

FILED FEB 17 1981

HUMAN RESOURCES

SENATE FILE 2135

BY KREIMAN

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act repealing restrictions on court orders for placement of
2 children in group foster care.

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

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SF 2135
HUMAN RESOURCES

1 Section 1. Section 232.52, subsection 2A, Code Supplement
2 2003, is amended by striking the subsection.

3 Sec. 2. Section 232.102, subsection 1A, Code Supplement
4 2003, is amended by striking the subsection.

5 Sec. 3. Section 232.117, subsection 4, Code Supplement
6 2003, is amended by striking the subsection.

7 Sec. 4. Section 232.127, subsection 8, Code Supplement
8 2003, is amended by striking the subsection.

9 Sec. 5. Section 232.188, subsection 4, Code Supplement
10 2003, is amended to read as follows:

11 4. In a decategorization agreement, the department and the
12 county's or group of counties' decategorization governance
13 board shall agree on all of the following items: the
14 governance relationship between the department and the
15 decategorization governance board; the respective areas of
16 autonomy of the department and the board; the budgeting
17 structure for the decategorization; and a method for resolving
18 disputes between the department and the board. The
19 decategorization agreement shall require the department and
20 the decategorization governance board to agree upon a budget
21 ~~within sixty days of the date by which the regional group~~
22 ~~foster care budget targets are determined under section~~
23 ~~232.143 for~~ on or before August 31 of the fiscal year to which
24 the budget applies. The budget may later be modified to
25 reflect new or changed circumstances.

26 Sec. 6. Section 234.35, subsection 1, paragraph e, Code
27 Supplement 2003, is amended to read as follows:

28 e. When a court has entered an order transferring the
29 legal custody of the child to a foster care placement pursuant
30 to section 232.52, subsection 2, paragraph "d", or section
31 232.102, subsection 1. ~~However, payment for a group foster~~
32 ~~care placement shall be limited to those placements which~~
33 ~~conform to a regional group foster care plan established~~
34 ~~pursuant to section 232.143.~~

35 Sec. 7. Section 232.143, Code Supplement 2003, is

1 repealed.

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EXPLANATION

3 This bill repeals restrictions in the juvenile justice code
4 in Code chapter 232 on court orders for placement of children
5 in group foster care.

6 Under current law, the general assembly annually
7 establishes, in an appropriation made to the department of
8 human services, a statewide expenditure target for children in
9 group foster care placements. Representatives of the
10 department and juvenile court services then allocate the
11 statewide target among the department's service areas based
12 upon a formula. Local representatives of the department and
13 juvenile court services develop a plan for the service area to
14 remain within the expenditure target. State payment for group
15 foster care services is limited to those placements that
16 comply with the plan and the juvenile court is prohibited from
17 ordering a group foster care placement that does not comply
18 with the plan.

19 The bill repeals the expenditure target requirements in
20 Code section 232.143, strikes the Code subsections limiting
21 the juvenile court authority to issue dispositional orders for
22 group foster care placements, and makes conforming changes in
23 related provisions.

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