, "eastern Asian and
- 16 Pacific region" shall include all areas in the
- 17 vicinity of eastern Asia identified by the division as
- 18 benefiting from inclusion in the scope of the
- 19 division, including but not limited to the region of
- 20 southeast Asia, the Pacific islands, China, and
- 21 Japan."
- 22 5. Page 1, lines 25 and 26, by striking the words
- 23 "southeast Asian" and inserting the following:
- 24 "eastern Asian and Pacific region".
- 25 6. Page 1, line 28, by striking the words
- 26 "SOUTHEAST ASIAN" and inserting the following:
- 27 "EASTERN ASIAN AND PACIFIC REGION".
- 28 7. Page 1, line 29, by striking the words
- 29 "southeast Asian" and inserting the following:
- 30 "eastern Asian and Pacific region".
- 31 8. Page 1, lines 33 and 34, by striking the words
- 32 "southeast Asian population" and inserting the
- 33 following: "eastern Asian and Pacific region".
- 34 9. Page 2, line 20, by striking the words
- 35 "southeastern Asian" and inserting the following:
- 36 "eastern Asian and Pacific region".
- 37 10. Page 2, line 24, by striking the words
- 38 "southeastern Asian" and inserting the following:
- 39 "eastern Asian and Pacific region".
- 40 11. Page 2, line 26, by striking the words
- 41 "southeastern Asian" and inserting the following:
- 42 "eastern Asian and Pacific region".
- 43 12. Page 2, line 29, by striking the words
- 44 "southeastern Asian" and inserting the following:
- 45 "eastern Asian and Pacific region".
- 46 13. Page 2, lines 33 and 34, by striking the
- 47 words "southeastern Asian" and inserting the
- 48 following: "eastern Asian and Pacific region".
- 49 14. Page 2, line 36, by striking the words
- 50 "southeastern Asian" and inserting the following:

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Page 2

1 "eastern Asian and Pacific region".
2 15. Page 2, line 38, by striking the words "a
3 southeastern Asian" and inserting the following: "an
4 eastern Asian and Pacific region".
5 16. Page 2, line 44, by striking the words
6 "southeastern Asian" and inserting the following:
7 "eastern Asian and Pacific region".

By ELAINE SZYMONIAK
TOM VILSACK

S-5385 FILED MARCH 25, 1998
LOST

(p. 913)

H. 3/26/98 Approp.
H. 4/2/98 Amend/Do Para w/H 8881

SENATE FILE 2280
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 2135)

(AS AMENDED AND PASSED BY THE SENATE MARCH 25, 1998)

- ~~_____~~ - New Language by the Senate
- * - Language Stricken by the Senate

Passed Senate, Date ^(P. 1361) 4-7-98 Passed House, Date ^(P. 1220) 4-14-98
 Vote: Ayes 91 Nays 7 Vote: Ayes 49 Nays 0

^(P. 1609) Passed 4-14-98 ^{Approved} May 19, 1998
 Vote 95-4 ^{Retired}

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 effective dates.

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

8

SENATE FILE 2280

H-8748

1 Amend Senate File 2280, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 17, line 9, by striking the figure "1966"
 4 and inserting the following: "1996".

By THOMSON of Linn

H-8748 FILED MARCH 26, 1998

adopted
4-7-98 (P. 1360)

16
17
18
19
20

S.F. 2280

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 1998, and ending June 30, 1999, 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	\$	<u>1,579,592</u>
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, 1998,
15 and ending June 30, 1999, 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	\$	1,154,368
22	FTEs	<u>38.50</u>

23 Two of the FTEs appropriated for in this section relate to
24 the transition of personnel services contractors to FTEs. The
25 merit system provisions of chapter 19A and the provisions of
26 the state or union collective bargaining agreements shall not
27 govern movement into these FTE positions until September 1,
28 1998. This provision relating to the transition of personnel
29 services contractors shall apply to the period beginning July
30 1, 1998, and ending September 1, 1998.

31 If the anticipated amount of federal funding from the
32 federal equal employment opportunity commission and the
33 federal department of housing and urban development exceeds
34 \$645,000 during the fiscal year beginning July 1, 1998, the
35 Iowa state civil rights commission may exceed the staffing

1 level authorized in this section to hire additional staff to
2 process or to support the processing of employment and housing
3 complaints during that fiscal year.

4 Sec. 3. DEPARTMENT OF ELDER AFFAIRS. There is
5 appropriated from the general fund of the state to the
6 department of elder affairs for the fiscal year beginning July
7 1, 1998, and ending June 30, 1999, the following amounts, or
8 so much thereof as is necessary, to be used for the purposes
9 designated:

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

13	\$	<u>543,284</u>
14	FTEs	28.00

15 2. For aging programs and services:
16

17 a. All funds appropriated in this subsection shall be
18 received and disbursed by the director of elder affairs for
19 aging programs and services. These funds shall not be used by
20 the department for administrative purposes, and not more than
21 \$151,654 shall be used for area agencies on aging
22 administrative purposes, and shall be used for citizens of
23 Iowa over 60 years of age for case management for the frail
24 elderly, mental health outreach, Alzheimer's support, retired
25 senior volunteer program, care review committee coordination,
26 employment, adult day care, respite care, chore services,
27 telephone reassurance, information and assistance, and home
28 repair services, including the winterizing of homes, and for
29 the construction of entrance ramps which make residences
30 accessible to the physically handicapped.

31 b. Funds appropriated in this subsection may be used to
32 supplement federal funds under federal regulations. To
33 receive funds appropriated in this subsection, a local area
34 agency on aging shall match the funds with moneys from other
35 sources according to rules adopted by the department. Funds

1 appropriated in this subsection may be used for elderly
2 services not specifically enumerated in this subsection only
3 if approved by an area agency on aging for provision of the
4 service within the area.

5 c. It is the intent of the general assembly that the Iowa
6 chapters of the Alzheimer's association and the case
7 management program for frail elders shall collaborate and
8 cooperate fully to assist families in maintaining family
9 members with Alzheimer's disease in the community for the
10 longest period of time possible.

11 d. The department shall maintain policies and procedures
12 regarding Alzheimer's support and the retired senior volunteer
13 program.

14 Sec. 4. GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE. There is
15 appropriated from the general fund of the state to the
16 governor's alliance on substance abuse for the fiscal year
17 beginning July 1, 1998, and ending June 30, 1999, the
18 following amounts, or so much thereof as is necessary, to be
19 used for the purposes designated:

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

23	\$	<u>414,888</u>
24	FTEs	10.00

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

27	\$	32,894
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28 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
29 appropriated from the general fund of the state to the Iowa
30 department of public health for the fiscal year beginning July
31 1, 1998, and ending June 30, 1999, the following amounts, or
32 so much thereof as is necessary, to be used for the purposes
33 designated:

34 1. a. PLANNING AND ADMINISTRATION DIVISION

35 For salaries, support, maintenance, miscellaneous purposes,

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

3	\$	1,948,346
4	FTEs	<u>53.50</u>

5 (1) Of the funds appropriated in this lettered paragraph,
6 \$738,185 shall be used for the chronic renal disease program.
7 The types of assistance available to eligible recipients under
8 the program may include insurance premiums, travel
9 reimbursement, and prescription and nonprescription drugs.
10 The program expenditures shall not exceed this allocation. If
11 projected expenditures will exceed the allocation, the
12 department shall establish by administrative rule a mechanism
13 to reduce financial assistance under the renal disease program
14 in order to keep expenditures within the amounts allocated.

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

18 (3) Of the funds appropriated in this lettered paragraph,
19 \$118,055 shall be used to provide regulatory oversight of
20 accountable health plans.

21 (4) Of the funds appropriated in this lettered paragraph,
22 \$46,658 shall be used for the purchase, verification,
23 updating, and storage of health data information.

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

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

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

11 b. PROFESSIONAL LICENSURE

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

15	\$	1,108,819
16	FTEs	16.00

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

1 year beginning July 1, 1998, shall not exceed 5 percent of the
2 average annual fees generated by the boards for the previous
3 two fiscal years.

4 c. EMERGENCY MEDICAL SYSTEMS

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

9	\$	1,039,914
10	FTEs	14.00

11 If a person in the course of responding to an emergency
12 renders aid to an injured person and becomes exposed to bodily
13 fluids of the injured person, that emergency responder shall
14 be entitled to hepatitis testing and immunization in
15 accordance with the latest available medical technology to
16 determine if infection with hepatitis has occurred. The
17 person shall be entitled to reimbursement from the EMS funds
18 available under this lettered paragraph only if the
19 reimbursement is not available through any employer or third-
20 party payor.

21 2. HEALTH PROTECTION DIVISION

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

25	\$	<u>2,354,751</u>
26	FTEs	<u>77.00</u>

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

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

31 d. Of the funds appropriated in this subsection, \$100,000
32 shall be allocated to and used by local boards of health to
33 ensure that core public health functions are maintained and to
34 support essential services in their communities.

35 e. The state university of Iowa hospitals and clinics

1 shall not receive indirect costs from the funds appropriated
2 in this subsection.

3 f. The division may retain fees collected from the
4 certification of lead inspectors and lead abaters pursuant to
5 section 135.105A to support the certification program.

6 g. The department shall establish a task force to evaluate
7 current infectious disease laws in the state and the extent to
8 which they provide, or fail to provide, a framework and
9 foundation for promoting public health. The task force shall
10 conduct an evaluation of the effectiveness of the infectious
11 disease laws, with the goal of making recommendations for a
12 comprehensive communicable disease statute intended to improve
13 local and state department of public health responsiveness to
14 needs for infectious disease prevention, treatment, and
15 education.

16 The task force shall be organized and administered by the
17 Iowa department of public health, and shall be comprised of
18 representatives from the department, directors or
19 representatives of county health departments or boards,
20 faculty members at the state university of Iowa and the
21 university of osteopathic medicine and surgery who instruct or
22 conduct research in the area of infectious disease and public
23 health, physicians specializing in the identification and
24 treatment of infectious disease, members of the general
25 public, and additional members as determined to be appropriate
26 by the department. Four members of the general assembly, one
27 each from the majority and minority parties, respectively, of
28 each house of the general assembly, shall be designated by the
29 division to serve as nonvoting ex officio members. The ex
30 officio members shall receive per diem and expenses pursuant
31 to section 2.12. Based on the recommendations of the task
32 force, the department shall submit a report for the proposed
33 contents of a comprehensive communicable disease statute to
34 the governor and general assembly by January 1, 2000.

35 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION

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

4	\$	693,489
5	FTEs	<u>40.80</u>

6 (1) The division shall continue to coordinate with
7 substance abuse treatment and prevention providers regardless
8 of funding source to assure the delivery of substance abuse
9 treatment and prevention programs.

10 (2) The commission on substance abuse, in conjunction with
11 the division, shall continue to coordinate the delivery of
12 substance abuse services involving prevention, social and
13 medical detoxification, and other treatment by medical and
14 nonmedical providers to uninsured and court-ordered substance
15 abuse patients in all counties of the state.

16 b. Of the funds appropriated in this subsection, \$15,000
17 is allocated to support the surveillance and reporting of
18 disabilities suffered by persons engaged in agriculture
19 resulting from diseases or injuries, including identifying the
20 amount and severity of agriculture-related injuries and
21 diseases in the state, identifying causal factors associated
22 with agriculture-related injuries and diseases, and evaluating
23 the effectiveness of intervention programs designed to reduce
24 injuries and diseases. The department shall cooperate with
25 the department of agriculture and land stewardship, Iowa state
26 university of science and technology, and the college of
27 medicine at the state university of Iowa in accomplishing
28 these duties.

29 c. For program grants:

30	\$	8,390,159
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31 (1) Of the funds appropriated in this lettered paragraph,
32 \$193,500 shall be used for the provision of aftercare services
33 for persons completing substance abuse treatment.

34 (2) Of the funds appropriated in this lettered paragraph,
35 \$950,000 shall be used by the Iowa department of public health

1 to continue the integrated substance abuse managed care
2 system.

3 4. FAMILY AND COMMUNITY HEALTH DIVISION

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

7	\$	3,538,535
8	FTEs	<u>70.50</u>

9 (1) Of the funds appropriated in this lettered paragraph,
10 at least \$587,865 shall be allocated by the division for the
11 birth defects and genetics counseling program and of these
12 funds, \$279,402 is allocated for regional genetic counseling
13 services contracted from the state university of Iowa
14 hospitals and clinics under the control of the state board of
15 regents. The birth defects and genetic counseling service
16 shall apply a sliding fee scale to determine the amount a
17 person receiving the services is required to pay for the
18 services. These fees shall be considered repayment receipts
19 and used for the program.

20 (2) Of the funds appropriated in this lettered paragraph,
21 the following amounts shall be allocated to the state
22 university of Iowa hospitals and clinics under the control of
23 the state board of regents for the following programs under
24 the Iowa specialized child health care services:

25 (a) Mobile and regional child health specialty clinics:
26 \$ 392,931

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

30 Of the funds allocated in this subparagraph subdivision,
31 \$97,937 shall be used for a specialized medical home care
32 program providing care planning and coordination of community
33 support services for children who require technical medical
34 care in the home.

35 (b) Muscular dystrophy and related genetic disease

1 programs:

2 \$ 115,613

3 (c) Statewide perinatal program:

4 \$ 61,693

5 The department shall develop and maintain the statewide
6 perinatal program in accordance with the recommendations of
7 the American academy of pediatrics and the American college of
8 obstetricians and gynecologists contained in the most recent
9 edition of the "Guides for Perinatal Care", and shall adopt
10 rules in accordance with chapter 17A to implement those
11 recommendations. -

12 (3) Of the funds appropriated in this lettered paragraph,
13 \$1,105,461 shall be used for maternal and child health
14 services.

15 (4) Of the funds appropriated in this lettered paragraph,
16 \$165,391 shall be allocated for the office of rural health to
17 provide technical assistance to rural areas in the area of
18 health care delivery.

19 (5) Of the funds appropriated in this lettered paragraph,
20 \$182,028 shall be used to develop, implement, and maintain
21 rural health provider recruitment and retention efforts.

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

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

32 (8) The Iowa department of public health shall administer
33 the statewide maternal and child health program, conduct
34 mobile and regional child health specialty clinics, and
35 conduct other activities to improve the health of low-income

1 women and children and to promote the welfare of children with
2 actual or potential handicapping conditions and chronic
3 illnesses in accordance with the requirements of Title V of
4 the federal Social Security Act.

5 (9) The department shall continue efforts to realize the
6 "Healthy Iowans 2000" goal of promoting prevention and health
7 promotion to improve the qualify of life of Iowans and to hold
8 down health care costs.

9 (10) Of the funds appropriated in this lettered paragraph
10 and allocated by the department to the Iowa child death review
11 team established in section 135.43, \$5,000 shall be used to
12 establish a domestic abuse death review team. The membership,
13 authority, and operation of the domestic abuse death review
14 team shall be patterned after the child death review team,
15 with modifications specific to domestic abuse to be
16 established by the department by rule. The department shall
17 coordinate administrative costs between the child death review
18 team and the domestic abuse death review team, and shall
19 submit prefiled legislation in accordance with section 2.16 in
20 advance of the convening of the 1999 session of the general
21 assembly for codifying the domestic abuse death review team
22 provisions.

23 b. Sudden infant death syndrome autopsies:

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

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

30 \$ 11,683,924

31 The local board of health and local board of supervisors
32 shall jointly determine which one shall be a contractor for
33 these funds in a single contract beginning July 1, 1998. For
34 those counties participating in a multi-county project, each
35 local board of health and local board of supervisors of

1 participating counties shall jointly agree upon the county
2 that will serve as the contractor with the department. The
3 department shall adopt administrative rules defining program
4 direction, a formula used for distributing money, and program
5 evaluation requirements for the three programs. The rules
6 shall contain provisions encouraging local entities receiving
7 moneys appropriated in this paragraph to collaborate and fully
8 cooperate in providing health services, and shall be
9 consistent with the requirements specified in 1997 Iowa Acts,
10 chapter 203, section 5, subsection 4, paragraph "c". The
11 funds appropriated in this lettered paragraph are allocated as
12 follows:

13 (1) For the public health nursing program:
14 \$ 2,511,871

15 (2) For the home care aide/chore program:
16 \$ 8,586,716

17 Of the funds appropriated for the home care aide/chore
18 program, no more than \$500,000 shall be used for court-ordered
19 services for children.

20 (3) For the senior health program:
21 \$ 585,337

22 (4) Notwithstanding the program allocations made in
23 subparagraphs (1), (2), and (3), a county may continue or
24 submit to the department a new plan for an alternate
25 allocation of funding which provides for assuring the delivery
26 of existing services and the essential public health services
27 based on an assessment of community needs, and targeted
28 populations to be served under the alternate plan. The
29 department shall adopt rules to administer these programs.
30 The department may establish or continue demonstration
31 projects which provide for an alternate allocation of funds
32 based upon the proposed plan to provide essential public
33 health services as determined by the community health
34 assessment and targeted populations to be served.

35 d. For the physician care for children program:

1 \$ 411,187

2 The physician services shall be subject to managed care and
3 selective contracting provisions and shall be used to provide
4 for the medical treatment of children and shall include
5 coverage of diagnostic procedures, prescription drugs, and
6 physician-ordered treatments necessary to treat an acute
7 condition. Services provided under this lettered paragraph
8 shall be reimbursed according to medical assistance
9 reimbursement rates established as of July 1, 1998.

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

11 \$ 75,000

12 Funds appropriated in this lettered paragraph shall be used
13 for the public purpose of providing a renewable grant,
14 following a request for proposals, to a statewide charitable
15 organization within the meaning of section 501(c)(3) of the
16 Internal Revenue Code which was organized prior to April 1,
17 1989, and has as one of its purposes the sponsorship or
18 support for programs designed to improve the quality,
19 awareness, and availability of health care for the young, to
20 serve as the funding mechanism for the provision of primary
21 health care and preventive services to children in the state
22 who are uninsured and who are not eligible under any public
23 plan of health insurance, provided all of the following
24 conditions are met:

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

27 (2) The organization coordinates services with new or
28 existing public programs and services provided by or funded by
29 appropriate state agencies in an effort to avoid inappropriate
30 duplication of services and ensure access to care to the
31 extent as is reasonably possible. The organization shall work
32 with the Iowa department of public health, family and
33 community health division, to ensure duplication is minimized.

34 (3) The organization's governing board includes in its
35 membership representatives from the executive and legislative

1 branches of state government.

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

5 f. For the healthy opportunities for parents to experience
6 success-healthy families Iowa (HOPES-HFI) program under
7 section 135.106:

8 \$ 952,000

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

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

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

28 (4) The remaining funds appropriated in this lettered
29 paragraph shall be used for the HOPES-HFI program. Any new
30 funds or funds in excess of that necessary to continue
31 existing programs shall be used by the department to expand
32 the program to counties with greatest need and the capacity to
33 deliver the services. Any funds contracted to agencies under
34 subparagraphs (1), (2), and (3) which are projected to be
35 unused at the close of the fiscal year shall be reallocated to

1 the HOPES-HFI program.

2 g. For primary care provider recruitment and retention
3 endeavors:

4 \$ 235,000

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

8 \$ 33,134

9 5. STATE BOARD OF DENTAL EXAMINERS

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

13 \$ 297,504

14 FTEs 4.00

15 6. STATE BOARD OF MEDICAL EXAMINERS

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

19 \$ 1,222,782

20 FTEs 19.00

21 7. STATE BOARD OF NURSING EXAMINERS

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

25 \$ 1,048,825

26 FTEs 18.00

27 8. STATE BOARD OF PHARMACY EXAMINERS

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

31 \$ 752,697

32 FTEs 12.00

33 9. The state board of medical examiners, the state board
34 of pharmacy examiners, the state board of dental examiners,
35 and the state board of nursing examiners shall prepare

1 estimates of projected receipts to be generated by the
2 licensing, certification, and examination fees of each board
3 as well as a projection of the fairly apportioned
4 administrative costs and rental expenses attributable to each
5 board. Each board shall annually review and adjust its
6 schedule of fees so that, as nearly as possible, projected
7 receipts equal projected costs.

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

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

19 12. The department shall maintain the administrative rules
20 which were adopted in accordance with chapter 17A to implement
21 the scope of practice pilot project and shall maintain the
22 pilot project in accordance with 1997 Iowa Acts, chapter 203,
23 section 6.

24 13. The department shall establish a scope of practice
25 review committee for the purpose of reviewing existing
26 oversight of the nurse aide workforce to determine the
27 adequacy of nurse aide education and competency testing.

28 14. One and one-half of the FTEs appropriated for in this
29 section to the division of planning and administration, and
30 one of the FTEs appropriated for in this section to the
31 divisions of health protection, substance abuse and health
32 promotion, and family and community health, respectively,
33 relate to the transition of personnel services contractors to
34 FTEs. The merit system provisions of chapter 19A and the
35 provisions of the state or union collective bargaining

1 agreements shall not govern movement into these FTE positions
2 until September 1, 1998. This provision relating to the
3 transition of personnel services contractors shall apply to
4 the period beginning July 1, 1998, and ending September 1,
5 1998.

6 15. a. The department shall apply for available federal
7 funds for sexual abstinence education programs in accordance
8 with the federal Personal Responsibility and Work Opportunity
9 Reconciliation Act of 1966, Pub. L. No. 104-193, § 912.

10 b. It is the intent of the general assembly to comply with
11 the United States Congress' intent to assist welfare
12 recipients to terminate dependency upon government benefits by
13 promoting marriage, reducing the incidence of out-of-wedlock
14 pregnancies, and encouraging abstinence from sexual activities
15 outside of marriage with a focus upon those persons who are
16 most likely to bear children out-of-wedlock.

17 c. Any sexual abstinence education program awarded moneys
18 under the grant program shall meet the definition of
19 abstinence education in the federal law. Grantees shall be
20 evaluated based upon the extent to which the abstinence
21 program successfully communicates the goals set forth in the
22 federal law.

23 16. The department shall conduct a comprehensive
24 evaluation of the gambling treatment program provisions under
25 section 99D.7, subsection 21, and additions to and
26 distributions from the gambling treatment fund pursuant to
27 section 99E.10, subsection 1, paragraph "a". The evaluation
28 shall provide information and analysis concerning the number
29 of referrals to the program, assessments of the success rates
30 regarding outpatient and follow-up treatment, rehabilitation,
31 and residential treatment programs for persons affected by
32 problem gambling, and the extent to which information and
33 referral services, and education and preventive services, have
34 been determined to be effective in preventing the development
35 of problem gambling behavior or in reaching individuals in

1 need of treatment. The evaluation shall also provide an
2 analysis of funding levels and contain recommendations with
3 regard to future funding of the program and additional
4 treatment interventions.

5 Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
6 from the general fund of the state to the department of human
7 rights for the fiscal year beginning July 1, 1998, and ending
8 June 30, 1999, the following amounts, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 1. CENTRAL ADMINISTRATION DIVISION

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

14	\$	<u>222,159</u>
15	FTEs	6.60

16 2. DEAF SERVICES DIVISION

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

20	\$	318,957
21	FTEs	7.00

22 The fees collected by the division for provision of
23 interpretation services by the division to obligated agencies
24 shall be disbursed pursuant to the provisions of section 8.32,
25 and shall be dedicated and used by the division for continued
26 and expanded interpretation services.

27 3. PERSONS WITH DISABILITIES DIVISION

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

31	\$	109,876
32	FTEs	2.00

33 4. LATINO AFFAIRS DIVISION

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

1 positions:

2	\$	<u>150,089</u>
3	FTEs	3.00

4 5. STATUS OF WOMEN DIVISION

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

8	\$	335,804
9	FTEs	3.00

10 a. Of the funds appropriated in this subsection, at least
11 \$125,775 shall be spent for the displaced homemaker program.

12 b. Of the funds appropriated in this subsection, at least
13 \$42,570 shall be spent for domestic violence and sexual
14 assault-related grants.

15 6. STATUS OF AFRICAN-AMERICANS DIVISION

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

19	\$	<u>116,543</u>
20	FTEs	2.00

21 7. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

25	\$	397,633
26	FTEs	8.56

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

31 b. Of the funds appropriated in this subsection, at least
32 \$36,300 shall be spent for expenses relating to the
33 administration of federal funds for juvenile assistance. It
34 is the intent of the general assembly that the department of
35 human rights employ sufficient staff to meet the federal

1 funding match requirements established by the federal office
2 for juvenile justice delinquency prevention. The governor's
3 advisory council on juvenile justice shall determine the
4 staffing level necessary to carry out federal and state
5 mandates for juvenile justice.

6 8. COMMUNITY GRANT FUND

7 For the community grant fund established in section 232.190
*8 for the fiscal year beginning July 1, 1998, and ending June
9 30, 1999, to be used for the purposes of the community grant
10 fund and for not more than the following full-time equivalent
11 positions:

12	\$	1,600,494
13	FTEs	2.32

14 Of the funds appropriated in this subsection, at
15 least \$250,000 shall be utilized to continue and
16 evaluate the youth leadership program.

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

22 Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is
23 appropriated from the general fund of the state to the
24 commission of veterans affairs for the fiscal year beginning
25 July 1, 1998, and ending June 30, 1999, the following amounts,
26 or so much thereof as is necessary, to be used for the
27 purposes designated:

28 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION

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

32	\$	269,657
33	FTEs	5.00

34 The commission of veterans affairs may use the gifts
35 accepted by the chairperson of the commission of veterans

1 affairs, or designee, and other resources available to the
2 commission for use at its Camp Dodge office. The commission
3 shall report annually to the governor and the general assembly
4 on monetary gifts received by the commission for the Camp
5 Dodge office.

6 2. WAR ORPHANS

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

9 \$ 6,000

10 3. IOWA VETERANS HOME

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

14 \$ 41,912,604

15 FTEs 801.82

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

20 b. If medical assistance revenues are expanded at the Iowa
21 veterans home, and this expansion results in medical
22 assistance reimbursements which exceed the amount budgeted for
23 that purpose in the fiscal year beginning July 1, 1998, and
24 ending June 30, 1999, the Iowa veterans home may expend the
25 excess amounts to exceed the number of full-time equivalent
26 positions authorized for the purpose of meeting related
27 certification requirements or to provide additional beds. The
28 expenditure of additional funds received, as outlined in this
29 paragraph, is subject to the approval by the department of
30 management.

31 c. The chairpersons and ranking members of the joint
32 appropriations subcommittee on health and human rights shall
33 be notified by January 15 of any calendar year during which a
34 request for proposals is anticipated to be issued regarding
35 any Iowa veterans home contract involving employment, for

1 purposes of providing legislative review and oversight.

2 Sec. 8. GAMBLING TREATMENT FUND ALLOCATIONS.

3 1. The moneys remaining in the gambling treatment fund
4 pursuant to section 99E.10, subsection 1, paragraph "a", Code
5 Supplement 1997, are appropriated to the Iowa department of
6 public health for the fiscal year beginning July 1, 1998, and
7 ending June 30, 1999, for use as provided in subsection 2.

8 2. In addition to the amount appropriated in subsection 1,
9 an amount sufficient for full funding of the amounts allocated
10 in this subsection shall be encumbered from the moneys
11 appropriated to the Iowa department of public health pursuant
12 to section 99E.10, subsection 1, paragraph "a", as amended by
13 this Act. The moneys appropriated in subsection 1 and
14 encumbered pursuant to this subsection are allocated as
15 follows:

16 a. For transfer to the Iowa law enforcement academy to be
17 used for the drug abuse resistance education program:
18 \$ 150,000

19 b. For use by local boards of health to ensure that core
20 public health functions are maintained and to support
21 essential services in their communities:
22 \$ 350,000

23 c. For the public health nursing program:
24 \$ 200,000

25 d. For the provision of emergency medical services and
26 training of emergency medical services personnel:
27 \$ 78,000

28 e. For transfer to the department of elder affairs to be
29 used for the establishment of a demonstration project relating
30 to an area long-term care residents' advocate demonstration
31 program:
32 \$ 240,000

33 The funds transferred in this paragraph shall be used to
34 establish a demonstration program creating the position of
35 area long-term care residents' advocate in each of three area

1 agency on aging planning and service areas in the state, to
2 determine the efficacy of establishing an area residents'
3 advocate in all area agency on aging planning and service area
4 locations.

5 f. For transfer to the department of public safety for
6 costs associated with the training of state and local law
7 enforcement personnel concerning the recognition of and
8 response to persons with Alzheimer's disease by the department
9 of public safety:

10 \$ 70,000

11 g. For transfer to the commission on the status of
12 African-Americans to be used for workshops administered
13 through the department of human rights:

14 \$ 10,000

15 3. Notwithstanding section 8.33, the moneys appropriated
16 in subsection 1 and allocated in subsection 2 that remain
17 unencumbered and unobligated on June 30, 1999, shall not
18 revert to any fund but shall remain available for expenditure
19 for the purposes designated during the fiscal year beginning
20 July 1, 1999.

21 4. The legislative fiscal committee shall conduct a review
22 of the operation of the gambling treatment fund, including
23 additions to and allocations from the fund, and submit a
24 report to the general assembly by January 1, 1999.

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, and as
28 amended by 1997 Iowa Acts, chapter 203, section 9, shall be
29 extended until June 30, 1999, and the increased fees to be
30 collected pursuant to that project shall continue to be
31 collected until June 30, 1999.

32 Sec. 10. Section 99E.10, subsection 1, paragraph a, Code
33 Supplement 1997, is amended to read as follows:

34 a. An amount equal to three-tenths of one percent of the
35 gross lottery revenue, and the amount equal to three-tenths of

1 one percent of the adjusted gross receipts from excursion boat
2 and racetrack wagering allocated pursuant to section 99F.11,
3 subsection 3, up to a combined maximum of one million seven
4 hundred thousand dollars annually, shall be deposited in a
5 gambling treatment fund in the office of the treasurer of
6 state. The director of the Iowa department of public health
7 shall administer the fund and shall provide that receipts are
8 allocated on a monthly basis to fund administrative costs and
9 to provide programs which may include, but are not limited to,
10 outpatient and follow-up treatment for persons affected by
11 problem gambling, rehabilitation and residential treatment
12 programs, information and referral services, and education and
13 preventive services, and financial management services.
14 Amounts allocated pursuant to this paragraph in excess of one
15 million seven hundred thousand dollars are appropriated to the
16 Iowa department of public health to be expended at the
17 discretion of the director of public health.

18 Sec. 11. Section 99F.11, subsection 3, Code 1997, is
19 amended to read as follows:

20 3. Three-tenths of one percent of the adjusted gross
21 receipts shall be deposited in the gamblers-assistance
22 gambling treatment fund specified in section 99E.10,
23 subsection 1, paragraph "a".

24 Sec. 12. Section 135.11, subsection 15, Code Supplement
25 1997, is amended to read as follows:

26 15. Administer the statewide public health nursing, and
27 homemaker-home health aide, and senior health programs by
28 approving grants of state funds to the local boards of health
29 and the county boards of supervisors and by providing
30 guidelines for the approval of the grants and allocation of
31 the state funds. Program direction, evaluation requirements,
32 and formula allocation procedures for each of the programs
33 shall be established by the department by rule, consistent
34 with 1997 Iowa Acts, chapter 203, section 5.

35 Sec. 13. Section 232.190, Code 1997, is amended to read as

1 follows:

2 232.190 COMMUNITY GRANT FUND----FUTURE-REPEAL.

3 1. A community grant fund is established in the state
4 treasury under the control of the division of criminal and
5 juvenile justice planning of the department of human rights
6 for the purposes of awarding grants under this section. The
7 criminal and juvenile justice planning advisory council and
8 the juvenile justice advisory council shall assist the
9 division in administering grants awarded under this section.
10 The ~~department~~ departments of education, human services,
11 public health, and public safety, and the governor's alliance
12 on substance abuse shall advise the division on programs-which
13 meet-the grant application and selection criteria established
14 for-grant-recipients and performance measures for the
15 programs. Not more than five percent of the moneys
16 appropriated to the fund shall be used for administrative
17 purposes.

18 2. A city, county, or entity organized under chapter 28E
19 may apply to the department division for a grant on a matching
20 basis to fund juvenile crime prevention programs. The match
21 ~~may come from funds provided to the city, county, or entity~~
22 organized-under-chapter-28E be obtained from private sources,
23 other state programs, or federal programs. ~~A city, county, or~~
24 ~~entity organized under chapter 28E applying for a grant under~~
25 ~~this section is encouraged to seek matching funds from, but~~
26 ~~not limited to, the Iowa finance authority, the governor's~~
27 ~~alliance on substance abuse, and under the state and federal~~
28 ~~community reinvestment Acts. Applications shall state~~
29 ~~specific outcomes sought to be obtained under a program funded~~
30 ~~by a grant under this section.~~ The division shall adopt rules
31 establishing required matching fund levels that progressively
32 increase as applicants receive a second or subsequent year of
33 consecutive funding through the community grant fund. The
34 division shall not accept an application for a fourth or
35 subsequent consecutive year of funding. However, cities,

1 counties, or entities organized under chapter 28E receiving
2 grants prior to July 1, 1998, may apply and receive funding
3 for an additional two consecutive years beyond June 30, 1998.

4 3. Programs-awarded Applications for moneys from the
5 community grant fund shall involve define the geographical
6 boundaries of the site chosen to benefit from the funds from
7 this program and shall demonstrate a collaborative effort by
8 all children-and-family-support relevant local government and
9 school officials and service providers-to-provide-services-and
10 agencies with authority, responsibilities, or other interests
11 within the chosen site. Proposed plans set forth in the
12 applications shall reflect a community-wide consensus in how
13 to remediate community problems and-may-include-programs
14 dealing-with-truancy-which-involve-school-district-and
15 community-partnerships,-and-programs-involving-judicial
16 district-community-based-corrections-programs related to
17 juvenile crime and shall describe how the funds from this
18 program will be used in a manner consistent with the human
19 investment strategy of the state as developed pursuant to
20 section 8A.1. Services provided under the-programs a grant
21 through this program shall be comprehensive and utilize
22 flexible delivery systems. The department-of-human-services
23 division shall establish a point system for determining
24 eligibility for grants from the fund based upon the nature and
25 breadth of the proposed community juvenile crime prevention
26 programs plans and the extent to which a-community-has-sought
27 to-obtain-additional-public-and-private-funding-sources-for
28 all-or-parts-of-the-community's-program the proposals include
29 viable plans to sustain the funding and local governance of
30 the proposed juvenile crime prevention services and activities
31 following the proposed grant period.

32 4. The division shall provide potential applicants for
33 grant moneys with information describing performance measures
34 for this program and shall establish a monitoring system for
35 this program that requires participating cities, counties, and

1 entities organized under chapter 28E to report information
2 with which to measure program performance. The division shall
3 solicit input from cities, counties, and service-providing
4 agencies on the establishment of program performance measures
5 and the structure of the program monitoring system.

6 Applications for grant moneys shall state specific results
7 sought to be obtained by any service or activity funded by a
8 grant under this section and shall describe how their desired
9 results are related to the program's performance measures.

10 ~~4- 5. This section is repealed effective June 30, 1998-~~
11 The division of criminal and juvenile justice planning ~~and the~~
12 ~~department of human services~~ shall submit a an annual report
13 to the general assembly by January 15, ~~1998~~, regarding the
14 program's performance measures and the effectiveness of the
15 programs services and activities funded under this section ~~in~~
16 ~~meeting the objectives contained in subsection 3.~~

17 Sec. 14. EFFECTIVE DATES.

18 1. Section 9 of this Act, relating to the vital records
19 modernization project, being deemed of immediate importance,
20 takes effect upon enactment.

21 2. Section 13 of this Act, amending section 232.190, takes
22 effect June 30, 1998.

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SENATE FILE 2280

-8881

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, line 11, by striking the figure
4 "95.00" and inserting the following: "97.50".

5 2. Page 1, by inserting after line 11 the
6 following:

7 "Two of the FTEs appropriated for in this section
8 relate to the transition of personnel services
9 contractors to FTEs. The merit system provisions of
10 chapter 19A and the provisions of the state or union
11 collective bargaining agreements shall not govern
12 movement into these FTE positions until September 1,
13 1998. This provision relating to the transition of
14 personnel services contractors shall apply to the
15 period beginning July 1, 1998, and ending September 1,
16 1998."

17 3. Page 20, by striking lines 14 through 16.

18 4. Page 21, line 15, by striking the figure
19 "801.82" and inserting the following: "803.64".

20 5. Page 21, by inserting after line 15 the
21 following:

22 "Two of the FTEs appropriated for in this
23 subsection relate to the transition of personnel
24 services contractors to FTEs. The merit system
25 provisions of chapter 19A and the provisions of the
26 state or union collective bargaining agreements shall
27 not govern movement into these FTE positions until
28 September 1, 1998. This provision relating to the
29 transition of personnel services contractors shall
30 apply to the period beginning July 1, 1998, and ending
31 September 1, 1998."

32 6. Page 21, by inserting after line 30 the
33 following:

34 "c. Any Iowa veterans home successor contractor
35 shall not consider employees of a state institution or
36 facility to be new employees for purposes of employee
37 wages, health insurance, or retirement benefits."

38 7. By striking page 22, line 8, through page 23,
39 line 14, and inserting the following:

40 "2. In addition to the amount appropriated in
41 subsection 1, an amount sufficient for full funding of
42 the amounts allocated in this subsection shall be
43 encumbered from the moneys appropriated to the Iowa
44 department of public health pursuant to section
45 99E.10, subsection 1, paragraph "a", as amended by
46 this Act. However, if the total amount appropriated
47 pursuant to section 99E.10, subsection 1, paragraph
48 "a", as amended by this Act is insufficient for full
49 funding of the allocations, the allocations shall be
50 prorated proportionately. The moneys appropriated in

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1 subsection 1 and encumbered pursuant to this
2 subsection are allocated as follows:
3 a. For the public health nursing program:
4 \$ 200,000
5 b. For transfer to the department of public safety
6 to combat methamphetamine use:
7 \$ 236,000
8 (1) Of the funds allocated in this lettered
9 paragraph, \$111,000 shall be utilized by the division
10 of narcotics enforcement of the department of public
11 safety for undercover purchases of methamphetamine by
12 law enforcement agency and drug task force personnel.
13 (2) Of the funds allocated in this lettered
14 paragraph, \$125,000 shall be utilized by the division
15 of narcotics enforcement of the department of public
16 safety for the establishment of a methamphetamine
17 stoppers reward fund and hotline. Citizen informants
18 shall be entitled to receive up to \$250 upon the
19 conviction of a methamphetamine dealer, and up to
20 \$1,000 for the successful exposure of a
21 methamphetamine lab. The division shall develop
22 specific program parameters and qualification
23 criteria.
24 c. For the provision of emergency medical services
25 and training of emergency medical services personnel:
26 \$ 78,000
27 d. For transfer to the department of elder affairs
28 to be used for the recruitment, retention,
29 recognition, and training of care review committee
30 volunteers:
31 \$ 130,000
32 e. For transfer to the governor's alliance on
33 substance abuse for the establishment of a public
34 education program warning the general public about the
35 dangers of methamphetamine use:
36 \$ 150,000
37 f. For transfer to the governor's alliance on
38 substance abuse for the establishment of an education
39 program designed to increase the availability of
40 information relating to methamphetamine abuse in Iowa
41 schools and throughout the media:
42 \$ 200,000
43 The funds allocated in this lettered paragraph
44 shall be used to assist in targeting an anti-
45 methamphetamine message specifically to Iowa teenagers
46 through the school system and through public service
47 media advertisements, including the development of an
48 educational video and instructional material for use
49 by Iowa public school instructors. The education
50 program shall be coordinated by the drug enforcement

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Page 3

1 and abuse prevention coordinator in consultation with
2 the Iowa drug abuse prevention and education advisory
3 council established in section 80E.2.

4 g. For the surveillance of existing and emerging
5 infectious disease:

6 \$ 100,000

7 h. For transfer to the department of public safety
8 for hazardous materials response team training. The
9 department of public safety shall coordinate with the
10 Iowa state university extension engineering program
11 regarding development of the training program:

12 \$ 25,000"

13 8. By striking page 23, line 32, through page 24,
14 line 23, and inserting the following:

15 "Sec. ____ . Section 99D.15, Code 1997, is amended
16 by adding the following new subsection:

17 NEW SUBSECTION. 5. Of the tax revenue received by
18 the commission pursuant to subsections 1, 3, and 4, an
19 amount equal to three-tenths of one percent of the
20 gross sum wagered by the pari-mutuel method at each
21 racetrack shall be deposited in the gambling treatment
22 fund specified in section 99E.10, subsection 1,
23 paragraph "a".

24 Sec. ____ . Section 99E.10, subsection 1, paragraph
25 a, Code Supplement 1997, is amended to read as
26 follows:

27 a. An amount equal to three-tenths of one percent
28 of the gross lottery revenue, and the amount equal to
29 three-tenths of one percent of the adjusted gross
30 receipts from excursion boat and racetrack wagering
31 allocated pursuant to section 99F.11, subsection 3,
32 shall be deposited in a gambling treatment fund in the
33 office of the treasurer of state. The director of the
34 Iowa department of public health shall administer the
35 fund and shall provide that receipts are allocated on
36 a monthly basis to fund administrative costs and to
37 provide programs which may include, but are not
38 limited to, outpatient and follow-up treatment for
39 persons affected by problem gambling, rehabilitation
40 and residential treatment programs, information and
41 referral services, and education and preventive
42 services, and financial management services. Receipts
43 deposited in excess of one million nine hundred
44 thousand dollars are appropriated to the Iowa
45 department of public health to be expended at the
46 discretion of the director of public health.

47 Sec. ____ . Section 99F.11, subsection 3, Code 1997,
48 is amended to read as follows:

49 3. Three-tenths of one percent of the adjusted
50 gross receipts shall be deposited in the gamblers

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Page 4

- 1 assistance gambling treatment fund specified in
- 2 section 99E.10, subsection 1, paragraph "a".
- 3 9. Page 27, by striking line 10 and inserting the
- 4 following:
- 5 "4- 5. This section is repealed effective June 30,
- 6 1998 2000."
- 7 10. By renumbering, relettering, or redesignating
- 8 and correcting internal references as necessary.

By COMMITTEE ON APPROPRIATIONS
MILLAGE of Scott, Chairperson

H-8881 FILED APRIL 2, 1998

*Adopted
4-7-98
(P.1355)*

SENATE FILE 2280

H-8778

- 1 Amend Senate File 2280, as amended, passed, and
 - 2 reprinted by the Senate, as follows:
 - 3 1. Page 20, by striking lines 14 through 16.
- By BLODGETT of Cerro Gordo
MAY of Worth

H-8778 FILED MARCH 30, 1998

o/rdw 4/7/98 (P.1355)

SENATE FILE 2280

H-8924

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 3, by inserting after line 27 the
4 following:

5 "3. For the establishment of a comprehensive
6 program to combat methamphetamine use:

7 \$ 2,500,000

8 a. Of the funds appropriated in this subsection,
9 \$1,500,000 shall be used to establish a grant program
10 to provide grants to local law enforcement agencies
11 and existing drug task forces for the training of
12 personnel and purchase of equipment relating to
13 methamphetamine enforcement efforts. The grants shall
14 be used to provide training and resources to local law
15 enforcement agencies, regional drug task forces, and
16 volunteer medical personnel and firefighters involved
17 in the investigation of clandestine methamphetamine
18 laboratories. The grants may be used to hire
19 additional personnel or to purchase surveillance and
20 other equipment needed by local authorities to conduct
21 methamphetamine investigations. The grant program
22 shall be administered by the drug enforcement and
23 abuse prevention coordinator in consultation with the
24 Iowa narcotics enforcement advisory council
25 established in section 80E.3.

26 b. Of the funds appropriated in this subsection,
27 \$500,000 shall be used for an education program
28 designed to increase the availability of information
29 relating to methamphetamine abuse in Iowa schools and
30 throughout the media. The funds shall assist in
31 targeting an anti-methamphetamine message specifically
32 to Iowa teenagers through the school system and
33 through public service media advertisements. The
34 education program shall be coordinated by the drug
35 enforcement and abuse prevention coordinator in
36 consultation with the Iowa drug abuse prevention and
37 education advisory council established in section
38 80E.2.

39 c. Of the funds appropriated in this subsection,
40 \$500,000 shall be used to expand existing substance
41 abuse treatment and rehabilitation programs, and
42 establish new programs designed to assist efforts by
43 methamphetamine users to overcome their addiction.
44 The treatment and rehabilitation expansion effort
45 shall be coordinated by the substance abuse division
46 of the Iowa department of public health.

47 d. The governor's alliance on substance abuse
48 shall coordinate with the Iowa department of public
49 health, the department of human services, and the
50 department of public safety regarding the development

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Page 2

1 and administration of the program to combat
 2 methamphetamine use. The governor's alliance on
 3 substance abuse shall submit a report to the governor
 4 and the general assembly by January 1, 2000. The
 5 report shall contain an accounting of program
 6 expenditures, estimated methamphetamine usage rates
 7 before and after program implementation, investigation
 8 and education efforts, treatment and rehabilitation
 9 program referrals and success rates, and
 10 recommendations regarding continued efforts to combat
 11 methamphetamine use."

By MORELAND of Wapello

H-8924 FILED APRIL 3, 1998

Foot 4-7-98 (p 1358)

SENATE FILE 2280

H-8918

1 Amend the amendment, H-8881, to Senate File 2280,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 2, line 18, by striking the figure "250"
 5 and inserting the following: "1,000".

By CORMACK of Webster

H-8918 FILED APRIL 3, 1998

Adopted
4-7-98
(p 1352)

SENATE FILE 2280

H-8929

1 Amend Senate File 2280, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 21, line 14, by striking the figure
 4 "41,912,604" and inserting the following:
 5 "41,974,947".
 6 2. Page 22, by inserting after line 1 the
 7 following:
 8 "d. Of the funds appropriated in this subsection,
 9 \$62,343 shall be used by the Iowa veterans home for
 10 increased medical supply and pharmaceutical expenses."
 By WARNSTADT of Woodbury

H-8929 FILED APRIL 6, 1998

*Lost 4-7-98
(P. 1361)*

SENATE FILE 2280

H-8941

1 Amend Senate File 2280, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 10, line 6, by striking the words "in
 4 accordance with" and inserting the following: "based
 5 on".
 By NELSON of Marshall

H-8941 FILED APRIL 6, 1998

*Adopted 4-7-98
(P. 1360)*

SENATE FILE 2280

H-8942

1 Amend Senate File 2280, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking page 22, line 2, through page 23,
 4 line 24.
 5 2. Page 24, by striking lines 3 and 4 and
 6 inserting the following: "subsection 3, shall be
 7 deposited in a".
 8 3. Page 24, by striking lines 14 through 17.
 By BRUNKHORST of Bremer
 CORMACK of Webster

H-8942 FILED APRIL 6, 1998

*W/D 4/7/98
(P. 1361)*

SENATE FILE 2280

H-8944

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, by inserting after line 4 the
5 following:

6 "The funds appropriated in this paragraph shall be
7 utilized by the Iowa department of public health to
8 establish a competitive grant program to increase the
9 availability of public health nurses throughout the
10 state, and shall be in addition to those funds
11 allocated pursuant to existing contracts entered into
12 between the department and the local boards of health
13 and boards of supervisors.

14 A county may submit an application to the
15 department for a grant to expand the county's existing
16 public health nursing program by October 1, 1998, on
17 application forms to be developed by the department.
18 Grant award criteria shall include the extent to which
19 existing allocations to the county have successfully
20 been utilized to maintain and expand the public health
21 nursing program for elderly and low-income persons,
22 the proportion of elderly and low-income persons
23 living in the county in relation to the total number
24 of elderly and low-income persons living in the state,
25 and proposals submitted by the county for expanding
26 existing services and programs to meet the particular
27 needs of the elderly and low-income persons residing
28 within the county. A county receiving a grant award
29 may utilize the grant moneys to expand existing
30 subcontracts with a nonprofit nurses' association,
31 independent nonprofit agency, or other entity to
32 provide public health nursing care, or for new
33 programs and services as proposed in the grant
34 application.

35 The department shall submit a report to the general
36 assembly by January 1, 2000, regarding the
37 effectiveness of the competitive grant program in
38 expanding public health nursing care, and containing
39 recommendations regarding future utilization or
40 expansion of the program."

By DOTZLER of Black Hawk

H-8944 FILED APRIL 6, 1998

WITHDRAWN

4/7/98

(P. 1350)

SENATE FILE 2280

H-8943

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. By striking page 1, line 38, through page 3,
5 line 46, and inserting the following:
6 " _____. By striking page 22, line 2, through page
7 23, line 24.
8 _____. Page 23, by inserting after line 31 the
9 following:
10 "Sec. _____. Section 99D.15, Code 1997, is amended
11 by adding the following new subsection:
12 NEW SUBSECTION. 5. Of the tax revenue received by
13 the commission pursuant to subsections 1, 3, and 4, an
14 amount equal to three-tenths of one percent of the
15 gross sum wagered by the pari-mutuel method at each
16 racetrack shall be deposited in the gambling treatment
17 fund specified in section 99E.10, subsection 1,
18 paragraph "a".
19 _____. Page 24, by striking lines 3 and 4 and
20 inserting the following: "subsection 3, shall be
21 deposited in a".
22 _____. Page 24, by striking lines 14 through 17."
By BRUNKHORST of Bremer
CORMACK of Webster

H-8943 FILED APRIL 6, 1998

Lost
4.7.98
(p. 1353)

SENATE FILE 2280

H-8946

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 8, by inserting after line 15 the
4 following:

5 "(3) The division shall establish an interagency
6 work group to conduct an evaluation of the
7 effectiveness of all existing federal and state funded
8 substance abuse treatment and prevention programs in
9 the state. Evaluation issues and components to be
10 examined by the interagency work group shall include,
11 but are not limited to, access to treatment;
12 identification of all state and federal funds spent on
13 treatment and prevention programs, including insurance
14 plan components and employee assistance programs;
15 substance abuse relapse rates; the reasons for
16 different outcomes in different programs; costs of
17 service delivery; the relationship of outcomes to cost
18 offsets such as a decline in arrest rates and
19 hospitalizations; review of managed care approaches
20 and exemplary programs in other states; and the
21 profiling of clients by the types of substances
22 abused.

23 The interagency work group shall be comprised of
24 representatives from the department of human services,
25 the department of public health, the department of
26 corrections, the governor's alliance on substance
27 abuse, the state department of personnel, and the
28 judicial department.

29 The department shall submit a report containing the
30 recommendations of the interagency work group to the
31 governor and the general assembly by January 1, 2000."

By NELSON of Marshall
GRUNDBERG of Polk

H-8946 FILED APRIL 6, 1998

Adapted
4-7-98
(P1359)

SENATE FILE 2280

H-8945

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 3, by inserting after line 13 the
4 following:

5 "3. The department may grant an exception for a
6 limited period of time, determined by the department
7 to be reasonable, to allow for compliance by persons
8 regulated by the department or applicants for assisted
9 living certification with any part of chapter 104A
10 relative to buildings in existence on July 1, 1998.
11 The determination of the period of time allowed for
12 compliance shall be commensurate with the anticipated
13 magnitude of expenditure, disruption of services, and
14 the degree of hazard presented. The department shall
15 also be authorized to modify the accessibility
16 requirements otherwise applicable to such applicants
17 for buildings in existence on July 1, 1998, if the
18 department determines that compliance with the
19 requirements would be unreasonable, but only if it is
20 determined that noncompliance with the requirements
21 would not present an unreasonable degree of danger."

By MARTIN of Scott

H-8945 FILED APRIL 6, 1998

*adopted 4-7-98
(p.1355)*

SENATE FILE 2280

E-8951

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by striking line 7 and inserting the
5 following:

6 "Of the full-time equivalent positions appropriated
7 for in this section, 2.50 FTEs".

8 2. Page 1, by striking lines 22 and 23 and
9 inserting the following:

10 "Of the full-time equivalent positions appropriated
11 for in subsection 1, 1.82 FTEs relate to the
12 transition of personnel".

13 3. By striking page 1, line 40, through page 2,
14 line 2, and inserting the following:

15 "2. a. In addition to the amount appropriated in
16 subsection 1, there is appropriated from receipts in
17 excess of \$1,900,000 deposited into the gambling
18 treatment fund pursuant to section 99E.10, subsection
19 1, paragraph "a", to the Iowa department of public
20 health, for the fiscal year beginning July 1, 1998,
21 and ending June 30, 1999, an amount sufficient for
22 funding of the allocation made in subsection 3.

23 b. For the fiscal year beginning July 1, 1998, and
24 ending June 30, 1999, an amount of the tax revenue
25 received pursuant to section 99D.15, subsections 1, 3,
26 and 4 equal to three-tenths of one percent of the
27 gross sum wagered by the pari-mutuel method shall be
28 deposited into the gambling treatment fund in addition
29 to the other revenue deposited under law.

30 c. The amounts appropriated pursuant to paragraph
31 "a" shall be based on the most recent projections for
32 gross lottery revenue, excursion boat and racetrack
33 wagering revenue, and tax revenue derived from pari-
34 mutuel wagering, for the fiscal year beginning July 1,
35 1998, and ending June 30, 1999. If the amounts
36 appropriated based on the projects are insufficient
37 for full funding of the allocations, the allocations
38 shall be prorated proportionately.

39 3. The moneys appropriated in subsections 1 and 2
40 shall be allocated as follows:"

41 4. By striking page 3, line 13, through page 4,
42 line 2, and inserting the following:

43 "_____. By striking page 23, line 32, through page
44 24, line 17, and inserting the following:

45 "Sec. _____. Section 99E.10, subsection 1, paragraph
46 a, Code Supplement 1997, is amended to read as
47 follows:

48 a. An amount equal to three-tenths of one percent
49 of the gross lottery revenue shall be deposited in a
50 gambling treatment fund in the office of the treasurer

E-8951

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1 of state. The director of the Iowa department of
 2 public health shall administer the fund and shall
 3 provide that receipts are allocated on a monthly basis
 4 to fund administrative costs and to provide programs
 5 which may include, but are not limited to, outpatient
 6 and follow-up treatment for persons affected by
 7 problem gambling, rehabilitation and residential
 8 treatment programs, information and referral services,
 9 and education and preventive services, and financial
 10 management services."

11 5. By renumbering as necessary.

By NELSON of Marshall

H-8951 FILED APRIL 6, 1998

*Adopted 4-7-98
(P.1350)*

SENATE FILE 2280

H-8966

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 18, line 14, by striking the figure
4 "222,159" and inserting the following: "279,201".

5 2. Page 18, line 15, by striking the figure
6 "6.60" and inserting the following: "7.60".

By FORD of Polk

H-8966 FILED APRIL 6, 1998

*Last 4-7-98
(P.1361)*

SENATE FILE 2280

E-8962

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, by striking lines 5 through 23.

5 2. Page 3, line 19, by striking the word "three-
6 tenths" and inserting the following: "four-tenths".

7 3. Page 3, line 27, by striking the word "three-
8 tenths" and inserting the following: "three-tenths
9 four-tenths".

10 4. Page 3, line 29, by striking the word "three-
11 tenths" and inserting the following: "four-tenths".

12 5. Page 3, line 43, by striking the words "one
13 million nine" and inserting the following: "two
14 million five".

15 6. Page 3, line 49, by striking the word "Three-
16 tenths" and inserting the following: "Three-tenths
17 Four-tenths".

18 7. By renumbering as necessary.

By MURPHY of Dubuque

E-8962 FILED APRIL 6, 1998

W/D 4-7-98 (p. 1352)

SENATE FILE 2280

H-8963

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 7, by inserting after line 34 the
4 following:

5 "h. The director of public health shall designate,
6 as the state poison center, a medical center in the
7 state which is operating a poison center on or before
8 July 1, 1998. The state poison center shall provide
9 poison information, telephone management advice and
10 consultation, conduct hazard surveillance to achieve
11 hazard elimination, and provide professional and
12 public education in poison prevention, diagnosis, and
13 treatment, and shall provide any other services or
14 functions necessary to be classified as a certified
15 poison center. The poison center shall not
16 subcontract with a poison center outside of the state
17 to provide the necessary services or functions. The
18 director shall provide the necessary documentation of
19 the state poison center designation to the poison
20 center for certification by the American association
21 of poison control centers or other certifying
22 organization."

By WARNSTADT of Woodbury
WHITEAD of Woodbury

H-8963 FILED APRIL 6, 1998

a drafted

4-7-98

(P. 1359)

SENATE FILE 2280

H-8961

1 Amend the amendment, H-8281, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, by inserting after line 4 the
5 following:

6 "The funds appropriated in this paragraph shall be
7 utilized by the Iowa department of public health to
8 establish a competitive grant program to increase the
9 availability of public health nurses throughout the
10 state, and shall be in addition to funding allocated
11 pursuant to existing contracts entered into between
12 the department and the local boards of health and
13 boards of supervisors. One-half of the funds
14 appropriated shall be awarded to county applicants
15 with a county population of less than 25,000, and the
16 remaining one-half shall be awarded to county
17 applicants with a county population of 25,000 or more.

18 A county may submit an application to the
19 department for a grant to expand the county's existing
20 public health nursing program by October 1, 1998, on
21 application forms to be developed by the department.
22 Grant award criteria shall include the extent to which
23 existing allocations to the county have successfully
24 been utilized to maintain and expand the public health
25 nursing program for elderly and low-income persons,
26 the proportion of elderly and low-income persons
27 living in the county in relation to the total number
28 of elderly and low-income persons living in the state,
29 and proposals submitted by the county for expanding
30 existing services and programs to meet the particular
31 needs of the elderly and low-income persons residing
32 within the county. A county receiving a grant award
33 may utilize the grant moneys to expand existing
34 subcontracts with a nonprofit nurses' association,
35 independent nonprofit agency, or other entity to
36 provide public health nursing care, or for new
37 programs and services as proposed in the grant
38 application.

39 The department shall submit a report to the general
40 assembly by January 1, 2000, regarding the
41 effectiveness of the competitive grant program in
42 expanding public health nursing care, and containing
43 recommendations regarding future utilization or
44 expansion of the program."

By MURPHY of Dubuque
DOTZLER of Black Hawk

H-8961 FILED APRIL 6, 1998

WITHDRAWN

4-6-98
(p. 1350)

SENATE FILE 2280

H-8980

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 10, line 5, by inserting after the word
4 "department" the following: ", in consultation with
5 the advisory committee for perinatal guidelines,".
6 2. Page 10, line 11, by inserting after the word
7 "recommendations." the following: "Hospitals within
8 the state shall determine whether to participate in
9 the statewide perinatal program, and select the
10 hospital's level of participation in the program. A
11 hospital having determined to participate in the
12 program shall comply with the guidelines appropriate
13 to the level of participation selected by the
14 hospital."

By HANSEN of Pottawattamie
FOEGE of Linn
RANTS of Woodbury

H-8980 FILED APRIL 7, 1998

*Adopted**4-7-98**(P. 1360)*

SENATE FILE 2280

H-8968

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, by inserting after line 4 the
5 following:

6 "The funds appropriated in this paragraph shall be
7 utilized by the Iowa department of public health to
8 establish a competitive grant program to increase the
9 availability of public health nurses throughout the
10 state, and shall be in addition to funding allocated
11 pursuant to existing contracts entered into between
12 the department and the local boards of health and
13 boards of supervisors. One-half of the funds
14 appropriated shall be awarded to county applicants
15 with a county population of less than 25,000, and the
16 remaining one-half shall be awarded to county
17 applicants with a county population of 25,000 or more.

18 A county may submit an application to the
19 department for a grant to expand the county's existing
20 public health nursing program by October 1, 1998, on
21 application forms to be developed by the department.
22 Grant award criteria shall include the extent to which
23 existing allocations to the county have successfully
24 been utilized to maintain and expand the public health
25 nursing program for elderly and low-income persons,
26 the proportion of elderly and low-income persons
27 living in the county in relation to the total number
28 of elderly and low-income persons living in the state,
29 and proposals submitted by the county for expanding
30 existing services and programs to meet the particular
31 needs of the elderly and low-income persons residing
32 within the county. A county receiving a grant award
33 may utilize the grant moneys to expand existing
34 subcontracts with a nonprofit nurses' association, or
35 an independent nonprofit agency, or for new programs
36 and services as proposed in the grant application.

37 The department shall submit a report to the general
38 assembly by January 1, 2000, regarding the
39 effectiveness of the competitive grant program in
40 expanding public health nursing care, and containing
41 recommendations regarding future utilization or
42 expansion of the program."

By MURPHY of Dubuque
DOTZLER of Black Hawk

H-8968 FILED APRIL 7, 1998

*Adopted
4-7-98
(P.1351)*

SENATE FILE 2280

H-8981

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 1, line 38, through page 2,
5 line 2, and inserting the following:

6 " . By striking page 22, line 3, through page
7 23, line 14, and inserting the following:

8 "1. There is appropriated from the general fund of
9 the state to the Iowa department of public health for
10 the fiscal year beginning July 1, 1998, and ending
11 June 30, 1999, an amount equivalent to the moneys
12 remaining in the gambling treatment fund pursuant to
13 section 99E.10, subsection 1, paragraph "a", Code
14 Supplement 1997, for use as provided in subsection 2.

15 2. In addition to the amount appropriated in
16 subsection 1, an amount sufficient for full funding of
17 the amounts allocated in this subsection shall be
18 encumbered from the moneys appropriated to the Iowa
19 department of public health pursuant to section
20 99E.10, subsection 1, paragraph "a", as amended by
21 this Act. However, if the total amount appropriated
22 to the department pursuant to section 99E.10,
23 subsection 1, paragraph "a", as amended by this Act,
24 is insufficient for full funding of the allocations,
25 the allocations shall be prorated proportionately.
26 The moneys appropriated in subsection 1 and encumbered
27 pursuant to this subsection are allocated as
28 follows:""

29 2. Page 3, by striking lines 27 through 46 and
30 inserting the following:

31 "a. An amount equal to three-tenths of one percent
32 of the gross lottery revenue, and the amount equal to
33 three-tenths of one percent of the adjusted gross
34 receipts from excursion boat and racetrack wagering
35 allocated pursuant to section 99F.11, subsection 3,
36 shall be deposited in a gambling treatment fund in the
37 office of the treasurer of state. The director of the
38 Iowa department of public health shall administer the
39 fund and shall provide that receipts are allocated on
40 a monthly basis to fund administrative costs and to
41 provide programs which may include, but are not
42 limited to, outpatient and follow-up treatment for
43 persons affected by problem gambling, rehabilitation
44 and residential treatment programs, information and
45 referral services, and education and preventive
46 services, and financial management service . Receipts
47 deposited in excess of one million nine hundred
48 thousand dollars are appropriated to the Iowa
49 department of public health to be expended at the
50 discretion of the director of public health . In the

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1 event that receipts deposited in the gambling
 2 treatment fund for a fiscal year are less than one
 3 million nine hundred thousand dollars, there is
 4 appropriated from the general fund of the state to the
 5 gambling treatment fund an amount sufficient to make
 6 up the difference."

By MURPHY of Dubuque

H-8981 FILED APRIL 7, 1998

O/ order 4-7-98

(p. 1350) SENATE FILE 2280

H-8982

1 Amend the amendment, H-8881, to Senate File 2280,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 2, by inserting after line 31 the
 5 following:
 6 "The department shall develop outcome measurements
 7 regarding use of the funds allocated in this lettered
 8 paragraph, and shall conduct a study of issues
 9 including, but not limited to, how the funds were
 10 utilized, liability for area agencies on aging, and
 11 access to nursing home records. The department shall
 12 submit a report of the results of the study to the
 13 general assembly by January 1, 2000."

By BRAND of Tama

H-8982 FILED APRIL 7, 1998

*Adopted
4-7-98
(p. 1352)*

SENATE FILE 2280

H-8986

1 Amend the amendment, H-8963, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by striking line 6 and inserting the
5 following: "as a state poison center, any medical
6 center in the".

7 2. Page 1, by striking lines 15 through 17 and
8 inserting the following: "poison center. The".

By WARNSTADT of Woodbury
GREIG of Emmet

H-8986 FILED APRIL 7, 1998

Adopted
4-7-98
(P. 1358)

SENATE FILE 2280

H-8983

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, line 31, by striking the figure
5 "130,000" and inserting the following: "240,000".

6 2. Page 3, by inserting after line 12 the
7 following:

8 "i. For transfer to the Iowa law enforcement
9 academy to be used for the drug abuse resistance
10 education program:

11 \$ 150,000

12 j. For use by local boards of health to ensure
13 that core public health functions are maintained and
14 to support essential services in their communities:

15 \$ 350,000

16 k. For transfer to the department of public safety
17 for costs associated with the training of state and
18 local law enforcement personnel concerning the
19 recognition of and response to persons with
20 Alzheimer's disease by the department of public
21 safety:

22 \$ 70,000

23 l. For transfer to the commission on the status of
24 African-Americans to be used for workshops
25 administered through the department of human rights:

26 \$ 10,000"

By MURPHY of Dubuque

H-8983 FILED APRIL 7, 1998

Loat 4-7-98 (P 1353)

SENATE FILE 2280

H-8984

1 Amend the amendment, H-8881, to Senate File 2280,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 4, by inserting after line 6 the
5 following:

6 "____. Page 27, by inserting after line 16 the
7 following:

8 "Sec. ____ . GAMBLING TREATMENT FUND. There shall
9 be appropriated from the general fund of the state to
10 the gambling treatment fund established pursuant to
11 section 99E.10, subsection 1, paragraph "a", the
12 amount of \$1,100,000 for the fiscal year beginning
13 July 1, 1998, and ending June 30, 1999.""

By MURPHY of Dubuque

H-8984 FILED APRIL 7, 1998

Loat 4-7-98 (P 1355)

SENATE FILE 2280

S-5633

1 Amend the House amendment, S-5563, to Senate File
2 2280, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. Page 3, by striking lines 20 through 23 and
5 inserting the following:

6 "____. By striking page 22, line 3, through page
7 23, line 14, and inserting the following:

8 "1. The moneys remaining unobligated or unexpended
9 in the gambling treatment fund created in section
10 99E.10, subsection 1, paragraph "a", Code Supplement
11 1997, at the end of the fiscal year beginning July 1,
12 1997, and ending June 30, 1998, are appropriated to
13 the Iowa department of public health for the fiscal
14 year beginning July 1, 1998, and ending June 30, 1999,
15 to be allocated as follows:

16 a. For transfer to the department of public safety
17 to combat methamphetamine use:

18 \$ 236,000

19 The funds transferred in this lettered paragraph
20 shall be utilized by the division of narcotics
21 enforcement of the department of public safety for
22 undercover purchases of methamphetamine by law
23 enforcement agency and drug task force personnel.

24 b. For transfer to the governor's alliance on
25 substance abuse for the establishment of an education
26 program designed to increase the availability of
27 information relating to methamphetamine abuse in Iowa
28 schools and throughout the media:

29 \$ 83,000

30 The funds transferred in this lettered paragraph
31 shall be used to assist in targeting an anti-
32 methamphetamine message specifically to Iowa teenagers
33 through the school system and through public service
34 media advertisements. The education program shall be
35 coordinated by the drug enforcement and abuse
36 prevention coordinator in consultation with the Iowa
37 drug abuse prevention and education advisory council
38 established in section 80E.2.

39 2. a. There is appropriated from receipts in"."

40 2. Page 3, line 37, by striking the word
41 "amounts" and inserting the following: "amount".

42 3. Page 3, line 42, by striking the word
43 "amounts" and inserting the following: "amount".

44 4. Page 3, line 43, by striking the words
45 "projects are" and inserting the following:
46 "projection is".

47 5. Page 3, line 46, by striking the words
48 "subsections 1 and" and inserting the following:

49 "subsection".

50 6. By striking page 4, line 37, through page 6,

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1 line 2, and inserting the following:

2 "b. For the provision of emergency medical
3 services and training of emergency medical services
4 personnel:

5 \$ 78,000

6 c. For transfer to the Iowa law enforcement
7 academy to be used for the drug abuse resistance
8 education program:

9 \$ 70,000

10 d. For transfer to the department of public safety
11 for costs associated with the training by the
12 department of public safety of state and local law
13 enforcement personnel concerning the recognition of
14 and response to persons with Alzheimer's disease:

15 \$ 70,000

16 e. For use by local boards of health to ensure
17 that core public health functions are maintained and
18 to support essential services in their communities:

19 \$ 150,000

20 f. For transfer to the department of elder affairs
21 to be used for the recruitment, retention,
22 recognition, and training of care review committee
23 volunteers:

24 \$ 130,000

25 The department of elder affairs shall develop
26 outcome measurements regarding use of the funds
27 transferred in this lettered paragraph, and shall
28 conduct a study of issues including, but not limited
29 to, how the funds were utilized, liability for area
30 agencies on aging, and access to nursing home records.
31 The department shall submit a report of the results of
32 the study to the general assembly by January 1, 2000.

33 g. For transfer to the department of public safety
34 to combat methamphetamine use:

35 \$ 200,000

36 The funds transferred in this lettered paragraph
37 shall be utilized by the department of public safety
38 to enhance existing programs or to initiate new
39 efforts designed to prevent and combat methamphetamine
40 use. The department shall submit a report of the
41 expenditures made and a status report on anti-
42 methamphetamine efforts to the general assembly by
43 January 1, 2000."

44 7. By renumbering as necessary.

By SHELDON RITTNER

S-5633 FILED APRIL 14, 1998

ADOPTED

(p. 1220)

HOUSE AMENDMENT TO
SENATE FILE 2280

S-5563

1 Amend Senate File 2280, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, line 11, by striking the figure
4 "95.00" and inserting the following: "97.50".

5 2. Page 1, by inserting after line 11 the
6 following:

7 "Of the full-time equivalent positions appropriated
8 for in this section, 2.50 FTEs relate to the
9 transition of personnel services contractors to FTEs.
10 The merit system provisions of chapter 19A and the
11 provisions of the state or union collective bargaining
12 agreements shall not govern movement into these FTE
13 positions until September 1, 1998. This provision
14 relating to the transition of personnel services
15 contractors shall apply to the period beginning July
16 1, 1998, and ending September 1, 1998."

17 3. Page 3, by inserting after line 13 the
18 following:

19 "3. The department may grant an exception for a
20 limited period of time, determined by the department
21 to be reasonable, to allow for compliance by persons
22 regulated by the department or applicants for assisted
23 living certification with any part of chapter 104A
24 relative to buildings in existence on July 1, 1998.
25 The determination of the period of time allowed for
26 compliance shall be commensurate with the anticipated
27 magnitude of expenditure, disruption of services, and
28 the degree of hazard presented. The department shall
29 also be authorized to modify the accessibility
30 requirements otherwise applicable to such applicants
31 for buildings in existence on July 1, 1998, if the
32 department determines that compliance with the
33 requirements would be unreasonable, but only if it is
34 determined that noncompliance with the requirements
35 would not present an unreasonable degree of danger."

36 4. Page 7, by inserting after line 34 the
37 following:

38 "h. The director of public health shall designate,
39 as a state poison center, any medical center in the
40 state which is operating a poison center on or before
41 July 1, 1998. The state poison center shall provide
42 poison information, telephone management advice and
43 consultation, conduct hazard surveillance to achieve
44 hazard elimination, and provide professional and
45 public education in poison prevention, diagnosis, and
46 treatment, and shall provide any other services or
47 functions necessary to be classified as a certified
48 poison center. The director shall provide the
49 necessary documentation of the state poison center
50 designation to the poison center for certification by

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1 the American association of poison control centers or
2 other certifying organization."

3 5. Page 8, by inserting after line 15 the
4 following:

5 "(3) The division shall establish an interagency
6 work group to conduct an evaluation of the
7 effectiveness of all existing federal and state funded
8 substance abuse treatment and prevention programs in
9 the state. Evaluation issues and components to be
10 examined by the interagency work group shall include,
11 but are not limited to, access to treatment;
12 identification of all state and federal funds spent on
13 treatment and prevention programs, including insurance
14 plan components and employee assistance programs;
15 substance abuse relapse rates; the reasons for
16 different outcomes in different programs; costs of
17 service delivery; the relationship of outcomes to cost
18 offsets such as a decline in arrest rates and
19 hospitalizations; review of managed care approaches
20 and exemplary programs in other states; and the
21 profiling of clients by the types of substances
22 abused.

23 The interagency work group shall be comprised of
24 representatives from the department of human services,
25 the department of public health, the department of
26 corrections, the governor's alliance on substance
27 abuse, the state department of personnel, and the
28 judicial department.

29 The department shall submit a report containing the
30 recommendations of the interagency work group to the
31 governor and the general assembly by January 1, 2000."

32 6. Page 10, line 5, by inserting after the word
33 "department" the following: ", in consultation with
34 the advisory committee for perinatal guidelines,".

35 7. Page 10, line 6, by striking the words "in
36 accordance with" and inserting the following: "based
37 on".

38 8. Page 10, line 11, by inserting after the word
39 "recommendations." the following: "Hospitals within
40 the state shall determine whether to participate in
41 the statewide perinatal program, and select the
42 hospital's level of participation in the program. A
43 hospital having determined to participate in the
44 program shall comply with the guidelines appropriate
45 to the level of participation selected by the
46 hospital."

47 9. Page 17, line 9, by striking the figure "1966"
48 and inserting the following: "1996".

49 10. Page 20, by striking lines 14 through 16.

50 11. Page 21, line 15, by striking the figure

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1 "801.82" and inserting the following: "803.64".

2 12. Page 21, by inserting after line 15 the
3 following:

4 "Of the full-time equivalent positions appropriated
5 for in subsection 1, 1.82 FTEs relate to the
6 transition of personnel services contractors to FTEs.
7 The merit system provisions of chapter 19A and the
8 provisions of the state or union collective bargaining
9 agreements shall not govern movement into these FTE
10 positions until September 1, 1998. This provision
11 relating to the transition of personnel services
12 contractors shall apply to the period beginning July
13 1, 1998, and ending September 1, 1998."

14 13. Page 21, by inserting after line 30 the
15 following:

16 "c. Any Iowa veterans home successor contractor
17 shall not consider employees of a state institution or
18 facility to be new employees for purposes of employee
19 wages, health insurance, or retirement benefits."

20 14. By striking page 22, line 8, through page 23,
21 line 14, and inserting the following:

22 "2. a. In addition to the amount appropriated in
23 subsection 1, there is appropriated from receipts in
24 excess of \$1,900,000 deposited into the gambling
25 treatment fund pursuant to section 99E.10, subsection
26 1, paragraph "a", to the Iowa department of public
27 health, for the fiscal year beginning July 1, 1998,
28 and ending June 30, 1999, an amount sufficient for
29 funding of the allocation made in subsection 3.

30 b. For the fiscal year beginning July 1, 1998, and
31 ending June 30, 1999, an amount of the tax revenue
32 received pursuant to section 99D.15, subsections 1, 3,
33 and 4 equal to three-tenths of one percent of the
34 gross sum wagered by the pari-mutuel method shall be
35 deposited into the gambling treatment fund in addition
36 to the other revenue deposited under law.

37 c. The amounts appropriated pursuant to paragraph
38 "a" shall be based on the most recent projections for
39 gross lottery revenue, excursion boat and racetrack
40 wagering revenue, and tax revenue derived from pari-
41 mutuel wagering, for the fiscal year beginning July 1,
42 1998, and ending June 30, 1999. If the amounts
43 appropriated based on the projects are insufficient
44 for full funding of the allocations, the allocations
45 shall be prorated proportionately.

46 3. The moneys appropriated in subsections 1 and 2
47 shall be allocated as follows:

48 a. For the public health nursing program:

49 \$ 200,000
50 The funds appropriated in this paragraph shall be

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1 utilized by the Iowa department of public health to
 2 establish a competitive grant program to increase the
 3 availability of public health nurses throughout the
 4 state, and shall be in addition to funding allocated
 5 pursuant to existing contracts entered into between
 6 the department and the local boards of health and
 7 boards of supervisors. One-half of the funds
 8 appropriated shall be awarded to county applicants
 9 with a county population of less than 25,000, and the
 10 remaining one-half shall be awarded to county
 11 applicants with a county population of 25,000 or more.

12 A county may submit an application to the
 13 department for a grant to expand the county's existing
 14 public health nursing program by October 1, 1998, on
 15 application forms to be developed by the department.
 16 Grant award criteria shall include the extent to which
 17 existing allocations to the county have successfully
 18 been utilized to maintain and expand the public health
 19 nursing program for elderly and low-income persons,
 20 the proportion of elderly and low-income persons
 21 living in the county in relation to the total number
 22 of elderly and low-income persons living in the state,
 23 and proposals submitted by the county for expanding
 24 existing services and programs to meet the particular
 25 needs of the elderly and low-income persons residing
 26 within the county. A county receiving a grant award
 27 may utilize the grant moneys to expand existing
 28 subcontracts with a nonprofit nurses' association, or
 29 an independent nonprofit agency, or for new programs
 30 and services as proposed in the grant application.

31 The department shall submit a report to the general
 32 assembly by January 1, 2000, regarding the
 33 effectiveness of the competitive grant program in
 34 expanding public health nursing care, and containing
 35 recommendations regarding future utilization or
 36 expansion of the program.

37 b. For transfer to the department of public safety
 38 to combat methamphetamine use:

39 \$ 236,000

40 (1) Of the funds allocated in this lettered
 41 paragraph, \$111,000 shall be utilized by the division
 42 of narcotics enforcement of the department of public
 43 safety for undercover purchases of methamphetamine by
 44 law enforcement agency and drug task force personnel.

45 (2) Of the funds allocated in this lettered
 46 paragraph, \$125,000 shall be utilized by the division
 47 of narcotics enforcement of the department of public
 48 safety for the establishment of a methamphetamine
 49 stoppers reward fund and hotline. Citizen informants
 50 shall be entitled to receive up to \$1,000 upon the

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1 conviction of a methamphetamine dealer, and up to
2 \$1,000 for the successful exposure of a
3 methamphetamine lab. The division shall develop
4 specific program parameters and qualification
5 criteria.

6 c. For the provision of emergency medical services
7 and training of emergency medical services personnel:
8 \$ 78,000

9 d. For transfer to the department of elder affairs
10 to be used for the recruitment, retention,
11 recognition, and training of care review committee
12 volunteers:
13 \$ 130,000

14 The department shall develop outcome measurements
15 regarding use of the funds allocated in this lettered
16 paragraph, and shall conduct a study of issues
17 including, but not limited to, how the funds were
18 utilized, liability for area agencies on aging, and
19 access to nursing home records. The department shall
20 submit a report of the results of the study to the
21 general assembly by January 1, 2000.

22 e. For transfer to the governor's alliance on
23 substance abuse for the establishment of a public
24 education program warning the general public about the
25 dangers of methamphetamine use:
26 \$ 150,000

27 f. For transfer to the governor's alliance on
28 substance abuse for the establishment of an education
29 program designed to increase the availability of
30 information relating to methamphetamine abuse in Iowa
31 schools and throughout the media:
32 \$ 200,000

33 The funds allocated in this lettered paragraph
34 shall be used to assist in targeting an anti-
35 methamphetamine message specifically to Iowa teenagers
36 through the school system and through public service
37 media advertisements, including the development of an
38 educational video and instructional material for use
39 by Iowa public school instructors. The education
40 program shall be coordinated by the drug enforcement
41 and abuse prevention coordinator in consultation with
42 the Iowa drug abuse prevention and education advisory
43 council established in section 80E.2.

44 g. For the surveillance of existing and emerging
45 infectious disease:
46 \$ 100,000

47 h. For transfer to the department of public safety
48 for hazardous materials response team training. The
49 department of public safety shall coordinate with the
50 Iowa state university extension engineering program

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1 regarding development of the training program:

2 \$ 25,000"

3 15. By striking page 23, line 32, through page
4 24, line 17, and inserting the following:

5 "Sec. ____ . Section 99E.10, subsection 1, paragraph
6 a, Code Supplement 1997, is amended to read as
7 follows:

8 a. An amount equal to three-tenths of one percent
9 of the gross lottery revenue shall be deposited in a
10 gambling treatment fund in the office of the treasurer
11 of state. The director of the Iowa department of
12 public health shall administer the fund and shall
13 provide that receipts are allocated on a monthly basis
14 to fund administrative costs and to provide programs
15 which may include, but are not limited to, outpatient
16 and follow-up treatment for persons affected by
17 problem gambling, rehabilitation and residential
18 treatment programs, information and referral services,
19 and education and preventive services, and financial
20 management services."

21 16. Page 27, by striking line 10 and inserting
22 the following:

23 "4- 5. This section is repealed effective June 30,
24 1998 2000."

25 17. By renumbering, relettering, or redesignating
26 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-5563 FILED APRIL 7, 1998

*Senate Concurred
4-14-98
(P. 1220)*

SENATE AMENDMENT TO HOUSE AMENDMENT TO S. F. 2280

H-9156

1 Amend the House amendment, S-5563, to Senate File
2 2280, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. Page 3, by striking lines 20 through 23 and
5 inserting the following:

6 " ". By striking page 22, line 3, through page
7 23, line 14, and inserting the following:

8 "1. The moneys remaining unobligated or unexpended
9 in the gambling treatment fund created in section
10 99E.10, subsection 1, paragraph "a", Code Supplement
11 1997, at the end of the fiscal year beginning July 1,
12 1997, and ending June 30, 1998, are appropriated to
13 the Iowa department of public health for the fiscal
14 year beginning July 1, 1998, and ending June 30, 1999,
15 to be allocated as follows:

16 a. For transfer to the department of public safety
17 to combat methamphetamine use:

18 \$ 236,000

19 The funds transferred in this lettered paragraph
20 shall be utilized by the division of narcotics
21 enforcement of the department of public safety for
22 undercover purchases of methamphetamine by law
23 enforcement agency and drug task force personnel.

24 b. For transfer to the governor's alliance on
25 substance abuse for the establishment of an education
26 program designed to increase the availability of
27 information relating to methamphetamine abuse in Iowa
28 schools and throughout the media:

29 \$ 83,000

30 The funds transferred in this lettered paragraph
31 shall be used to assist in targeting an anti-
32 methamphetamine message specifically to Iowa teenagers
33 through the school system and through public service
34 media advertisements. The education program shall be
35 coordinated by the drug enforcement and abuse
36 prevention coordinator in consultation with the Iowa
37 drug abuse prevention and education advisory council
38 established in section 80E.2.

39 2. a. There is appropriated from receipts in".

40 2. Page 3, line 37, by striking the word
41 "amounts" and inserting the following: "amount".

42 3. Page 3, line 42, by striking the word
43 "amounts" and inserting the following: "amount".

44 4. Page 3, line 43, by striking the words
45 "projects are" and inserting the following:
46 "projection is".

47 5. Page 3, line 46, by striking the words
48 "subsections 1 and" and inserting the following:
49 "subsection".

50 6. By striking page 4, line 37, through page 6,

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Page 2

1 line 2, and inserting the following:
2 "b. For the provision of emergency medical
3 services and training of emergency medical services
4 personnel:
5 \$ 78,000
6 c. For transfer to the Iowa law enforcement
7 academy to be used for the drug abuse resistance
8 education program:
9 \$ 70,000
10 d. For transfer to the department of public safety
11 for costs associated with the training by the
12 department of public safety of state and local law
13 enforcement personnel concerning the recognition of
14 and response to persons with Alzheimer's disease:
15 \$ 70,000
16 e. For use by local boards of health to ensure
17 that core public health functions are maintained and
18 to support essential services in their communities:
19 \$ 150,000
20 f. For transfer to the department of elder affairs
21 to be used for the recruitment, retention,
22 recognition, and training of care review committee
23 volunteers:
24 \$ 130,000
25 The department of elder affairs shall develop
26 outcome measurements regarding use of the funds
27 transferred in this lettered paragraph, and shall
28 conduct a study of issues including, but not limited
29 to, how the funds were utilized, liability for area
30 agencies on aging, and access to nursing home records.
31 The department shall submit a report of the results of
32 the study to the general assembly by January 1, 2000.
33 g. For transfer to the department of public safety
34 to combat methamphetamine use:
35 \$ 200,000
36 The funds transferred in this lettered paragraph
37 shall be utilized by the department of public safety
38 to enhance existing programs or to initiate new
39 efforts designed to prevent and combat methamphetamine
40 use. The department shall submit a report of the
41 expenditures made and a status report on anti-
42 methamphetamine efforts to the general assembly by
43 January 1, 2000."
44 7. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-9156 FILED APRIL 14, 1998

House Concurred
4-14-98
(p. 1608)

Ritter
McLaren
Hyman

SSB-2135

Appropriation
SF (HF) 2280

SENATE/HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
JOINT APPROPRIATIONS
SUBCOMMITTEE ON HEALTH AND
HUMAN RIGHTS)

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

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 effective dates.

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

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1 Section 1. DEPARTMENT FOR THE BLIND. There is
2 appropriated from the general fund of the state to the
3 department for the blind for the fiscal year beginning July 1,
4 1998, and ending June 30, 1999, 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 \$ 1,581,380
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, 1998,
15 and ending June 30, 1999, 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 \$ 1,154,368
22 FTEs 36.50

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 \$645,000 during the fiscal year beginning July 1, 1998, the
27 Iowa state civil rights commission may exceed the staffing
28 level authorized in this section to hire additional staff to
29 process or to support the processing of employment and housing
30 complaints 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, 1998, and ending June 30, 1999, 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	\$	546,664
6	FTEs	28.00

7 2. For aging programs and services:

8 \$ 4,215,598

9 a. All funds appropriated in this subsection shall be
10 received and disbursed by the director of elder affairs for
11 aging programs and services. These funds shall not be used by
12 the 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.

23 b. Funds appropriated in this subsection may be used to
24 supplement federal funds under federal regulations. To
25 receive funds appropriated in this subsection, a local area
26 agency on aging shall match the funds with moneys from other
27 sources according to rules adopted by the department. Funds
28 appropriated in this subsection may be used for elderly
29 services not specifically enumerated in this subsection only
30 if approved by an area agency on aging for provision of the
31 service within the area.

32 c. It is the intent of the general assembly that the Iowa
33 chapters of the Alzheimer's association and the case
34 management program for frail elders shall collaborate and
35 cooperate fully to assist families in maintaining family

1 members with Alzheimer's disease in the community for the
2 longest period of time possible.

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

6 Sec. 4. GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE. There is
7 appropriated from the general fund of the state to the
8 governor's alliance on substance abuse for the fiscal year
9 beginning July 1, 1998, and ending June 30, 1999, the
10 following amounts, or so much thereof as is necessary, to be
11 used for the purposes designated:

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

15	\$	419,745
16	FTEs	10.00

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

19	\$	32,894
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20 Sec. 5. DEPARTMENT OF PUBLIC HEALTH. There is
21 appropriated from the general fund of the state to the Iowa
22 department of public health for the fiscal year beginning July
23 1, 1998, and ending June 30, 1999, the following amounts, or
24 so much thereof as is necessary, to be used for the purposes
25 designated:

26 1. a. PLANNING AND ADMINISTRATION DIVISION

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

30	\$	1,948,346
31	FTEs	52.00

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

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

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

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

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

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

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

1 charged for data, and prescribe the forms upon which the
2 information is to be made available.

3 b. PROFESSIONAL LICENSURE

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

7	\$	1,108,819
8	FTEs	16.00

9 The director of public health, when estimating expenditure
10 requirements for the boards funded under this paragraph, shall
11 base the budget on 85 percent of the average annual fees
12 generated for the previous two fiscal years. The department
13 shall confer with the boards funded under this paragraph in
14 estimating the boards' annual fee generation and
15 administrative costs. When the department develops each
16 board's annual budget, a board's budget shall not exceed 85
17 percent of fees collected, based on the average of the
18 previous two fiscal years. The department may expend funds in
19 addition to amounts budgeted, if those additional expenditures
20 are directly the result of a scope of practice review
21 committee or unanticipated litigation costs arising from the
22 discharge of the board's regulatory duties. Before the
23 department expends or encumbers funds for a scope of practice
24 review committee or an amount in excess of the funds budgeted
25 for a board, the director of the department of management
26 shall approve the expenditure or encumbrance. The amounts
27 necessary to fund the unanticipated litigation in the fiscal
28 year beginning July 1, 1998, shall not exceed 5 percent of the
29 average annual fees generated by the boards for the previous
30 two fiscal years.

31 c. EMERGENCY MEDICAL SYSTEMS

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

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1 \$ 1,039,914

2 FTEs 14.00

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

13 2. HEALTH PROTECTION DIVISION

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

17 \$ 2,356,326

18 FTEs 76.00

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

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

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

26 e. The division may retain fees collected from the
27 certification of lead inspectors and lead abaters pursuant to
28 section 135.105A to support the certification program.

29 3. SUBSTANCE ABUSE AND HEALTH PROMOTION DIVISION

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

33 \$ 693,489

34 FTEs 39.80

35 (1) The division shall continue to coordinate with

1 substance abuse treatment and prevention providers regardless
2 of funding source to assure the delivery of substance abuse
3 treatment and prevention programs.

4 (2) The commission on substance abuse, in conjunction with
5 the division, shall continue to coordinate the delivery of
6 substance abuse services involving prevention, social and
7 medical detoxification, and other treatment by medical and
8 nonmedical providers to uninsured and court-ordered substance
9 abuse patients in all counties of the state.

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

23 c. For program grants:

24 \$ 8,390,159

25 (1) Of the funds appropriated in this lettered paragraph,
26 \$193,500 shall be used for the provision of aftercare services
27 for persons completing substance abuse treatment.

28 (2) Of the funds appropriated in this lettered paragraph,
29 \$950,000 shall be used by the Iowa department of public health
30 to continue the integrated substance abuse managed care
31 system.

32 4. FAMILY AND COMMUNITY HEALTH DIVISION

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

2135

1 \$ 3,538,535
 2 FTEs 69.50

3 (1) Of the funds appropriated in this lettered paragraph,
 4 at least \$587,865 shall be allocated by the division for the
 5 birth defects and genetics counseling program and of these
 6 funds, \$279,402 is allocated for regional genetic counseling
 7 services contracted from the state university of Iowa
 8 hospitals and clinics under the control of the state board of
 9 regents. The birth defects and genetic counseling service
 10 shall apply a sliding fee scale to determine the amount a
 11 person receiving the services is required to pay for the
 12 services. These fees shall be considered repayment receipts
 13 and used for the program.

14 (2) Of the funds appropriated in this lettered paragraph,
 15 the following amounts shall be allocated to the state
 16 university of Iowa hospitals and clinics under the control of
 17 the state board of regents for the following programs under
 18 the Iowa specialized child health care services:

19 (a) Mobile and regional child health specialty clinics:
 20 \$ 392,931

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

24 Of the funds allocated in this subparagraph subdivision,
 25 \$97,937 shall be used for a specialized medical home care
 26 program providing care planning and coordination of community
 27 support services for children who require technical medical
 28 care in the home.

29 (b) Muscular dystrophy and related genetic disease
 30 programs:
 31 \$ 115,613

32 (c) Statewide perinatal program:
 33 \$ 61,693

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

1 services.

2 (4) Of the funds appropriated in this lettered paragraph,
3 \$165,391 shall be allocated for the office of rural health to
4 provide technical assistance to rural areas in the area of
5 health care delivery.

6 (5) Of the funds appropriated in this lettered paragraph,
7 \$182,028 shall be used to develop, implement, and maintain
8 rural health provider recruitment and retention efforts.

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

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

19 (8) The Iowa department of public health shall administer
20 the statewide maternal and child health program, conduct
21 mobile and regional child health specialty clinics, and
22 conduct other activities to improve the health of low-income
23 women and children and to promote the welfare of children with
24 actual or potential handicapping conditions and chronic
25 illnesses in accordance with the requirements of Title V of
26 the federal Social Security Act.

27 (9) The department shall continue efforts to realize the
28 "Healthy Iowans 2000" goal of promoting prevention and health
29 promotion to improve the quality of life of Iowans and to hold
30 down health care costs.

31 b. Sudden infant death syndrome autopsies:

32 For reimbursing counties for expenses resulting from
33 autopsies of suspected victims of sudden infant death syndrome
34 required under section 331.802, subsection 3, paragraph "j":
35 \$ 9,675

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1 c. For grants to the counties for public health nursing,
2 home care aide/chore, and senior health programs:
3 \$ 11,683,924

4 The local board of health and local board of supervisors
5 shall jointly determine which one shall be a contractor for
6 these funds in a single contract beginning July 1, 1998. For
7 those counties participating in a multi-county project, each
8 local board of health and local board of supervisors of
9 participating counties shall jointly agree upon the county
10 that will serve as the contractor with the department. The
11 department shall adopt administrative rules defining program
12 direction, a formula used for distributing money, and program
13 evaluation requirements for the three programs. The rules
14 shall contain provisions encouraging local entities receiving
15 moneys appropriated in this paragraph to collaborate and fully
16 cooperate in providing health services, and shall be
17 consistent with the requirements specified in 1997 Iowa Acts,
18 chapter 203, section 5, subsection 4, paragraph "c". The
19 funds appropriated in this lettered paragraph are allocated as
20 follows:

21 (1) For the public health nursing program:
22 \$ 2,511,871

23 (2) For the home care aide/chore program:
24 \$ 8,586,716

25 Of the funds appropriated for the home care aide/chore
26 program, no more than \$500,000 shall be used for court-ordered
27 services for children.

28 (3) For the senior health program:
29 \$ 585,337

30 (4) Notwithstanding the program allocations made in
31 subparagraphs (1), (2), and (3), a county may continue or
32 submit to the department a new plan for an alternate
33 allocation of funding which provides for assuring the delivery
34 of existing services and the essential public health services
35 based on an assessment of community needs, and targeted

1 populations to be served under the alternate plan. The
2 department shall adopt rules to administer these programs.
3 The department may establish or continue demonstration
4 projects which provide for an alternate allocation of funds
5 based upon the proposed plan to provide essential public
6 health services as determined by the community health
7 assessment and targeted populations to be served.

8 d. For the physician care for children program:
9 \$ 411,187

10 The physician services shall be subject to managed care and
11 selective contracting provisions and shall be used to provide
12 for the medical treatment of children and shall include
13 coverage of diagnostic procedures, prescription drugs, and
14 physician-ordered treatments necessary to treat an acute
15 condition. Services provided under this lettered paragraph
16 shall be reimbursed according to medical assistance
17 reimbursement rates established as of July 1, 1998.

18 e. For primary and preventive health care for children:
19 \$ 75,000

20 Funds appropriated in this lettered paragraph shall be used
21 for the public purpose of providing a renewable grant,
22 following a request for proposals, to a statewide charitable
23 organization within the meaning of section 501(c)(3) of the
24 Internal Revenue Code which was organized prior to April 1,
25 1989, and has as one of its purposes the sponsorship or
26 support for programs designed to improve the quality,
27 awareness, and availability of health care for the young, to
28 serve as the funding mechanism for the provision of primary
29 health care and preventive services to children in the state
30 who are uninsured and who are not eligible under any public
31 plan of health insurance, provided all of the following
32 conditions are met:

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

35 (2) The organization coordinates services with new or

1 existing public programs and services provided by or funded by
2 appropriate state agencies in an effort to avoid inappropriate
3 duplication of services and ensure access to care to the
4 extent as is reasonably possible. The organization shall work
5 with the Iowa department of public health, family and
6 community health division, to ensure duplication is minimized.

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

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

13 f. For the healthy opportunities for parents to experience
14 success-healthy families Iowa (HOPES-HFI) program under
15 section 135.106:

16 \$ 952,000

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

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

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

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

10 g. For primary care provider recruitment and retention
11 endeavors:

12 \$ 235,000

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

16 \$ 33,134

17 5. STATE BOARD OF DENTAL EXAMINERS

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

21 \$ 297,504

22 FTEs 4.00

23 6. STATE BOARD OF MEDICAL EXAMINERS

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

27 \$ 1,222,782

28 FTEs 18.00

29 7. STATE BOARD OF NURSING EXAMINERS

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

33 \$ 1,048,825

34 FTEs 18.00

35 8. STATE BOARD OF PHARMACY EXAMINERS

2135

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

4	\$	752,697
5	FTEs	12.00

6 9. The state board of medical examiners, the state board
7 of pharmacy examiners, the state board of dental examiners,
8 and the state board of nursing examiners shall prepare
9 estimates of projected receipts to be generated by the
10 licensing, certification, and examination fees of each board
11 as well as a projection of the fairly apportioned
12 administrative costs and rental expenses attributable to each
13 board. Each board shall annually review and adjust its
14 schedule of fees so that, as nearly as possible, projected
15 receipts equal projected costs.

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

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

27 12. The department shall maintain the administrative rules
28 which were adopted in accordance with chapter 17A to implement
29 the scope of practice pilot project and shall maintain the
30 pilot project in accordance with 1997 Iowa Acts, chapter 203,
31 section 6.

32 13. The department shall establish a scope of practice
33 review committee for the purpose of reviewing existing
34 oversight of the nurse aide workforce to determine the
35 adequacy of nurse aide education and competency testing.

1 Sec. 6. 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, 1998, and ending
4 June 30, 1999, 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	\$	224,042
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	\$	318,957
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	\$	109,876
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	\$	153,622
34	FTEs	3.00

35 5. STATUS OF WOMEN DIVISION

2135

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

4 \$ 335,804
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 \$ 121,375
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 \$ 397,633
22 FTEs 8.56

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 in section 232.190
4 for the continuation of existing grants for the fiscal year
5 beginning July 1, 1998, and ending June 30, 1999, to be used
6 for the purposes of the community grant fund and for not more
7 than the following full-time equivalent positions:

8	\$	1,000,494
9	FTEs	2.32

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

15 Sec. 7. COMMISSION OF VETERANS AFFAIRS. There is
16 appropriated from the general fund of the state to the
17 commission of veterans affairs for the fiscal year beginning
18 July 1, 1998, and ending June 30, 1999, the following amounts,
19 or so much thereof as is necessary, to be used for the
20 purposes designated:

21 1. COMMISSION OF VETERANS AFFAIRS ADMINISTRATION

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

25	\$	269,657
26	FTEs	5.00

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

34 2. WAR ORPHANS

35 For the war orphans educational aid fund established

2135

1 pursuant to chapter 35:

2 \$ 6,000

3 3. IOWA VETERANS HOME

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

7 \$ 41,946,827

8 FTEs 801.82

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

13 b. If medical assistance revenues are expanded at the Iowa
14 veterans home, and this expansion results in medical
15 assistance reimbursements which exceed the amount budgeted for
16 that purpose in the fiscal year beginning July 1, 1998, and
17 ending June 30, 1999, the Iowa veterans home may expend the
18 excess amounts to exceed the number of full-time equivalent
19 positions authorized for the purpose of meeting related
20 certification requirements or to provide additional beds. The
21 expenditure of additional funds received, as outlined in this
22 paragraph, is subject to the approval by the department of
23 management.

24 Sec. 8. VITAL RECORDS. The vital records modernization
25 project as enacted in 1993 Iowa Acts, chapter 55, section 1,
26 as amended by 1994 Iowa Acts, chapter 1068, section 8, and as
27 amended by 1997 Iowa Acts, chapter 203, section 9, shall be
28 extended until June 30, 1999, and the increased fees to be
29 collected pursuant to that project shall continue to be
30 collected until June 30, 1999.

31 Sec. 9. Section 135.11, subsection 15, Code Supplement
32 1997, is amended to read as follows:

33 15. Administer the statewide public health nursing, and
34 homemaker-home health aide, and senior health programs by
35 approving grants of state funds to the local boards of health

1 and the county boards of supervisors and by providing
2 guidelines for the approval of the grants and allocation of
3 the state funds. Program direction, evaluation requirements,
4 and formula allocation procedures for each of the programs
5 shall be established by the department by rule, consistent
6 with 1997 Iowa Acts, chapter 203, section 5.

7 Sec. 10. Section 232.190, Code 1997, is amended to read as
8 follows:

9 232.190 COMMUNITY GRANT FUND----FUTURE-REPEAL.

10 1. A community grant fund is established in the state
11 treasury under the control of the division of criminal and
12 juvenile justice planning of the department of human rights
13 for the purposes of awarding grants under this section. The
14 criminal and juvenile justice planning advisory council and
15 the juvenile justice advisory council shall assist the
16 division in administering grants awarded under this section.
17 The ~~department~~ departments of education, human services,
18 public health, and public safety, and the governor's alliance
19 on substance abuse shall advise the division on ~~programs-which~~
20 ~~meet-the~~ grant application and selection criteria established
21 ~~for-grant-recipients~~ and performance measures for the
22 programs. Not more than five percent of the moneys
23 appropriated to the fund shall be used for administrative
24 purposes.

25 2. A city, county, or entity organized under chapter 28E
26 may apply to the ~~department~~ division for a grant on a matching
27 basis to fund juvenile crime prevention programs. The match
28 ~~may come-from-funds-provided-to-the-city,-county,-or-entity~~
29 ~~organized-under-chapter-28E~~ be obtained from private sources,
30 other state programs, or federal programs. ~~A-city,-county,-or~~
31 ~~entity-organized-under-chapter-28E-applying-for-a-grant-under~~
32 ~~this-section-is-encouraged-to-seek-matching-funds-from,-but~~
33 ~~not-limited-to,-the-Iowa-finance-authority,-the-governor's~~
34 ~~alliance-on-substance-abuse,-and-under-the-state-and-federal~~
35 ~~community-reinvestment-Acts.-Applications-shall-state~~

2135

1 ~~specific-outcomes-sought-to-be-obtained-under-a-program-funded~~
 2 ~~by-a-grant-under-this-section.~~ The division shall adopt rules
 3 establishing required matching fund levels that progressively
 4 increase as applicants receive a second or subsequent year of
 5 consecutive funding through the community grant fund. The
 6 division shall not accept an application for a fourth or
 7 subsequent consecutive year of funding. However, cities,
 8 counties, or entities organized under chapter 28E receiving
 9 grants prior to July 1, 1998, may apply and receive funding
 10 for an additional two consecutive years beyond June 30, 1998.

11 3. Programs-awarded Applications for moneys from the
 12 community grant fund shall involve define the geographical
 13 boundaries of the site chosen to benefit from the funds from
 14 this program and shall demonstrate a collaborative effort by
 15 all children-and-family-support relevant local government and
 16 school officials and service providers-to-provide-services-and
 17 agencies with authority, responsibilities, or other interests
 18 within the chosen site. Proposed plans set forth in the
 19 applications shall reflect a community-wide consensus in how
 20 to remediate community problems and-may-include-programs
 21 dealing-with-truancy-which-involve-school-district-and
 22 community-partnerships,-and-programs-involving-judicial
 23 district-community-based-corrections-programs related to
 24 juvenile crime and shall describe how the funds from this
 25 program will be used in a manner consistent with the human
 26 investment strategy of the state as developed pursuant to
 27 section 8A.1. Services provided under the-programs a grant
 28 through this program shall be comprehensive and utilize
 29 flexible delivery systems. The department-of-human-services
 30 division shall establish a point system for determining
 31 eligibility for grants from the fund based upon the nature and
 32 breadth of the proposed community juvenile crime prevention
 33 programs plans and the extent to which a-community-has-sought
 34 to-obtain-additional-public-and-private-funding-sources-for
 35 all-or-parts-of-the-community's-program the proposals include

1 viable plans to sustain the funding and local governance of
2 the proposed juvenile crime prevention services and activities
3 following the proposed grant period.

4 4. The division shall provide potential applicants for
5 grant moneys with information describing performance measures
6 for this program and shall establish a monitoring system for
7 this program that requires participating cities, counties, and
8 entities organized under chapter 28E to report information
9 with which to measure program performance. The division shall
10 solicit input from cities, counties, and service-providing
11 agencies on the establishment of program performance measures
12 and the structure of the program monitoring system.
13 Applications for grant moneys shall state specific results
14 sought to be obtained by any service or activity funded by a
15 grant under this section and shall describe how their desired
16 results are related to the program's performance measures.

17 ~~4: 5. This section is repealed effective June 30, 1998:~~
18 The division of criminal and juvenile justice planning ~~and the~~
19 ~~department of human services~~ shall submit a an annual report
20 to the general assembly by January 15, ~~1998,~~ regarding the
21 program's performance measures and the effectiveness of the
22 programs services and activities funded under this section ~~in~~
23 ~~meeting the objectives contained in subsection 3.~~

24 Sec. 11. EFFECTIVE DATES.

25 1. Section 8 of this Act, relating to the vital records
26 modernization project, being deemed of immediate importance,
27 takes effect upon enactment.

28 2. Section 10 of this Act, amending section 232.190, takes
29 effect June 30, 1998.

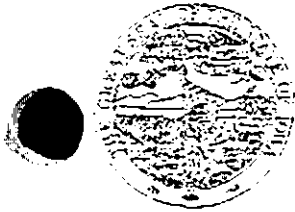
30 EXPLANATION

31 This bill makes appropriations to the department for the
32 blind, the Iowa state civil rights commission, the department
33 of elder affairs, the Iowa department of public health, the
34 department of human rights, the governor's alliance on
35 substance abuse, and the commission of veterans affairs. The

2135

1 bill adds a reference to the senior health program to Code
2 section 135.11, subsection 15, and provides that program
3 direction, evaluation requirements, and formula allocation
4 procedures for the public health nursing, homemaker-home
5 health aide, and senior health programs shall be established
6 by the department by rule. The bill extends the vital records
7 modernization project until June 30, 1999, and makes changes
8 to Code section 232.190 regarding the community grant fund.

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OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

May 19, 1998

TERRY E BRANSTAD
GOVERNOR

MAY 26 1998

The Honorable Paul Pate
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 2280, 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 effective dates.

Senate File 2280 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve Section 7, subsection 3, lettered paragraph c, in its entirety, which relates to successor contractors at the Iowa Veterans Home. While apparently intended to apply to employees of contractors at the Iowa Veterans Home, the language applies only to current state employees and not to the employees of contractors. Therefore, the purpose of this section is not achieved.

I am unable to approve Section 8, subsections 2 (a) and 2 (c), and the first subsection 3, in their entirety. These items collectively relate to diverting money away from the Gamblers Treatment Fund and spending the diverted money for non-related purposes. The Gamblers Treatment Fund, then called the Gamblers Assistance Fund, was created by the same statute that permitted gambling in the State of Iowa. Since that time, the Fund has been the only source of state money used to combat the ill effects of gambling for Iowa citizens. The programs identified to receive these diverted funds have merit. However, the problems associated with gambling, including bankruptcies, broken homes, embezzlement and suicide, have become more prevalent and the need for gamblers' treatment grows more pressing all the time. Therefore, I will not set a precedent that impairs its annual funding.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 2280 are hereby approved as of this date.

Sincerely,

Terry E. Branstad
Governor

TEB/ps

cc Secretary of the Senate
Chief Clerk of the House

*Item
Retained*

SENATE FILE 2280

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 EFFECTIVE DATES.

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, 1998, and ending June 30, 1999, 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:
..... \$ 1,579,592
..... FTEs 97.50

Of the full-time equivalent positions appropriated for in this section, 2.50 FTEs relate to the transition of personnel services contractors to FTEs. The merit system provisions of chapter 19A and the provisions of the state or union collective bargaining agreements shall not govern movement into these FTE positions until September 1, 1998. This provision relating to the transition of personnel services contractors shall apply to the period beginning July 1, 1998, and ending September 1, 1998.

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, 1998, and ending June 30, 1999, 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:
..... \$ 1,154,368
..... FTEs 38.50

Two of the FTEs appropriated for in this section relate to the transition of personnel services contractors to FTEs. The merit system provisions of chapter 19A and the provisions of the state or union collective bargaining agreements shall not govern movement into these FTE positions until September 1, 1998. This provision relating to the transition of personnel services contractors shall apply to the period beginning July 1, 1998, and ending September 1, 1998.

If the anticipated amount of federal funding from the federal equal employment opportunity commission and the federal department of housing and urban development exceeds \$645,000 during the fiscal year beginning July 1, 1998, the Iowa state civil rights commission may exceed the staffing level authorized in this section 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, 1998, and ending June 30, 1999, 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:

..... \$ 543,284
 FTEs 28.00

2. For aging programs and services:

..... \$ 4,215,598

a. 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.

b. 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 moneys 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.

c. 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.

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

3. The department may grant an exception for a limited period of time, determined by the department to be reasonable, to allow for compliance by persons regulated by the department or applicants for assisted living certification with any part of chapter 104A relative to buildings in existence on July 1, 1998. The determination of the period of time allowed for compliance shall be commensurate with the anticipated magnitude of expenditure, disruption of services, and the degree of hazard presented. The department shall also be authorized to modify the accessibility requirements otherwise applicable to such applicants for buildings in existence on July 1, 1998, if the department determines that compliance with the requirements would be unreasonable, but only if it is determined that noncompliance with the requirements would not present an unreasonable degree of danger.

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, 1998, and ending June 30, 1999, 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:

..... \$ 414,888
 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, 1998, and ending June 30, 1999, 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:

.....	\$	1,948,346
.....	FTEs	53.50

(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:

.....	\$	1,108,819
.....	FTEs	16.00

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, 1998, 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:

.....	\$	1,039,914
.....	FTEs	14.00

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:

.....	\$	2,354,751
.....	FTEs	77.00

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. Of the funds appropriated in this subsection, \$100,000 shall be allocated to and used by local boards of health to ensure that core public health functions are maintained and to support essential services in their communities.

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

f. The division may retain fees collected from the certification of lead inspectors and lead abaters pursuant to section 135.105A to support the certification program.

g. The department shall establish a task force to evaluate current infectious disease laws in the state and the extent to which they provide, or fail to provide, a framework and foundation for promoting public health. The task force shall conduct an evaluation of the effectiveness of the infectious disease laws, with the goal of making recommendations for a comprehensive communicable disease statute intended to improve local and state department of public health responsiveness to needs for infectious disease prevention, treatment, and education.

The task force shall be organized and administered by the Iowa department of public health, and shall be comprised of representatives from the department, directors or representatives of county health departments or boards, faculty members at the state university of Iowa and the university of osteopathic medicine and surgery who instruct or conduct research in the area of infectious disease and public health, physicians specializing in the identification and treatment of infectious disease, members of the general public, and additional members as determined to be appropriate by the department. Four members of the general assembly, one each from the majority and minority parties, respectively, of each house of the general assembly, shall be designated by the division to serve as nonvoting ex officio members. The ex officio members shall receive per diem and expenses pursuant to section 2.12. Based on the recommendations of the task force, the department shall submit a report for the proposed contents of a comprehensive communicable disease statute to the governor and general assembly by January 1, 2000.

h. The director of public health shall designate, as a state poison center, any medical center in the state which is operating a poison center on or before July 1, 1998. The state poison center shall provide poison information, telephone management advice and consultation, conduct hazard surveillance to achieve hazard elimination, and provide professional and public education in poison prevention, diagnosis, and treatment, and shall provide any other services or functions necessary to be classified as a certified poison center. The director shall provide the necessary documentation of the state poison center designation to the poison center for certification by the American association of poison control centers or other certifying organization.

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:

.....	\$	693,489
.....	FTEs	40.80

- (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.
- (3) The division shall establish an interagency work group to conduct an evaluation of the effectiveness of all existing federal and state funded substance abuse treatment and prevention programs in the state. Evaluation issues and components to be examined by the interagency work group shall include, but are not limited to, access to treatment;

identification of all state and federal funds spent on treatment and prevention programs, including insurance plan components and employee assistance programs; substance abuse relapse rates; the reasons for different outcomes in different programs; costs of service delivery; the relationship of outcomes to cost offsets such as a decline in arrest rates and hospitalizations; review of managed care approaches and exemplary programs in other states; and the profiling of clients by the types of substances abused.

The interagency work group shall be comprised of representatives from the department of human services, the department of public health, the department of corrections, the governor's alliance on substance abuse, the state department of personnel, and the judicial department.

The department shall submit a report containing the recommendations of the interagency work group to the governor and the general assembly by January 1, 2000.

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
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(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:

.....	\$ 3,538,535
..... FTEs	70.50

(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. 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.

(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
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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

The department, in consultation with the advisory committee for perinatal guidelines, shall develop and maintain the statewide perinatal program based on the recommendations of the American academy of pediatrics and the American college of obstetricians and gynecologists contained in the most recent edition of the "Guides for Perinatal Care", and shall adopt rules in accordance with chapter 17A to implement those recommendations. Hospitals within the state shall determine whether to participate in the statewide perinatal program, and select the hospital's level of participation in the program. A hospital having determined to participate in the program shall comply with the guidelines appropriate to the level of participation selected by the hospital.

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

(4) 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.

(5) 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.

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

(7) 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.

(8) 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.

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

(10) Of the funds appropriated in this lettered paragraph and allocated by the department to the Iowa child death review team established in section 135.43, \$5,000 shall be used to establish a domestic abuse death review team. The membership, authority, and operation of the domestic abuse death review team shall be patterned after the child death review team, with modifications specific to domestic abuse to be established by the department by rule. The department shall coordinate administrative costs between the child death review team and the domestic abuse death review team, and shall submit prefiled legislation in accordance with section 2.16 in advance of the convening of the 1999 Session of the general assembly for codifying the domestic abuse death review team provisions.

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, 1998. 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 department shall adopt administrative rules defining program direction, a formula used for distributing money, and program evaluation requirements for the three programs. The rules shall contain provisions encouraging local entities receiving moneys appropriated in this paragraph to collaborate and fully cooperate in providing health services, and shall be consistent with the requirements specified in 1997 Iowa Acts, chapter 203, section 5, subsection 4, paragraph "c". The funds appropriated in this lettered paragraph are allocated as follows:

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

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

Of the funds appropriated for the home care aide/chore program, no more than \$500,000 shall be used for court-ordered services for children.

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

(4) Notwithstanding the program allocations made in subparagraphs (1), (2), and (3), a county may continue or submit to the department a new 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 or continue 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 established as of July 1, 1998.

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 healthy opportunities for parents to experience success-healthy families Iowa (HOPES-HFI) 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 HOPES-HFI 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 reallocated to the HOPES-HFI program.

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:

..... \$ 33,134

5. STATE BOARD OF DENTAL EXAMINERS

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

..... \$ 297,504

..... 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:

..... \$ 1,222,782

..... FTEs 19.00

7. STATE BOARD OF NURSING EXAMINERS

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

..... \$ 1,048,825

..... 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:

..... \$ 752,697

..... 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. The department shall maintain the administrative rules which were adopted in accordance with chapter 17A to implement the scope of practice pilot project and shall maintain the pilot project in accordance with 1997 Iowa Acts, chapter 203, section 6.

13. The department shall establish a scope of practice review committee for the purpose of reviewing existing oversight of the nurse aide workforce to determine the adequacy of nurse aide education and competency testing.

14. One and one-half of the FTEs appropriated for in this section to the division of planning and administration, and one of the FTEs appropriated for in this section to the divisions of health protection, substance abuse and health promotion, and family and community health, respectively, relate to the transition of personnel services contractors to FTEs. The merit system provisions of chapter 19A and the provisions of the state or union collective bargaining agreements shall not govern movement into these FTE positions until September 1, 1998. This provision relating to the transition of personnel services contractors shall apply to the period beginning July 1, 1998, and ending September 1, 1998.

15. a. The department shall apply for available federal funds for sexual abstinence education programs in accordance with the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, § 912.

b. It is the intent of the general assembly to comply with the United States Congress' intent to assist welfare recipients to terminate dependency upon government benefits by promoting marriage, reducing the incidence of out-of-wedlock pregnancies, and encouraging abstinence from sexual activities outside of marriage with a focus upon those persons who are most likely to bear children out-of-wedlock.

c. Any sexual abstinence education program awarded moneys under the grant program shall meet the definition of abstinence education in the federal law. Grantees shall be evaluated based upon the extent to which the abstinence program successfully communicates the goals set forth in the federal law.

16. The department shall conduct a comprehensive evaluation of the gambling treatment program provisions under section 99D.7, subsection 21, and additions to and distributions from the gambling treatment fund pursuant to section 99E.10, subsection 1, paragraph "a". The evaluation

shall provide information and analysis concerning the number of referrals to the program, assessments of the success rates regarding outpatient and follow-up treatment, rehabilitation, and residential treatment programs for persons affected by problem gambling, and the extent to which information and referral services, and education and preventive services, have been determined to be effective in preventing the development of problem gambling behavior or in reaching individuals in need of treatment. The evaluation shall also provide an analysis of funding levels and contain recommendations with regard to future funding of the program and additional treatment interventions.

Sec. 6. DEPARTMENT OF HUMAN RIGHTS. There is appropriated from the general fund of the state to the department of human rights for the fiscal year beginning July 1, 1998, and ending June 30, 1999, 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:

.....	\$	222,159
.....	FTEs	6.60

2. DRAF SERVICES DIVISION

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

.....	\$	318,957
.....	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:

..... \$ 109,876
..... FTEs 2.00

4. LATINO AFFAIRS DIVISION

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

..... \$ 150,089
..... 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:

..... \$ 335,804
..... 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:

..... \$ 116,543
..... 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:

..... \$ 397,633
..... FTEs 8.56

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 in section 232.190 for the fiscal year beginning July 1, 1998, and ending June 30, 1999, 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 2.32

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. 7. COMMISSION OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the commission of veterans affairs for the fiscal year beginning July 1, 1998, and ending June 30, 1999, 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:

..... \$ 269,657
 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:

..... \$ 6,000

3. IOWA VETERANS HOME

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

..... \$ 41,912,604
 FTEs 803.64

Of the full-time equivalent positions appropriated for in subsection 1, 1.82 FTEs relate to the transition of personnel services contractors to FTEs. The merit system provisions of chapter 19A and the provisions of the state or union collective bargaining agreements shall not govern movement into these FTE positions until September 1, 1998. This provision relating to the transition of personnel services contractors shall apply to the period beginning July 1, 1998, and ending September 1, 1998.

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, 1998, and ending June 30, 1999, 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.

Veteran

c. Any Iowa veterans home successor contractor shall not consider employees of a state institution or facility to be new employees for purposes of employee wages, health insurance, or retirement benefits.

d. The chairpersons and ranking members of the joint appropriations subcommittee on health and human rights shall be notified by January 15 of any calendar year during which a request for proposals is anticipated to be issued regarding any Iowa veterans home contract involving employment, for purposes of providing legislative review and oversight.

Sec. 8. GAMBLING TREATMENT FUND ALLOCATIONS.

1. The moneys remaining unobligated or unexpended in the gambling treatment fund created in section 99E.10, subsection 1, paragraph "a", Code Supplement 1997, at the end of the fiscal year beginning July 1, 1997, and ending June 30, 1998, are appropriated to the Iowa department of public health for the fiscal year beginning July 1, 1998, and ending June 30, 1999, to be allocated as follows:

a. For transfer to the department of public safety to combat methamphetamine use:

..... \$ 236,000

The funds transferred in this lettered paragraph shall be utilized by the division of narcotics enforcement of the department of public safety for undercover purchases of

methamphetamine by law enforcement agency and drug task force personnel.

b. For transfer to the governor's alliance on substance abuse for the establishment of an education program designed to increase the availability of information relating to methamphetamine abuse in Iowa schools and throughout the media:

..... \$ 83,000

The funds transferred in this lettered paragraph shall be used to assist in targeting an anti-methamphetamine message specifically to Iowa teenagers through the school system and through public service media advertisements. The education program shall be coordinated by the drug enforcement and abuse prevention coordinator in consultation with the Iowa drug abuse prevention and education advisory council established in section 80B.2.

2. a. There is appropriated from receipts in excess of \$1,900,000 deposited into the gambling treatment fund pursuant to section 99E.10, subsection 1, paragraph "a", to the Iowa department of public health, for the fiscal year beginning July 1, 1998, and ending June 30, 1999, an amount sufficient for funding of the allocation made in subsection 3.

Substituted

b. For the fiscal year beginning July 1, 1998, and ending June 30, 1999, an amount of the tax revenue received pursuant to section 99D.15, subsections 1, 3, and 4 equal to three-tenths of one percent of the gross sum wagered by the pari-mutuel method shall be deposited into the gambling treatment fund in addition to the other revenue deposited under law.

c. The amount appropriated pursuant to paragraph "a" shall be based on the most recent projections for gross lottery revenue, excursion boat and racetrack wagering revenue, and tax revenue derived from pari-mutuel wagering, for the fiscal year beginning July 1, 1998, and ending June 30, 1999. If the amount appropriated based on the projection is insufficient for full funding of the allocations, the allocations shall be prorated proportionately.

Added

3. The moneys appropriated in subsection 2 shall be allocated as follows:

a. For the public health nursing program:

..... \$ 200,000

The funds appropriated in this paragraph shall be utilized by the Iowa department of public health to establish a competitive grant program to increase the availability of public health nurses throughout the state, and shall be in addition to funding allocated pursuant to existing contracts entered into between the department and the local boards of health and boards of supervisors. One-half of the funds appropriated shall be awarded to county applicants with a county population of less than 25,000, and the remaining one-half shall be awarded to county applicants with a county population of 25,000 or more.

A county may submit an application to the department for a grant to expand the county's existing public health nursing program by October 1, 1998, on application forms to be developed by the department. Grant award criteria shall include the extent to which existing allocations to the county have successfully been utilized to maintain and expand the public health nursing program for elderly and low-income persons, the proportion of elderly and low-income persons living in the county in relation to the total number of elderly and low-income persons living in the state, and proposals submitted by the county for expanding existing services and programs to meet the particular needs of the elderly and low-income persons residing within the county. A county receiving a grant award may utilize the grant moneys to expand existing subcontracts with a nonprofit nurses' association, or an independent nonprofit agency, or for new programs and services as proposed in the grant application.

The department shall submit a report to the general assembly by January 1, 2000, regarding the effectiveness of the competitive grant program in expanding public health

nursing care, and containing recommendations regarding future utilization or expansion of the program.

b. For the provision of emergency medical services and training of emergency medical services personnel:
..... \$ 78,000

c. For transfer to the Iowa law enforcement academy to be used for the drug abuse resistance education program:
..... \$ 70,000

d. For transfer to the department of public safety for costs associated with the training by the department of public safety of state and local law enforcement personnel concerning the recognition of and response to persons with Alzheimer's disease:
..... \$ 70,000

e. For use by local boards of health to ensure that core public health functions are maintained and to support essential services in their communities:
..... \$ 150,000

f. For transfer to the department of elder affairs to be used for the recruitment, retention, recognition, and training of care review committee volunteers:
..... \$ 130,000

The department of elder affairs shall develop outcome measurements regarding use of the funds transferred in this lettered paragraph, and shall conduct a study of issues including, but not limited to, how the funds were utilized, liability for area agencies on aging, and access to nursing home records. The department shall submit a report of the results of the study to the general assembly by January 1, 2000.

g. For transfer to the department of public safety to combat methamphetamine use:
..... \$ 200,000

The funds transferred in this lettered paragraph shall be utilized by the department of public safety to enhance

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existing programs or to initiate new efforts designed to prevent and combat methamphetamine use. The department shall submit a report of the expenditures made and a status report on anti-methamphetamine efforts to the general assembly by January 1, 2000.

3. Notwithstanding section 8.33, the moneys appropriated in subsection 1 and allocated in subsection 2 that remain unencumbered and unobligated on June 30, 1999, shall not revert to any fund but shall remain available for expenditure for the purposes designated during the fiscal year beginning July 1, 1999.

4. The legislative fiscal committee shall conduct a review of the operation of the gambling treatment fund, including additions to and allocations from the fund, and submit a report to the general assembly by January 1, 1999.

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, and as amended by 1997 Iowa Acts, chapter 203, section 9, shall be extended until June 30, 1999, and the increased fees to be collected pursuant to that project shall continue to be collected until June 30, 1999.

Sec. 10. Section 99E.10, subsection 1, paragraph a, Code Supplement 1997, is amended to read as follows:

a. An amount equal to three-tenths of one percent of the gross lottery revenue shall be deposited in a gambling treatment fund in the office of the treasurer of state. The director of the Iowa department of public health shall administer the fund and shall provide that receipts are allocated on a monthly basis to fund administrative costs and to provide programs which may include, but are not limited to, outpatient and follow-up treatment for persons affected by problem gambling, rehabilitation and residential treatment programs, information and referral services, and education and preventive services, and financial management services.

Sec. 11. Section 99F.11, subsection 3, Code 1997, is amended to read as follows:

3. Three-tenths of one percent of the adjusted gross receipts shall be deposited in the gamblers-assistance gambling treatment fund specified in section 99E.10, subsection 1, paragraph "a".

Sec. 12. Section 135.11, subsection 15, Code Supplement 1997, is amended to read as follows:

15. Administer the statewide public health nursing, and homemaker-home health aide, and senior health programs by approving grants of state funds to the local boards of health and the county boards of supervisors and by providing guidelines for the approval of the grants and allocation of the state funds. Program direction, evaluation requirements, and formula allocation procedures for each of the programs shall be established by the department by rule, consistent with 1997 Iowa Acts, chapter 203, section 5.

Sec. 13. Section 232.190, Code 1997, is amended to read as follows:

232.190 COMMUNITY GRANT FUND---FUTURE-REPEAL.

1. A community grant fund is established in the state treasury under the control of the division of criminal and juvenile justice planning of the department of human rights for the purposes of awarding grants under this section. The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall assist the division in administering grants awarded under this section. The department departments of education, human services, public health, and public safety, and the governor's alliance on substance abuse shall advise the division on programs which meet the grant application and selection criteria established for grant-recipients and performance measures for the programs. Not more than five percent of the moneys appropriated to the fund shall be used for administrative purposes.

2. A city, county, or entity organized under chapter 28E may apply to the department division for a grant on a matching basis to fund juvenile crime prevention programs. The match may come from funds provided to the city, county, or entity organized under chapter 28E be obtained from private sources, other state programs, or federal programs. A city, county, or entity organized under chapter 28E applying for a grant under this section is encouraged to seek matching funds from, but not limited to, the Iowa finance authority, the governor's alliance on substance abuse, and under the state and federal community-reinvestment Acts. Applications shall state specific outcomes sought to be obtained under a program funded by a grant under this section. The division shall adopt rules establishing required matching fund levels that progressively increase as applicants receive a second or subsequent year of consecutive funding through the community grant fund. The division shall not accept an application for a fourth or subsequent consecutive year of funding. However, cities, counties, or entities organized under chapter 28E receiving grants prior to July 1, 1998, may apply and receive funding for an additional two consecutive years beyond June 30, 1998.

3. Programs-awarded Applications for moneys from the community grant fund shall involve define the geographical boundaries of the site chosen to benefit from the funds from this program and shall demonstrate a collaborative effort by all children-and-family-support relevant local government and school officials and service providers to provide services and agencies with authority, responsibilities, or other interests within the chosen site. Proposed plans set forth in the applications shall reflect a community-wide consensus in how to remediate community problems and may include programs dealing with truancy which involve school district and community partnerships, and programs involving judicial district-community-based corrections programs related to juvenile crime and shall describe how the funds from this

program will be used in a manner consistent with the human investment strategy of the state as developed pursuant to section 8A.1. Services provided under the programs a grant through this program shall be comprehensive and utilize flexible delivery systems. The department-of-human-services division shall establish a point system for determining eligibility for grants from the fund based upon the nature and breadth of the proposed community juvenile crime prevention programs plans and the extent to which a-community-has-sought to-obtain-additional-public-and-private-funding-sources-for all-or-parts-of-the-community's-program the proposals include viable plans to sustain the funding and local governance of the proposed juvenile crime prevention services and activities following the proposed grant period.

4. The division shall provide potential applicants for grant moneys with information describing performance measures for this program and shall establish a monitoring system for this program that requires participating cities, counties, and entities organized under chapter 28E to report information with which to measure program performance. The division shall solicit input from cities, counties, and service-providing agencies on the establishment of program performance measures and the structure of the program monitoring system. Applications for grant moneys shall state specific results sought to be obtained by any service or activity funded by a grant under this section and shall describe how their desired results are related to the program's performance measures.

4+ 5. This section is repealed effective June 30, 1998 2000. The division of criminal and juvenile justice planning and-the-department-of-human-services shall submit a an annual report to the general assembly by January 15, 1998, regarding the program's performance measures and the effectiveness of the programs services and activities funded under this section in-meeting-the-objectives-contained-in-subsection-3.

Sec. 14. EFFECTIVE DATES.

1. Section 9 of this Act, relating to the vital records modernization project, being deemed of immediate importance, takes effect upon enactment.

2. Section 13 of this Act, amending section 232.190, takes effect June 30, 1998.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2280, Seventy-seventh General Assembly.

Stenlund
Approved 5/19, 1998

MARY PAT GUNDERSON
Secretary of the Senate

TERRY E. BRANSTAD
Governor