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COMMERCE AND REGULATION

HOUSE FILE 332

BY KREIMAN

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to certain means-tested programs by requiring  
2 exclusion of the cost of motor vehicle financial liability  
3 coverage in considering an individual's initial and ongoing  
4 eligibility for the program.

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

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HF 332

1 Section 1. NEW SECTION. 135.17 MEANS-TESTED PROGRAMS --  
2 MOTOR VEHICLE FINANCIAL LIABILITY COVERAGE.

3 1. For purposes of this section, unless the context  
4 otherwise requires, "means-tested program" means a program,  
5 service, or other assistance for which a person's eligibility  
6 or financial obligation for the program, service, or other  
7 assistance involves consideration of the income available to  
8 the person and includes but is not limited to any of the  
9 following administered by the department:

10 a. The birth defects institute under chapter 136A, genetic  
11 and metabolic screening, genetic counseling, and related or  
12 similar services.

13 b. Child health services, including mobile and regional  
14 child health specialty clinics, dental services, screening  
15 programs, and other services to promote or address child  
16 health.

17 c. Homemaker-home health aide program.

18 d. Maternal health clinics and services.

19 e. Public health nursing services.

20 f. Senior health program.

21 2. To the extent authorized under federal law and  
22 regulation, for any means-tested program administered by the  
23 department, the requirements for an individual's initial and  
24 ongoing eligibility shall credit, disregard, deduct, or  
25 otherwise exclude from income the amount expended by the  
26 individual to comply with the motor vehicle financial  
27 liability coverage requirements under section 321.20B.

28 Sec. 2. NEW SECTION. 216A.7 MEANS-TESTED PROGRAMS --  
29 MOTOR VEHICLE FINANCIAL LIABILITY COVERAGE.

30 1. For purposes of this section, unless the context  
31 otherwise requires, "means-tested program" means a program,  
32 service, or other assistance for which a person's eligibility  
33 or financial obligation for the program, service, or other  
34 assistance involves consideration of the income available to  
35 the person.

1 2. To the extent authorized under federal law and  
2 regulation, for any means-tested program administered by a  
3 division of the department, the requirements for an  
4 individual's initial and ongoing eligibility shall credit,  
5 disregard, deduct, or otherwise exclude from income the amount  
6 expended by the individual to comply with the motor vehicle  
7 financial liability coverage requirements under section  
8 321.20B.

9 Sec. 3. NEW SECTION. 217.35 MEANS-TESTED PROGRAMS --  
10 MOTOR VEHICLE FINANCIAL LIABILITY COVERAGE.

11 1. For purposes of this section unless the context  
12 otherwise requires, "means-tested program" means a program,  
13 service, or other assistance for which a person's eligibility  
14 or financial obligation for the program, service, or other  
15 assistance involves consideration of the income available to  
16 the person and includes but is not limited to the following  
17 administered by the department:

18 a. Child care assistance under section 237A.13.

19 b. Child support enforcement.

20 c. Family investment program under chapter 239B and  
21 associated programs and services.

22 d. Medical assistance under chapter 249A.

23 e. State supplementary assistance under chapter 249.

24 2. To the extent authorized under federal law and  
25 regulation, for any means-tested program administered by the  
26 department, the requirements for an individual's initial and  
27 ongoing eligibility shall credit, disregard, deduct, or  
28 otherwise exclude from income the amount expended by the  
29 individual to comply with the motor vehicle financial  
30 liability coverage requirements under section 321.20B.

31 EXPLANATION

32 This bill relates to certain means-tested programs by  
33 requiring exclusion of the cost of motor vehicle financial  
34 liability coverage under Code section 321.20B in considering  
35 an individual's initial and ongoing eligibility for the

1 program.

2 Code section 321.20B prohibits the driving of a motor  
3 vehicle in this state unless the driver possesses a card or  
4 other proof of financial liability coverage. The bill defines  
5 the term "means-tested program" as any program, service, or  
6 other assistance for which a person's eligibility or financial  
7 obligation is determined based upon the consideration of the  
8 person's income. For such programs, to the extent allowable  
9 under federal requirements, an individual's expenditures to  
10 comply with the proof of liability coverage law are to be  
11 excluded from income in determining the individual's  
12 eligibility or financial obligation.

13 The bill's provisions are applicable to the Iowa department  
14 of public health in new Code section 135.17, to the divisions  
15 of the department of human rights in new Code section 216A.7,  
16 and to the department of human services in new Code section  
17 217.35. The bill is applicable generally to means-tested  
18 programs administered by those departments and, in addition,  
19 particular programs are specified.

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