

House File 160 - Introduced

HOUSE FILE 160

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 103)

A BILL FOR

1 An Act relating to mental health and disability services by
2 making transfers and appropriations for the fiscal year
3 beginning July 1, 2012, and including related changes and
4 effective date provisions.

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

1 Section 1. CHILDREN'S HEALTH INSURANCE PROGRAM — CHILD
2 ENROLLMENT CONTINGENCY FUND — MENTAL HEALTH AND DISABILITY
3 SERVICES REDESIGN TRANSITION FUND — FY 2012-2013.

4 1. Of the moneys received from the federal government
5 through the child enrollment contingency fund established
6 pursuant to section 103 of the federal Children's Health
7 Insurance Program Reauthorization Act of 2009, Pub. L. No.
8 111-3, the following amount is transferred from such moneys to
9 the department of human services for the fiscal year beginning
10 July 1, 2012, and ending June 30, 2013, to be credited as
11 follows:

12 To be credited to the mental health and disability services
13 redesign transition fund created in 2012 Iowa Acts, chapter
14 1120, section 23:

15 \$ 11,628,317

16 2. The moneys credited to the mental health and disability
17 services redesign transition fund pursuant to subsection 1 are
18 appropriated to the department of human services for allocation
19 to counties as follows:

20 a. To those counties identified by the department in
21 scenario 1 of the department's report on the transition fund
22 submitted to the general assembly on December 1, 2012, pursuant
23 to 2012 Iowa Acts, chapter 1120, section 23, to be used to
24 continue or restore services as provided in the application and
25 the department's determination of the award amount:

26 \$ 11,628,317

27 b. The allocations under this subsection shall be remitted
28 to counties not later than two calendar weeks following the
29 effective date of this Act.

30 c. A county receiving an allocation under this subsection
31 shall remit to the department any unpaid portion of the
32 county's obligation for the nonfederal share of undisputed
33 medical assistance program billings incurred in a fiscal year
34 prior to FY 2012-2013. The unpaid portion shall be remitted
35 prior to June 30, 2013, from moneys available to the county

1 that meet federal match requirements for the program.

2 d. A county receiving an allocation under this subsection
3 shall comply with any audit requirements for the county's
4 expenditures relating to the allocation. The department shall
5 develop the audit requirements with assistance from the office
6 of the auditor of state. The audit requirements may be applied
7 on a selective or random basis so that the audit requirements
8 do not apply to all counties receiving an allocation. Any
9 costs relating to the audit requirements are the responsibility
10 of the department.

11 3. A county that applied for moneys from the transition
12 fund pursuant to 2012 Iowa Acts, chapter 1120, section 23, but
13 was not identified in the department's recommendation for an
14 award in the report on the transition fund shall enter into
15 an agreement with the department for remittance of any unpaid
16 portion of the county's obligation for the nonfederal share
17 of undisputed medical assistance program billings incurred in
18 a fiscal year prior to FY 2012-2013. A county that did not
19 apply for moneys from the transition fund shall either remit
20 any unpaid portion of the county's obligation for such program
21 billings by the end of the fiscal year beginning July 1, 2012,
22 or shall enter into an agreement to do so. An agreement under
23 this subsection shall provide for remittance of any unpaid
24 portion by the end of the fiscal year beginning July 1, 2013.

25 4. For purposes of an application for county formation of
26 a mental health and disability services region submitted on
27 or before April 1, 2013, in accordance with section 331.389,
28 subsection 4, the director of human services may approve an
29 application for a region that includes a county that is not
30 contiguous with any of the other counties in the region,
31 as otherwise required under section 331.389, subsection 3,
32 paragraph "a", if the county that is not contiguous has had a
33 formal relationship for two years or longer with one or more of
34 the other counties in the region for provision of mental health
35 and disability services.

1 remittance of any unpaid portion of the county's obligation for
2 the nonfederal share of undisputed medical assistance program
3 billings incurred in a prior fiscal year. A county that did
4 not apply for moneys from the transition fund is required to
5 remit any unpaid portion of the county's obligation for such
6 program billings by the end of FY 2012-2013 or enter into
7 an agreement to do so. Any such agreement must provide for
8 remittance of any unpaid portion by the end of FY 2013-2014.

9 The criteria for approval of county applications to
10 voluntarily form MH/DS regions which must be submitted by
11 April 1, 2013, are addressed. The DHS director may authorize
12 an exemption from the requirement that the counties must be
13 contiguous. The county that is not contiguous must have had a
14 formal relationship for two years or longer with one or more of
15 the other counties in the region.

16 The bill takes effect upon enactment.