

# Senate Study Bill 1184

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED GOVERNOR'S BUDGET BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act appropriating federal funds made available from federal  
2 block grants and other federal grants, allocating portions of  
3 federal block grants, and providing procedures if federal  
4 funds are more or less than anticipated or if federal block  
5 grants are more or less than anticipated.

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

7 TLSB 1105XG 81

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1 1 Section 1. SUBSTANCE ABUSE APPROPRIATION.

1 2 1. There is appropriated from the fund created by section  
1 3 8.41 to the Iowa department of public health for the federal  
1 4 fiscal year beginning October 1, 2005, and ending September

1 5 30, 2006, the following amount:

1 6 ..... \$ 13,641,441

1 7 a. Funds appropriated in this subsection are the  
1 8 anticipated funds to be received from the federal government  
1 9 for the designated federal fiscal year under 42 U.S.C.,  
1 10 chapter 6A, subchapter XVII, which provides for the substance  
1 11 abuse prevention and treatment block grant. The department  
1 12 shall expend the funds appropriated in this subsection as  
1 13 provided in the federal law making the funds available and in  
1 14 conformance with chapter 17A.

1 15 b. Of the funds appropriated in this subsection, an amount  
1 16 not exceeding 5 percent shall be used by the department for  
1 17 administrative expenses.

1 18 c. The department shall expend no less than an amount  
1 19 equal to the amount expended for treatment services in the  
1 20 state fiscal year beginning July 1, 2004, for pregnant women  
1 21 and women with dependent children.

1 22 d. Of the funds appropriated in this subsection, an amount  
1 23 not exceeding \$24,585 shall be used for audits.

1 24 2. At least 20 percent of the funds remaining from the  
1 25 appropriation made in subsection 1 shall be allocated for  
1 26 prevention programs.

1 27 3. In implementing the federal substance abuse prevention  
1 28 and treatment block grant under 42 U.S.C., chapter 6A,  
1 29 subchapter XVII, and any other applicable provisions of the  
1 30 federal Public Health Service Act under 42 U.S.C., chapter 6A,  
1 31 subchapter III=A, the department shall apply the provisions of  
1 32 Pub. L. No. 106=310, } 3305, as codified in 42 U.S.C. } 300x=  
1 33 65, relating to services under such federal law being provided  
1 34 by religious and other nongovernmental organizations.

1 35 Sec. 2. COMMUNITY MENTAL HEALTH SERVICES APPROPRIATION.

2 1 1. a. There is appropriated from the fund created by  
2 2 section 8.41 to the Iowa department of human services for the  
2 3 federal fiscal year beginning October 1, 2005, and ending  
2 4 September 30, 2006, the following amount:

2 5 ..... \$ 3,704,898

2 6 b. Funds appropriated in this subsection are the  
2 7 anticipated funds to be received from the federal government  
2 8 for the designated federal fiscal year under 42 U.S.C.,  
2 9 chapter 6A, subchapter XVII, which provides for the community  
2 10 mental health services block grant. The department shall  
2 11 expend the funds appropriated in this subsection as provided  
2 12 in the federal law making the funds available and in  
2 13 conformance with chapter 17A.

2 14 c. The department shall allocate not less than 95 percent  
2 15 of the amount of the block grant to eligible community mental  
2 16 health services providers for carrying out the plan submitted  
2 17 to and approved by the federal substance abuse and mental

2 18 health services administration for the fiscal year involved.  
2 19 d. Of the amount allocated to eligible services providers  
2 20 under paragraph "c", 70 percent shall be distributed to the  
2 21 state's accredited community mental health centers established  
2 22 or designated by counties in accordance with law or  
2 23 administrative rule. If a county has not established or  
2 24 designated a community mental health center and has received a  
2 25 waiver from the mental health and developmental disabilities  
2 26 commission, the mental health services provider designated by  
2 27 that county is eligible to receive funding distributed  
2 28 pursuant to this paragraph in lieu of a community mental  
2 29 health center. The funding distributed shall be used by  
2 30 recipients of the funding for the purpose of developing and  
2 31 providing evidence-based practices and emergency services to  
2 32 adults with a serious mental illness and children with a  
2 33 serious emotional disturbance. The distribution amounts shall  
2 34 be announced at the beginning of the federal fiscal year and  
2 35 distributed on a quarterly basis according to the formulas  
3 1 used in previous fiscal years. Recipients shall submit  
3 2 quarterly reports containing data consistent with the  
3 3 performance measures approved by the federal substance abuse  
3 4 and mental health services administration.

3 5 2. An amount not exceeding 5 percent of the funds  
3 6 appropriated in subsection 1 shall be used by the department  
3 7 of human services for administrative expenses. From the funds  
3 8 set aside by this subsection for administrative expenses, the  
3 9 department shall pay to the auditor of state an amount  
3 10 sufficient to pay the cost of auditing the use and  
3 11 administration of the state's portion of the funds  
3 12 appropriated in subsection 1. The auditor of state shall bill  
3 13 the department for the costs of the audits.

3 14 Sec. 3. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

3 15 1. There is appropriated from the fund created by section  
3 16 8.41 to the Iowa department of public health for the federal  
3 17 fiscal year beginning October 1, 2005, and ending September  
3 18 30, 2006, the following amount:

3 19 ..... \$ 6,760,133

3 20 The funds appropriated in this subsection are the funds  
3 21 anticipated to be received from the federal government for the  
3 22 designated federal fiscal year under 42 U.S.C., chapter 7,  
3 23 subchapter V, which provides for the maternal and child health  
3 24 services block grant. The department shall expend the funds  
3 25 appropriated in this subsection as provided in the federal law  
3 26 making the funds available and in conformance with chapter  
3 27 17A.

3 28 Of the funds appropriated in this subsection, an amount not  
3 29 exceeding \$45,700 shall be used for audits.

3 30 Funds appropriated in this subsection shall not be used by  
3 31 the university of Iowa hospitals and clinics for indirect  
3 32 costs.

3 33 2. An amount not exceeding \$150,000 of the funds  
3 34 appropriated in subsection 1 to the Iowa department of public  
3 35 health shall be used by the Iowa department of public health  
4 1 for administrative expenses in addition to the amount to be  
4 2 used for audits in subsection 1.

4 3 The departments of public health, human services, and  
4 4 education and the university of Iowa's mobile and regional  
4 5 child health specialty clinics shall continue to pursue to the  
4 6 maximum extent feasible the coordination and integration of  
4 7 services to women and children.

4 8 3. a. Sixty-three percent of the remaining funds  
4 9 appropriated in subsection 1 shall be allocated to supplement  
4 10 appropriations for maternal and child health programs within  
4 11 the Iowa department of public health. Of these funds,  
4 12 \$300,291 shall be set aside for the statewide perinatal care  
4 13 program.

4 14 b. Thirty-seven percent of the remaining funds  
4 15 appropriated in subsection 1 shall be allocated to the  
4 16 university of Iowa hospitals and clinics under the control of  
4 17 the state board of regents for mobile and regional child  
4 18 health specialty clinics. The university of Iowa hospitals  
4 19 and clinics shall not receive an allocation for indirect costs  
4 20 from the funds for this program. Priority shall be given to  
4 21 establishment and maintenance of a statewide system of mobile  
4 22 and regional child health specialty clinics.

4 23 4. The Iowa department of public health shall administer  
4 24 the statewide maternal and child health program and the  
4 25 disabled children's program by conducting mobile and regional  
4 26 child health specialty clinics and conducting other activities  
4 27 to improve the health of low-income women and children and to  
4 28 promote the welfare of children with actual or potential

4 29 handicapping conditions and chronic illnesses in accordance  
4 30 with the requirements of Title V of the federal Social  
4 31 Security Act.

4 32 Sec. 4. PREVENTIVE HEALTH AND HEALTH SERVICES  
4 33 APPROPRIATIONS.

4 34 1. There is appropriated from the fund created by section  
4 35 8.41 to the Iowa department of public health for the federal  
5 1 fiscal year beginning October 1, 2005, and ending September  
5 2 30, 2006, the following amount:

5 3 ..... \$ 1,500,443

5 4 Funds appropriated in this subsection are the funds  
5 5 anticipated to be received from the federal government for the  
5 6 designated federal fiscal year under 42 U.S.C., chapter 6A,  
5 7 subchapter XVII, which provides for the preventive health and  
5 8 health services block grant. The department shall expend the  
5 9 funds appropriated in this subsection as provided in the  
5 10 federal law making the funds available and in conformance with  
5 11 chapter 17A.

5 12 Of the funds appropriated in this subsection, an amount not  
5 13 exceeding \$5,522 shall be used for audits.

5 14 2. Of the funds appropriated in subsection 1, the specific  
5 15 amount of funds stipulated by the notice of the block grant  
5 16 award shall be allocated for services to victims of sex  
5 17 offenses and for rape prevention education.

5 18 3. After deducting the funds allocated in subsections 1  
5 19 and 2, an amount not exceeding \$94,670 of the remaining funds  
5 20 appropriated in subsection 1 shall be used by the Iowa  
5 21 department of public health for administrative expenses in  
5 22 addition to the amount to be used for audits in subsection 1.

5 23 4. After deducting the funds allocated in subsections 1,  
5 24 2, and 3, the remaining funds appropriated in subsection 1  
5 25 shall be used by the department for healthy people  
5 26 2010/healthy Iowans 2010 program objectives, preventive health  
5 27 advisory committee, and risk reduction services, including  
5 28 nutrition programs, health incentive programs, chronic disease  
5 29 services, emergency medical services, monitoring of the  
5 30 fluoridation program and start-up fluoridation grants, and  
5 31 acquired immune deficiency syndrome services. The moneys  
5 32 specified in this subsection shall not be used by the  
5 33 university of Iowa hospitals and clinics or by the state  
5 34 hygienic laboratory for the funding of indirect costs. Of the  
5 35 funds used by the department under this subsection, an amount  
6 1 not exceeding \$90,000 shall be used for the monitoring of the  
6 2 fluoridation program and for start-up fluoridation grants to  
6 3 public water systems, and an amount not exceeding \$50,000  
6 4 shall be used to provide chlamydia testing.

6 5 Sec. 5. STOP VIOLENCE AGAINST WOMEN GRANT PROGRAM  
6 6 APPROPRIATION.

6 7 1. There is appropriated from the fund created by section  
6 8 8.41 to the department of justice for the federal fiscal year  
6 9 beginning October 1, 2005, and ending September 30, 2006, the  
6 10 following amount:

6 11 ..... \$ 1,471,000

6 12 Funds appropriated in this subsection are the anticipated  
6 13 funds to be received from the federal government for the  
6 14 designated fiscal year under 42 U.S.C., chapter 46, section  
6 15 3796gg-1, which provides for grants to combat violent crimes  
6 16 against women. The department of justice shall expend the  
6 17 funds appropriated in this subsection as provided in the  
6 18 federal law making the funds available and in conformance with  
6 19 chapter 17A.

6 20 2. An amount not exceeding 10 percent of the funds  
6 21 appropriated in subsection 1 shall be used by the department  
6 22 of justice for administrative expenses. From the funds set  
6 23 aside by this subsection for administrative expenses, the  
6 24 department shall pay to the auditor of state an amount  
6 25 sufficient to pay the cost of auditing the use and  
6 26 administration of the state's portion of the funds  
6 27 appropriated in subsection 1.

6 28 Sec. 6. RESIDENTIAL SUBSTANCE ABUSE TREATMENT FOR STATE  
6 29 PRISONERS FORMULA GRANT PROGRAM. There is appropriated from  
6 30 the fund created by section 8.41 to the office of the governor  
6 31 for the drug policy coordinator for the federal fiscal year  
6 32 beginning October 1, 2005, and ending September 30, 2006, the  
6 33 following amount:

6 34 ..... \$ 297,225

6 35 Funds appropriated in this section are the funds  
7 1 anticipated to be received from the federal government for the  
7 2 designated fiscal year under 42 U.S.C., chapter 46, subchapter  
7 3 XII=G, which provides grants for substance abuse treatment  
7 4 programs in state and local correctional facilities. The drug

7 5 policy coordinator shall expend the funds appropriated in this  
7 6 section as provided in federal law making the funds available  
7 7 and in conformance with chapter 17A.

7 8 Sec. 7. EDWARD BYRNE MEMORIAL FORMULA GRANT PROGRAM  
7 9 APPROPRIATION.

7 10 1. There is appropriated from the fund created by section  
7 11 8.41 to the office of the governor for the drug policy  
7 12 coordinator for the federal fiscal year beginning October 1,  
7 13 2005, and ending September 30, 2006, the following amount:

7 14 ..... \$ 3,121,266

7 15 Funds appropriated in this subsection are the anticipated  
7 16 funds to be received from the federal government for the  
7 17 designated fiscal year under 42 U.S.C., chapter 136, } 14233,  
7 18 which provides for the Edward Byrne Memorial formula grant  
7 19 program. The drug policy coordinator shall expend the funds  
7 20 appropriated in this subsection as provided in the federal law  
7 21 making the funds available and in conformance with chapter  
7 22 17A.

7 23 2. An amount not exceeding 10 percent of the funds  
7 24 appropriated in subsection 1 shall be used by the drug policy  
7 25 coordinator for administrative expenses. From the funds set  
7 26 aside by this subsection for administrative expenses, the drug  
7 27 policy coordinator shall pay to the auditor of state an amount  
7 28 sufficient to pay the cost of auditing the use and  
7 29 administration of the state's portion of the funds  
7 30 appropriated in subsection 1.

7 31 Sec. 8. COMMUNITY SERVICES APPROPRIATIONS.

7 32 1. a. There is appropriated from the fund created by  
7 33 section 8.41 to the division of community action agencies of  
7 34 the department of human rights for the federal fiscal year  
7 35 beginning October 1, 2005, and ending September 30, 2006, the  
8 1 following amount:

8 2 ..... \$ 6,856,891

8 3 Funds appropriated in this subsection are the funds  
8 4 anticipated to be received from the federal government for the  
8 5 designated federal fiscal year under 42 U.S.C., chapter 106,  
8 6 which provides for the community services block grant. The  
8 7 division of community action agencies of the department of  
8 8 human rights shall expend the funds appropriated in this  
8 9 subsection as provided in the federal law making the funds  
8 10 available and in conformance with chapter 17A.

8 11 b. The administrator of the division of community action  
8 12 agencies of the department of human rights shall allocate not  
8 13 less than 96 percent of the amount of the block grant to  
8 14 eligible community action agencies for programs benefiting  
8 15 low-income persons. Each eligible agency shall receive a  
8 16 minimum allocation of not less than \$100,000. The minimum  
8 17 allocation shall be achieved by redistributing increased funds  
8 18 from agencies experiencing a greater share of available funds.  
8 19 The funds shall be distributed on the basis of the poverty=  
8 20 level population in the area represented by the community  
8 21 action areas compared to the size of the poverty=level  
8 22 population in the state.

8 23 2. An amount not exceeding 4 percent of the funds  
8 24 appropriated in subsection 1 shall be used by the division of  
8 25 community action agencies of the department of human rights  
8 26 for administrative expenses. From the funds set aside by this  
8 27 subsection for administrative expenses, the division of  
8 28 community action agencies of the department of human rights  
8 29 shall pay to the auditor of state an amount sufficient to pay  
8 30 the cost of auditing the use and administration of the state's  
8 31 portion of the funds appropriated in subsection 1. The  
8 32 auditor of state shall bill the division of community action  
8 33 agencies for the costs of the audits.

8 34 Sec. 9. COMMUNITY DEVELOPMENT APPROPRIATIONS.

8 35 1. There is appropriated from the fund created by section  
9 1 8.41 to the Iowa department of economic development for the  
9 2 federal fiscal year beginning October 1, 2005, and ending  
9 3 September 30, 2006, the following amount:

9 4 ..... \$ 29,260,000

9 5 Funds appropriated in this subsection are the funds  
9 6 anticipated to be received from the federal government for the  
9 7 designated federal fiscal year under 42 U.S.C., chapter 69,  
9 8 which provides for community development block grants. The  
9 9 Iowa department of economic development shall expend the funds  
9 10 appropriated in this subsection as provided in the federal law  
9 11 making the funds available and in conformance with chapter  
9 12 17A.

9 13 2. An amount not exceeding \$1,270,400 for the federal  
9 14 fiscal year beginning October 1, 2005, shall be used by the  
9 15 Iowa department of economic development for administrative

9 16 expenses for the community development block grant. The total  
9 17 amount used for administrative expenses includes \$685,200 for  
9 18 the federal fiscal year beginning October 1, 2005, of funds  
9 19 appropriated in subsection 1 and a matching contribution from  
9 20 the state equal to \$585,200 from the appropriation of state  
9 21 funds for the community development block grant and state  
9 22 appropriations for related activities of the Iowa department  
9 23 of economic development. From the funds set aside for  
9 24 administrative expenses by this subsection, the Iowa  
9 25 department of economic development shall pay to the auditor of  
9 26 state an amount sufficient to pay the cost of auditing the use  
9 27 and administration of the state's portion of the funds  
9 28 appropriated in subsection 1. The auditor of state shall bill  
9 29 the department for the costs of the audit.

9 30 Sec. 10. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

9 31 1. There is appropriated from the fund created by section  
9 32 8.41 to the division of community action agencies of the  
9 33 department of human rights for the federal fiscal year  
9 34 beginning October 1, 2005, and ending September 30, 2006, the  
9 35 following amount:

10 1 ..... \$ 34,570,110

10 2 The funds appropriated in this subsection are the funds  
10 3 anticipated to be received from the federal government for the  
10 4 designated federal fiscal year under 42 U.S.C., chapter 94,  
10 5 subchapter II, which provides for the low-income home energy  
10 6 assistance block grants. The division of community action  
10 7 agencies of the department of human rights shall expend the  
10 8 funds appropriated in this subsection as provided in the  
10 9 federal law making the funds available and in conformance with  
10 10 chapter 17A.

10 11 2. Up to 15 percent of the amount appropriated in this  
10 12 section that is actually received shall be used for  
10 13 residential weatherization or other related home repairs for  
10 14 low-income households. Of this allocation amount, not more  
10 15 than 10 percent may be used for administrative expenses.

10 16 3. After subtracting the allocation in subsection 2, up to  
10 17 10 percent of the remainder is allocated for administrative  
10 18 expenses of the low-income home energy assistance program of  
10 19 which \$377,000 is allocated for administrative expenses of the  
10 20 division. The costs of auditing the use and administration of  
10 21 the portion of the appropriation in this section that is  
10 22 retained by the state shall be paid from the amount allocated  
10 23 in this subsection to the division. The auditor of state  
10 24 shall bill the division for the audit costs.

10 25 4. The remainder of the appropriation in this section  
10 26 following the allocations made in subsections 2 and 3, shall  
10 27 be used to help eligible households as defined in 42 U.S.C.,  
10 28 chapter 94, subchapter II, to meet home energy costs.

10 29 5. Not more than 10 percent of the amount appropriated in  
10 30 this section that is actually received may be carried forward  
10 31 for use in the succeeding federal fiscal year.

10 32 6. Expenditures for assessment and resolution of energy  
10 33 problems shall be limited to 5 percent of the amount  
10 34 appropriated in this section that is actually received.

10 35 Sec. 11. SOCIAL SERVICES APPROPRIATIONS.

11 1 1. There is appropriated from the fund created by section  
11 2 8.41 to the department of human services for the federal  
11 3 fiscal year beginning October 1, 2005, and ending September  
11 4 30, 2006, the following amount:

11 5 ..... \$ 17,216,209

11 6 Funds appropriated in this subsection are the funds  
11 7 anticipated to be received from the federal government for the  
11 8 designated federal fiscal year under 42 U.S.C., chapter 7,  
11 9 subchapter XX, which provides for the social services block  
11 10 grant. The department of human services shall expend the  
11 11 funds appropriated in this subsection as provided in the  
11 12 federal law making the funds available and in conformance with  
11 13 chapter 17A.

11 14 2. Not more than \$1,094,737 of the funds appropriated in  
11 15 subsection 1 shall be used by the department of human services  
11 16 for general administration. From the funds set aside in this  
11 17 subsection for general administration, the department of human  
11 18 services shall pay to the auditor of state an amount  
11 19 sufficient to pay the cost of auditing the use and  
11 20 administration of the state's portion of the funds  
11 21 appropriated in subsection 1.

11 22 3. In addition to the allocation for general  
11 23 administration in subsection 2, the remaining funds  
11 24 appropriated in subsection 1 shall be allocated in the  
11 25 following amounts to supplement appropriations for the federal  
11 26 fiscal year beginning October 1, 2005, for the following

11	27	programs within the department of human services:	
11	28	a. Field operations:	
11	29	.....	\$ 6,547,743
11	30	b. Child and family services:	
11	31	.....	\$ 979,361
11	32	c. Local administrative costs and other local services:	
11	33	.....	\$ 694,407
11	34	d. Volunteers:	
11	35	.....	\$ 75,893
12	1	e. Community-based services:	
12	2	.....	\$ 87,275
12	3	f. MH/MR/DD/BI community services (local purchase):	
12	4	.....	\$ 7,736,793

12 5     Sec. 12. SOCIAL SERVICES BLOCK GRANT PLAN. The department  
12 6 of human services during each state fiscal year shall develop  
12 7 a plan for the use of federal social services block grant  
12 8 funds for the subsequent state fiscal year.

12 9     The proposed plan shall include all programs and services  
12 10 at the state level which the department proposes to fund with  
12 11 federal social services block grant funds, and shall identify  
12 12 state and other funds which the department proposes to use to  
12 13 fund the state programs and services.

12 14     The proposed plan shall also include all local programs and  
12 15 services which are eligible to be funded with federal social  
12 16 services block grant funds, the total amount of federal social  
12 17 services block grant funds available for the local programs  
12 18 and services, and the manner of distribution of the federal  
12 19 social services block grant funds to the counties. The  
12 20 proposed plan shall identify state and local funds which will  
12 21 be used to fund the local programs and services.

12 22     The proposed plan shall be submitted with the department's  
12 23 budget requests to the governor and the general assembly.

12 24     Sec. 13. PROJECTS FOR ASSISTANCE IN TRANSITION FROM  
12 25 HOMELESSNESS.

12 26     1. Upon receipt of the minimum formula grant from the  
12 27 federal alcohol, drug abuse, and mental health administration  
12 28 to provide mental health services for the homeless, for the  
12 29 federal fiscal year beginning October 1, 2005, and ending  
12 30 September 30, 2006, the department of human services shall  
12 31 assure that a project which receives funds under the formula  
12 32 grant from either the federal or local match share of 25  
12 33 percent in order to provide outreach services to persons who  
12 34 have chronic mental illness and are homeless or who are  
12 35 subject to a significant probability of becoming homeless  
13 1 shall do all of the following:

13 2     a. Provide community mental health services, diagnostic  
13 3 services, crisis intervention services, and habilitation and  
13 4 rehabilitation services.

13 5     b. Refer clients to medical facilities for necessary  
13 6 hospital services, and to entities that provide primary health  
13 7 services and substance abuse services.

13 8     c. Provide appropriate training to persons who provide  
13 9 services to persons targeted by the grant.

13 10     d. Provide case management to homeless persons.

13 11     e. Provide supportive and supervisory services to certain  
13 12 homeless persons living in residential settings which are not  
13 13 otherwise supported.

13 14     2. Projects may expend funds for housing services  
13 15 including minor renovation, expansion and repair of housing,  
13 16 security deposits, planning of housing, technical assistance  
13 17 in applying for housing, improving the coordination of housing  
13 18 services, the costs associated with matching eligible homeless  
13 19 individuals with appropriate housing, and one-time rental  
13 20 payments to prevent eviction.

13 21     Sec. 14. CHILD CARE AND DEVELOPMENT APPROPRIATION. There  
13 22 is appropriated from the fund created by section 8.41 to the  
13 23 department of human services for the federal fiscal year  
13 24 beginning October 1, 2005, and ending September 30, 2006, the  
13 25 following amount:

13	26	.....	\$ 40,846,720
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13 27     Funds appropriated in this section are the funds  
13 28 anticipated to be received from the federal government under  
13 29 42 U.S.C., chapter 105, subchapter II=B, which provides for  
13 30 the child care and development block grant. The department  
13 31 shall expend the funds appropriated in this section as  
13 32 provided in the federal law making the funds available and in  
13 33 conformance with chapter 17A.

13 34     If the amount of the child care and development block grant  
13 35 to be received exceeds the amount appropriated in this section  
14 1 and the excess amount is sufficient to fund both the purposes  
14 2 identified by the department for the excess amount and the

14 3 purpose described in this sentence, notwithstanding any  
14 4 contrary provision enacted by the Eighty-first General  
14 5 Assembly, 2005 Session, the department shall, to the extent  
14 6 sufficient funds are available, set child care provider  
14 7 reimbursement rates based on the most recently completed rate  
14 8 reimbursement survey. Moneys appropriated in this section  
14 9 that remain unencumbered or unobligated at the close of the  
14 10 fiscal year shall revert to be available for appropriation for  
14 11 purposes of the child care and development block grant in the  
14 12 succeeding fiscal year.

14 13 Sec. 15. PROCEDURE FOR REDUCED FEDERAL FUNDS.

14 14 1. If the funds received from the federal government for  
14 15 the block grants specified in this Act are less than the  
14 16 amounts appropriated, the funds actually received shall be  
14 17 prorated by the governor for the various programs, other than  
14 18 for the services to victims of sex offenses and for rape  
14 19 prevention education under section 4, subsection 2, of this  
14 20 Act, for which each block grant is available according to the  
14 21 percentages that each program is to receive as specified in  
14 22 this Act. However, if the governor determines that the funds  
14 23 allocated by the percentages will not be sufficient to effect  
14 24 the purposes of a particular program, or if the appropriation  
14 25 is not allocated by percentage, the governor may allocate the  
14 26 funds in a manner which will effect to the greatest extent  
14 27 possible the purposes of the various programs for which the  
14 28 block grants are available.

14 29 2. Before the governor implements the actions provided for  
14 30 in subsection 1, the following procedures shall be taken:

14 31 a. The chairpersons and ranking members of the senate and  
14 32 house standing committees on appropriations, the appropriate  
14 33 chairpersons and ranking members of subcommittees of those  
14 34 committees, and the director of the legislative services  
14 35 agency shall be notified of the proposed action.

15 1 b. The notice shall include the proposed allocations, and  
15 2 information on the reasons why particular percentages or  
15 3 amounts of funds are allocated to the individual programs, the  
15 4 departments and programs affected, and other information  
15 5 deemed useful. Chairpersons and ranking members notified  
15 6 shall be allowed at least two weeks to review and comment on  
15 7 the proposed action before the action is taken.

15 8 Sec. 16. PROCEDURE FOR INCREASED FEDERAL FUNDS.

15 9 1. If funds received from the federal government in the  
15 10 form of block grants exceed the amounts appropriated in  
15 11 sections 1, 2, 3, 4, 7, 9, and 11 of this Act, the excess  
15 12 shall be prorated to the appropriate programs according to the  
15 13 percentages specified in those sections, except additional  
15 14 funds shall not be prorated for administrative expenses.

15 15 2. If actual funds received from the federal government  
15 16 from block grants exceed the amount appropriated in section 10  
15 17 of this Act for the low-income home energy assistance program,  
15 18 not more than 15 percent of the excess may be allocated to the  
15 19 low-income residential weatherization program and not more  
15 20 than 5 percent of the excess may be used for administrative  
15 21 costs.

15 22 3. If funds received from the federal government from  
15 23 community services block grants exceed the amount appropriated  
15 24 in section 8 of this Act, 100 percent of the excess is  
15 25 allocated to the community services block grant program.

15 26 Sec. 17. PROCEDURE FOR EXPENDITURE OF ADDITIONAL FEDERAL  
15 27 FUNDS. If other federal grants, receipts, and funds and other  
15 28 nonstate grants, receipts, and funds become available or are  
15 29 awarded which are not available or awarded during the period  
15 30 in which the general assembly is in session, but which require  
15 31 expenditure by the applicable department or agency prior to  
15 32 March 15 of the fiscal year beginning July 1, 2005, and ending  
15 33 June 30, 2006, these grants, receipts, and funds are  
15 34 appropriated to the extent necessary, provided that the fiscal  
15 35 committee of the legislative council is notified within thirty  
16 1 days of receipt of the grants, receipts, or funds and the  
16 2 fiscal committee of the legislative council has an opportunity  
16 3 to comment on the expenditure of the grants, receipts, or  
16 4 funds.

16 5 Sec. 18. DEPARTMENT OF ADMINISTRATIVE SERVICES. Federal  
16 6 grants, receipts, and funds and other nonstate grants,  
16 7 receipts, and funds, available in whole or in part of the  
16 8 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
16 9 are appropriated to the department of administrative services  
16 10 for the purposes set forth in the grants, receipts, or  
16 11 conditions accompanying the receipt of the funds, unless  
16 12 otherwise provided by law.

16 13 Sec. 19. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.

16 14 Federal grants, receipts, and funds and other nonstate grants,  
16 15 receipts, and funds, available in whole or in part for the  
16 16 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
16 17 are appropriated to the department of agriculture and land  
16 18 stewardship for the purposes set forth in the grants,  
16 19 receipts, or conditions accompanying the receipt of the funds,  
16 20 unless otherwise provided by law.

16 21 Sec. 20. OFFICE OF AUDITOR OF STATE. Federal grants,  
16 22 receipts, and funds and other nonstate grants, receipts, and  
16 23 funds, available in whole or in part for the fiscal year  
16 24 beginning July 1, 2005, and ending June 30, 2006, are  
16 25 appropriated to the office of auditor of state for the  
16 26 purposes set forth in the grants, receipts, or conditions  
16 27 accompanying the receipt of the funds, unless otherwise  
16 28 provided by law.

16 29 Sec. 21. DEPARTMENT FOR THE BLIND. Federal grants,  
16 30 receipts, and funds and other nonstate grants, receipts, and  
16 31 funds, available in whole or in part for the fiscal year  
16 32 beginning July 1, 2005, and ending June 30, 2006, are  
16 33 appropriated to the department for the blind for the purposes  
16 34 set forth in the grants, receipts, or conditions accompanying  
16 35 the receipt of the funds, unless otherwise provided by law.

17 1 Sec. 22. IOWA STATE CIVIL RIGHTS COMMISSION. Federal  
17 2 grants, receipts, and funds and other nonstate grants,  
17 3 receipts, and funds, available in whole or in part for the  
17 4 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
17 5 are appropriated to the Iowa state civil rights commission for  
17 6 the purposes set forth in the grants, receipts, or conditions  
17 7 accompanying the receipt of the funds, unless otherwise  
17 8 provided by law.

17 9 Sec. 23. COLLEGE STUDENT AID COMMISSION. Federal grants,  
17 10 receipts, and funds and other nonstate grants, receipts, and  
17 11 funds, available in whole or in part for the fiscal year  
17 12 beginning July 1, 2005, and ending June 30, 2006, are  
17 13 appropriated to the college student aid commission for the  
17 14 purposes set forth in the grants, receipts, or conditions  
17 15 accompanying the receipt of the funds, unless otherwise  
17 16 provided by law.

17 17 Sec. 24. DEPARTMENT OF COMMERCE. Federal grants,  
17 18 receipts, and funds and other nonstate grants, receipts, and  
17 19 funds, available in whole or in part for the fiscal year  
17 20 beginning July 1, 2005, and ending June 30, 2006, are  
17 21 appropriated to the department of commerce for the purposes  
17 22 set forth in the grants, receipts, or conditions accompanying  
17 23 the receipt of the funds, unless otherwise provided by law.

17 24 Sec. 25. DEPARTMENT OF CORRECTIONS. Federal grants,  
17 25 receipts, and funds and other nonstate grants, receipts, and  
17 26 funds, available in whole or in part for the fiscal year  
17 27 beginning July 1, 2005, and ending June 30, 2006, are  
17 28 appropriated to the department of corrections for the purposes  
17 29 set forth in the grants, receipts, or conditions accompanying  
17 30 the receipt of the funds, unless otherwise provided by law.

17 31 Sec. 26. DEPARTMENT OF CULTURAL AFFAIRS. Federal grants,  
17 32 receipts, and funds and other nonstate grants, receipts, and  
17 33 funds, available in whole or in part for the fiscal year  
17 34 beginning July 1, 2005, and ending June 30, 2006, are  
17 35 appropriated to the department of cultural affairs for the  
18 1 purposes set forth in the grants, receipts, or conditions  
18 2 accompanying the receipt of the funds, unless otherwise  
18 3 provided by law.

18 4 Sec. 27. IOWA DEPARTMENT OF ECONOMIC DEVELOPMENT. Federal  
18 5 grants, receipts, and funds and other nonstate grants,  
18 6 receipts, and funds, available in whole or in part for the  
18 7 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
18 8 are appropriated to the Iowa department of economic  
18 9 development for the purposes set forth in the grants,  
18 10 receipts, or conditions accompanying the receipt of the funds,  
18 11 unless otherwise provided by law.

18 12 Sec. 28. DEPARTMENT OF EDUCATION. Federal grants,  
18 13 receipts, and funds and other nonstate grants, receipts, and  
18 14 funds, available in whole or in part for the fiscal year  
18 15 beginning July 1, 2005, and ending June 30, 2006, are  
18 16 appropriated to the department of education for the purposes  
18 17 set forth in the grants, receipts, or conditions accompanying  
18 18 the receipt of the funds, unless otherwise provided by law.

18 19 Sec. 29. DEPARTMENT OF ELDER AFFAIRS. Federal grants,  
18 20 receipts, and funds and other nonstate grants, receipts, and  
18 21 funds, available in whole or in part for the fiscal year  
18 22 beginning July 1, 2005, and ending June 30, 2006, are  
18 23 appropriated to the department of elder affairs for the  
18 24 purposes set forth in the grants, receipts, or conditions

18 25 accompanying the receipt of the funds, unless otherwise  
18 26 provided by law.

18 27 Sec. 30. ETHICS AND CAMPAIGN DISCLOSURE BOARD. Federal  
18 28 grants, receipts, and funds and other nonstate grants,  
18 29 receipts, and funds, available in whole or in part for the  
18 30 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
18 31 are appropriated to the Iowa ethics and campaign disclosure  
18 32 board for the purposes set forth in the grants, receipts, or  
18 33 conditions accompanying the receipt of the funds, unless  
18 34 otherwise provided by law.

18 35 Sec. 31. OFFICES OF THE GOVERNOR AND LIEUTENANT GOVERNOR.  
19 1 Federal grants, receipts, and funds and other nonstate grants,  
19 2 receipts, and funds, available in whole or in part for the  
19 3 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
19 4 are appropriated to the offices of the governor and lieutenant  
19 5 governor for the purposes set forth in the grants, receipts,  
19 6 or conditions accompanying the receipt of the funds, unless  
19 7 otherwise provided by law.

19 8 Sec. 32. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY.  
19 9 Federal grants, receipts, and funds and other nonstate grants,  
19 10 receipts, and funds, available in whole or in part for the  
19 11 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
19 12 are appropriated to the governor's office of drug control  
19 13 policy for the purposes set forth in the grants, receipts, or  
19 14 conditions accompanying the receipt of the funds, unless  
19 15 otherwise provided by law.

19 16 Sec. 33. DEPARTMENT OF HUMAN RIGHTS. Federal grants,  
19 17 receipts, and funds and other nonstate grants, receipts, and  
19 18 funds, available in whole or in part for the fiscal year  
19 19 beginning July 1, 2005, and ending June 30, 2006, are  
19 20 appropriated to the department of human rights for the  
19 21 purposes set forth in the grants, receipts, or conditions  
19 22 accompanying the receipt of the funds, unless otherwise  
19 23 provided by law.

19 24 Sec. 34. DEPARTMENT OF HUMAN SERVICES. Federal grants,  
19 25 receipts, and funds and other nonstate grants, receipts, and  
19 26 funds, available in whole or in part for the fiscal year  
19 27 beginning July 1, 2005, and ending June 30, 2006, are  
19 28 appropriated to the department of human services, for the  
19 29 purposes set forth in the grants, receipts, or conditions  
19 30 accompanying the receipt of the funds, unless otherwise  
19 31 provided by law.

19 32 Sec. 35. DEPARTMENT OF INSPECTIONS AND APPEALS. Federal  
19 33 grants, receipts, and funds and other nonstate grants,  
19 34 receipts, and funds, available in whole or in part for the  
19 35 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
20 1 are appropriated to the department of inspections and appeals  
20 2 for the purposes set forth in the grants, receipts, or  
20 3 conditions accompanying the receipt of the funds, unless  
20 4 otherwise provided by law.

20 5 Sec. 36. JUDICIAL BRANCH. Federal grants, receipts, and  
20 6 funds and other nonstate grants, receipts, and funds,  
20 7 available in whole or in part for the fiscal year beginning  
20 8 July 1, 2005, and ending June 30, 2006, are appropriated to  
20 9 the judicial branch for the purposes set forth in the grants,  
20 10 receipts, or conditions accompanying the receipt of the funds,  
20 11 unless otherwise provided by law.

20 12 Sec. 37. DEPARTMENT OF JUSTICE. Federal grants, receipts,  
20 13 and funds and other nonstate grants, receipts, and funds,  
20 14 available in whole or in part for the fiscal year beginning  
20 15 July 1, 2005, and ending June 30, 2006, are appropriated to  
20 16 the department of justice for the purposes set forth in the  
20 17 grants, receipts, or conditions accompanying the receipt of  
20 18 the funds, unless otherwise provided by law.

20 19 Sec. 38. IOWA LAW ENFORCEMENT ACADEMY. Federal grants,  
20 20 receipts, and funds and other nonstate grants, receipts, and  
20 21 funds, available in whole or in part for the fiscal year  
20 22 beginning July 1, 2005, and ending June 30, 2006, are  
20 23 appropriated to the Iowa law enforcement academy for the  
20 24 purposes set forth in the grants, receipts, or conditions  
20 25 accompanying the receipt of the funds, unless otherwise  
20 26 provided by law.

20 27 Sec. 39. DEPARTMENT OF MANAGEMENT. Federal grants,  
20 28 receipts, and funds and other nonstate grants, receipts, and  
20 29 funds, available in whole or in part for the fiscal year  
20 30 beginning July 1, 2005, and ending June 30, 2006, are  
20 31 appropriated to the department of management for the purposes  
20 32 set forth in the grants, receipts, or conditions accompanying  
20 33 the receipt of the funds, unless otherwise provided by law.

20 34 Sec. 40. DEPARTMENT OF NATURAL RESOURCES. Federal grants,  
20 35 receipts, and funds and other nonstate grants, receipts, and

21 1 funds, available in whole or in part for the fiscal year  
21 2 beginning July 1, 2005, and ending June 30, 2006, are  
21 3 appropriated to the department of natural resources for the  
21 4 purposes set forth in the grants, receipts, or conditions  
21 5 accompanying the receipt of the funds, unless otherwise  
21 6 provided by law.

21 7 Sec. 41. BOARD OF PAROLE. Federal grants, receipts, and  
21 8 funds and other nonstate grants, receipts, and funds,  
21 9 available in whole or in part for the fiscal year beginning  
21 10 July 1, 2005, and ending June 30, 2006, are appropriated to  
21 11 the board of parole for the purposes set forth in the grants,  
21 12 receipts, or conditions accompanying the receipt of the funds,  
21 13 unless otherwise provided by law.

21 14 Sec. 42. DEPARTMENT OF PUBLIC DEFENSE. Federal grants,  
21 15 receipts, and funds and other nonstate grants, receipts, and  
21 16 funds, available in whole or in part for the fiscal year  
21 17 beginning July 1, 2005, and ending June 30, 2006, are  
21 18 appropriated to the department of public defense for the  
21 19 purposes set forth in the grants, receipts, or conditions  
21 20 accompanying the receipt of the funds, unless otherwise  
21 21 provided by law.

21 22 Sec. 43. PUBLIC EMPLOYMENT RELATIONS BOARD. Federal  
21 23 grants, receipts, and funds and other nonstate grants,  
21 24 receipts, and funds, available in whole or in part for the  
21 25 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
21 26 are appropriated to the public employment relations board for  
21 27 the purposes set forth in the grants, receipts, or conditions  
21 28 accompanying the receipt of the funds, unless otherwise  
21 29 provided by law.

21 30 Sec. 44. IOWA DEPARTMENT OF PUBLIC HEALTH. Federal  
21 31 grants, receipts, and funds and other nonstate grants,  
21 32 receipts, and funds, available in whole or in part for the  
21 33 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
21 34 are appropriated to the Iowa department of public health for  
21 35 the purposes set forth in the grants, receipts, or conditions  
22 1 accompanying the receipt of the funds, unless otherwise  
22 2 provided by law.

22 3 Sec. 45. DEPARTMENT OF PUBLIC SAFETY. Federal grants,  
22 4 receipts, and funds and other nonstate grants, receipts, and  
22 5 funds, available in whole or in part for the fiscal year  
22 6 beginning July 1, 2005, and ending June 30, 2006, are  
22 7 appropriated to the department of public safety, for the  
22 8 purposes set forth in the grants, receipts, or conditions  
22 9 accompanying the receipt of the funds, unless otherwise  
22 10 provided by law.

22 11 Sec. 46. STATE BOARD OF REGENTS. Federal grants,  
22 12 receipts, and funds and other nonstate grants, receipts, and  
22 13 funds, available in whole or in part for the fiscal year  
22 14 beginning July 1, 2005, and ending June 30, 2006, are  
22 15 appropriated to the state board of regents for the purposes  
22 16 set forth in the grants, receipts, or conditions accompanying  
22 17 the receipt of the funds, unless otherwise provided by law.

22 18 Sec. 47. DEPARTMENT OF REVENUE. Federal grants, receipts,  
22 19 and funds and other nonstate grants, receipts, and funds,  
22 20 available in whole or in part for the fiscal year beginning  
22 21 July 1, 2005, and ending June 30, 2006, are appropriated to  
22 22 the department of revenue for the purposes set forth in the  
22 23 grants, receipts, or conditions accompanying the receipt of  
22 24 the funds, unless otherwise provided by law.

22 25 Sec. 48. OFFICE OF SECRETARY OF STATE. Federal grants,  
22 26 receipts, and funds and other nonstate grants, receipts, and  
22 27 funds, available in whole or in part for the fiscal year  
22 28 beginning July 1, 2005, and ending June 30, 2006, are  
22 29 appropriated to the office of secretary of state for the  
22 30 purposes set forth in the grants, receipts, or conditions  
22 31 accompanying the receipt of the funds, unless otherwise  
22 32 provided by law.

22 33 Sec. 49. IOWA STATE FAIR AUTHORITY. Federal grants,  
22 34 receipts, and funds and other nonstate grants, receipts, and  
22 35 funds, available in whole or in part for the fiscal year  
23 1 beginning July 1, 2005, and ending June 30, 2006, are  
23 2 appropriated to the Iowa state fair authority for the purposes  
23 3 set forth in the grants, receipts, or conditions accompanying  
23 4 the receipt of the funds, unless otherwise provided by law.

23 5 Sec. 50. OFFICE OF STATE-FEDERAL RELATIONS. Federal  
23 6 grants, receipts, and funds and other nonstate grants,  
23 7 receipts, and funds, available in whole or in part for the  
23 8 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
23 9 are appropriated to the office of state-federal relations for  
23 10 the purposes set forth in the grants, receipts, or conditions  
23 11 accompanying the receipt of the funds, unless otherwise

23 12 provided by law.

23 13 Sec. 51. IOWA TELECOMMUNICATIONS AND TECHNOLOGY

23 14 COMMISSION. Federal grants, receipts, and funds and other  
23 15 nonstate grants, receipts, and funds, available in whole or in  
23 16 part for the fiscal year beginning July 1, 2005, and ending  
23 17 June 30, 2006, are appropriated to the Iowa telecommunications  
23 18 and technology commission for the purposes set forth in the  
23 19 grants, receipts, or conditions accompanying the receipt of  
23 20 the funds, unless otherwise provided by law.

23 21 Sec. 52. OFFICE OF TREASURER OF STATE. Federal grants,  
23 22 receipts, and funds and other nonstate grants, receipts, and  
23 23 funds, available in whole or in part for the fiscal year  
23 24 beginning July 1, 2005, and ending June 30, 2006, are  
23 25 appropriated to the office of treasurer of state for the  
23 26 purposes set forth in the grants, receipts, or conditions  
23 27 accompanying the receipt of the funds, unless otherwise  
23 28 provided by law.

23 29 Sec. 53. STATE DEPARTMENT OF TRANSPORTATION. Federal  
23 30 grants, receipts, and funds and other nonstate grants,  
23 31 receipts, and funds, available in whole or in part for the  
23 32 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
23 33 are appropriated to the state department of transportation for  
23 34 the purposes set forth in the grants, receipts, or conditions  
23 35 accompanying the receipt of the funds, unless otherwise  
24 1 provided by law.

24 2 Sec. 54. COMMISSION OF VETERANS AFFAIRS. Federal grants,  
24 3 receipts, and funds and other nonstate grants, receipts, and  
24 4 funds, available in whole or in part for the fiscal year  
24 5 beginning July 1, 2005, and ending June 30, 2006, are  
24 6 appropriated to the commission of veterans affairs for the  
24 7 purposes set forth in the grants, receipts, or conditions  
24 8 accompanying the receipt of the funds, unless otherwise  
24 9 provided by law.

24 10 Sec. 55. DEPARTMENT OF WORKFORCE DEVELOPMENT. Federal  
24 11 grants, receipts, and funds and other nonstate grants,  
24 12 receipts, and funds, available in whole or in part for the  
24 13 fiscal year beginning July 1, 2005, and ending June 30, 2006,  
24 14 are appropriated to the department of workforce development  
24 15 for the purposes set forth in the grants, receipts, or  
24 16 conditions accompanying the receipt of the funds, unless  
24 17 otherwise provided by law.

24 18 EXPLANATION

24 19 This bill appropriates for the 2005=2006 federal fiscal  
24 20 year which begins October 1, 2005, block grants available from  
24 21 the federal government and provides procedures for increasing  
24 22 or decreasing the appropriations if the block grants are  
24 23 increased or decreased. General appropriations are made for  
24 24 the 2005=2006 state fiscal year which begins July 1, 2005, of  
24 25 all other nonstate grants, receipts, and funds available to  
24 26 this state.

24 27 LSB 1105XG 81

24 28 jp:mg/gg/14.3