

House File 98 - Introduced

HOUSE FILE 98

BY WOLFE and S. OLSON

A BILL FOR

- 1 An Act relating to county mental health and disability services
- 2 fund levies and including effective date provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.424A, subsection 7, as enacted by
2 2012 Iowa Acts, chapter 1120, section 132, is amended to read
3 as follows:

4 7. Notwithstanding subsection 5, for the fiscal years
5 beginning July 1, 2013, and July 1, 2014, county revenues from
6 taxes levied by the county and credited to the county services
7 fund shall not exceed the lower of the following amounts:

8 a. The amount of the county's base year expenditures for
9 mental health and disabilities services.

10 b. The amount equal to the product of the statewide per
11 capita expenditure target for the fiscal year beginning July
12 1, 2013, multiplied by the county's general population for the
13 same fiscal year. However, if the amount in paragraph "a"
14 is greater than the amount in this paragraph and the board
15 of supervisors adopts a resolution declaring that additional
16 funding is necessary for the county to maintain the funding for
17 the service populations or for the level of services specified
18 in the county's approved management plan for the county's
19 mental health, intellectual disability, and developmental
20 disabilities services system under section 331.439, the amount
21 in paragraph "a" shall apply.

22 Sec. 2. FISCAL YEAR 2013-2014 SERVICES FUND LEVIES. If
23 this Act is enacted after a county has adopted the budget
24 and certificate of taxes for the fiscal year beginning July
25 1, 2013, in accordance with section 331.434, the county may
26 amend the budget to increase expenditures of county revenues
27 from taxes as authorized in section 331.424A, subsection 7,
28 as enacted in this Act, and recertify taxes to reflect the
29 increased amount to be credited to the county's services fund,
30 as provided in section 331.424A, subsection 7, as enacted
31 in this Act. A budget amendment and tax recertification
32 undertaken pursuant to this section is not subject to the
33 provisions of section 331.435 or 331.436 or any other provision
34 in law authorizing a county to exceed or increase a property
35 tax levy limit.

1 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
2 immediate importance, takes effect upon enactment.

3 EXPLANATION

4 This bill relates to the mental health and disability
5 services (MH/DS) fund levy for FY 2013-2014 and FY 2014-2015.
6 Under current law in Code section 331.424A, as amended by 2012
7 Iowa Acts, chapter 1120 (S.F. 2315), the county levy for the
8 MH/DS services fund for the two fiscal years cannot exceed
9 the lower of the following two amounts: the county's base
10 year expenditures for MH/DS, as adjusted for state property
11 tax relief paid in FY 2008-2009 or the statewide expenditure
12 target amount of \$47.28 multiplied by the county's general
13 population. The bill allows a county that adopts a resolution
14 declaring that additional funding is necessary for the county
15 to maintain the funding for service populations or for the
16 level of services specified in the county's approved management
17 plan for the county's MH/DS services system to use the higher
18 of the two amounts.

19 The bill takes effect upon enactment. If the enactment
20 date is after a county has adopted its budget and certificate
21 of taxes for FY 2013-2014, the county may amend its budget to
22 apply the new levy limitation, and the amendment is not subject
23 to protest or to the statutory time periods otherwise applied
24 to a county budget amendment.