

Senate File 2114 - Introduced

SENATE FILE 2114

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A BILL FOR

1 An Act relating to the creation and use of moneys in a home
2 and community-based services trust fund and making an
3 appropriation.

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

1 Section 1. NEW SECTION. 231.35 Home and community-based
2 services trust fund.

3 1. A home and community-based services trust fund is
4 created within the state treasury under the authority of
5 the department. The moneys in the home and community-based
6 services trust fund are appropriated to the department to be
7 used for distribution through the area agencies on aging to
8 provide home and community-based services for older individuals
9 designed to promote the independence of and to delay the use of
10 institutional care by older individuals with low and moderate
11 incomes.

12 2. Moneys received by the department, moneys appropriated
13 to the home and community-based services trust fund, and any
14 other moneys available to and obtained or accepted by the
15 department for placement in the home and community-based trust
16 fund shall be deposited in the fund. Notwithstanding section
17 12C.7, subsection 2, interest or earnings on moneys in the home
18 and community-based services trust fund shall be credited to
19 the fund. Notwithstanding section 8.33, moneys in the fund
20 that remain unencumbered or unobligated at the end of the
21 fiscal year shall not revert but shall remain available for the
22 same purpose in the succeeding fiscal year.

23 3. The department shall annually distribute moneys
24 available in the home and community-based trust fund to the
25 area agencies on aging. The department shall adopt rules
26 pursuant to chapter 17A to administer this section, including
27 the criteria and a process for distribution of funds to area
28 agencies on aging.

29 Sec. 2. APPROPRIATION. There is appropriated to the
30 department on aging for the fiscal year beginning July 1, 2010,
31 and ending June 30, 2011, the following amount, or so much
32 thereof as is necessary, for the purpose designated:

33 For deposit in the home and community-based services
34 trust fund created in section 231.35 to provide home and
35 community-based services to older individuals:

1 \$ 8,500,000

2 EXPLANATION

3 This bill creates the home and community-based services
4 trust fund within the state treasury under the authority of
5 the department on aging. Moneys in the fund are appropriated
6 to the department for distribution through area agencies on
7 aging to provide home and community-based services for older
8 individuals designed to promote the independence of and to
9 delay the use of institutional care by older individuals
10 with low and moderate incomes. The fund consists of moneys
11 received by the department, moneys appropriated to the home
12 and community-based services trust fund, and any other moneys
13 available to and obtained or accepted by the department for
14 placement in the home and community-based trust fund. The
15 department is directed to adopt rules to administer the fund,
16 including criteria and a process for distribution of funds
17 to area agencies on aging. The bill also appropriates \$8.5
18 million from the general fund of the state to the department
19 for FY 2010-2011 for deposit in the trust fund. Home and
20 community-based services are defined in Code section 231.4 as
21 "a continua of services available in an individual's home or
22 community which include but are not limited to case management,
23 homemaker, home health aide, personal care, adult day,
24 respite, home delivered meals, nutrition counseling, and other
25 medical and social services which contribute to the health and
26 well-being of individuals and their ability to reside in a home
27 or community-based care setting."