

FILED MAR 10 2005

SENATE FILE 343

BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 1202)

Passed Senate, Date 3-23-05 Passed House, Date 4-28-05

Vote: Ayes 50 Nays 0 Vote: Ayes 99 Nays 0

Re-passed
4-29-05 46-0 Approved May 12, 2005

A BILL FOR

1 An Act relating to governmental services involving audit reports
2 and the family investment program.

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

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SF 343

1 Section 1. Section 11.28, Code 2005, is amended to read as
2 follows:

3 11.28 INDIVIDUAL AUDIT REPORTS -- COPIES.

4 1. The individual audit reports shall include exhibits and
5 schedules to report data similar to that now required by
6 section 11.4~~7~~and. The reports shall as nearly as possible
7 correspond and be prepared similar in form to the audit
8 reports rendered by certified public accountants~~7~~and-such.
9 The reports shall include information as to the assets and
10 liabilities of the various departments and institutions
11 audited as of the beginning and close of the fiscal year
12 audited, the receipts and expenditures of cash, the
13 disposition of materials and other properties, and the net
14 income and net operating cost. ~~These~~ The reports shall also
15 set forth the ~~cost-as-to-each-inmate, member, or student~~
16 average cost per year for the inmates, members, clients,
17 patients, and students served in the various classifications
18 of expenses~~7~~and. The reports shall make comparisons thereof
19 of the average costs and classifications, and shall give such
20 other information, suggestions, and recommendations as may be
21 deemed of advantage and to the best interests of the taxpayers
22 of the state~~7~~provided, that the.

23 2. The daily audit report of the state treasury shall be
24 submitted to the director of the department of administrative
25 services and the director of the department of management~~7~~
26 ~~provided, further, that copies.~~ Copies of all individual
27 audit reports of all state departments and establishments
28 shall be transmitted to the directors' offices after the
29 completion of each audit, and ~~that~~ copies of all local
30 government audits shall, until otherwise provided, be also
31 supplied to the directors' offices~~7~~provided, further, that
32 copies. Copies of ~~such~~ the local government audit reports
33 shall also be supplied to the officers of the counties,
34 schools, and cities, as ~~now~~ provided by law~~7~~and, provided
35 ~~further, that summaries.~~ Summaries of the findings,

1 recommendations, and comparisons, together with any other
2 information deemed essential, shall be printed and distributed
3 to members of the general assembly.

4 Sec. 2. Section 239B.8, subsection 7, Code 2005, is
5 amended by striking the subsection.

6 EXPLANATION

7 This bill addresses governmental services involving audit
8 reports and the family investment program administered by the
9 department of human services.

10 Code section 11.28, relating to individual audit reports
11 made by the auditor of state giving the results of all
12 examinations and audits of all departments and establishments
13 and all fiscal officers of the state and local governments, is
14 amended. A requirement to report the annual cost per year for
15 each inmate, member, or student is revised to require
16 reporting of the average cost per year for inmates, members,
17 clients, patients, and students served. In addition, the
18 sentence structure of the section is revised.

19 A family investment program (FIP) agreement limitation is
20 repealed. The provision subject to repeal limits a FIP
21 participant to 24 months of postsecondary education within a
22 period of 48 months.

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SENATE FILE 343

H-1343

1 Amend Senate File 343, as passed by the Senate, as
2 follows:

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

5 "Sec. _____. Section 232.69, subsection 1, paragraph
6 b, Code 2005, is amended by adding the following new
7 subparagraph:

8 NEW SUBPARAGRAPH. (13) An employee or operator of
9 a provider of services to children funded under a
10 federally approved medical assistance home and
11 community-based services waiver.

12 Sec. _____. Section 232.71D, subsection 3, paragraph
13 i, Code 2005, is amended by striking the paragraph.

14 Sec. _____. Section 235A.15, subsection 2, paragraph
15 b, subparagraph (9), Code 2005, is amended by striking
16 the subparagraph.

17 Sec. _____. Section 235A.15, subsection 2, paragraph
18 c, Code 2005, is amended by adding the following new
19 subparagraphs:

20 NEW SUBPARAGRAPH. (12) To an area education
21 agency or other person responsible for providing early
22 intervention services to children that is funded under
23 part C of the federal Individuals with Disabilities
24 Education Act.

25 NEW SUBPARAGRAPH. (13) To a federal, state, or
26 local governmental unit, or agent of the unit, that
27 has a need for the information in order to carry out
28 its responsibilities under law to protect children
29 from abuse and neglect.

30 Sec. _____. Section 235A.15, subsection 2, paragraph
31 e, Code 2005, is amended by adding the following new
32 subparagraph:

33 NEW SUBPARAGRAPH. (18) To a person or agency
34 responsible for the care or supervision of a child
35 named in a report as an alleged victim of abuse or a
36 person named in a report as having allegedly abused a
37 child, if the juvenile court or department deems
38 access to report data and disposition data by the
39 person or agency to be necessary.

40 Sec. _____. Section 235A.15, subsection 3,
41 paragraphs b and c, Code 2005, are amended to read as
42 follows:

43 b. Persons involved in an assessment of child
44 abuse identified in subsection 2, paragraph "b",
45 subparagraphs (2), (3), (4), (6), and (7), and (9).

46 c. Others identified in subsection 2, paragraph
47 "e", subparagraphs (2), (3), and (6), and (18).

48 Sec. _____. Section 235A.15, subsection 4, paragraph
49 c, Code 2005, is amended to read as follows:

50 c. Others identified in subsection 2, paragraph

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H-1343

Page 2

- 1 "e", ~~subparagraph~~ subparagraphs (2) and (18).
2 Sec. ____ . Section 235A.19, subsection 2, paragraph
3 b, Code 2005, is amended by adding the following new
4 subparagraph:
5 NEW SUBPARAGRAPH. (9) For others identified in
6 section 235A.15, subsection 2, paragraph "d",
7 subparagraph (7), and paragraph "e", subparagraphs (9)
8 and (16)."
9 2. Title page, line 1, by striking the word
10 "reports" and inserting the following: "reports,
11 child abuse reporting and registry requirements,".
12 3. By renumbering as necessary.

COMMITTEE ON HUMAN RESOURCES
UPMEYER of Hancock, Chairperson

H-1343 FILED APRIL 7, 2005

HOUSE AMENDMENT TO
SENATE FILE 343

S-3207

1 Amend Senate File 343, as passed by the Senate, as
2 follows:

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

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S-3207

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4 subparagraph:

5 NEW SUBPARAGRAPH. (9) For others identified in
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RECEIVED FROM THE HOUSE

Benn Co-chair

Kreiman Co-chair

Graskill

Wood

Succeeded By
SF/HF 343

SENATE/HOUSE FILE _____

BY (PROPOSED DEPARTMENT OF
HUMAN SERVICES BILL)

Passed Senate, Date _____ Passed House, Date _____

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

Approved _____

A BILL FOR

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22 of the state~~7~~provided~~7~~that-the.

23 2. The daily audit report of the state treasury shall be
24 submitted to the director of the department of administrative
25 services and the director of the department of management~~7~~
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6 EXPLANATION

7 This bill addresses governmental services involving audit
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STATE OF IOWA

THOMAS J. VILSACK, GOVERNOR
SALLY J. PEDERSON, LT. GOVERNOR

DEPARTMENT OF HUMAN SERVICES
KEVIN W. CONCANNON, DIRECTOR

Date: January 24, 2005
To: Members of the General Assembly
From: Kate Walton, Legislative Liaison
Re: LSB 1271DP (Audit Reports & FIP)

- This bill changes the required contents of the individual audit reports made by the Auditor of State. The current requirement to report the annual cost per year for each inmate, member, or student is revised to require reporting of the average cost per year for the inmates, members, clients, patients, and students served. The bill also repeals the current limitation on the number of months a FIP participant can participate in postsecondary education (the current limit is 24 months within a 48 month period).
- Under current law, the State Auditor calculates "the cost of serving a patient per year" at each of the nine DHS facilities. The intent of this bill is to have the Auditor report a statistic that better summarizes the cost per individual served. Specifically the bill would require reporting of a statistic calculated by multiplying the Average Length of Stay times the facility's *Per Diem* (daily cost). This is particularly relevant at those facilities -- such as MHIs and juvenile facilities -- where the average lengths of stay are substantially less than a year: the current method exaggerates actual costs of services.
- We expect that this new information will be more useful to policy makers and taxpayers in understanding the costs of the facilities operated by the state.
- The Department of Human Services (DHS) requests that 239B.8(7) be rescinded. The introductory paragraph listed at 239B.8, states that Family Investment Program (FIP), Family Investment Agreement (FIA), component policies shall include postsecondary education. Postsecondary education is an option only when certain criteria are met, not a mandatory component.

Iowa Administrative Rules, chapter 93, contain all FIA options, including postsecondary education, and the amount of time allowed for each activity, making the inclusion of actual FIA components in the Code of Iowa unnecessary. The DHS also anticipates that federal TANF reauthorization may cause Iowa to re-evaluate current law and rules pertaining to work and training activities as FIA components. Inclusion of time limits in Code could hamper changes deemed necessary to be made to continue to meet mandated federal work participation rates.

If you have any additional questions, please feel free to contact me at 281-4387 or kwalton@dhs.state.ia.us

SENATE FILE 343

AN ACT

RELATING TO GOVERNMENTAL SERVICES INVOLVING AUDIT REPORTS,
CHILD ABUSE REPORTING AND REGISTRY REQUIREMENTS, AND THE
FAMILY INVESTMENT PROGRAM.

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

Section 1. Section 11.28, Code 2005, is amended to read as follows:

11.28 INDIVIDUAL AUDIT REPORTS -- COPIES.

1. The individual audit reports shall include exhibits and schedules to report data similar to that now required by section 11.47-and. The reports shall as nearly as possible correspond and be prepared similar in form to the audit reports rendered by certified public accountants-and-such. The reports shall include information as to the assets and liabilities of the various departments and institutions audited as of the beginning and close of the fiscal year audited, the receipts and expenditures of cash, the disposition of materials and other properties, and the net income and net operating cost. ~~These~~ The reports shall also

~~set forth the cost-as-to-each-inmate,-member,-or-student average cost per year for the inmates, members, clients, patients, and students served in the various classifications of expenses,-and. The reports shall make comparisons thereof of the average costs and classifications, and shall give such other information, suggestions, and recommendations as may be deemed of advantage and to the best interests of the taxpayers of the state,-provided,-that-the.~~

2. The daily audit report of the state treasury shall be submitted to the director of the department of administrative services and the director of the department of management, ~~provided,-further,-that-copies. Copies~~ of all individual audit reports of all state departments and establishments shall be transmitted to the directors' offices after the completion of each audit, and that copies of all local government audits shall, until otherwise provided, be also supplied to the directors' offices, ~~provided,-further,-that copies. Copies~~ of such the local government audit reports shall also be supplied to the officers of the counties, schools, and cities, as now provided by law, ~~and,-provided further,-that-summaries. Summaries~~ of the findings, recommendations, and comparisons, together with any other information deemed essential, shall be printed and distributed to members of the general assembly.

Sec. 2. Section 232.69, subsection 1, paragraph b, Code 2005, is amended by adding the following new subparagraph: NEW SUBPARAGRAPH. (13) An employee or operator of a provider of services to children funded under a federally approved medical assistance home and community-based services waiver.

Sec. 3. Section 232.71D, subsection 3, paragraph i, Code 2005, is amended by striking the paragraph.

Sec. 4. Section 235A.15, subsection 2, paragraph b, subparagraph (9), Code 2005, is amended by striking the subparagraph.

Sec. 5. Section 235A.15, subsection 2, paragraph c, Code 2005, is amended by adding the following new subparagraphs:

NEW SUBPARAGRAPH. (12) To an area education agency or other person responsible for providing early intervention services to children that is funded under part C of the federal Individuals with Disabilities Education Act.

NEW SUBPARAGRAPH. (13) To a federal, state, or local governmental unit, or agent of the unit, that has a need for the information in order to carry out its responsibilities under law to protect children from abuse and neglect.

Sec. 6. Section 235A.15, subsection 2, paragraph e, Code 2005, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (18) To a person or agency responsible for the care or supervision of a child named in a report as an alleged victim of abuse or a person named in a report as having allegedly abused a child, if the juvenile court or department deems access to report data and disposition data by the person or agency to be necessary.

Sec. 7. Section 235A.15, subsection 3, paragraphs b and c, Code 2005, are amended to read as follows:

b. Persons involved in an assessment of child abuse identified in subsection 2, paragraph "b", subparagraphs (2), (3), (4), (6), and (7) ~~and (9)~~.

c. Others identified in subsection 2, paragraph "e", subparagraphs (2), (3), and (6), and (18).

Sec. 8. Section 235A.15, subsection 4, paragraph c, Code 2005, is amended to read as follows:

c. Others identified in subsection 2, paragraph "e", subparagraph subparagraphs (2) and (18).

Sec. 9. Section 235A.19, subsection 2, paragraph b, Code 2005, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (9) For others identified in section 235A.15, subsection 2, paragraph "d", subparagraph (7), and paragraph "e", subparagraphs (9) and (16).

Sec. 10. Section 239B.8, subsection 7, Code 2005, is amended by striking the subsection.

JOHN P. KIBBIE

President of the Senate

CHRISTOPHER C. RANTS

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 343, Eighty-first General Assembly.

MICHAEL E. MARSHALL

Secretary of the Senate

Approved May 12, 2005

THOMAS J. VILSACK

Governor