

FILED MAR 13 1997

SENATE FILE **450**
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SF 210)

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

A BILL FOR

1 An Act relating to the determination of legal settlement of a
2 child placed in a juvenile shelter care home and the recovery
3 of costs of care in a juvenile shelter care home.

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

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SF. 450

1 Section 1. Section 252.16, Code 1997, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 9. A child who is placed in a juvenile
4 shelter care home which is publicly owned, operated as a
5 county or multicounty shelter care home, organized under a
6 chapter 28E agreement, or operated by a private juvenile
7 shelter care home assumes the settlement of the child's
8 custodial parent or legal guardian or custodian. Settlement
9 of the child changes with the settlement of the child's
10 custodial parent or legal guardian or custodian. Recovery of
11 the costs of a child's placement in a juvenile shelter care
12 home is subject to section 232.141, subsection 8.

13 EXPLANATION

14 This bill provides that a child who is placed in a juvenile
15 shelter care home assumes the legal settlement of the child's
16 custodial parent or legal guardian or custodian and that legal
17 settlement of the child changes with the settlement of the
18 child's custodial parent or legal guardian or custodian. The
19 bill also provides that recovery of the costs of care in a
20 juvenile shelter care home from the county of legal settlement
21 is limited to the difference between the amount the department
22 of human services is authorized to pay and the statewide
23 average of the actual and allowable rates in effect in May of
24 the preceding fiscal year for reimbursement of juvenile
25 shelter care homes and in no case is reimbursement to exceed
26 the home's actual and allowable costs.

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