

**Senate Study Bill 3175 - Introduced**

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

**A BILL FOR**

1 An Act relating to appropriations for health and human services  
2 and veterans and including other related provisions and  
3 appropriations, and including effective date and retroactive  
4 and other applicability date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

DEPARTMENT ON AGING — FY 2016-2017

Section 1. 2015 Iowa Acts, chapter 137, section 121, is amended to read as follows:

SEC. 121. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,699,866
		<u>11,436,066</u>
.....	FTEs	31.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, ~~\$139,973~~ \$279,946 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for

1 the retired and senior volunteer program.

2 3. a. The department on aging shall establish and enforce  
3 procedures relating to expenditure of state and federal funds  
4 by area agencies on aging that require compliance with both  
5 state and federal laws, rules, and regulations, including but  
6 not limited to all of the following:

7 (1) Requiring that expenditures are incurred only for goods  
8 or services received or performed prior to the end of the  
9 fiscal period designated for use of the funds.

10 (2) Prohibiting prepayment for goods or services not  
11 received or performed prior to the end of the fiscal period  
12 designated for use of the funds.

13 (3) Prohibiting the prepayment for goods or services  
14 not defined specifically by good or service, time period, or  
15 recipient.

16 (4) Prohibiting the establishment of accounts from which  
17 future goods or services which are not defined specifically by  
18 good or service, time period, or recipient, may be purchased.

19 b. The procedures shall provide that if any funds are  
20 expended in a manner that is not in compliance with the  
21 procedures and applicable federal and state laws, rules, and  
22 regulations, and are subsequently subject to repayment, the  
23 area agency on aging expending such funds in contravention of  
24 such procedures, laws, rules and regulations, not the state,  
25 shall be liable for such repayment.

26 4. Of the funds appropriated in this section, at least  
27 ~~\$125,000~~ \$250,000 shall be used to fund the unmet needs  
28 identified through Iowa's aging and disability resource center  
29 network.

30 5. Of the funds appropriated in this section, at  
31 least ~~\$300,000~~ \$600,000 shall be used to fund home and  
32 community-based services through the area agencies on aging  
33 that enable older individuals to avoid more costly utilization  
34 of residential or institutional services and remain in their  
35 own homes.

1 6. Of the funds appropriated in this section, ~~\$406,833~~  
2 \$850,000 shall be used for the purposes of chapter 231E and  
3 section 231.56A, of which ~~\$144,333~~ \$325,000 shall be used for  
4 the office of substitute decision maker pursuant to chapter  
5 231E, and the remainder shall be distributed equally to the  
6 area agencies on aging to administer the prevention of elder  
7 abuse, neglect, and exploitation program pursuant to section  
8 231.56A, in accordance with the requirements of the federal  
9 Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as  
10 amended.

11 DIVISION II

12 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2016-2017

13 Sec. 2. 2015 Iowa Acts, chapter 137, section 122, is amended  
14 to read as follows:

15 SEC. 122. OFFICE OF LONG-TERM CARE OMBUDSMAN.

16 ~~1.~~ There is appropriated from the general fund of the state  
17 to the office of long-term care ombudsman for the fiscal year  
18 beginning July 1, 2016, and ending June 30, 2017, the following  
19 amount, or so much thereof as is necessary, to be used for the  
20 purposes designated:

21 For salaries, support, administration, maintenance, and  
22 miscellaneous purposes, ~~and for not more than the following~~  
23 ~~full-time equivalent positions:~~

24 .....	\$ 638,391
25 .....	<u>1,276,783</u>
26 .....	<del>FTEs 17.00</del>

27 ~~2. Of the funds appropriated in this section, \$110,000 shall~~  
28 ~~be used to continue to provide for additional local long-term~~  
29 ~~care ombudsmen.~~

30 DIVISION III

31 DEPARTMENT OF PUBLIC HEALTH — FY 2016-2017

32 Sec. 3. 2015 Iowa Acts, chapter 137, section 123, is amended  
33 to read as follows:

34 SEC. 123. DEPARTMENT OF PUBLIC HEALTH. There is  
35 appropriated from the general fund of the state to the

1 department of public health for the fiscal year beginning July  
2 1, 2016, and ending June 30, 2017, the following amounts, or  
3 so much thereof as is necessary, to be used for the purposes  
4 designated:

5 1. ADDICTIVE DISORDERS

6 For reducing the prevalence of the use of tobacco, alcohol,  
7 and other drugs, and treating individuals affected by addictive  
8 behaviors, including gambling, ~~and for not more than the~~  
9 ~~following full-time equivalent positions:~~

10 .....	\$ 13,631,845
11 .....	<u>26,988,690</u>
12 .....	FTEs 10.00

13 a. (1) Of the funds appropriated in this subsection,  
14 ~~\$2,624,180~~ \$5,248,361 shall be used for the tobacco use  
15 prevention and control initiative, including efforts at the  
16 state and local levels, as provided in [chapter 142A](#). The  
17 commission on tobacco use prevention and control established  
18 pursuant to [section 142A.3](#) shall advise the director of  
19 public health in prioritizing funding needs and the allocation  
20 of moneys appropriated for the programs and initiatives.  
21 Activities of the programs and initiatives shall be in  
22 alignment with the United States centers for disease control  
23 and prevention best practices for comprehensive tobacco control  
24 programs that include the goals of preventing youth initiation  
25 of tobacco usage, reducing exposure to secondhand smoke,  
26 and promotion of tobacco cessation. To maximize resources,  
27 the department shall determine if third-party sources are  
28 available to instead provide nicotine replacement products  
29 to an applicant prior to provision of such products to an  
30 applicant under the initiative. The department shall track and  
31 report to the individuals specified in this Act, any reduction  
32 in the provision of nicotine replacement products realized  
33 by the initiative through implementation of the prerequisite  
34 screening.

35 (2) (a) Of the funds allocated in this paragraph "a",

1 ~~\$226,533~~ \$453,067 is transferred to the alcoholic beverages  
2 division of the department of commerce for enforcement of  
3 tobacco laws, regulations, and ordinances and to engage in  
4 tobacco control activities approved by the division of tobacco  
5 use prevention and control of the department of public health  
6 as specified in the memorandum of understanding entered into  
7 between the divisions.

8 (b) For the fiscal year beginning July 1, 2016, and ending  
9 June 30, 2017, the terms of the memorandum of understanding,  
10 entered into between the division of tobacco use prevention  
11 and control of the department of public health and the  
12 alcoholic beverages division of the department of commerce,  
13 governing compliance checks conducted to ensure licensed retail  
14 tobacco outlet conformity with tobacco laws, regulations, and  
15 ordinances relating to persons under ~~eighteen~~ 18 years of  
16 age, shall continue to restrict the number of such checks to  
17 one check per retail outlet, and one additional check for any  
18 retail outlet found to be in violation during the first check.

19 b. Of the funds appropriated in this subsection,  
20 ~~\$11,007,664~~ \$21,740,329 shall be used for problem gambling and  
21 substance-related disorder prevention, treatment, and recovery  
22 services, including a 24-hour helpline, public information  
23 resources, professional training, and program evaluation.

24 (1) Of the funds allocated in this paragraph "b", ~~\$9,451,857~~  
25 \$18,903,715 shall be used for substance-related disorder  
26 prevention and treatment.

27 (a) Of the funds allocated in this subparagraph (1),  
28 ~~\$449,650~~ \$899,300 shall be used for the public purpose of a  
29 grant program to provide substance-related disorder prevention  
30 programming for children.

31 (i) Of the funds allocated in this subparagraph division  
32 (a), ~~\$213,769~~ \$427,539 shall be used for grant funding for  
33 organizations that provide programming for children by  
34 utilizing mentors. Programs approved for such grants shall be  
35 certified or must be certified within six months of receiving

1 the grant award by the Iowa commission on volunteer services as  
2 utilizing the standards for effective practice for mentoring  
3 programs.

4 (ii) Of the funds allocated in this subparagraph division  
5 (a), ~~\$213,419~~ \$426,839 shall be used for grant funding for  
6 organizations providing programming that includes youth  
7 development and leadership services. The programs shall  
8 also be recognized as being programs that are scientifically  
9 based with evidence of their effectiveness in reducing  
10 substance-related disorders in children.

11 (iii) The department of public health shall utilize a  
12 request for proposals process to implement the grant program.

13 (iv) All grant recipients shall participate in a program  
14 evaluation as a requirement for receiving grant funds.

15 (v) Of the funds allocated in this subparagraph division  
16 (a), up to ~~\$22,461~~ \$44,922 may be used to administer  
17 substance-related disorder prevention grants and for program  
18 evaluations.

19 (b) Of the funds allocated in this subparagraph (1),  
20 ~~\$136,301~~ \$272,603 shall be used for culturally competent  
21 substance-related disorder treatment pilot projects.

22 (i) The department shall utilize the amount allocated  
23 in this subparagraph division (b) for at least three pilot  
24 projects to provide culturally competent substance-related  
25 disorder treatment in various areas of the state. Each pilot  
26 project shall target a particular ethnic minority population.  
27 The populations targeted shall include but are not limited to  
28 African American, Asian, and Latino.

29 (ii) The pilot project requirements shall provide for  
30 documentation or other means to ensure access to the cultural  
31 competence approach used by a pilot project so that such  
32 approach can be replicated and improved upon in successor  
33 programs.

34 (2) Of the funds allocated in this paragraph "b", up  
35 to ~~\$1,555,807~~ \$2,836,614 may be used for problem gambling

1 prevention, treatment, and recovery services.

2 (a) Of the funds allocated in this subparagraph (2),  
3 ~~\$1,286,881~~ \$2,073,762 shall be used for problem gambling  
4 prevention and treatment.

5 (b) Of the funds allocated in this subparagraph (2), up to  
6 ~~\$218,926~~ \$662,852 may be used for a 24-hour helpline, public  
7 information resources, professional training, and program  
8 evaluation.

9 (c) Of the funds allocated in this subparagraph (2), up  
10 to ~~\$50,000~~ \$100,000 may be used for the licensing of problem  
11 gambling treatment programs.

12 (3) It is the intent of the general assembly that from the  
13 moneys allocated in this paragraph "b", persons with a dual  
14 diagnosis of substance-related disorder and gambling addiction  
15 shall be given priority in treatment services.

16 c. Notwithstanding any provision of law to the contrary,  
17 to standardize the availability, delivery, cost of delivery,  
18 and accountability of problem gambling and substance-related  
19 disorder treatment services statewide, the department shall  
20 continue implementation of a process to create a system  
21 for delivery of treatment services in accordance with the  
22 requirements specified in 2008 Iowa Acts, chapter 1187, section  
23 3, subsection 4. To ensure the system provides a continuum  
24 of treatment services that best meets the needs of Iowans,  
25 the problem gambling and substance-related disorder treatment  
26 services in any area may be provided either by a single agency  
27 or by separate agencies submitting a joint proposal.

28 (1) The system for delivery of substance-related disorder  
29 and problem gambling treatment shall include problem gambling  
30 prevention.

31 (2) The system for delivery of substance-related disorder  
32 and problem gambling treatment shall include substance-related  
33 disorder prevention by July 1, 2017.

34 (3) Of the funds allocated in paragraph "b", the department  
35 may use up to ~~\$50,000~~ \$100,000 for administrative costs to



1 continue developing and implementing the process in accordance  
2 with this paragraph "c".

3 d. The requirement of [section 123.53, subsection 5](#), is met  
4 by the appropriations and allocations made in this division of  
5 this Act for purposes of substance-related disorder treatment  
6 and addictive disorders for the fiscal year beginning July 1,  
7 2016.

8 e. The department of public health shall work with all  
9 other departments that fund substance-related disorder  
10 prevention and treatment services and all such departments  
11 shall, to the extent necessary, collectively meet the state  
12 maintenance of effort requirements for expenditures for  
13 substance-related disorder services as required under the  
14 federal substance-related disorder prevention and treatment  
15 block grant.

16 2. HEALTHY CHILDREN AND FAMILIES

17 For promoting the optimum health status for children,  
18 adolescents from birth through 21 years of age, and families,  
19 ~~and for not more than the following full-time equivalent~~  
20 ~~positions:~~

21 .....	\$	2,308,771
22		<u>4,617,543</u>
23 .....	FTEs	12.00

24 a. Of the funds appropriated in this subsection, not  
25 more than ~~\$367,420~~ \$734,841 shall be used for the healthy  
26 opportunities for parents to experience success (HOPES)-healthy  
27 families Iowa (HFI) program established pursuant to section  
28 135.106. The funding shall be distributed to renew the grants  
29 that were provided to the grantees that operated the program  
30 during the fiscal year ending June 30, 2016.

31 b. In order to implement the legislative intent stated in  
32 sections [135.106](#) and [256I.9](#), that priority for home visitation  
33 program funding be given to programs using evidence-based or  
34 promising models for home visitation, it is the intent of the  
35 general assembly to phase in the funding priority in accordance

1 with 2012 Iowa Acts, chapter 1133, section 2, subsection 2,  
2 paragraph "0b".

3 c. Of the funds appropriated in this subsection, ~~\$1,099,414~~  
4 \$2,198,828 shall be used for continuation of the department's  
5 initiative to provide for adequate developmental surveillance  
6 and screening during a child's first five years. The funds  
7 shall be used first to fully fund the current sites to ensure  
8 that the sites are fully operational, with the remaining  
9 funds to be used for expansion to additional sites. The full  
10 implementation and expansion shall include enhancing the scope  
11 of the program through collaboration with the child health  
12 specialty clinics to promote healthy child development through  
13 early identification and response to both biomedical and social  
14 determinants of healthy development; by monitoring child  
15 health metrics to inform practice, document long-term health  
16 impacts and savings, and provide for continuous improvement  
17 through training, education, and evaluation; and by providing  
18 for practitioner consultation particularly for children with  
19 behavioral conditions and needs. The department of public  
20 health shall also collaborate with the Iowa Medicaid enterprise  
21 and the child health specialty clinics to integrate the  
22 activities of the first five initiative into the establishment  
23 of patient-centered medical homes, community utilities,  
24 accountable care organizations, and other integrated care  
25 models developed to improve health quality and population  
26 health while reducing health care costs. To the maximum extent  
27 possible, funding allocated in this paragraph shall be utilized  
28 as matching funds for medical assistance program reimbursement.

29 d. Of the funds appropriated in this subsection, ~~\$37,320~~  
30 \$74,640 shall be distributed to a statewide dental carrier to  
31 provide funds to continue the donated dental services program  
32 patterned after the projects developed by the lifeline network  
33 to provide dental services to indigent individuals who are  
34 elderly or with disabilities.

35 e. Of the funds appropriated in this subsection, ~~\$55,997~~

1 \$111,995 shall be used for childhood obesity prevention.

2 f. Of the funds appropriated in this subsection, ~~\$81,384~~  
3 \$162,768 shall be used to provide audiological services and  
4 hearing aids for children. The department may enter into a  
5 contract to administer this paragraph.

6 g. Of the funds appropriated in this subsection, ~~\$12,500~~  
7 \$25,000 is transferred to the university of Iowa college of  
8 dentistry for provision of primary dental services to children.  
9 State funds shall be matched on a dollar-for-dollar basis.  
10 The university of Iowa college of dentistry shall coordinate  
11 efforts with the department of public health, bureau of  
12 oral and health delivery systems, to provide dental care to  
13 underserved populations throughout the state.

14 h. Of the funds appropriated in this subsection, ~~\$25,000~~  
15 \$50,000 shall be used to address youth suicide prevention.

16 i. Of the funds appropriated in this subsection, ~~\$25,000~~  
17 \$50,000 shall be used to support the Iowa effort to address the  
18 survey of children who experience adverse childhood experiences  
19 known as ACEs.

20 j. The department of public health shall continue to  
21 administer the program to assist parents in this state with  
22 costs resulting from the death of a child in accordance with  
23 the provisions of 2014 Iowa Acts, chapter 1140, section 22,  
24 subsection 12.

25 3. CHRONIC CONDITIONS

26 For serving individuals identified as having chronic  
27 conditions or special health care needs, ~~and for not more than~~  
28 ~~the following full-time equivalent positions:~~

29 .....	\$	<del>2,477,846</del>
30 .....		<u>4,930,692</u>
31 .....	FTEs	<u>5.00</u>

32 a. Of the funds appropriated in this subsection, ~~\$79,966~~  
33 \$159,932 shall be used for grants to individual patients who  
34 have an inherited metabolic disorder to assist with the costs  
35 of medically necessary foods and formula.

1 b. Of the funds appropriated in this subsection, ~~\$445,822~~  
2 \$891,644 shall be used for the brain injury services program  
3 pursuant to [section 135.22B](#), including for continuation of the  
4 contracts for resource facilitator services in accordance with  
5 section 135.22B, subsection 9, and to enhance brain injury  
6 training and recruitment of service providers on a statewide  
7 basis. Of the amount allocated in this paragraph, ~~\$47,500~~  
8 \$95,000 shall be used to fund one full-time equivalent position  
9 to serve as the state brain injury services program manager.

10 c. Of the funds appropriated in this subsection, ~~\$273,991~~  
11 \$547,982 shall be used as additional funding to leverage  
12 federal funding through the federal Ryan White Care Act, Tit.  
13 II, AIDS drug assistance program supplemental drug treatment  
14 grants.

15 d. Of the funds appropriated in this subsection, ~~\$74,911~~  
16 \$149,823 shall be used for the public purpose of continuing  
17 to contract with an existing national-affiliated organization  
18 to provide education, client-centered programs, and client  
19 and family support for people living with epilepsy and their  
20 families. The amount allocated in this paragraph in excess  
21 of ~~\$50,000~~ \$100,000 shall be matched dollar-for-dollar by the  
22 organization specified.

23 e. Of the funds appropriated in this subsection, ~~\$392,557~~  
24 \$785,114 shall be used for child health specialty clinics.

25 f. Of the funds appropriated in this subsection,  
26 ~~\$200,000~~ \$400,000 shall be used by the regional autism  
27 assistance program established pursuant to [section 256.35](#),  
28 and administered by the child health specialty clinic located  
29 at the university of Iowa hospitals and clinics. The funds  
30 shall be used to enhance interagency collaboration and  
31 coordination of educational, medical, and other human services  
32 for persons with autism, their families, and providers of  
33 services, including delivering regionalized services of care  
34 coordination, family navigation, and integration of services  
35 through the statewide system of regional child health specialty

1 clinics and fulfilling other requirements as specified in  
2 chapter 225D. The university of Iowa shall not receive funds  
3 allocated under this paragraph for indirect costs associated  
4 with the regional autism assistance program.

5 g. Of the funds appropriated in this subsection, ~~\$285,496~~  
6 \$545,993 shall be used for the comprehensive cancer control  
7 program to reduce the burden of cancer in Iowa through  
8 prevention, early detection, effective treatment, and ensuring  
9 quality of life. Of the funds allocated in this paragraph "g",  
10 ~~\$75,000~~ \$150,000 shall be used to support a melanoma research  
11 symposium, a melanoma biorepository and registry, basic and  
12 translational melanoma research, and clinical trials.

13 h. Of the funds appropriated in this subsection, ~~\$63,225~~  
14 \$101,450 shall be used for cervical and colon cancer screening,  
15 and ~~\$150,000~~ \$300,000 shall be used to enhance the capacity  
16 of the cervical cancer screening program to include provision  
17 of recommended prevention and early detection measures to a  
18 broader range of low-income women.

19 i. Of the funds appropriated in this subsection, ~~\$263,347~~  
20 \$526,695 shall be used for the center for congenital and  
21 inherited disorders.

22 j. Of the funds appropriated in this subsection, ~~\$64,705~~  
23 \$129,411 shall be used for the prescription drug donation  
24 repository program created in [chapter 135M](#).

25 k. Of the funds appropriated in this subsection, ~~\$107,631~~  
26 \$215,263 shall be used by the department of public health  
27 for reform-related activities, including but not limited to  
28 facilitation of communication to stakeholders at the state and  
29 local level, administering the patient-centered health advisory  
30 council pursuant to [section 135.159](#), and involvement in health  
31 care system innovation activities occurring across the state.

32 l. Of the funds appropriated in this subsection, ~~\$12,500~~  
33 \$25,000 shall be used for administration of [chapter 124D](#), the  
34 medical cannabidiol Act.

35 4. COMMUNITY CAPACITY

1 For strengthening the health care delivery system at the  
2 local level, ~~and for not more than the following full-time~~  
3 ~~equivalent positions:~~

4 .....	\$	<del>4,410,667</del>
5 .....		<u>7,239,136</u>
6 .....	FTEs	<del>11.00</del>

7 a. Of the funds appropriated in this subsection, ~~\$49,707~~  
8 \$99,414 is allocated for continuation of the child vision  
9 screening program implemented through the university of Iowa  
10 hospitals and clinics in collaboration with early childhood  
11 Iowa areas. The program shall submit a report to the  
12 individuals identified in this Act for submission of reports  
13 regarding the use of funds allocated under this paragraph  
14 "a". The report shall include the objectives and results for  
15 the program year including the target population and how the  
16 funds allocated assisted the program in meeting the objectives;  
17 the number, age, and location within the state of individuals  
18 served; the type of services provided to the individuals  
19 served; the distribution of funds based on service provided;  
20 and the continuing needs of the program.

21 b. Of the funds appropriated in this subsection, ~~\$55,328~~  
22 \$110,656 is allocated for continuation of an initiative  
23 implemented at the university of Iowa and ~~\$49,952~~ \$99,904  
24 is allocated for continuation of an initiative at the state  
25 mental health institute at Cherokee to expand and improve the  
26 workforce engaged in mental health treatment and services.  
27 The initiatives shall receive input from the university of  
28 Iowa, the department of human services, the department of  
29 public health, and the mental health and disability services  
30 commission to address the focus of the initiatives.

31 c. Of the funds appropriated in this subsection, ~~\$582,314~~  
32 \$1,164,628 shall be used for essential public health services  
33 that promote healthy aging throughout one's lifespan,  
34 contracted through a formula for local boards of health, to  
35 enhance health promotion and disease prevention services.

1 d. Of the funds appropriated in this ~~section~~ subsection,  
2 ~~\$49,643~~ \$99,286 shall be deposited in the governmental public  
3 health system fund created in section 135A.8 to be used for the  
4 purposes of the fund.

5 ~~e. Of the funds appropriated in this subsection, \$52,724~~  
6 ~~shall be used to continue to address the shortage of mental~~  
7 ~~health professionals in the state.~~

8 f. Of the funds appropriated in this subsection, ~~\$25,000~~  
9 \$50,000 shall be used for a grant to a statewide association  
10 of psychologists that is affiliated with the American  
11 psychological association to be used for continuation of a  
12 program to rotate intern psychologists in placements in urban  
13 and rural mental health professional shortage areas, as defined  
14 in section 135.180.

15 g. (1) Of the funds appropriated in this subsection,  
16 ~~\$1,441,484~~ \$1,210,770 shall be allocated as ~~a grant~~ to the Iowa  
17 primary care association to be used pursuant to section 135.153  
18 for the statewide coordination of the Iowa collaborative  
19 safety net provider network. Coordination of the network  
20 shall focus on increasing access by underserved populations  
21 to health care services, increasing integration of the  
22 health system and collaboration across the continuum of care  
23 with a focus on safety net services, and enhancing the Iowa  
24 collaborative safety net provider network's communication and  
25 education efforts. ~~The amount allocated as a grant under this~~  
26 ~~subparagraph (1) shall be used as follows to support the Iowa~~  
27 ~~collaborative safety net provider network goals of increased~~  
28 ~~access, health system integration, and engagement:~~

29 ~~(a) For distribution to safety net partners in the state~~  
30 ~~that work to increase access of the underserved population to~~  
31 ~~health services:~~

32 ..... \$ ~~512,742~~

33 ~~(i) Of the amount allocated in this subparagraph~~  
34 ~~division (a), up to \$206,707 shall be distributed to the~~  
35 ~~Iowa prescription drug corporation for continuation of the~~

1 ~~pharmaceutical infrastructure for safety net providers as~~  
2 ~~described in 2007 Iowa Acts, chapter 218, section 108.~~

3 ~~(ii) Of the amount allocated in this subparagraph division~~  
4 ~~(a), up to \$174,161 shall be distributed to free clinics and~~  
5 ~~free clinics of Iowa for necessary infrastructure, statewide~~  
6 ~~coordination, provider recruitment, service delivery, and~~  
7 ~~provision of assistance to patients in securing a medical home~~  
8 ~~inclusive of oral health care.~~

9 ~~(iii) Of the amount allocated in this subparagraph~~  
10 ~~division (a), up to \$25,000 shall be distributed to the~~  
11 ~~Iowa coalition against sexual assault to continue a training~~  
12 ~~program for sexual assault response team (SART) members,~~  
13 ~~including representatives of law enforcement, victim advocates,~~  
14 ~~prosecutors, and certified medical personnel.~~

15 ~~(iv) Of the amount allocated in this subparagraph division~~  
16 ~~(a), up to \$106,874 shall be distributed to the Polk county~~  
17 ~~medical society for continuation of the safety net provider~~  
18 ~~patient access to a specialty health care initiative as~~  
19 ~~described in 2007 Iowa Acts, chapter 218, section 109.~~

20 ~~(c) For distribution to safety net partners in the state~~  
21 ~~that work to serve as a resource for credible, accurate~~  
22 ~~information on health care-related needs and services~~  
23 ~~for vulnerable populations in the state including the~~  
24 ~~Iowa association of rural health clinics for necessary~~  
25 ~~infrastructure and service delivery transformation and the Iowa~~  
26 ~~primary care association to support partner engagement, program~~  
27 ~~management, and statewide coordination of the network:~~

28 ..... \$ 92,642

29 (2) The amount allocated under this paragraph "g" shall  
30 not be reduced for administrative or other costs prior to  
31 distribution. The Iowa collaborative safety net provider  
32 network may continue to distribute funds allocated pursuant to  
33 this paragraph "g" through existing contracts or renewal of  
34 existing contracts.

35 (3) ~~For each goal of the Iowa collaborative safety net~~



1 ~~provider network, the Iowa primary care association shall~~  
2 ~~submit a progress report to the individuals designated in this~~  
3 ~~Act for submission of reports by December 15, 2016, including~~  
4 ~~progress in developing and implementing the network, how the~~  
5 ~~funds were distributed and used in developing and implementing~~  
6 ~~the network, and the remaining needs identified to fully~~  
7 ~~develop and implement the network.~~

8 h. Of the funds appropriated in this subsection, \$106,700  
9 \$213,400 shall be used for continuation of the work of the  
10 direct care worker advisory council established pursuant to  
11 2008 Iowa Acts, chapter 1188, section 69, in implementing the  
12 recommendations in the final report submitted by the advisory  
13 council to the governor and the general assembly in March 2012,  
14 including by continuing to develop, promote, and make available  
15 on a statewide basis the prepare-to-care core curriculum and  
16 its associated modules and specialties through various formats  
17 including online access, community colleges, and other venues;  
18 exploring new and maintaining existing specialties including  
19 but not limited to oral health and dementia care; supporting  
20 instructor training; and assessing and making recommendations  
21 concerning the Iowa care book and information technology  
22 systems and infrastructure uses and needs.

23 i. (1) Of the funds appropriated in this subsection,  
24 ~~\$108,187~~ \$216,375 shall be used for allocation to an  
25 independent statewide direct care worker organization selected  
26 through a request for proposals process. The contract shall  
27 include performance and outcomes measures, and shall allow the  
28 contractor to use a portion of the funds received under the  
29 contract to collect data to determine results based on the  
30 performance and outcomes measures.

31 (2) Of the funds appropriated in this subsection, \$37,500  
32 \$75,000 shall be used to provide scholarships or other forms of  
33 subsidization for direct care worker educational conferences,  
34 training, or outreach activities.

35 j. Of the funds appropriated in this subsection, the

1 department may use up to ~~\$29,087~~ \$58,175 for up to one  
2 full-time equivalent position to administer the volunteer  
3 health care provider program pursuant to [section 135.24](#).

4 k. Of the funds appropriated in this subsection, ~~\$50,000~~  
5 \$100,000 shall be used for a matching dental education loan  
6 repayment program to be allocated to a dental nonprofit health  
7 service corporation to continue to develop the criteria and  
8 implement the loan repayment program.

9 l. Of the funds appropriated in this subsection, ~~\$52,911~~  
10 \$105,823 is transferred to the college student aid commission  
11 for deposit in the rural Iowa primary care trust fund created  
12 in [section 261.113](#) to be used for the purposes of the fund.

13 m. Of the funds appropriated in this subsection, ~~\$125,000~~  
14 \$250,000 shall be used for the purposes of the Iowa donor  
15 registry as specified in [section 142C.18](#).

16 n. Of the funds appropriated in this subsection, ~~\$50,000~~  
17 \$100,000 shall be used for continuation of a grant to a  
18 nationally affiliated volunteer eye organization that has an  
19 established program for children and adults and that is solely  
20 dedicated to preserving sight and preventing blindness through  
21 education, nationally certified vision screening and training,  
22 and community and patient service programs. The organization  
23 shall submit a report to the individuals identified in this  
24 Act for submission of reports regarding the use of funds  
25 allocated under this paragraph "n". The report shall include  
26 the objectives and results for the program year including  
27 the target population and how the funds allocated assisted  
28 the program in meeting the objectives; the number, age, and  
29 location within the state of individuals served; the type of  
30 services provided to the individuals served; the distribution  
31 of funds based on services provided; and the continuing needs  
32 of the program.

33 o. Of the funds appropriated in this subsection, ~~\$1,000,000~~  
34 \$2,000,000 shall be deposited in the medical residency training  
35 account created in section 135.175, subsection 5, paragraph

1 "a", and is appropriated from the account to the department  
2 of public health to be used for the purposes of the medical  
3 residency training state matching grants program as specified  
4 in [section 135.176](#). However, notwithstanding any provision to  
5 the contrary in [section 135.176](#), priority in the awarding of  
6 grants shall be given to sponsors that propose preference in  
7 the use of the grant funds for psychiatric residency positions  
8 and family practice residency positions.

9 p. Of the funds appropriated in this subsection, ~~\$78,309~~  
10 \$156,619 is allocated to the university of Iowa hospitals and  
11 clinics to continue a systematic and evidence-based practice  
12 collaborative care model to improve outcomes of mental health  
13 treatment in primary care settings in the state. Funds shall  
14 be used to establish the collaborative care model in several  
15 primary care practices in rural and urban areas throughout the  
16 state, to provide staffing to administer the model, and to  
17 provide staff training and database management to track and  
18 manage patient outcomes.

19 5. HEALTHY AGING

20 To provide public health services that reduce risks and  
21 invest in promoting and protecting good health over the  
22 course of a lifetime with a priority given to older Iowans and  
23 vulnerable populations:

24 ..... \$ ~~3,648,571~~  
25 7,297,142

26 6. INFECTIOUS DISEASES

27 For reducing the incidence and prevalence of communicable  
28 diseases, ~~and for not more than the following full-time~~  
29 ~~equivalent positions:~~

30 ..... \$ 667,577  
31 1,335,155  
32 ..... FTEs 4.00

33 7. PUBLIC PROTECTION

34 For protecting the health and safety of the public through  
35 establishing standards and enforcing regulations, ~~and for not~~

1 ~~more than the following full-time equivalent positions:~~

2	.....	\$	<del>2,169,595</del>
3			<u>4,399,191</u>
4	.....	FTEs	<del>136.00</del>

5 a. Of the funds appropriated in this subsection, not more  
6 than ~~\$227,350~~ \$454,700 shall be credited to the emergency  
7 medical services fund created in [section 135.25](#). Moneys in  
8 the emergency medical services fund are appropriated to the  
9 department to be used for the purposes of the fund.

10 b. Of the funds appropriated in this subsection, ~~\$101,516~~  
11 \$203,032 shall be used for sexual violence prevention  
12 programming through a statewide organization representing  
13 programs serving victims of sexual violence through the  
14 department's sexual violence prevention program. The amount  
15 allocated in this paragraph "b" shall not be used to supplant  
16 funding administered for other sexual violence prevention or  
17 victims assistance programs.

18 c. Of the funds appropriated in this subsection, ~~\$299,375~~  
19 \$598,751 shall be used for the state poison control center.  
20 Pursuant to the directive under 2014 Iowa Acts, chapter  
21 1140, section 102, the federal matching funds available to  
22 the state poison control center from the department of human  
23 services under the federal Children's Health Insurance Program  
24 Reauthorization Act allotment shall be subject to the federal  
25 administrative cap rule of 10 percent applicable to funding  
26 provided under Tit. XXI of the federal Social Security Act and  
27 included within the department's calculations of the cap.

28 d. Of the funds appropriated in this subsection, ~~\$268,875~~  
29 \$537,750 shall be used for childhood lead poisoning provisions.

30 8. RESOURCE MANAGEMENT

31 For establishing and sustaining the overall ability of the  
32 department to deliver services to the public, ~~and for not more~~  
33 ~~than the following full-time equivalent positions:~~

34	.....	\$	<del>427,536</del>
35			<u>1,005,072</u>

1 ..... FTEs 4.00

2 The university of Iowa hospitals and clinics under the  
3 control of the state board of regents shall not receive  
4 indirect costs from the funds appropriated in this section.  
5 The university of Iowa hospitals and clinics billings to the  
6 department shall be on at least a quarterly basis.

7 DIVISION IV

8 DEPARTMENT OF VETERANS AFFAIRS — FY 2016-2017

9 Sec. 4. 2015 Iowa Acts, chapter 137, section 124, is amended  
10 to read as follows:

11 SEC. 124. DEPARTMENT OF VETERANS AFFAIRS. There is  
12 appropriated from the general fund of the state to the  
13 department of veterans affairs for the fiscal year beginning  
14 July 1, 2016, and ending June 30, 2017, the following amounts,  
15 or so much thereof as is necessary, to be used for the purposes  
16 designated:

17 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

18 For salaries, support, maintenance, and miscellaneous  
19 purposes, ~~and for not more than the following full-time~~  
20 ~~equivalent positions:~~

21 ..... \$ 600,273  
22 ..... 1,200,546  
23 ..... FTEs 15.00

24 2. IOWA VETERANS HOME

25 For salaries, support, maintenance, and miscellaneous  
26 purposes:

27 ..... \$ 3,797,498  
28 ..... 7,594,996

29 a. The Iowa veterans home billings involving the department  
30 of human services shall be submitted to the department on at  
31 least a monthly basis.

32 c. Within available resources and in conformance with  
33 associated state and federal program eligibility requirements,  
34 the Iowa veterans home may implement measures to provide  
35 financial assistance to or on behalf of veterans or their

1 spouses who are participating in the community reentry program.

2 3. HOME OWNERSHIP ASSISTANCE PROGRAM

3 For transfer to the Iowa finance authority for the  
4 continuation of the home ownership assistance program for  
5 persons who are or were eligible members of the armed forces of  
6 the United States, pursuant to section 16.54:

7 ..... \$ ~~1,250,000~~  
8 2,500,000

9 Sec. 5. 2015 Iowa Acts, chapter 137, section 125, is amended  
10 to read as follows:

11 SEC. 125. LIMITATION OF COUNTY COMMISSIONS OF VETERAN  
12 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the  
13 standing appropriation in section 35A.16 for the fiscal year  
14 beginning July 1, 2016, and ending June 30, 2017, the amount  
15 appropriated from the general fund of the state pursuant to  
16 that section for the following designated purposes shall not  
17 exceed the following amount:

18 For the county commissions of veteran affairs fund under  
19 section 35A.16:

20 ..... \$ 495,000  
21 990,000

22 DIVISION V

23 DEPARTMENT OF HUMAN SERVICES — FY 2016-2017

24 Sec. 6. 2015 Iowa Acts, chapter 137, section 126, is amended  
25 to read as follows:

26 SEC. 126. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
27 GRANT. There is appropriated from the fund created in section  
28 8.41 to the department of human services for the fiscal year  
29 beginning July 1, 2016, and ending June 30, 2017, from moneys  
30 received under the federal temporary assistance for needy  
31 families (TANF) block grant pursuant to the federal Personal  
32 Responsibility and Work Opportunity Reconciliation Act of 1996,  
33 Pub. L. No. 104-193, and successor legislation, the following  
34 amounts, or so much thereof as is necessary, to be used for the  
35 purposes designated:

1     1. To be credited to the family investment program account  
2 and used for assistance under the family investment program  
3 under [chapter 239B](#):  
4 ..... \$ ~~2,568,497~~  
5 5,112,462

6     2. To be credited to the family investment program account  
7 and used for the job opportunities and basic skills (JOBS)  
8 program and implementing family investment agreements in  
9 accordance with [chapter 239B](#):  
10 ..... \$ ~~5,069,089~~  
11 5,575,693

12     3. To be used for the family development and  
13 self-sufficiency grant program in accordance with section  
14 216A.107:  
15 ..... \$ ~~1,449,490~~  
16 2,898,980

17     Notwithstanding [section 8.33](#), moneys appropriated in this  
18 subsection that remain unencumbered or unobligated at the close  
19 of the fiscal year shall not revert but shall remain available  
20 for expenditure for the purposes designated until the close of  
21 the succeeding fiscal year. However, unless such moneys are  
22 encumbered or obligated on or before September 30, ~~2016~~ 2017,  
23 the moneys shall revert.

24     4. For field operations:  
25 ..... \$ ~~15,648,116~~  
26 31,296,232

27     5. For general administration:  
28 ..... \$ ~~1,872,000~~  
29 3,744,000

30     6. For state child care assistance:  
31 ..... \$ ~~17,523,555~~  
32 41,666,826

33     a. Of the funds appropriated in this subsection,  
34 ~~\$13,164,048~~ \$26,328,097 is transferred to the child care and  
35 development block grant appropriation made by the Eighty-sixth

1 General Assembly, 2016 Session, for the federal fiscal year  
2 beginning October 1, 2016, and ending September 30, 2017. Of  
3 this amount, ~~\$100,000~~ \$200,000 shall be used for provision  
4 of educational opportunities to registered child care home  
5 providers in order to improve services and programs offered  
6 by this category of providers and to increase the number of  
7 providers. The department may contract with institutions  
8 of higher education or child care resource and referral  
9 centers to provide the educational opportunities. Allowable  
10 administrative costs under the contracts shall not exceed 5  
11 percent. The application for a grant shall not exceed two  
12 pages in length.

13 b. Any funds appropriated in this subsection remaining  
14 unallocated shall be used for state child care assistance  
15 payments for families who are employed including but not  
16 limited to individuals enrolled in the family investment  
17 program.

18 ~~7. For distribution to counties and regions through the~~  
19 ~~property tax relief fund for mental health and disability~~  
20 ~~services as provided in an appropriation made for this purpose:~~  
21 ..... ~~\$ 2,447,026~~

22 8. For child and family services:  
23 ..... \$ 16,042,215  
24 ..... 36,978,482

25 9. For child abuse prevention grants:  
26 ..... \$ 62,500  
27 ..... 125,000

28 10. For pregnancy prevention grants on the condition that  
29 family planning services are funded:  
30 ..... \$ 965,033  
31 ..... 1,930,067

32 Pregnancy prevention grants shall be awarded to programs  
33 in existence on or before July 1, 2016, if the programs have  
34 demonstrated positive outcomes. Grants shall be awarded to  
35 pregnancy prevention programs which are developed after July



1 1, 2016, if the programs are based on existing models that  
2 have demonstrated positive outcomes. Grants shall comply with  
3 the requirements provided in 1997 Iowa Acts, chapter 208,  
4 section 14, subsections 1 and 2, including the requirement that  
5 grant programs must emphasize sexual abstinence. Priority in  
6 the awarding of grants shall be given to programs that serve  
7 areas of the state which demonstrate the highest percentage of  
8 unplanned pregnancies of females of childbearing age within the  
9 geographic area to be served by the grant.

10 11. For technology needs and other resources necessary  
11 to meet federal welfare reform reporting, tracking, and case  
12 management requirements:

13 ..... \$ ~~518,593~~  
14 1,037,186

15 12. For the family investment program share of the costs to  
16 continue to develop and maintain a new, integrated eligibility  
17 determination system:

18 ..... \$ ~~3,327,440~~  
19 15,611,077

20 13. a. Notwithstanding any provision to the contrary,  
21 including but not limited to requirements in [section 8.41](#) or  
22 provisions in 2015 or 2016 Iowa Acts regarding the receipt and  
23 appropriation of federal block grants, federal funds from the  
24 temporary assistance for needy families block grant received by  
25 the state and not otherwise appropriated in this section and  
26 remaining available for the fiscal year beginning July 1, 2016,  
27 are appropriated to the department of human services to the  
28 extent as may be necessary to be used in the following priority  
29 order: the family investment program, for state child care  
30 assistance program payments for families who are employed, and  
31 for the family investment program share of costs to develop and  
32 maintain a new, integrated eligibility determination system.  
33 The federal funds appropriated in this paragraph "a" shall be  
34 expended only after all other funds appropriated in subsection  
35 1 for the assistance under the family investment program,

1 in subsection 6 for child care assistance, or in subsection  
2 12 for the family investment program share of the costs to  
3 continue to develop and maintain a new, integrated eligibility  
4 determination system, as applicable, have been expended. For  
5 the purposes of this subsection, the funds appropriated in  
6 subsection 6, paragraph "a", for transfer to the child care  
7 and development block grant appropriation are considered fully  
8 expended when the full amount has been transferred.

9 b. The department shall, on a quarterly basis, advise the  
10 legislative services agency and department of management of  
11 the amount of funds appropriated in this subsection that was  
12 expended in the prior quarter.

13 14. Of the amounts appropriated in this section, ~~\$6,481,004~~  
14 \$12,962,008 for the fiscal year beginning July 1, 2016, is  
15 transferred to the appropriation of the federal social services  
16 block grant made to the department of human services for that  
17 fiscal year.

18 15. For continuation of the program providing categorical  
19 eligibility for the food assistance program as specified for  
20 the program in the section of this division of this 2016 Act  
21 relating to the family investment program account:

22 .....	\$	<del>12,500</del>
23		<u>25,000</u>

24 16. The department may transfer funds allocated in this  
25 section to the appropriations made in this division of this Act  
26 for the same fiscal year for general administration and field  
27 operations for resources necessary to implement and operate the  
28 services referred to in this section and those funded in the  
29 appropriation made in this division of this Act for the same  
30 fiscal year for the family investment program from the general  
31 fund of the state.

32 Sec. 7. 2015 Iowa Acts, chapter 137, section 127, is amended  
33 to read as follows:

34 SEC. 127. FAMILY INVESTMENT PROGRAM ACCOUNT.

35 1. Moneys credited to the family investment program (FIP)

1 account for the fiscal year beginning July 1, 2016, and  
2 ending June 30, 2017, shall be used to provide assistance in  
3 accordance with [chapter 239B](#).

4 2. The department may use a portion of the moneys credited  
5 to the FIP account under this section as necessary for  
6 salaries, support, maintenance, and miscellaneous purposes.

7 3. The department may transfer funds allocated in  
8 subsection 4 to the appropriations made in this division of  
9 this Act for the same fiscal year for general administration  
10 and field operations for resources necessary to implement and  
11 operate the family investment program services referred to in  
12 this section and those funded in the appropriation made in this  
13 division of this Act for the same fiscal year for the family  
14 investment program from the general fund of the state.

15 4. Moneys appropriated in this division of this Act and  
16 credited to the FIP account for the fiscal year beginning July  
17 1, 2016, and ending June 30, 2017, are allocated as follows:

18 a. To be retained by the department of human services to  
19 be used for coordinating with the department of human rights  
20 to more effectively serve participants in FIP and other shared  
21 clients and to meet federal reporting requirements under the  
22 federal temporary assistance for needy families block grant:

23 .....	\$	<del>10,000</del>
24 .....		<u>20,000</u>

25 b. To the department of human rights for staffing,  
26 administration, and implementation of the family development  
27 and self-sufficiency grant program in accordance with section  
28 216A.107:

29 .....	\$	<del>3,096,417</del>
30 .....		<u>6,192,834</u>

31 (1) Of the funds allocated for the family development  
32 and self-sufficiency grant program in this paragraph "b",  
33 not more than 5 percent of the funds shall be used for the  
34 administration of the grant program.

35 (2) The department of human rights may continue to implement

1 the family development and self-sufficiency grant program  
2 statewide during fiscal year 2016-2017.

3 (3) The department of human rights may engage in activities  
4 to strengthen and improve family outcomes measures and  
5 data collection systems under the family development and  
6 self-sufficiency grant program.

7 c. For the diversion subaccount of the FIP account:

8 .....	\$	<del>407,500</del>
9		<u>815,000</u>

10 A portion of the moneys allocated for the subaccount may  
11 be used for field operations, salaries, data management  
12 system development, and implementation costs and support  
13 deemed necessary by the director of human services in order  
14 to administer the FIP diversion program. To the extent  
15 moneys allocated in this paragraph "c" are not deemed by the  
16 department to be necessary to support diversion activities,  
17 such moneys may be used for other efforts intended to increase  
18 engagement by family investment program participants in work,  
19 education, or training activities.

20 d. For the food assistance employment and training program:

21 .....	\$	<del>33,294</del>
22		<u>66,588</u>

23 (1) The department shall apply the federal supplemental  
24 nutrition assistance program (SNAP) employment and training  
25 state plan in order to maximize to the fullest extent permitted  
26 by federal law the use of the 50 percent federal reimbursement  
27 provisions for the claiming of allowable federal reimbursement  
28 funds from the United States department of agriculture  
29 pursuant to the federal SNAP employment and training program  
30 for providing education, employment, and training services  
31 for eligible food assistance program participants, including  
32 but not limited to related dependent care and transportation  
33 expenses.

34 (2) The department shall continue the categorical federal  
35 food assistance program eligibility at 160 percent of the

1 federal poverty level and continue to eliminate the asset test  
2 from eligibility requirements, consistent with federal food  
3 assistance program requirements. The department shall include  
4 as many food assistance households as is allowed by federal  
5 law. The eligibility provisions shall conform to all federal  
6 requirements including requirements addressing individuals who  
7 are incarcerated or otherwise ineligible.

8 e. For the JOBS program:

9 .....	\$	<del>8,770,199</del>
10		<u>16,129,101</u>

11 5. Of the child support collections assigned under FIP,  
12 an amount equal to the federal share of support collections  
13 shall be credited to the child support recovery appropriation  
14 made in this division of this Act. Of the remainder of the  
15 assigned child support collections received by the child  
16 support recovery unit, a portion shall be credited to the FIP  
17 account, a portion may be used to increase recoveries, and a  
18 portion may be used to sustain cash flow in the child support  
19 payments account. If as a consequence of the appropriations  
20 and allocations made in this section the resulting amounts  
21 are insufficient to sustain cash assistance payments and meet  
22 federal maintenance of effort requirements, the department  
23 shall seek supplemental funding. If child support collections  
24 assigned under FIP are greater than estimated or are otherwise  
25 determined not to be required for maintenance of effort, the  
26 state share of either amount may be transferred to or retained  
27 in the child support payments account.

28 6. The department may adopt emergency rules for the family  
29 investment, JOBS, food assistance, and medical assistance  
30 programs if necessary to comply with federal requirements.

31 Sec. 8. 2015 Iowa Acts, chapter 137, section 128, is amended  
32 to read as follows:

33 SEC. 128. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
34 is appropriated from the general fund of the state to the  
35 department of human services for the fiscal year beginning July

1 1, 2016, and ending June 30, 2017, the following amount, or  
2 so much thereof as is necessary, to be used for the purpose  
3 designated:

4 To be credited to the family investment program (FIP)  
5 account and used for family investment program assistance under  
6 chapter 239B:

7 ..... \$ ~~24,336,937~~  
8 48,673,875

9 1. Of the funds appropriated in this section, ~~\$3,701,110~~  
10 \$10,553,408 is allocated for the JOBS program.

11 2. Of the funds appropriated in this section, ~~\$1,656,927~~  
12 \$3,313,854 is allocated for the family development and  
13 self-sufficiency grant program.

14 3. Notwithstanding [section 8.39](#), for the fiscal year  
15 beginning July 1, 2016, if necessary to meet federal  
16 maintenance of effort requirements or to transfer federal  
17 temporary assistance for needy families block grant funding  
18 to be used for purposes of the federal social services block  
19 grant or to meet cash flow needs resulting from delays in  
20 receiving federal funding or to implement, in accordance with  
21 this division of this Act, activities currently funded with  
22 juvenile court services, county, or community moneys and state  
23 moneys used in combination with such moneys; to comply with  
24 federal requirements; or to maximize the use of federal funds,  
25 the department of human services may transfer funds within or  
26 between any of the appropriations made in this division of this  
27 Act and appropriations in law for the federal social services  
28 block grant to the department for the following purposes,  
29 provided that the combined amount of state and federal  
30 temporary assistance for needy families block grant funding  
31 for each appropriation remains the same before and after the  
32 transfer:

- 33 a. For the family investment program.
- 34 b. For child care assistance.
- 35 c. For child and family services.

1 d. For field operations.

2 e. For general administration.

3 ~~f. For distribution to counties or regions through the~~  
4 ~~property tax relief fund for mental health and disability~~  
5 ~~services as provided in an appropriation for this purpose.~~

6 This subsection shall not be construed to prohibit the use  
7 of existing state transfer authority for other purposes. The  
8 department shall report any transfers made pursuant to this  
9 subsection to the legislative services agency.

10 4. Of the funds appropriated in this section, ~~\$97,839~~  
11 \$195,678 shall be used for continuation of a grant to an  
12 Iowa-based nonprofit organization with a history of providing  
13 tax preparation assistance to low-income Iowans in order to  
14 expand the usage of the earned income tax credit. The purpose  
15 of the grant is to supply this assistance to underserved areas  
16 of the state.

17 5. Of the funds appropriated in this section, ~~\$30,000~~  
18 \$60,000 shall be used for the continuation of an unfunded  
19 pilot project, as defined in 441 IAC 100.1, relating to  
20 parental obligations, in which the child support recovery  
21 unit participates, to support the efforts of a nonprofit  
22 organization committed to strengthening the community through  
23 youth development, healthy living, and social responsibility  
24 headquartered in a county with a population over 350,000.  
25 The funds allocated in this subsection shall be used by  
26 the recipient organization to develop a larger community  
27 effort, through public and private partnerships, to support a  
28 broad-based multi-county fatherhood initiative that promotes  
29 payment of child support obligations, improved family  
30 relationships, and full-time employment.

31 6. The department may transfer funds appropriated in this  
32 section to the appropriations made in this division of this Act  
33 for general administration and field operations as necessary  
34 to administer this section and the overall family investment  
35 program.

1 Sec. 9. 2015 Iowa Acts, chapter 137, section 129, is amended  
2 to read as follows:

3 SEC. 129. CHILD SUPPORT RECOVERY. There is appropriated  
4 from the general fund of the state to the department of human  
5 services for the fiscal year beginning July 1, 2016, and ending  
6 June 30, 2017, the following amount, or so much thereof as is  
7 necessary, to be used for the purposes designated:

8 For child support recovery, including salaries, support,  
9 maintenance, and miscellaneous purposes, ~~and for not more than~~  
10 ~~the following full-time equivalent positions:~~

11 .....	\$ 7,331,686
12 .....	<u>14,663,373</u>
13 .....	FTEs <u>464.00</u>

14 1. The department shall expend up to ~~\$12,164~~ \$24,329,  
15 including federal financial participation, for the fiscal year  
16 beginning July 1, 2016, for a child support public awareness  
17 campaign. The department and the office of the attorney  
18 general shall cooperate in continuation of the campaign. The  
19 public awareness campaign shall emphasize, through a variety  
20 of media activities, the importance of maximum involvement of  
21 both parents in the lives of their children as well as the  
22 importance of payment of child support obligations.

23 2. Federal access and visitation grant moneys shall be  
24 issued directly to private not-for-profit agencies that provide  
25 services designed to increase compliance with the child access  
26 provisions of court orders, including but not limited to  
27 neutral visitation sites and mediation services.

28 3. The appropriation made to the department for child  
29 support recovery may be used throughout the fiscal year in the  
30 manner necessary for purposes of cash flow management, and for  
31 cash flow management purposes the department may temporarily  
32 draw more than the amount appropriated, provided the amount  
33 appropriated is not exceeded at the close of the fiscal year.

34 4. With the exception of the funding amount specified, the  
35 requirements established under 2001 Iowa Acts, chapter 191,



1 section 3, subsection 5, paragraph "c", subparagraph (3), shall  
2 be applicable to parental obligation pilot projects for the  
3 fiscal year beginning July 1, 2016, and ending June 30, 2017.  
4 Notwithstanding 441 IAC 100.8, providing for termination of  
5 rules relating to the pilot projects, the rules shall remain  
6 in effect until June 30, 2017.

7 Sec. 10. 2015 Iowa Acts, chapter 137, section 132, is  
8 amended to read as follows:

9 SEC. 132. MEDICAL ASSISTANCE. There is appropriated from  
10 the general fund of the state to the department of human  
11 services for the fiscal year beginning July 1, 2016, and ending  
12 June 30, 2017, the following amount, or so much thereof as is  
13 necessary, to be used for the purpose designated:

14 For medical assistance program reimbursement and associated  
15 costs as specifically provided in the reimbursement  
16 methodologies in effect on June 30, 2016, except as otherwise  
17 expressly authorized by law, consistent with options under  
18 federal law and regulations, and contingent upon receipt of  
19 approval from the office of the governor of reimbursement for  
20 each abortion performed under the program:

21 ..... \$651,595,782  
22 1,326,546,446

23 1. Iowans support reducing the number of abortions  
24 performed in our state. Funds appropriated under this section  
25 shall not be used for abortions, unless otherwise authorized  
26 under this section.

27 2. The provisions of this section relating to abortions  
28 shall also apply to the Iowa health and wellness plan created  
29 pursuant to [chapter 249N](#).

30 3. The department shall utilize not more than ~~\$30,000~~  
31 \$60,000 of the funds appropriated in this section to continue  
32 the AIDS/HIV health insurance premium payment program as  
33 established in 1992 Iowa Acts, Second Extraordinary Session,  
34 chapter 1001, section 409, subsection 6. Of the funds  
35 allocated in this subsection, not more than ~~\$2,500~~ \$5,000 may

1 be expended for administrative purposes.

2 4. Of the funds appropriated in this Act to the department  
3 of public health for addictive disorders, ~~\$475,000~~ \$950,000  
4 for the fiscal year beginning July 1, 2016, is transferred  
5 to the department of human services for an integrated  
6 substance-related disorder managed care system. The department  
7 shall not assume management of the substance-related disorder  
8 system in place of the managed care contractor unless such  
9 a change in approach is specifically authorized in law.  
10 The departments of human services and public health shall  
11 work together to maintain the level of mental health and  
12 substance-related disorder treatment services provided by the  
13 managed care contractor through the Iowa plan for behavioral  
14 health contractors. Each department shall take the steps  
15 necessary to continue the federal waivers as necessary to  
16 maintain the level of services.

17 5. a. The department shall aggressively pursue options for  
18 providing medical assistance or other assistance to individuals  
19 with special needs who become ineligible to continue receiving  
20 services under the early and periodic screening, diagnostic,  
21 and treatment program under the medical assistance program  
22 due to becoming 21 years of age who have been approved for  
23 additional assistance through the department's exception to  
24 policy provisions, but who have health care needs in excess  
25 of the funding available through the exception to policy  
26 provisions.

27 b. Of the funds appropriated in this section, ~~\$50,000~~  
28 \$100,000 shall be used for participation in one or more  
29 pilot projects operated by a private provider to allow the  
30 individual or individuals to receive service in the community  
31 in accordance with principles established in *Olmstead v.*  
32 *L.C.*, 527 U.S. 581 (1999), for the purpose of providing  
33 medical assistance or other assistance to individuals with  
34 special needs who become ineligible to continue receiving  
35 services under the early and periodic screening, diagnostic,

1 and treatment program under the medical assistance program  
2 due to becoming 21 years of age who have been approved for  
3 additional assistance through the department's exception to  
4 policy provisions, but who have health care needs in excess  
5 of the funding available through the exception to the policy  
6 provisions.

7 6. Of the funds appropriated in this section, up to  
8 ~~\$1,525,041~~ \$3,050,082 may be transferred to the field  
9 operations or general administration appropriations in this  
10 division of this Act for operational costs associated with Part  
11 D of the federal Medicare Prescription Drug Improvement and  
12 Modernization Act of 2003, Pub. L. No. 108-173.

13 7. Of the funds appropriated in this section, up to  
14 ~~\$221,050~~ \$442,100 may be transferred to the appropriation in  
15 this division of this Act for medical contracts to be used  
16 for clinical assessment services and prior authorization of  
17 services.

18 8. A portion of the funds appropriated in this section  
19 may be transferred to the appropriations in this division of  
20 this Act for general administration, medical contracts, the  
21 children's health insurance program, or field operations to be  
22 used for the state match cost to comply with the payment error  
23 rate measurement (PERM) program for both the medical assistance  
24 and children's health insurance programs as developed by the  
25 centers for Medicare and Medicaid services of the United States  
26 department of health and human services to comply with the  
27 federal Improper Payments Information Act of 2002, Pub. L. No.  
28 107-300.

29 9. The department shall continue to implement the  
30 recommendations of the assuring better child health and  
31 development initiative II (ABCDII) clinical panel to the  
32 Iowa early and periodic screening, diagnostic, and treatment  
33 services healthy mental development collaborative board  
34 regarding changes to billing procedures, codes, and eligible  
35 service providers.

1 10. Of the funds appropriated in this section, a sufficient  
2 amount is allocated to supplement the incomes of residents of  
3 nursing facilities, intermediate care facilities for persons  
4 with mental illness, and intermediate care facilities for  
5 persons with an intellectual disability, with incomes of less  
6 than \$50 in the amount necessary for the residents to receive a  
7 personal needs allowance of \$50 per month pursuant to section  
8 249A.30A.

9 ~~11. Of the funds appropriated in this section, the following~~  
10 ~~amounts are transferred to the appropriations made in this~~  
11 ~~division of this Act for the state mental health institutes:~~

- 12 a. ~~Cherokee mental health institute ..... \$ 4,549,212~~  
13 b. ~~Independence mental health institute ..... \$ 4,522,947~~

14 12. a. ~~Of the funds appropriated in this section,~~  
15 ~~\$2,041,939 is allocated for the state match for a~~  
16 ~~disproportionate share hospital payment of \$4,544,712 to~~  
17 The hospitals that meet both of the conditions specified  
18 in subparagraphs (1) and (2). ~~In addition, the hospitals~~  
19 ~~that meet the conditions specified shall either certify~~  
20 public expenditures or transfer to the medical assistance  
21 program an amount equal to provide the nonfederal share  
22 for a disproportionate share hospital payment of ~~\$8,772,003~~  
23 \$26,633,430. The hospitals that meet the conditions  
24 specified shall receive and retain 100 percent of the total  
25 disproportionate share hospital payment of ~~\$13,316,715~~  
26 \$26,633,430.

27 (1) The hospital qualifies for disproportionate share and  
28 graduate medical education payments.

29 (2) The hospital is an Iowa state-owned hospital with more  
30 than 500 beds and eight or more distinct residency specialty  
31 or subspecialty programs recognized by the American college of  
32 graduate medical education.

33 b. Distribution of the disproportionate share payments  
34 shall be made on a monthly basis. The total amount of  
35 disproportionate share payments including graduate medical

1 education, enhanced disproportionate share, and Iowa  
2 state-owned teaching hospital payments shall not exceed the  
3 amount of the state's allotment under Pub. L. No. 102-234.  
4 In addition, the total amount of all disproportionate  
5 share payments shall not exceed the hospital-specific  
6 disproportionate share limits under Pub. L. No. 103-66.

7 c. The university of Iowa hospitals and clinics shall either  
8 certify public expenditures or transfer to the appropriations  
9 made in this division of this Act for medical assistance an  
10 amount equal to provide the nonfederal share for increased  
11 medical assistance payments for inpatient and outpatient  
12 hospital services of ~~\$4,950,000~~ \$9,900,000. The university of  
13 Iowa hospitals and clinics shall receive and retain 100 percent  
14 of the total increase in medical assistance payments.

15 d. Payment methodologies utilized for disproportionate  
16 share hospitals and graduate medical education, and other  
17 supplemental payments under the Medicaid program may be  
18 adjusted or converted to other methodologies or payment types  
19 to provide these payments ~~through Medicaid managed care~~ after  
20 March 1, 2016. The department of human services shall obtain  
21 approval from the centers for Medicare and Medicaid services  
22 of the United States department of health and human services  
23 prior to implementation of any such adjusted or converted  
24 methodologies or payment types.

25 13. One hundred percent of the nonfederal share of payments  
26 to area education agencies that are medical assistance  
27 providers for medical assistance-covered services provided to  
28 medical assistance-covered children, shall be made from the  
29 appropriation made in this section.

30 ~~14. Any new or renewed contract entered into by the~~  
31 ~~department with a third party to administer services under the~~  
32 ~~medical assistance program shall provide that any interest~~  
33 ~~earned on payments from the state during the state fiscal year~~  
34 ~~shall be remitted to the department and treated as recoveries~~  
35 ~~to offset the costs of the medical assistance program.~~

1 15. A portion of the funds appropriated in this section  
2 may be transferred to the appropriation in this division of  
3 this Act for medical contracts to be used for administrative  
4 activities associated with the money follows the person  
5 demonstration project.

6 16. Of the funds appropriated in this section, ~~\$174,505~~  
7 \$349,011 shall be used for the administration of the health  
8 insurance premium payment program, including salaries, support,  
9 maintenance, and miscellaneous purposes.

10 17. a. The department may increase the amounts allocated  
11 for salaries, support, maintenance, and miscellaneous purposes  
12 associated with the medical assistance program, as necessary,  
13 to implement cost containment strategies. The department shall  
14 report any such increase to the legislative services agency and  
15 the department of management.

16 b. If the savings to the medical assistance program from  
17 cost containment efforts exceed the cost for the fiscal  
18 year beginning July 1, 2016, the department may transfer any  
19 savings generated for the fiscal year due to medical assistance  
20 program cost containment efforts to the appropriation  
21 made in this division of this Act for medical contracts or  
22 general administration to defray the increased contract costs  
23 associated with implementing such efforts.

24 18. For the fiscal year beginning July 1, 2016, and ending  
25 June 30, 2017, the replacement generation tax revenues required  
26 to be deposited in the property tax relief fund pursuant to  
27 section 437A.8, subsection 4, paragraph "d", and section  
28 437A.15, subsection 3, paragraph "f", shall instead be credited  
29 to and supplement the appropriation made in this section and  
30 used for the allocations made in this section.

31 ~~19. The department shall continue to administer the state~~  
32 ~~balancing incentive payments program as specified in 2012 Iowa~~  
33 ~~Acts, chapter 1133, section 14.~~

34 20. a. Of the funds appropriated in this section, up  
35 to ~~\$25,000~~ \$50,000 may be transferred by the department to

1 the appropriation made in this division of this Act to the  
2 department for the same fiscal year for general administration  
3 to be used for associated administrative expenses and for not  
4 more than one full-time equivalent position, in addition to  
5 those authorized for the same fiscal year, to be assigned to  
6 implementing the children's mental health home project.

7 b. Of the funds appropriated in this section, up to  
8 ~~\$200,000~~ \$400,000 may be transferred by the department to  
9 the appropriation made to the department in this division of  
10 this Act for the same fiscal year for Medicaid program-related  
11 general administration planning and implementation activities.  
12 The funds may be used for contracts or for personnel in  
13 addition to the amounts appropriated for and the positions  
14 authorized for general administration for the fiscal year.

15 c. Of the funds appropriated in this section, up to  
16 ~~\$1,500,000~~ \$3,000,000 may be transferred by the department  
17 to the appropriations made in this division of this Act  
18 for the same fiscal year for general administration or  
19 medical contracts to be used to support the development  
20 and implementation of standardized assessment tools for  
21 persons with mental illness, an intellectual disability, a  
22 developmental disability, or a brain injury.

23 21. Of the funds appropriated in this section, ~~\$125,000~~  
24 \$250,000 shall be used for lodging expenses associated with  
25 care provided at the university of Iowa hospitals and clinics  
26 for patients with cancer whose travel distance is 30 miles or  
27 more and whose income is at or below 200 percent of the federal  
28 poverty level as defined by the most recently revised poverty  
29 income guidelines published by the United States department of  
30 health and human services. The department of human services  
31 shall establish the maximum number of overnight stays and the  
32 maximum rate reimbursed for overnight lodging, which may be  
33 based on the state employee rate established by the department  
34 of administrative services. The funds allocated in this  
35 subsection shall not be used as nonfederal share matching

1 funds.

2 22. a. The department of human services shall implement  
3 the following cost containment strategies as recommended by the  
4 governor for the fiscal year beginning July 1, 2016:

5 (1) A policy to ensure that reimbursement for Medicare  
6 Part A and Medicare Part B crossover claims is limited to the  
7 Medicaid reimbursement rate.

8 (2) An adjustment to the reimbursement policy in order  
9 to end the primary care physician rate increase originally  
10 authorized by the federal Health Care and Education  
11 Reconciliation Act of 2010, section 1202, Pub. L. No. 111-152,  
12 42 U.S.C. §1396a(a)(13)(C) that allows qualified primary care  
13 physicians to receive the greater of the Medicare rate or  
14 Medicaid rate for a specified set of codes.

15 b. Notwithstanding any provision of this Act to the  
16 contrary, Medicaid fee-for-service reimbursement rates and  
17 managed care minimum reimbursement thresholds shall be adjusted  
18 effective July 1, 2016, to implement this subsection.

19 c. The department may adopt emergency rules to implement  
20 this subsection.

21 23. The department of human services may adopt emergency  
22 rules as necessary to implement the governor's Medicaid  
23 modernization initiative.

24 Sec. 11. 2015 Iowa Acts, chapter 137, section 133, is  
25 amended to read as follows:

26 SEC. 133. MEDICAL CONTRACTS. There is appropriated from the  
27 general fund of the state to the department of human services  
28 for the fiscal year beginning July 1, 2016, and ending June 30,  
29 2017, the following amount, or so much thereof as is necessary,  
30 to be used for the purpose designated:

31 For medical contracts:

32 ..... \$ 9,806,982  
33 ..... 19,113,964

34 1. The department of inspections and appeals shall  
35 provide all state matching funds for survey and certification



1 activities performed by the department of inspections  
2 and appeals. The department of human services is solely  
3 responsible for distributing the federal matching funds for  
4 such activities.

5 2. Of the funds appropriated in this section, ~~\$25,000~~  
6 \$50,000 shall be used for continuation of home and  
7 community-based services waiver quality assurance programs,  
8 including the review and streamlining of processes and policies  
9 related to oversight and quality management to meet state and  
10 federal requirements.

11 3. Of the amount appropriated in this section, up to  
12 ~~\$100,000~~ \$200,000 may be transferred to the appropriation  
13 for general administration in this division of this Act to  
14 be used for additional full-time equivalent positions in the  
15 development of key health initiatives such as cost containment,  
16 development and oversight of managed care programs, and  
17 development of health strategies targeted toward improved  
18 quality and reduced costs in the Medicaid program.

19 4. Of the funds appropriated in this section, ~~\$500,000 shall~~  
20 up to \$1,000,000 may be used for planning and development,  
21 in cooperation with the department of public health, of a  
22 phased-in program to provide a dental home for children.

23 5. Of the funds appropriated in this section, ~~\$1,000,000~~  
24 shall up to \$2,000,000 may be used for the autism support  
25 program created in [chapter 225D](#), with the exception of the  
26 following amounts of this allocation which shall be used as  
27 follows:

28 a. Of the funds allocated in this subsection, ~~\$125,000 shall~~  
29 up to \$250,000 may be deposited in the board-certified behavior  
30 analyst and board-certified assistant behavior analyst grants  
31 program fund created in [section 135.181](#), as enacted in this  
32 Act, to be used for the purposes of the fund.

33 b. Of the funds allocated in this subsection, ~~\$12,500~~  
34 shall up to \$25,000 may be used for the public purpose of  
35 continuation of a grant to a child welfare services provider

1 headquartered in a county with a population between 205,000 and  
2 215,000 in the latest certified federal census that provides  
3 multiple services including but not limited to a psychiatric  
4 medical institution for children, shelter, residential  
5 treatment, after school programs, school-based programming, and  
6 an Asperger's syndrome program, to be used for support services  
7 for children with autism spectrum disorder and their families.

8 c. Of the funds allocated in this subsection, ~~\$12,500~~  
9 shall up to \$25,000 may be used for the public purpose of  
10 continuing a grant to a hospital-based provider headquartered  
11 in a county with a population between 90,000 and 95,000 in  
12 the latest certified federal census that provides multiple  
13 services including but not limited to diagnostic, therapeutic,  
14 and behavioral services to individuals with autism spectrum  
15 disorder across one's lifespan. The grant recipient shall  
16 utilize the funds to continue the pilot project to determine  
17 the necessary support services for children with autism  
18 spectrum disorder and their families to be included in the  
19 children's disabilities services system. The grant recipient  
20 shall submit findings and recommendations based upon the  
21 results of the pilot project to the individuals specified in  
22 this division of this Act for submission of reports by December  
23 31, 2015.

24 Sec. 12. 2015 Iowa Acts, chapter 137, section 134, is  
25 amended to read as follows:

26 SEC. 134. STATE SUPPLEMENTARY ASSISTANCE.

27 1. There is appropriated from the general fund of the  
28 state to the department of human services for the fiscal year  
29 beginning July 1, 2016, and ending June 30, 2017, the following  
30 amount, or so much thereof as is necessary, to be used for the  
31 purpose designated:

32 For the state supplementary assistance program:

33 ..... \$ ~~6,498,593~~  
34 11,611,442

35 2. The department shall increase the personal needs

1 allowance for residents of residential care facilities by the  
2 same percentage and at the same time as federal supplemental  
3 security income and federal social security benefits are  
4 increased due to a recognized increase in the cost of living.  
5 The department may adopt emergency rules to implement this  
6 subsection.

7 3. If during the fiscal year beginning July 1, 2016,  
8 the department projects that state supplementary assistance  
9 expenditures for a calendar year will not meet the federal  
10 pass-through requirement specified in Tit. XVI of the federal  
11 Social Security Act, section 1618, as codified in 42 U.S.C.  
12 §1382g, the department may take actions including but not  
13 limited to increasing the personal needs allowance for  
14 residential care facility residents and making programmatic  
15 adjustments or upward adjustments of the residential care  
16 facility or in-home health-related care reimbursement rates  
17 prescribed in this division of this Act to ensure that federal  
18 requirements are met. In addition, the department may make  
19 other programmatic and rate adjustments necessary to remain  
20 within the amount appropriated in this section while ensuring  
21 compliance with federal requirements. The department may adopt  
22 emergency rules to implement the provisions of this subsection.

23 Sec. 13. 2015 Iowa Acts, chapter 137, section 135, is  
24 amended to read as follows:

25 SEC. 135. CHILDREN'S HEALTH INSURANCE PROGRAM.

26 1. There is appropriated from the general fund of the  
27 state to the department of human services for the fiscal year  
28 beginning July 1, 2016, and ending June 30, 2017, the following  
29 amount, or so much thereof as is necessary, to be used for the  
30 purpose designated:

31 For maintenance of the healthy and well kids in Iowa (hawk-i)  
32 program pursuant to [chapter 514I](#), including supplemental dental  
33 services, for receipt of federal financial participation under  
34 Tit. XXI of the federal Social Security Act, which creates the  
35 children's health insurance program:

1 ..... \$ ~~10,206,922~~  
2 9,176,652

3 2. Of the funds appropriated in this section, ~~\$21,400~~ up  
4 to \$38,000 is allocated for continuation of the contract for  
5 outreach with the department of public health.

6 Sec. 14. 2015 Iowa Acts, chapter 137, section 136, is  
7 amended to read as follows:

8 SEC. 136. CHILD CARE ASSISTANCE. There is appropriated  
9 from the general fund of the state to the department of human  
10 services for the fiscal year beginning July 1, 2016, and ending  
11 June 30, 2017, the following amount, or so much thereof as is  
12 necessary, to be used for the purpose designated:

13 For child care programs:

14 ..... \$ ~~25,704,334~~  
15 49,889,790

16 1. Of the funds appropriated in this section, ~~\$21,844,620~~  
17 \$43,539,790 shall be used for state child care assistance in  
18 accordance with [section 237A.13](#).

19 2. Nothing in this section shall be construed or is  
20 intended as or shall imply a grant of entitlement for services  
21 to persons who are eligible for assistance due to an income  
22 level consistent with the waiting list requirements of section  
23 237A.13. Any state obligation to provide services pursuant to  
24 this section is limited to the extent of the funds appropriated  
25 in this section.

26 3. ~~Of the funds appropriated in this section, \$216,226~~  
27 ~~is allocated for the statewide grant program for child care~~  
28 ~~resource and referral services under [section 237A.26](#).~~ A list  
29 of the registered and licensed child care facilities operating  
30 in the area served by a child care resource and referral  
31 service shall be made available to the families receiving state  
32 child care assistance in that area.

33 4. ~~Of the funds appropriated in this section, \$468,487~~  
34 ~~is allocated for child care quality improvement initiatives~~  
35 ~~including but not limited to the voluntary quality rating~~

1 ~~system in accordance with section 237A.30.~~

2 5. Of the funds appropriated in this section, ~~\$3,175,000~~  
3 \$6,350,000 shall be credited to the early childhood programs  
4 grants account in the early childhood Iowa fund created  
5 in [section 256I.11](#). The moneys shall be distributed for  
6 funding of community-based early childhood programs targeted  
7 to children from birth through five years of age developed  
8 by early childhood Iowa areas in accordance with approved  
9 community plans as provided in [section 256I.8](#).

10 6. The department may use any of the funds appropriated  
11 in this section as a match to obtain federal funds for use in  
12 expanding child care assistance and related programs. For  
13 the purpose of expenditures of state and federal child care  
14 funding, funds shall be considered obligated at the time  
15 expenditures are projected or are allocated to the department's  
16 service areas. Projections shall be based on current and  
17 projected caseload growth, current and projected provider  
18 rates, staffing requirements for eligibility determination  
19 and management of program requirements including data systems  
20 management, staffing requirements for administration of the  
21 program, contractual and grant obligations and any transfers  
22 to other state agencies, and obligations for decategorization  
23 or innovation projects.

24 7. A portion of the state match for the federal child care  
25 and development block grant shall be provided as necessary to  
26 meet federal matching funds requirements through the state  
27 general fund appropriation made for child development grants  
28 and other programs for at-risk children in [section 279.51](#).

29 8. If a uniform reduction ordered by the governor under  
30 section 8.31 or other operation of law, transfer, or federal  
31 funding reduction reduces the appropriation made in this  
32 section for the fiscal year, the percentage reduction in the  
33 amount paid out to or on behalf of the families participating  
34 in the state child care assistance program shall be equal to or  
35 less than the percentage reduction made for any other purpose

1 payable from the appropriation made in this section and the  
2 federal funding relating to it. The percentage reduction to  
3 the other allocations made in this section shall be the same as  
4 the uniform reduction ordered by the governor or the percentage  
5 change of the federal funding reduction, as applicable.  
6 If there is an unanticipated increase in federal funding  
7 provided for state child care assistance, the entire amount  
8 of the increase shall be used for state child care assistance  
9 payments. If the appropriations made for purposes of the  
10 state child care assistance program for the fiscal year are  
11 determined to be insufficient, it is the intent of the general  
12 assembly to appropriate sufficient funding for the fiscal year  
13 in order to avoid establishment of waiting list requirements.

14 9. Notwithstanding [section 8.33](#), moneys advanced for  
15 purposes of the programs developed by early childhood Iowa  
16 areas, advanced for purposes of wraparound child care, or  
17 received from the federal appropriations made for the purposes  
18 of this section that remain unencumbered or unobligated at the  
19 close of the fiscal year shall not revert to any fund but shall  
20 remain available for expenditure for the purposes designated  
21 until the close of the succeeding fiscal year.

22 Sec. 15. 2015 Iowa Acts, chapter 137, section 137, is  
23 amended to read as follows:

24 SEC. 137. JUVENILE INSTITUTION. There is appropriated  
25 from the general fund of the state to the department of human  
26 services for the fiscal year beginning July 1, 2016, and ending  
27 June 30, 2017, the following amounts, or so much thereof as is  
28 necessary, to be used for the purposes designated:

29 1. For operation of the state training school at Eldora and  
30 for salaries, support, maintenance, and miscellaneous purposes,  
31 ~~and for not more than the following full-time equivalent~~  
32 ~~positions:~~

33 .....	\$	6,116,710
34 .....		<u>12,233,420</u>
35 .....	FTEs	<u>169.30</u>

1 Of the funds appropriated in this subsection, ~~\$45,575~~  
2 \$91,150 shall be used for distribution to licensed classroom  
3 teachers at this and other institutions under the control of  
4 the department of human services based upon the average student  
5 yearly enrollment at each institution as determined by the  
6 department.

7 2. A portion of the moneys appropriated in this section  
8 shall be used by the state training school at Eldora for  
9 grants for adolescent pregnancy prevention activities at the  
10 institution in the fiscal year beginning July 1, 2016.

11 Sec. 16. 2015 Iowa Acts, chapter 137, section 138, is  
12 amended to read as follows:

13 SEC. 138. CHILD AND FAMILY SERVICES.

14 1. There is appropriated from the general fund of the  
15 state to the department of human services for the fiscal year  
16 beginning July 1, 2016, and ending June 30, 2017, the following  
17 amount, or so much thereof as is necessary, to be used for the  
18 purpose designated:

19 For child and family services:

20 ..... \$ ~~42,670,969~~  
21 86,133,749

22 2. ~~Up~~ As allowed by federal law and regulations, up to  
23 ~~\$2,600,000~~ \$5,200,000 of the amount of federal temporary  
24 assistance for needy families block grant funding appropriated  
25 in this division of this Act for child and family services  
26 shall be made available for purposes of juvenile delinquent  
27 graduated sanction services.

28 3. The department may transfer funds appropriated in this  
29 section as necessary to pay the nonfederal costs of services  
30 reimbursed under the medical assistance program, state child  
31 care assistance program, or the family investment program which  
32 are provided to children who would otherwise receive services  
33 paid under the appropriation in this section. The department  
34 may transfer funds appropriated in this section to the  
35 appropriations made in this division of this Act for general

1 administration and for field operations for resources necessary  
2 to implement and operate the services funded in this section.

3 4. a. Of the funds appropriated in this section, up  
4 to ~~\$17,910,893~~ \$35,736,649 is allocated as the statewide  
5 expenditure target under [section 232.143](#) for group foster care  
6 maintenance and services. If the department projects that such  
7 expenditures for the fiscal year will be less than the target  
8 amount allocated in this paragraph "a", the department may  
9 reallocate the excess to provide additional funding for shelter  
10 care or the child welfare emergency services addressed with the  
11 allocation for shelter care.

12 b. If at any time after September 30, 2016, annualization  
13 of a service area's current expenditures indicates a service  
14 area is at risk of exceeding its group foster care expenditure  
15 target under [section 232.143](#) by more than 5 percent, the  
16 department and juvenile court services shall examine all  
17 group foster care placements in that service area in order to  
18 identify those which might be appropriate for termination.  
19 In addition, any aftercare services believed to be needed  
20 for the children whose placements may be terminated shall be  
21 identified. The department and juvenile court services shall  
22 initiate action to set dispositional review hearings for the  
23 placements identified. In such a dispositional review hearing,  
24 the juvenile court shall determine whether needed aftercare  
25 services are available and whether termination of the placement  
26 is in the best interest of the child and the community.

27 5. In accordance with the provisions of [section 232.188](#),  
28 the department shall continue the child welfare and juvenile  
29 justice funding initiative during fiscal year 2016-2017. Of  
30 the funds appropriated in this section, ~~\$858,876~~ \$1,717,753  
31 is allocated specifically for expenditure for fiscal year  
32 2016-2017 through the decategorization services funding pools  
33 and governance boards established pursuant to [section 232.188](#).

34 6. A portion of the funds appropriated in this section  
35 may be used for emergency family assistance to provide other



1 resources required for a family participating in a family  
2 preservation or reunification project or successor project to  
3 stay together or to be reunified.

4 7. Notwithstanding [section 234.35](#) or any other provision  
5 of law to the contrary, state funding for shelter care and  
6 the child welfare emergency services contracting implemented  
7 to provide for or prevent the need for shelter care shall be  
8 limited to ~~\$4,034,237~~ \$8,096,158.

9 8. Federal funds received by the state during the fiscal  
10 year beginning July 1, 2016, as the result of the expenditure  
11 of state funds appropriated during a previous state fiscal  
12 year for a service or activity funded under this section are  
13 appropriated to the department to be used as additional funding  
14 for services and purposes provided for under this section.  
15 Notwithstanding [section 8.33](#), moneys received in accordance  
16 with this subsection that remain unencumbered or unobligated at  
17 the close of the fiscal year shall not revert to any fund but  
18 shall remain available for the purposes designated until the  
19 close of the succeeding fiscal year.

20 9. a. Of the funds appropriated in this section, up to  
21 ~~\$1,645,000~~ \$3,290,000 is allocated for the payment of the  
22 expenses of court-ordered services provided to juveniles  
23 who are under the supervision of juvenile court services,  
24 which expenses are a charge upon the state pursuant to  
25 section 232.141, subsection 4. Of the amount allocated in  
26 this paragraph "a", up to ~~\$778,143~~ \$1,556,286 shall be made  
27 available to provide school-based supervision of children  
28 adjudicated under [chapter 232](#), of which not more than ~~\$7,500~~  
29 \$15,000 may be used for the purpose of training. A portion of  
30 the cost of each school-based liaison officer shall be paid by  
31 the school district or other funding source as approved by the  
32 chief juvenile court officer.

33 b. Of the funds appropriated in this section, up to ~~\$374,492~~  
34 \$748,985 is allocated for the payment of the expenses of  
35 court-ordered services provided to children who are under the

1 supervision of the department, which expenses are a charge upon  
2 the state pursuant to [section 232.141, subsection 4](#).

3 c. Notwithstanding [section 232.141](#) or any other provision  
4 of law to the contrary, the amounts allocated in this  
5 subsection shall be distributed to the judicial districts  
6 as determined by the state court administrator and to the  
7 department's service areas as determined by the administrator  
8 of the department of human services' division of child and  
9 family services. The state court administrator and the  
10 division administrator shall make the determination of the  
11 distribution amounts on or before June 15, 2016.

12 d. Notwithstanding [chapter 232](#) or any other provision of  
13 law to the contrary, a district or juvenile court shall not  
14 order any service which is a charge upon the state pursuant  
15 to [section 232.141](#) if there are insufficient court-ordered  
16 services funds available in the district court or departmental  
17 service area distribution amounts to pay for the service. The  
18 chief juvenile court officer and the departmental service area  
19 manager shall encourage use of the funds allocated in this  
20 subsection such that there are sufficient funds to pay for  
21 all court-related services during the entire year. The chief  
22 juvenile court officers and departmental service area managers  
23 shall attempt to anticipate potential surpluses and shortfalls  
24 in the distribution amounts and shall cooperatively request the  
25 state court administrator or division administrator to transfer  
26 funds between the judicial districts' or departmental service  
27 areas' distribution amounts as prudent.

28 e. Notwithstanding any provision of law to the contrary,  
29 a district or juvenile court shall not order a county to pay  
30 for any service provided to a juvenile pursuant to an order  
31 entered under [chapter 232](#) which is a charge upon the state  
32 under [section 232.141, subsection 4](#).

33 f. Of the funds allocated in this subsection, not more  
34 than ~~\$41,500~~ \$83,000 may be used by the judicial branch for  
35 administration of the requirements under this subsection.

1 g. Of the funds allocated in this subsection, ~~\$8,500~~ \$17,000  
2 shall be used by the department of human services to support  
3 the interstate commission for juveniles in accordance with  
4 the interstate compact for juveniles as provided in section  
5 232.173.

6 10. Of the funds appropriated in this section, ~~\$4,026,613~~  
7 \$8,053,226 is allocated for juvenile delinquent graduated  
8 sanctions services. Any state funds saved as a result of  
9 efforts by juvenile court services to earn a federal Tit. IV-E  
10 match for juvenile court services administration may be used  
11 for the juvenile delinquent graduated sanctions services.

12 11. Of the funds appropriated in this section, ~~\$804,142~~  
13 \$1,608,285 is transferred to the department of public health  
14 to be used for the child protection center grant program for  
15 child protection centers located in Iowa in accordance with  
16 section 135.118. The grant amounts under the program shall be  
17 equalized so that each center receives a uniform base amount  
18 of ~~\$122,500~~ \$245,000, and the remaining funds shall be awarded  
19 through a funding formula based upon the volume of children  
20 served.

21 12. If the department receives federal approval to  
22 implement a waiver under Tit. IV-E of the federal Social  
23 Security Act to enable providers to serve children who remain  
24 in the children's families and communities, for purposes of  
25 eligibility under the medical assistance program through 25  
26 years of age, children who participate in the waiver shall be  
27 considered to be placed in foster care.

28 13. Of the funds appropriated in this section, ~~\$2,012,583~~  
29 \$4,025,167 is allocated for the preparation for adult living  
30 program pursuant to [section 234.46](#).

31 14. Of the funds appropriated in this section, ~~\$113,668~~  
32 \$227,337 shall be used for the public purpose of continuing  
33 a grant to a nonprofit human services organization providing  
34 services to individuals and families in multiple locations in  
35 southwest Iowa and Nebraska for support of a project providing

1 immediate, sensitive support and forensic interviews, medical  
2 exams, needs assessments, and referrals for victims of child  
3 abuse and their nonoffending family members.

4 15. Of the funds appropriated in this section, ~~\$150,310~~  
5 \$300,620 is allocated for the foster care youth council  
6 approach of providing a support network to children placed in  
7 foster care.

8 16. Of the funds appropriated in this section, ~~\$101,000~~  
9 \$202,000 is allocated for use pursuant to [section 235A.1](#) for  
10 continuation of the initiative to address child sexual abuse  
11 implemented pursuant to 2007 Iowa Acts, chapter 218, section  
12 18, subsection 21.

13 17. Of the funds appropriated in this section, ~~\$315,120~~  
14 \$630,240 is allocated for the community partnership for child  
15 protection sites.

16 18. Of the funds appropriated in this section, ~~\$185,625~~  
17 \$371,250 is allocated for the department's minority youth and  
18 family projects under the redesign of the child welfare system.

19 19. Of the funds appropriated in this section, ~~\$593,297~~  
20 \$1,186,595 is allocated for funding of the community circle of  
21 care collaboration for children and youth in northeast Iowa.

22 20. Of the funds appropriated in this section, at least  
23 ~~\$73,579~~ \$147,158 shall be used for the continuation of the  
24 child welfare provider training academy, a collaboration  
25 between the coalition for family and children's services in  
26 Iowa and the department.

27 21. Of the funds appropriated in this section, ~~\$105,936~~  
28 \$211,872 shall be used for continuation of the central Iowa  
29 system of care program grant through June 30, 2017.

30 22. Of the funds appropriated in this section, ~~\$117,500~~  
31 \$235,000 shall be used for the public purpose of the  
32 continuation and expansion of a system of care program grant  
33 implemented in Cerro Gordo and Linn counties to utilize a  
34 comprehensive and long-term approach for helping children  
35 and families by addressing the key areas in a child's life

1 of childhood basic needs, education and work, family, and  
2 community.

3 23. Of the funds appropriated in this section, at least  
4 ~~\$12,500~~ \$25,000 shall be used to continue and to expand the  
5 foster care respite pilot program in which postsecondary  
6 students in social work and other human services-related  
7 programs receive experience by assisting family foster care  
8 providers with respite and other support.

9 24. Of the funds appropriated in this section, ~~\$55,000~~  
10 \$110,000 shall be used for the public purpose of funding  
11 community-based services and other supports with a system of  
12 care approach for children with a serious emotional disturbance  
13 and their families through a nonprofit provider of child  
14 welfare services that has been in existence for more than 115  
15 years, is located in a county with a population of more than  
16 200,000 but less than 220,000 according to the latest census  
17 information issued by the United States census bureau, is  
18 licensed as a psychiatric medical institution for children, and  
19 was a system of care grantee prior to July 1, 2016.

20 Sec. 17. 2015 Iowa Acts, chapter 137, section 139, is  
21 amended to read as follows:

22 SEC. 139. ADOPTION SUBSIDY.

23 1. There is appropriated from the general fund of the  
24 state to the department of human services for the fiscal year  
25 beginning July 1, 2016, and ending June 30, 2017, the following  
26 amount, or so much thereof as is necessary, to be used for the  
27 purpose designated:

28 a. For adoption subsidy payments and services:

29 ..... \$ ~~21,499,143~~  
30 43,046,664

31 b. (1) The funds appropriated in this section shall be used  
32 as authorized or allowed by federal law or regulation for any  
33 of the following purposes:

34 (a) For adoption subsidy payments and related costs.

35 (b) For post-adoption services and for other purposes under

1 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

2 (2) The department of human services may transfer funds  
3 appropriated in this subsection to the appropriation for  
4 child and family services in this Act for the purposes of  
5 post-adoption services as specified in this paragraph "b".

6 2. The department may transfer funds appropriated in  
7 this section to the appropriation made in this division of  
8 this Act for general administration for costs paid from the  
9 appropriation relating to adoption subsidy.

10 3. Federal funds received by the state during the  
11 fiscal year beginning July 1, 2016, as the result of the  
12 expenditure of state funds during a previous state fiscal  
13 year for a service or activity funded under this section are  
14 appropriated to the department to be used as additional funding  
15 for the services and activities funded under this section.  
16 Notwithstanding [section 8.33](#), moneys received in accordance  
17 with this subsection that remain unencumbered or unobligated  
18 at the close of the fiscal year shall not revert to any fund  
19 but shall remain available for expenditure for the purposes  
20 designated until the close of the succeeding fiscal year.

21 Sec. 18. 2015 Iowa Acts, chapter 137, section 141, is  
22 amended to read as follows:

23 SEC. 141. FAMILY SUPPORT SUBSIDY PROGRAM.

24 1. There is appropriated from the general fund of the  
25 state to the department of human services for the fiscal year  
26 beginning July 1, 2016, and ending June 30, 2017, the following  
27 amount, or so much thereof as is necessary, to be used for the  
28 purpose designated:

29 For the family support subsidy program subject to the  
30 enrollment restrictions in [section 225C.37, subsection 3](#):

31 .....	\$	536,966
32 .....		<u>1,069,282</u>

33 2. ~~The department shall use at~~ At least \$320,750 \$727,500  
34 of the moneys appropriated in this section is allocated to  
35 the department of public health for the family support center

1 component of the comprehensive family support program under  
2 ~~section 225C.47~~ chapter 225C, subchapter V. ~~Not more than~~  
3 ~~\$12,500 of the amount allocated in this subsection shall be~~  
4 ~~used for administrative costs.~~

5 3. If at any time during the fiscal year, the amount of  
6 funding available for the family support subsidy program  
7 is reduced from the amount initially used to establish the  
8 figure for the number of family members for whom a subsidy  
9 is to be provided at any one time during the fiscal year,  
10 notwithstanding ~~section 225C.38, subsection 2~~, the department  
11 shall revise the figure as necessary to conform to the amount  
12 of funding available.

13 Sec. 19. 2015 Iowa Acts, chapter 137, section 142, is  
14 amended to read as follows:

15 SEC. 142. CONNER DECREE. There is appropriated from the  
16 general fund of the state to the department of human services  
17 for the fiscal year beginning July 1, 2016, and ending June 30,  
18 2017, the following amount, or so much thereof as is necessary,  
19 to be used for the purpose designated:

20 For building community capacity through the coordination  
21 and provision of training opportunities in accordance with the  
22 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.  
23 Iowa, July 14, 1994):

24 .....	\$	<del>16,816</del>
25		<u>33,632</u>

26 Sec. 20. 2015 Iowa Acts, chapter 137, section 143, is  
27 amended to read as follows:

28 SEC. 143. MENTAL HEALTH INSTITUTES. There is appropriated  
29 from the general fund of the state to the department of human  
30 services for the fiscal year beginning July 1, 2016, and ending  
31 June 30, 2017, the following amounts, or so much thereof as is  
32 necessary, to be used for the purposes designated ~~which amounts~~  
33 ~~shall not be transferred or expended for any purpose other than~~  
34 ~~the purposes designated, notwithstanding section 218.6 to the~~  
35 ~~contrary:~~

1 1. For operation of the state mental health institute at  
2 Cherokee as required by chapters ~~218~~ and ~~226~~ for salaries,  
3 support, maintenance, and miscellaneous purposes, and for not  
4 more than the following full-time equivalent positions:

5 ..... \$ ~~2,772,808~~  
6 14,644,041  
7 ..... FTEs 169.20

8 2. For operation of the state mental health institute at  
9 Independence as required by chapters ~~218~~ and ~~226~~ for salaries,  
10 support, maintenance, and miscellaneous purposes, and for not  
11 more than the following full-time equivalent positions:

12 ..... \$ ~~5,162,104~~  
13 18,552,103  
14 ..... FTEs 233.00

15 Sec. 21. 2015 Iowa Acts, chapter 137, section 144, is  
16 amended to read as follows:

17 SEC. 144. STATE RESOURCE CENTERS.

18 1. There is appropriated from the general fund of the  
19 state to the department of human services for the fiscal year  
20 beginning July 1, 2016, and ending June 30, 2017, the following  
21 amounts, or so much thereof as is necessary, to be used for the  
22 purposes designated:

23 a. For the state resource center at Glenwood for salaries,  
24 support, maintenance, and miscellaneous purposes:

25 ..... \$ ~~10,762,241~~  
26 20,719,486

27 b. For the state resource center at Woodward for salaries,  
28 support, maintenance, and miscellaneous purposes:

29 ..... \$ ~~7,291,903~~  
30 14,053,011

31 2. The department may continue to bill for state resource  
32 center services utilizing a scope of services approach used for  
33 private providers of intermediate care facilities for persons  
34 with an intellectual disability services, in a manner which  
35 does not shift costs between the medical assistance program,



1 counties, or other sources of funding for the state resource  
2 centers.

3 3. The state resource centers may expand the time-limited  
4 assessment and respite services during the fiscal year.

5 4. If the department's administration and the department  
6 of management concur with a finding by a state resource  
7 center's superintendent that projected revenues can reasonably  
8 be expected to pay the salary and support costs for a new  
9 employee position, or that such costs for adding a particular  
10 number of new positions for the fiscal year would be less  
11 than the overtime costs if new positions would not be added,  
12 the superintendent may add the new position or positions. If  
13 the vacant positions available to a resource center do not  
14 include the position classification desired to be filled, the  
15 state resource center's superintendent may reclassify any  
16 vacant position as necessary to fill the desired position. The  
17 superintendents of the state resource centers may, by mutual  
18 agreement, pool vacant positions and position classifications  
19 during the course of the fiscal year in order to assist one  
20 another in filling necessary positions.

21 5. If existing capacity limitations are reached in  
22 operating units, a waiting list is in effect for a service or  
23 a special need for which a payment source or other funding  
24 is available for the service or to address the special need,  
25 and facilities for the service or to address the special need  
26 can be provided within the available payment source or other  
27 funding, the superintendent of a state resource center may  
28 authorize opening not more than two units or other facilities  
29 and begin implementing the service or addressing the special  
30 need during fiscal year 2016-2017.

31 Sec. 22. 2015 Iowa Acts, chapter 137, section 145, is  
32 amended to read as follows:

33 SEC. 145. SEXUALLY VIOLENT PREDATORS.

34 1. There is appropriated from the general fund of the  
35 state to the department of human services for the fiscal year

1 beginning July 1, 2016, and ending June 30, 2017, the following  
2 amount, or so much thereof as is necessary, to be used for the  
3 purpose designated:

4 For costs associated with the commitment and treatment of  
5 sexually violent predators in the unit located at the state  
6 mental health institute at Cherokee, including costs of legal  
7 services and other associated costs, including salaries,  
8 support, maintenance, and miscellaneous purposes, ~~and for not~~  
9 ~~more than the following full-time equivalent positions:~~

10	.....	\$	4,946,539
11			<u>10,193,079</u>
12	.....	FTEs	<u>132.50</u>

13 2. Unless specifically prohibited by law, if the amount  
14 charged provides for recoupment of at least the entire amount  
15 of direct and indirect costs, the department of human services  
16 may contract with other states to provide care and treatment  
17 of persons placed by the other states at the unit for sexually  
18 violent predators at Cherokee. The moneys received under  
19 such a contract shall be considered to be repayment receipts  
20 and used for the purposes of the appropriation made in this  
21 section.

22 Sec. 23. 2015 Iowa Acts, chapter 137, section 146, is  
23 amended to read as follows:

24 SEC. 146. FIELD OPERATIONS. There is appropriated from the  
25 general fund of the state to the department of human services  
26 for the fiscal year beginning July 1, 2016, and ending June 30,  
27 2017, the following amount, or so much thereof as is necessary,  
28 to be used for the purposes designated:

29 For field operations, including salaries, support,  
30 maintenance, and miscellaneous purposes, ~~and for not more than~~  
31 ~~the following full-time equivalent positions:~~

32	.....	\$	29,460,488
33			<u>58,920,976</u>
34	.....	FTEs	<u>1,837.00</u>

35 2. Priority in filling full-time equivalent positions

1 shall be given to those positions related to child protection  
2 services and eligibility determination for low-income families.

3 Sec. 24. 2015 Iowa Acts, chapter 137, section 147, is  
4 amended to read as follows:

5 SEC. 147. GENERAL ADMINISTRATION. There is appropriated  
6 from the general fund of the state to the department of human  
7 services for the fiscal year beginning July 1, 2016, and ending  
8 June 30, 2017, the following amount, or so much thereof as is  
9 necessary, to be used for the purpose designated:

10 For general administration, including salaries, support,  
11 maintenance, and miscellaneous purposes, ~~and for not more than~~  
12 ~~the following full-time equivalent positions:~~

13 .....	\$	7,449,099
14 .....		<u>14,873,198</u>
15 .....	FTEs	<u>309.00</u>

16 2. Of the funds appropriated in this section, ~~\$75,000~~  
17 \$150,000 shall be used to continue the contract for the  
18 provision of a program to provide technical assistance,  
19 support, and consultation to providers of habilitation services  
20 and home and community-based services waiver services for  
21 adults with disabilities under the medical assistance program.

22 3. Of the funds appropriated in this section, ~~\$25,000~~  
23 \$50,000 is transferred to the Iowa finance authority to be  
24 used for administrative support of the council on homelessness  
25 established in [section 16.2D](#) and for the council to fulfill its  
26 duties in addressing and reducing homelessness in the state.

27 4. Of the funds appropriated in this section, ~~\$125,000~~  
28 \$250,000 shall be transferred to and deposited in the  
29 administrative fund of the Iowa ABLE savings plan trust created  
30 in [section 12I.4](#), ~~if enacted in this or any other Act,~~ to be  
31 used for implementation and administration activities of the  
32 Iowa ABLE savings plan trust.

33 Sec. 25. 2015 Iowa Acts, chapter 137, is amended by adding  
34 the following new section:

35 NEW SECTION. SEC. 147A. DEPARTMENT-WIDE DUTIES. There

1 is appropriated from the general fund of the state to the  
2 department of human services for the fiscal year beginning July  
3 1, 2016, and ending June 30, 2017, the following amount, or  
4 so much thereof as is necessary, to be used for the purposes  
5 designated:

6 For salaries, support, maintenance, and miscellaneous  
7 purposes at facilities under the purview of the department of  
8 human services:

9 ..... \$ 2,879,274

10 Sec. 26. 2015 Iowa Acts, chapter 137, section 148, is  
11 amended to read as follows:

12 SEC. 148. VOLUNTEERS. There is appropriated from the  
13 general fund of the state to the department of human services  
14 for the fiscal year beginning July 1, 2016, and ending June 30,  
15 2017, the following amount, or so much thereof as is necessary,  
16 to be used for the purpose designated:

17 For development and coordination of volunteer services:

18 ..... \$ 42,343  
19 84,686

20 Sec. 27. 2015 Iowa Acts, chapter 137, section 149, is  
21 amended to read as follows:

22 SEC. 149. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
23 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
24 DEPARTMENT OF HUMAN SERVICES.

25 1. a. ~~(1) For the fiscal year beginning July 1, 2016,~~  
26 ~~the total state funding amount for the nursing facility budget~~  
27 ~~shall not exceed \$151,421,458.~~

28 ~~(2) The department, in cooperation with nursing facility~~  
29 ~~representatives, shall review projections for state funding~~  
30 ~~expenditures for reimbursement of nursing facilities on a~~  
31 ~~quarterly basis and the department shall determine if an~~  
32 ~~adjustment to the medical assistance reimbursement rate is~~  
33 ~~necessary in order to provide reimbursement within the state~~  
34 ~~funding amount for the fiscal year. Notwithstanding 2001~~  
35 ~~Iowa Acts, chapter 192, section 4, subsection 2, paragraph~~

1 ~~"c", and subsection 3, paragraph "a", subparagraph (2),~~  
2 ~~if the state funding expenditures for the nursing facility~~  
3 ~~budget for the fiscal year are projected to exceed the amount~~  
4 ~~specified in subparagraph (1), the department shall adjust~~  
5 ~~the reimbursement for nursing facilities reimbursed under the~~  
6 ~~case-mix reimbursement system to maintain expenditures of the~~  
7 ~~nursing facility budget within the specified amount for the~~  
8 ~~fiscal year.~~

9 (3) For the fiscal year beginning July 1, 2016, case-mix,  
10 non-case mix, and special population nursing facilities shall  
11 be reimbursed under Medicaid fee-for-service in accordance with  
12 the methodology in effect on June 30, 2016.

13 (4) For any open or unsettled nursing facility cost report  
14 for a fiscal year prior to and including the fiscal year  
15 beginning July 1, 2015, including any cost report remanded on  
16 judicial review for inclusion of prescription drug, laboratory,  
17 or x-ray costs, the department shall offset all reported  
18 prescription drug, laboratory, and x-ray costs with any revenue  
19 received from Medicare or other revenue source for any purpose.  
20 For purposes of this subparagraph, a nursing facility cost  
21 report is not considered open or unsettled if the facility did  
22 not initiate an administrative appeal under [chapter 17A](#) or if  
23 any appeal rights initiated have been exhausted.

24 b. (1) For the fiscal year beginning July 1, 2016,  
25 the department shall establish the pharmacy dispensing fee  
26 reimbursement under Medicaid fee-for-service at \$11.73 per  
27 prescription, until a cost of dispensing survey is completed.  
28 The actual dispensing fee shall be determined by a cost of  
29 dispensing survey performed by the department and required to  
30 be completed by all medical assistance program participating  
31 pharmacies every two years, adjusted as necessary to maintain  
32 expenditures within the amount appropriated to the department  
33 for this purpose for the fiscal year.

34 (2) The department shall utilize an average acquisition  
35 cost reimbursement methodology for all drugs covered under the

1 medical assistance program in accordance with 2012 Iowa Acts,  
2 chapter 1133, section 33.

3 (3) Notwithstanding subparagraph (2), if the centers for  
4 Medicare and Medicaid services of the United States department  
5 of health and human services (CMS) requires, as a condition  
6 of federal Medicaid funding, that the department implement an  
7 aggregate federal upper limit (FUL) for drug reimbursement  
8 based on the average manufacturer's price (AMP), the department  
9 may utilize a reimbursement methodology for all drugs covered  
10 under the Medicaid program based on the national average drug  
11 acquisition cost (NADAC) methodology published by CMS, in order  
12 to assure compliance with the aggregate FUL, minimize outcomes  
13 of drug reimbursements below pharmacy acquisition costs, limit  
14 administrative costs, and minimize any change in the aggregate  
15 reimbursement for drugs. The department may adopt emergency  
16 rules to implement this subparagraph.

17 c. (1) For the fiscal year beginning July 1, 2016,  
18 reimbursement rates under Medicaid fee-for-service for  
19 outpatient hospital services shall remain at the rates in  
20 effect on June 30, 2016, subject to Medicaid program upper  
21 payment limit rules, and adjusted as necessary to maintain  
22 expenditures within the amount appropriated to the department  
23 for this purpose for the fiscal year.

24 (2) For the fiscal year beginning July 1, 2016,  
25 reimbursement rates under Medicaid fee-for-service for  
26 inpatient hospital services shall remain at the rates in effect  
27 on June 30, 2016, subject to Medicaid program upper payment  
28 limit rules, and adjusted as necessary to maintain expenditures  
29 within the amount appropriated to the department for this  
30 purpose for the fiscal year.

31 (3) For the fiscal year beginning July 1, 2016, the graduate  
32 medical education and disproportionate share hospital fund  
33 shall remain at the amount in effect on June 30, 2016, except  
34 that the portion of the fund attributable to graduate medical  
35 education shall be reduced in an amount that reflects the

1 elimination of graduate medical education payments made to  
2 out-of-state hospitals.

3 (4) In order to ensure the efficient use of limited state  
4 funds in procuring health care services for low-income Iowans,  
5 funds appropriated in this Act for hospital services shall  
6 not be used for activities which would be excluded from a  
7 determination of reasonable costs under the federal Medicare  
8 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

9 d. For the fiscal year beginning July 1, 2016, reimbursement  
10 rates under Medicaid fee-for-service for ~~rural health clinics,~~  
11 hospices, and acute mental hospitals shall be increased in  
12 accordance with increases under the federal Medicare program or  
13 as supported by their Medicare audited costs.

14 e. For the fiscal year beginning July 1, 2016, independent  
15 laboratories and rehabilitation agencies shall be reimbursed  
16 under Medicaid fee-for-service using the same methodology in  
17 effect on June 30, 2016.

18 f. (1) For the fiscal year beginning July 1, 2016,  
19 reimbursement rates under Medicaid fee-for-service for home  
20 health agencies shall continue to be based on the Medicare low  
21 utilization payment adjustment (LUPA) methodology with state  
22 geographic wage adjustments, and ~~updated to reflect the most~~  
23 ~~recent Medicare LUPA rates~~ shall remain at those rates in  
24 effect on June 30, 2016.

25 (2) For the fiscal year beginning July 1, 2016, rates  
26 under Medicaid fee-for-service for private duty nursing and  
27 personal care services under the early and periodic screening,  
28 diagnostic, and treatment program benefit shall be calculated  
29 based on the methodology in effect on June 30, 2016.

30 g. For the fiscal year beginning July 1, 2016, federally  
31 qualified health centers and rural health clinics shall receive  
32 cost-based reimbursement for 100 percent of the reasonable  
33 costs for the provision of services to recipients of medical  
34 assistance.

35 h. For the fiscal year beginning July 1, 2016, the

1 reimbursement rates under Medicaid fee-for-service for dental  
2 services shall remain at the rates in effect on June 30, 2016.

3 i. ~~(1) For the fiscal year beginning July 1, 2016,~~  
4 ~~state-owned psychiatric medical institutions for children shall~~  
5 ~~receive cost-based reimbursement for 100 percent of the actual~~  
6 ~~and allowable costs for the provision of services to recipients~~  
7 ~~of medical assistance.~~

8 (2) For the nonstate-owned psychiatric medical  
9 institutions for children, reimbursement rates under Medicaid  
10 fee-for-service shall be based on the reimbursement methodology  
11 ~~developed by the Medicaid managed care contractor for~~  
12 behavioral health services in effect on June 30, 2016, as  
13 required for federal compliance.

14 (3) As a condition of participation in the medical  
15 assistance program, enrolled providers shall accept the medical  
16 assistance reimbursement rate for any covered goods or services  
17 provided to recipients of medical assistance who are children  
18 under the custody of a psychiatric medical institution for  
19 children.

20 j. For the fiscal year beginning July 1, 2016, unless  
21 otherwise specified in this Act, all noninstitutional medical  
22 assistance provider reimbursement rates under Medicaid  
23 fee-for-service shall remain at the rates in effect on June  
24 30, 2016, except for area education agencies, local education  
25 agencies, infant and toddler services providers, home and  
26 community-based services providers including consumer-directed  
27 attendant care providers under a section 1915(c) or 1915(i)  
28 waiver, targeted case management providers, and those providers  
29 whose rates are required to be determined pursuant to section  
30 249A.20.

31 k. Notwithstanding any provision to the contrary, for the  
32 fiscal year beginning July 1, 2016, the reimbursement rate  
33 under Medicaid fee-for-service for anesthesiologists shall  
34 remain at the rate in effect on June 30, 2016.

35 l. Notwithstanding [section 249A.20](#), for the fiscal year



1 beginning July 1, 2016, the average reimbursement rate under  
2 Medicaid fee-for-service for health care providers eligible for  
3 use of the federal Medicare resource-based relative value scale  
4 reimbursement methodology under [section 249A.20](#) shall remain  
5 at the rate in effect on June 30, 2016; however, this rate  
6 shall not exceed the maximum level authorized by the federal  
7 government.

8 m. For the fiscal year beginning July 1, 2016, the  
9 reimbursement rate for residential care facilities shall not  
10 be less than the minimum payment level as established by the  
11 federal government to meet the federally mandated maintenance  
12 of effort requirement. The flat reimbursement rate for  
13 facilities electing not to file annual cost reports shall not  
14 be less than the minimum payment level as established by the  
15 federal government to meet the federally mandated maintenance  
16 of effort requirement.

17 n. For the fiscal year beginning July 1, 2016, the  
18 reimbursement rates under Medicaid fee-for-service for  
19 inpatient mental health services provided at hospitals shall  
20 remain at the rates in effect on June 30, 2016, subject to  
21 Medicaid program upper payment limit rules; and psychiatrists  
22 shall be reimbursed at the medical assistance program  
23 fee-for-service rate in effect on June 30, 2016.

24 o. For the fiscal year beginning July 1, 2016, community  
25 mental health centers may choose to be reimbursed under  
26 Medicaid fee-for-service for the services provided to  
27 recipients of medical assistance through either of the  
28 following options:

29 (1) For 100 percent of the reasonable costs of the services.

30 (2) In accordance with the alternative reimbursement rate  
31 methodology ~~established by the medical assistance program's~~  
32 ~~managed care contractor for mental health services and approved~~  
33 ~~by the department of human services~~ in effect on June 30, 2016.

34 p. For the fiscal year beginning July 1, 2016, the  
35 reimbursement rate under Medicaid fee-for-service for providers

1 of family planning services that are eligible to receive a 90  
2 percent federal match shall remain at the rates in effect on  
3 June 30, 2016.

4 q. For the fiscal year beginning July 1, 2016, the upper  
5 limits on reimbursement rates under Medicaid fee-for-service  
6 for providers of home and community-based services waiver  
7 services shall remain at the limits in effect on June 30, 2016.

8 r. For the fiscal year beginning July 1, 2016, the  
9 reimbursement rates under Medicaid fee-for-service for  
10 emergency medical service providers shall remain at the rates  
11 in effect on June 30, 2016.

12 2. For the fiscal year beginning July 1, 2016, the  
13 reimbursement rate for providers reimbursed under the  
14 in-home-related care program shall not be less than the minimum  
15 payment level as established by the federal government to meet  
16 the federally mandated maintenance of effort requirement.

17 3. Unless otherwise directed in this section, when the  
18 department's reimbursement methodology for any provider  
19 reimbursed in accordance with this section includes an  
20 inflation factor, this factor shall not exceed the amount  
21 by which the consumer price index for all urban consumers  
22 increased during the calendar year ending December 31, 2002.

23 4. ~~For~~ Notwithstanding section 234.38, for the fiscal  
24 year beginning July 1, 2016, the foster family basic daily  
25 maintenance rate and the maximum adoption subsidy rate for  
26 children ages 0 through 5 years shall be \$16.78, the rate for  
27 children ages 6 through 11 years shall be \$17.45, the rate for  
28 children ages 12 through 15 years shall be \$19.10, and the  
29 rate for children and young adults ages 16 and older shall  
30 be \$19.35. For youth ages 18 to 21 who have exited foster  
31 care, the preparation for adult living program maintenance rate  
32 shall be \$602.70 per month. The maximum payment for adoption  
33 subsidy nonrecurring expenses shall be limited to \$500 and the  
34 disallowance of additional amounts for court costs and other  
35 related legal expenses implemented pursuant to 2010 Iowa Acts,

1 chapter 1031, section 408, shall be continued.

2 5. For the fiscal year beginning July 1, 2016, the maximum  
3 reimbursement rates for social services providers under  
4 contract shall remain at the rates in effect on June 30, 2016,  
5 or the provider's actual and allowable cost plus inflation for  
6 each service, whichever is less. However, if a new service  
7 or service provider is added after June 30, 2016, the initial  
8 reimbursement rate for the service or provider shall be based  
9 upon a weighted average of provider rates for similar services.

10 6. For the fiscal year beginning July 1, 2016, the  
11 reimbursement rates for resource family recruitment and  
12 retention contractors, child welfare emergency services  
13 contractors, and supervised apartment living foster care  
14 providers shall remain at the rates in effect on June 30, 2016.

15 7. a. For the purposes of this subsection, "combined  
16 reimbursement rate" means the combined service and maintenance  
17 reimbursement rate for a service level under the department's  
18 reimbursement methodology. Effective July 1, 2016, the  
19 combined reimbursement rate for a group foster care service  
20 level shall be the amount designated in this subsection.  
21 However, if a group foster care provider's reimbursement rate  
22 for a service level as of June 30, 2016, is more than the rate  
23 designated in this subsection, the provider's reimbursement  
24 shall remain at the higher rate.

25 b. Unless a group foster care provider is subject to the  
26 exception provided in paragraph "a", effective July 1, 2016,  
27 the combined reimbursement rates for the service levels under  
28 the department's reimbursement methodology shall be as follows:

29 (1) For service level, community - D1, the daily rate shall  
30 be at least \$84.17.

31 (2) For service level, comprehensive - D2, the daily rate  
32 shall be at least \$119.09.

33 (3) For service level, enhanced - D3, the daily rate shall  
34 be at least \$131.09.

35 8. The group foster care reimbursement rates paid for

1 placement of children out of state shall be calculated  
2 according to the same rate-setting principles as those used for  
3 in-state providers, unless the director of human services or  
4 the director's designee determines that appropriate care cannot  
5 be provided within the state. The payment of the daily rate  
6 shall be based on the number of days in the calendar month in  
7 which service is provided.

8 9. a. For the fiscal year beginning July 1, 2016, the  
9 reimbursement rate paid for shelter care and the child welfare  
10 emergency services implemented to provide or prevent the need  
11 for shelter care shall be established by contract.

12 b. For the fiscal year beginning July 1, 2016, the combined  
13 service and maintenance components of the reimbursement rate  
14 paid for shelter care services shall be based on the financial  
15 and statistical report submitted to the department. The  
16 maximum reimbursement rate shall be \$101.83 per day. The  
17 department shall reimburse a shelter care provider at the  
18 provider's actual and allowable unit cost, plus inflation, not  
19 to exceed the maximum reimbursement rate.

20 c. Notwithstanding [section 232.141, subsection 8](#), for the  
21 fiscal year beginning July 1, 2016, the amount of the statewide  
22 average of the actual and allowable rates for reimbursement of  
23 juvenile shelter care homes that is utilized for the limitation  
24 on recovery of unpaid costs shall remain at the amount in  
25 effect for this purpose in the fiscal year beginning July 1,  
26 2015.

27 10. For the fiscal year beginning July 1, 2016, the  
28 department shall calculate reimbursement rates under Medicaid  
29 fee-for-service for intermediate care facilities for persons  
30 with an intellectual disability at the 80th percentile.  
31 Beginning July 1, 2016, the rate calculation methodology shall  
32 utilize the consumer price index inflation factor applicable to  
33 the fiscal year beginning July 1, 2016.

34 11. For the fiscal year beginning July 1, 2016, for child  
35 care providers reimbursed under the state child care assistance

1 program, the department shall set provider reimbursement  
2 rates based on the rate reimbursement survey completed in  
3 December 2004. Effective July 1, 2016, the child care provider  
4 reimbursement rates shall remain at the rates in effect on June  
5 30, 2016. The department shall set rates in a manner so as  
6 to provide incentives for a nonregistered provider to become  
7 registered by applying the increase only to registered and  
8 licensed providers.

9 12A. For claims subject to a Medicaid managed care contract,  
10 reimbursement shall be based on the methodology established by  
11 the Medicaid managed care organization contract.

12 13. The department may adopt emergency rules to implement  
13 this section.

14 Sec. 28. 2015 Iowa Acts, chapter 137, is amended by adding  
15 the following new section:

16 NEW SECTION. SEC. 151A. TRANSFER OF MEDICAID MODERNIZATION  
17 SAVINGS BETWEEN APPROPRIATIONS FY 2016-2017. Notwithstanding  
18 section 8.39, subsection 1, for the fiscal year beginning July  
19 1, 2016, if savings resulting from the governor's Medicaid  
20 modernization initiative accrue to the medical contracts or  
21 children's health insurance program appropriation from the  
22 general fund of the state and not to the medical assistance  
23 appropriation from the general fund of the state under this  
24 division of this Act, such savings may be transferred to such  
25 medical assistance appropriation for the same fiscal year  
26 without prior written consent and approval of the governor and  
27 the director of the department of management. The department  
28 of human services shall report any transfers made pursuant to  
29 this section to the legislative services agency.

30 DIVISION VI

31 HEALTH CARE ACCOUNTS AND FUNDS — FY 2016-2017

32 Sec. 29. 2015 Iowa Acts, chapter 137, section 152, is  
33 amended to read as follows:

34 SEC. 152. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
35 appropriated from the pharmaceutical settlement account created

1 in section 249A.33 to the department of human services for the  
2 fiscal year beginning July 1, 2016, and ending June 30, 2017,  
3 the following amount, or so much thereof as is necessary, to be  
4 used for the purpose designated:

5 Notwithstanding any provision of law to the contrary, to  
6 supplement the appropriations made in this Act for medical  
7 contracts under the medical assistance program for the fiscal  
8 year beginning July 1, 2016, and ending June 30, 2017:

9 ..... \$ ~~1,001,088~~  
10 500,000

11 Sec. 30. 2015 Iowa Acts, chapter 137, section 153, is  
12 amended to read as follows:

13 SEC. 153. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF  
14 HUMAN SERVICES. Notwithstanding any provision to the contrary  
15 and subject to the availability of funds, there is appropriated  
16 from the quality assurance trust fund created in section  
17 249L.4 to the department of human services for the fiscal year  
18 beginning July 1, 2016, and ending June 30, 2017, the following  
19 amounts, or so much thereof as is necessary, for the purposes  
20 designated:

21 To supplement the appropriation made in this Act from the  
22 general fund of the state to the department of human services  
23 for medical assistance for the same fiscal year:

24 ..... \$ ~~18,602,604~~  
25 36,705,208

26 Sec. 31. 2015 Iowa Acts, chapter 137, section 154, is  
27 amended to read as follows:

28 SEC. 154. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
29 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
30 the contrary and subject to the availability of funds, there is  
31 appropriated from the hospital health care access trust fund  
32 created in section 249M.4 to the department of human services  
33 for the fiscal year beginning July 1, 2016, and ending June  
34 30, 2017, the following amounts, or so much thereof as is  
35 necessary, for the purposes designated:

1 To supplement the appropriation made in this Act from the  
2 general fund of the state to the department of human services  
3 for medical assistance for the same fiscal year:

4 ..... \$ ~~17,350,000~~  
5 34,700,000

6 DIVISION VII

7 PROPERTY TAX RELIEF FUND BLOCK GRANT MONEY — FY 2016-2017

8 Sec. 32. 2015 Iowa Acts, chapter 137, section 157, is  
9 amended to read as follows:

10 SEC. 157. PROPERTY TAX RELIEF FUND BLOCK GRANT MONEYS. The  
11 moneys transferred to the property tax relief fund for the  
12 fiscal year beginning July 1, ~~2015~~ 2016, from the federal  
13 social services block grant pursuant to 2015 Iowa Acts,  
14 House File 630, and from the federal temporary assistance for  
15 needy families block grant, totaling at least ~~\$11,774,275~~  
16 7,456,296, are appropriated to the department of human services  
17 for the fiscal year beginning July 1, ~~2015~~ 2016, and ending  
18 June 30, ~~2016~~ 2017, to be used for the purposes designated,  
19 notwithstanding any provision of law to the contrary:

20 1. For distribution to any ~~mental health and disability~~  
21 ~~services region where 25 percent of the region's projected~~  
22 ~~expenditures exceeds the region's projected fund balance the~~  
23 family planning services program as enacted in this 2016 Act:  
24 ..... \$ 480,000  
25 2,999,305

26 a. ~~For purposes of this subsection:~~

27 (1) ~~"Available funds" means a county mental health and~~  
28 ~~services fund balance on June 30, 2015, plus the maximum amount~~  
29 ~~a county was allowed to levy for the fiscal year beginning July~~  
30 ~~1, 2015.~~

31 (2) ~~"Projected expenditures" means the actual expenditures~~  
32 ~~of a mental health and disability services region as of June~~  
33 ~~30, 2015, multiplied by an annual inflation rate of 2 percent~~  
34 ~~plus the projected costs for new core services administered by~~  
35 ~~the region as provided in a region's regional service system~~

1 ~~management plan approved pursuant to section 331.393 for the~~  
2 ~~fiscal year beginning July 1, 2015.~~

3 ~~(3) "Projected fund balance" means the difference between a~~  
4 ~~mental health and disability services region's available funds~~  
5 ~~and projected expenditures.~~

6 ~~b. If sufficient funds are not available to implement this~~  
7 ~~subsection, the department of human services shall distribute~~  
8 ~~funds to a region in proportion to the availability of funds.~~

9 2. To be transferred to the appropriation in this Act for  
10 child and family services for the fiscal year beginning July 1,  
11 2016, to be used for the purpose of that appropriation:

12 ..... \$ 5,407,137  
13 4,456,991

14 DIVISION VIII

15 PRIOR YEAR APPROPRIATIONS AND OTHER PROVISIONS

16 FAMILY INVESTMENT PROGRAM ACCOUNT FY 2015-2016

17 Sec. 33. 2015 Iowa Acts, chapter 137, section 7, subsection  
18 4, paragraph e, is amended to read as follows:

19 e. For the JOBS program:

20 ..... \$ 17,540,398  
21 17,140,398

22 FAMILY INVESTMENT PROGRAM GENERAL FUND FY 2015-2016

23 Sec. 34. 2015 Iowa Acts, chapter 137, section 8, unnumbered  
24 paragraph 2, is amended to read as follows:

25 To be credited to the family investment program (FIP)  
26 account and used for family investment program assistance under  
27 chapter 239B:

28 ..... \$ 48,673,875  
29 44,773,875

30 Sec. 35. 2015 Iowa Acts, chapter 137, section 8, subsection  
31 1, is amended to read as follows:

32 1. Of the funds appropriated in this section, ~~\$7,402,220~~  
33 \$7,002,220 is allocated for the JOBS program.

34 MEDICAL ASSISTANCE APPROPRIATION — FY 2015-2016

35 Sec. 36. 2015 Iowa Acts, chapter 137, section 12, unnumbered



1 paragraph 2, is amended to read as follows:

2 For medical assistance program reimbursement and associated  
3 costs as specifically provided in the reimbursement  
4 methodologies in effect on June 30, 2015, except as otherwise  
5 expressly authorized by law, consistent with options under  
6 federal law and regulations, and contingent upon receipt of  
7 approval from the office of the governor of reimbursement for  
8 each abortion performed under the program:

9 ..... \$ ~~1,303,191,564~~  
10 1,387,191,564

11 MODERNIZATION EMERGENCY RULES FY 2015-2016

12 Sec. 37. 2015 Iowa Acts, chapter 137, section 12, subsection  
13 24, is amended to read as follows:

14 24. The department of human services may adopt emergency  
15 rules as necessary to implement the governor's Medicaid  
16 modernization initiative beginning ~~January~~ March 1, 2016.

17 STATE SUPPLEMENTARY ASSISTANCE FY 2015-2016

18 Sec. 38. 2015 Iowa Acts, chapter 137, section 14, unnumbered  
19 paragraph 2, is amended to read as follows:

20 For the state supplementary assistance program:  
21 ..... \$ ~~12,997,187~~  
22 11,897,187

23 CHILD CARE ASSISTANCE FY 2015-2016

24 Sec. 39. 2015 Iowa Acts, chapter 137, section 16, unnumbered  
25 paragraph 2, is amended to read as follows:

26 For child care programs:  
27 ..... \$ ~~51,408,668~~  
28 41,408,668

29 Sec. 40. 2015 Iowa Acts, chapter 137, section 16, subsection  
30 1, is amended to read as follows:

31 1. Of the funds appropriated in this section, ~~\$43,689,241~~  
32 \$33,689,241 shall be used for state child care assistance in  
33 accordance with [section 237A.13](#).

34 NURSING FACILITY BUDGET FY 2015-2016

35 Sec. 41. 2015 Iowa Acts, chapter 137, section 29, subsection

1 1, paragraph a, subparagraph (1), is amended to read as  
2 follows:

3 1. a. (1) For the fiscal year beginning July 1, 2015,  
4 the total state funding amount for the nursing facility budget  
5 shall not exceed ~~\$151,421,158~~ \$227,131,737.

6 DIVISION IX

7 SOCIAL SERVICES BLOCK GRANT FY 2013-2014, FY 2014-2015,  
8 FY 2015-2016, AND FY 2016-2017

9 Sec. 42. 2013 Iowa Acts, chapter 136, section 11, subsection  
10 3, paragraph e, as amended by 2014 Iowa Acts, chapter 1140,  
11 section 83, is amended to read as follows:

12 e. To be credited to the property tax relief fund created  
13 in [section 426B.1](#):

14 (1) FY 2013-2014  
15 ..... \$ 7,480,233

16 Of the amount allocated in this subparagraph, up to  
17 \$600,000 may be used by the department of human services for  
18 distribution to counties for state case services provided for  
19 persons with mental illness, intellectual disability, or a  
20 developmental disability in accordance with section 331.440,  
21 Code 2013 or a dispute resolution process implemented in  
22 accordance with [section 331.394, subsection 5 or 6](#).

23 (2) FFY 2014-2015  
24 ..... \$ 7,480,233

25 Of the amount allocated in this subparagraph, up to  
26 \$600,000 may be used by the department of human services for  
27 distribution to counties for state case services provided for  
28 persons with mental illness, intellectual disability, or a  
29 developmental disability in accordance with section 331.440,  
30 Code 2013, or in accordance with a dispute resolution process  
31 implemented in accordance with section 331.394, subsection  
32 5 or 6. Any portion of the \$600,000 used for state cases  
33 that remains unexpended shall not be distributed to counties,  
34 but shall be retained by the department of human services to  
35 be expended on activities as provided in the federal social

1 services block grant plan.

2 Sec. 43. 2015 Iowa Acts, chapter 130, section 11, subsection  
3 3, paragraph e, is amended to read as follows:

4 e. To be credited to the property tax relief fund created  
5 in section 426B.1:

6 (1) FFY 2015-2016

7 ..... \$ 7,456,296

8 Of the amount allocated in this subparagraph, up to  
9 \$600,000 may be used by the department of human services for  
10 distribution to counties for state case services provided for  
11 persons with mental illness, intellectual disability, or a  
12 developmental disability in accordance with section 331.440,  
13 Code 2013, or in accordance with a dispute resolution process  
14 implemented in accordance with section 331.394, subsections  
15 5 or 6. Any portion of the \$600,000 used for state cases  
16 that remains unexpended shall not be distributed to counties,  
17 but shall be retained by the department of human services to  
18 be expended on activities as provided in the federal social  
19 services block grant plan.

20 (2) FFY 2016-2017

21 ..... \$ 7,456,296

22 ~~Of the amount allocated in this subparagraph, up to~~  
23 ~~\$600,000 may be used by the department of human services for~~  
24 ~~distribution to counties for state case services provided for~~  
25 ~~persons with mental illness, intellectual disability, or a~~  
26 ~~developmental disability in accordance with section 331.440,~~  
27 ~~Code 2013, or in accordance with a dispute resolution process~~  
28 ~~implemented in accordance with section 331.394, subsections 5~~  
29 ~~or 6.~~

30 Sec. 44. EFFECTIVE UPON ENACTMENT. This division of this  
31 Act, being deemed of immediate importance, takes effect upon  
32 enactment.

33 Sec. 45. RETROACTIVE APPLICABILITY.

34 1. The section of this division of this Act amending 2013  
35 Iowa Acts, chapter 136, section 11, subsection 3, paragraph e,

1 as amended by 2014 Iowa Acts, chapter 1140, section 83, applies  
2 retroactively to July 1, 2013.

3 2. The section of this Act amending 2015 Iowa Acts,  
4 chapter 130, section 11, subsection 3, paragraph e, applies  
5 retroactively to July 1, 2015.

6 DIVISION X

7 DECATEGORYIZATION

8 Sec. 46. DECATEGORYIZATION CARRYOVER FUNDING — TRANSFER TO  
9 MEDICAID PROGRAM. Notwithstanding section 232.188, subsection  
10 5, paragraph "b", any state appropriated moneys in the funding  
11 pool that remained unencumbered or unobligated at the close  
12 of the fiscal year beginning July 1, 2013, and were deemed  
13 carryover funding to remain available for the two succeeding  
14 fiscal years that still remain unencumbered or unobligated at  
15 the close of the fiscal year beginning July 1, 2015, shall  
16 not revert but shall be transferred to the medical assistance  
17 program for the fiscal year beginning July 1, 2015.

18 Sec. 47. EFFECTIVE UPON ENACTMENT. This division of this  
19 Act, being deemed of immediate importance, takes effect upon  
20 enactment.

21 Sec. 48. RETROACTIVE APPLICABILITY. This division of this  
22 Act is retroactively applicable to July 1, 2015.

23 DIVISION XI

24 STATE FAMILY PLANNING SERVICES PROGRAM

25 Sec. 49. STATE FAMILY PLANNING SERVICES PROGRAM —  
26 ESTABLISHMENT — DISCONTINUATION OF MEDICAID FAMILY PLANNING  
27 NETWORK WAIVER.

28 1. The department of human services shall discontinue the  
29 Medicaid family planning network waiver effective July 1, 2016,  
30 and shall instead establish a state family planning services  
31 program. The state program shall replicate the eligibility  
32 requirements and other provisions included in the Medicaid  
33 family planning network waiver as approved by the centers for  
34 Medicare and Medicaid services of the United States department  
35 of health and human services in effect on June 30, 2016, but

1 shall provide for distribution of the family planning services  
2 program funds in accordance with this section.

3 2. Distribution of family planning services program funds  
4 shall be made to eligible applicants in the following order of  
5 priority:

6 a. Public entities that provide family planning services  
7 including state, county, or local community health clinics and  
8 federally qualified health centers.

9 b. Nonpublic entities that, in addition to family planning  
10 services, provide required primary health services as described  
11 in 42 U.S.C. §254b(b)(1)(A).

12 c. Nonpublic entities that provide family planning  
13 services but do not provide required primary health services as  
14 described in 42 U.S.C. §254b(b)(1)(A).

15 3. Distribution of family planning services program funds  
16 under this section shall be made in a manner that continues  
17 access to family planning services.

18 4. Distribution of family planning services program funds  
19 shall not be made to any entity that performs abortions or that  
20 maintains or operates a facility where abortions are performed.  
21 For the purposes of this section, "abortion" does not include  
22 any of the following:

23 a. The treatment of a woman for a physical disorder,  
24 physical injury, or physical illness, including a  
25 life-endangering physical condition caused by or arising from  
26 the pregnancy itself, that would, as certified by a physician,  
27 place the woman in danger of death.

28 b. The treatment of a woman for a spontaneous abortion,  
29 commonly known as a miscarriage, when not all of the products  
30 of human conception are expelled.

31 c. The treatment of a woman for an abortion when the  
32 pregnancy was the result of rape or incest.

33 5. Family planning services program funds distributed in  
34 accordance with this section shall not be used for direct or  
35 indirect costs, including but not limited to administrative

1 costs or expenses, overhead, employee salaries, rent, and  
2 telephone and other utility costs, related to providing  
3 abortions as specified in subsection 4.

4 6. The department of human services shall submit a report to  
5 the governor and the general assembly, annually by January 1,  
6 listing any entities that received funds pursuant to subsection  
7 2, paragraph "c", and the amount and type of funds received by  
8 such entities during the preceding calendar year. The report  
9 shall provide a detailed explanation of how the department  
10 determined that distribution of family planning services  
11 program funds to such an entity, instead of to an entity  
12 described in subsection 2, paragraph "a" or "b", was necessary  
13 to prevent severe limitation or elimination of access to family  
14 planning services in the region of the state where the entity  
15 is located.

16 DIVISION XII

17 CODE CHANGES

18 LOCAL OFFICES OF SUBSTITUTE DECISION MAKER

19 Sec. 50. Section 231E.4, subsection 3, paragraph a, Code  
20 2016, is amended to read as follows:

21 a. Select persons through a request for proposals process to  
22 establish local offices of substitute decision maker in each  
23 of the planning and service areas. Local offices shall be  
24 established statewide on or before July 1, ~~2017~~ 2018.

25 INSTITUTIONS FOR PERSONS WITH AN INTELLECTUAL DISABILITY —

26 ASSESSMENT

27 Sec. 51. Section 222.60A, Code 2016, is amended to read as  
28 follows:

29 **222.60A Cost of assessment.**

30 Notwithstanding any provision of [this chapter](#) to the  
31 contrary, any amount attributable to any ~~fee-assessed~~  
32 assessment pursuant to [section 249A.21](#) that would otherwise  
33 be the liability of any county shall be paid by the state.  
34 The department may transfer funds from the appropriation for  
35 medical assistance to pay any amount attributable to any fee

1 ~~assessed~~ assessment pursuant to section 249A.21 that is a  
2 liability of the state.

3 Sec. 52. Section 249A.12, subsection 3, paragraph c, Code  
4 2016, is amended to read as follows:

5 ~~c. Effective February 1, 2002, the~~ The state shall be  
6 responsible for all of the nonfederal share of the costs of  
7 intermediate care facility for persons with an intellectual  
8 disability services provided under medical assistance  
9 attributable to the assessment fee for intermediate care  
10 facilities for individuals with an intellectual disability  
11 imposed pursuant to section 249A.21. ~~Effective February 1,~~  
12 ~~2003,~~ a A county is not required to reimburse the department  
13 and shall not be billed for the nonfederal share of the costs  
14 of such services attributable to the assessment fee.

15 Sec. 53. Section 249A.21, Code 2016, is amended to read as  
16 follows:

17 **249A.21 Intermediate care facilities for persons with an**  
18 **intellectual disability — assessment.**

19 1. ~~The department may assess~~ An intermediate care  
20 ~~facilities~~ facility for persons with an intellectual  
21 disability, as defined in section 135C.1, ~~a fee in~~ shall be  
22 assessed an amount for the preceding calendar quarter, not to  
23 exceed six percent of the total annual revenue of the facility  
24 for the preceding fiscal year.

25 2. The assessment shall be paid by each intermediate care  
26 facility for persons with an intellectual disability to the  
27 department ~~in equal monthly amounts on or before the fifteenth~~  
28 ~~day of each month~~ on a quarterly basis. ~~The department may~~  
29 ~~deduct the monthly amount from medical assistance payments to~~  
30 ~~a facility described in~~ subsection 1. ~~The amount deducted~~  
31 ~~from payments shall not exceed the total amount of the~~  
32 ~~assessments due~~ An intermediate care facility for persons with  
33 an intellectual disability shall submit the assessment amount  
34 no later than thirty days following the end of each calendar  
35 quarter.

1     3. ~~Revenue from the assessments shall be credited~~ The  
2 department shall collect the assessment imposed and shall  
3 credit all revenues collected to the state medical assistance  
4 appropriation. This revenue may be used only for services  
5 for which federal financial participation under the medical  
6 assistance program is available to match state funds.

7     4. If the department determines that an intermediate care  
8 facility for persons with an intellectual disability has  
9 underpaid or overpaid the assessment, the department shall  
10 notify the intermediate care facility for persons with an  
11 intellectual disability of the amount of the unpaid assessment  
12 or refund due. Such payment or refund shall be due or refunded  
13 within thirty days of the issuance of the notice.

14     5. An intermediate care facility for persons with an  
15 intellectual disability that fails to pay the assessment within  
16 the time frame specified in this section shall pay, in addition  
17 to the outstanding assessment, a penalty in the amount of one  
18 and five-tenths percent of the assessment amount owed for  
19 each month or portion of each month the payment is overdue.  
20 However, if the department determines that good cause is shown  
21 for failure to comply with payment of the assessment, the  
22 department shall waive the penalty or a portion of the penalty.

23     6. If an assessment has not been received by the department  
24 by the last day of the third month after the payment is due,  
25 the department shall suspend payment due the intermediate care  
26 facility for persons with an intellectual disability under the  
27 medical assistance program including payments made on behalf  
28 of the medical assistance program by a Medicaid managed care  
29 organization contractor.

30     7. The assessment imposed under this section constitutes  
31 a debt due and owing the state and may be collected by civil  
32 action, including but not limited to the filing of tax liens,  
33 and any other method provided for by law.

34     8. If federal financial participation to match the  
35 assessments made under [subsection 1](#) becomes unavailable under



1 federal law, the department shall terminate the imposing of the  
2 assessments beginning on the date that the federal statutory,  
3 regulatory, or interpretive change takes effect.

4 ~~5.~~ 9. The department of human services may procure a sole  
5 source contract to implement the provisions of [this section](#).

6 ~~6.~~ 10. The department may adopt administrative rules under  
7 section 17A.4, subsection 3, and [section 17A.5, subsection 2,](#)  
8 paragraph "b", to implement [this section](#), and any fee assessed  
9 pursuant to ~~[this section](#)~~ against an intermediate care facility  
10 for persons with an intellectual disability that is operated by  
11 the state may be made retroactive to October 1, 2003.

12 STATE CASES LANGUAGE UPDATE

13 Sec. 54. Section 218.99, Code 2016, is amended to read as  
14 follows:

15 **218.99 Counties to be notified of patients' personal**  
16 **accounts.**

17 The administrator in control of a state institution shall  
18 direct the business manager of each institution under the  
19 administrator's jurisdiction which is mentioned in section  
20 331.424, subsection 1, paragraph "a", subparagraphs (1) and  
21 (2), and for which services are paid under [section 331.424A,](#)  
22 to quarterly inform the county of residence or the county or  
23 region determined to be responsible pursuant to section 331.394  
24 of any patient or resident who has an amount in excess of two  
25 hundred dollars on account in the patients' personal deposit  
26 fund and the amount on deposit. The administrators shall  
27 direct the business manager to further notify the county of  
28 residence or the county or region determined to be responsible  
29 pursuant to section 331.394 at least fifteen days before the  
30 release of funds in excess of two hundred dollars or upon the  
31 death of the patient or resident. ~~If the patient or resident~~  
32 ~~has no residency in this state or the person's residency is~~  
33 ~~unknown so that the person is deemed to be a state case,~~  
34 ~~notice shall be made to the director of human services and the~~  
35 ~~administrator in control of the institution involved.~~

1     Sec. 55. Section 222.60, Code 2016, is amended to read as  
2 follows:

3     **222.60 Costs paid by county or state region — diagnosis and**  
4 **evaluation.**

5     1. All necessary and legal expenses for the cost of  
6 admission or for the treatment, training, instruction, care,  
7 habilitation, support, and transportation of persons with an  
8 intellectual disability, as provided for in the applicable  
9 regional service system management plan implemented pursuant  
10 to section 331.393 in a state resource center, or in a special  
11 unit, or any public or private facility within or without the  
12 state, approved by the director of human services, shall be  
13 paid by either:

14     a. The regional administrator for the person's county of  
15 residence.

16     b. The state county or region determined to be responsible  
17 pursuant to section 331.394 when the person is a resident in  
18 another state or in a foreign country, or when the person's  
19 residence is unknown. ~~The payment responsibility shall be~~  
20 ~~deemed to be a state case.~~

21     2. a. ~~Prior to the regional administrator for a county~~  
22 ~~of residence~~ or region approving the payment of expenses for  
23 a person under this section, the regional administrator may  
24 require that the person be diagnosed to determine if the person  
25 has an intellectual disability or that the person be evaluated  
26 to determine the appropriate level of services required to meet  
27 the person's needs relating to an intellectual disability. The  
28 diagnosis and the evaluation may be performed concurrently and  
29 shall be performed by an individual or individuals approved by  
30 the regional administrator for the person's county of residence  
31 or for the county or region determined to be responsible  
32 pursuant to section 331.394 who are qualified to perform the  
33 diagnosis or the evaluation. Following the initial approval  
34 for payment of expenses, the regional administrator may require  
35 that an evaluation be performed at reasonable time periods.

1     *b.* The cost of a regional administrator-required diagnosis  
2 and an evaluation is at the mental health and disability  
3 services region's expense. ~~For a state case, the state~~  
4 ~~may apply the diagnosis and evaluation provisions of this~~  
5 ~~subsection at the state's expense.~~

6     *c.* A diagnosis or an evaluation under **this section** may be  
7 part of a diagnosis and assessment process implemented by the  
8 applicable regional administrator, provided that a diagnosis is  
9 performed only by an individual qualified as provided in this  
10 section.

11     3. *a.* A diagnosis of an intellectual disability under  
12 this section shall be made only when the onset of the person's  
13 condition was prior to the age of eighteen years and shall be  
14 based on an assessment of the person's intellectual functioning  
15 and level of adaptive skills. The diagnosis shall be made by  
16 an individual who is a psychologist or psychiatrist who is  
17 professionally trained to administer the tests required to  
18 assess intellectual functioning and to evaluate a person's  
19 adaptive skills.

20     *b.* A diagnosis of an intellectual disability shall be made  
21 in accordance with the criteria provided in the diagnostic  
22 and statistical manual of mental disorders, published by the  
23 American psychiatric association, as provided in the definition  
24 of intellectual disability in **section 4.1**.

25     Sec. 56. Section 222.65, subsection 1, Code 2016, is amended  
26 to read as follows:

27     1. If the administrator concurs with a certified  
28 determination as to residency of the person so that the person  
29 is deemed a state case under **section 222.60** to be a resident  
30 in another state or in a foreign country, or when the person's  
31 residence is unknown, the administrator shall cause the person  
32 either to be transferred to a resource center or a special unit  
33 or to be transferred to the place of foreign residency.

34     Sec. 57. Section 222.66, Code 2016, is amended to read as  
35 follows:

1     **222.66 Transfers — ~~state cases~~ — expenses.**

2     ~~1.~~ The transfer to a resource center or a special unit or  
3 to the place of residency of a person with an intellectual  
4 disability who has no residence in this state or whose  
5 residency is unknown, shall be made in accordance with such  
6 directions as shall be prescribed by the administrator and  
7 when practicable by employees of the state resource center or  
8 the special unit. The actual and necessary expenses of such  
9 transfers shall be paid by ~~the department on itemized vouchers~~  
10 ~~sworn to by the claimants and approved by the administrator~~  
11 ~~and the approved amount is appropriated to the department from~~  
12 ~~any funds in the state treasury not otherwise appropriated~~  
13 the county or region determined to be responsible pursuant to  
14 section 331.394.

15     ~~2.~~ ~~The case of a person with an intellectual disability~~  
16 ~~who is determined to have no residence in this state or whose~~  
17 ~~residence is unknown shall be considered a state case.~~

18     Sec. 58. Section 222.67, Code 2016, is amended to read as  
19 follows:

20     **222.67 Charge on finding of residency.**

21     1. If a person has been received into a resource center  
22 or a special unit as a patient whose residency is unknown  
23 and the administrator determines that the residency of the  
24 patient was at the time of admission in a county of this state,  
25 the administrator shall certify the determination and charge  
26 all legal costs and expenses pertaining to the admission  
27 and support of the patient to the county of residence. The  
28 certification shall be sent to the county of residence. The  
29 certification shall be accompanied by a copy of the evidence  
30 supporting the determination.

31     2. If the person's residency status has been determined in  
32 accordance with [section 331.394](#), the legal costs and expenses  
33 shall be charged to the county of residence or ~~as a state case~~  
34 the county or region determined to be responsible in accordance  
35 with that ~~determination~~ section. The costs and expenses shall

1 be collected as provided by law in other cases.

2 Sec. 59. Section 226.9C, subsection 1, unnumbered paragraph  
3 1, Code 2016, is amended to read as follows:

4 The state mental health institute at Mount Pleasant shall  
5 operate the dual diagnosis mental health and substance-related  
6 disorder treatment program on a net budgeting basis in which  
7 fifty percent of the actual per diem and ancillary services  
8 costs are chargeable to the patient's county of residence or ~~as~~  
9 ~~a state case~~ the county or region determined to be responsible  
10 pursuant to section 331.394, as appropriate. Subject to the  
11 approval of the department, revenues attributable to the dual  
12 diagnosis program for each fiscal year shall be deposited in  
13 the mental health institute's account and are appropriated to  
14 the department for the dual diagnosis program, including but  
15 not limited to all of the following revenues:

16 Sec. 60. Section 226.45, Code 2016, is amended to read as  
17 follows:

18 **226.45 Reimbursement to county or state region.**

19 If a patient is not receiving medical assistance under  
20 chapter 249A and the amount to the account of any patient  
21 in the patients' personal deposit fund exceeds two hundred  
22 dollars, the business manager of the hospital may apply any of  
23 the excess to reimburse the county of residence or the ~~state~~  
24 ~~for a state case~~ county or region determined to be responsible  
25 pursuant to section 331.394 for liability incurred by the  
26 county or ~~the state~~ region for the payment of care, support  
27 and maintenance of the patient, when billed by the county of  
28 ~~residence or by the administrator for a state case~~ region.

29 Sec. 61. Section 230.1, Code 2016, is amended to read as  
30 follows:

31 **230.1 Liability of county ~~and state~~ or region.**

32 1. The necessary and legal costs and expenses attending  
33 the taking into custody, care, investigation, admission,  
34 commitment, and support of a person with mental illness  
35 admitted or committed to a state hospital shall be paid by a

1 county or ~~by the state~~ region as follows:

2 a. If the person is eighteen years of age or older, as  
3 follows:

4 (1) The costs attributed to mental illness shall be paid by  
5 the regional administrator on behalf of the person's county of  
6 residence.

7 (2) The costs attributed to a substance-related disorder  
8 shall be paid by the person's county of residence.

9 (3) The costs attributable to a dual diagnosis of mental  
10 illness and a substance-related disorder may be split as  
11 provided in [section 226.9C](#).

12 b. ~~By the state as a state case~~ county or region determined  
13 to be responsible pursuant to section 331.394 if such person  
14 has no residence in this state, or if the person's residence  
15 is unknown, ~~or if~~.

16 c. By the state, if the person is under eighteen years of  
17 age.

18 2. The county of residence of any person with mental illness  
19 who is a patient of any state institution shall be the person's  
20 county of residence existing at the time of admission to the  
21 institution.

22 3. A mental health and disability services region ~~or~~, county  
23 of residence, or county or region determined to be responsible  
24 pursuant to section 331.394 is not liable for costs and  
25 expenses associated with a person with mental illness unless  
26 the costs and expenses are for services and other support  
27 authorized for the person through the county's or region's  
28 regional administrator. For the purposes of [this chapter](#),  
29 "regional administrator" means the same as defined in section  
30 331.388.

31 Sec. 62. Section 230.2, Code 2016, is amended to read as  
32 follows:

33 **230.2 Finding of residence.**

34 If a person's residency status is disputed, the residency  
35 shall be determined in accordance with [section 331.394](#).

1 Otherwise, the district court may, when the person is  
2 ordered placed in a hospital for psychiatric examination and  
3 appropriate treatment, or as soon thereafter as the court  
4 obtains the proper information, make one of the following  
5 determinations and enter the determination of record ~~whether~~  
6 ~~the residence of the person is in a county or the person is~~  
7 ~~deemed to be a state case~~, as follows:

8 1. That the person's residence is in the county from which  
9 the person was placed in the hospital.

10 2. That the person's residence is in another county of the  
11 state.

12 3. That the person's residence is in a foreign state or  
13 country ~~and the person is deemed to be a state case~~.

14 4. That the person's residence is unknown ~~and the person is~~  
15 ~~deemed to be a state case~~.

16 Sec. 63. Section 230.8, Code 2016, is amended to read as  
17 follows:

18 **230.8 Transfers of persons with mental illness — expenses.**

19 The transfer to any state hospitals or to the places of their  
20 residence of persons with mental illness who have no residence  
21 in this state or whose residence is unknown ~~and deemed to be~~  
22 ~~a state case~~, shall be made according to the directions of  
23 the administrator, and when practicable by employees of the  
24 state hospitals. The actual and necessary expenses of such  
25 transfers shall be paid on itemized vouchers sworn to by ~~the~~  
26 ~~claimants and approved by the administrator, and the amount of~~  
27 ~~the expenses is appropriated to the department from any funds~~  
28 ~~in the state treasury not otherwise appropriated~~ the county  
29 or region determined to be responsible pursuant to section  
30 331.394.

31 Sec. 64. Section 230.9, Code 2016, is amended to read as  
32 follows:

33 **230.9 Subsequent discovery of residence.**

34 1. If, after a person has been received by a state hospital  
35 for persons with mental illness as a state case patient

1 whose residence is supposed to be outside this state, the  
2 administrator determines that the residence of the person was,  
3 at the time of admission or commitment, in a county of this  
4 state, the administrator shall certify the determination and  
5 charge all legal costs and expenses pertaining to the admission  
6 or commitment and support of the person to the county of  
7 residence. The certification shall be sent to the county of  
8 residence. The certification shall be accompanied by a copy  
9 of the evidence supporting the determination. The costs and  
10 expenses shall be collected as provided by law in other cases.

11 2. If the person's residency status has been determined in  
12 accordance with [section 331.394](#), the legal costs and expenses  
13 shall be charged to the county of residence or ~~as a state case~~  
14 the county or region determined to be responsible in accordance  
15 with that ~~determination~~ section.

16 Sec. 65. Section 230.11, Code 2016, is amended to read as  
17 follows:

18 **230.11 Recovery of costs ~~from state~~.**

19 Costs and expenses attending the taking into custody,  
20 care, and investigation of a person who has been admitted  
21 or committed to a state hospital, United States department  
22 of veterans affairs hospital, or other agency of the United  
23 States government, for persons with mental illness and who  
24 has no residence in this state or whose residence is unknown,  
25 including cost of commitment, if any, shall be paid ~~as a state~~  
26 ~~ease as approved by the administrator~~ by the county or region  
27 determined to be responsible pursuant to section 331.394. The  
28 ~~amount of the costs and expenses approved by the administrator~~  
29 ~~is appropriated to the department from any money in the~~  
30 ~~state treasury not otherwise appropriated. Payment shall be~~  
31 ~~made by the department on itemized vouchers executed by the~~  
32 ~~auditor of the county which has paid them, and approved by the~~  
33 ~~administrator.~~

34 Sec. 66. Section 331.394, subsection 1, paragraph a, Code  
35 2016, is amended to read as follows:



1     *a. "County of residence"* means the county in this state in  
2 which, at the time a person applies for or receives services,  
3 the person is living and has established an ongoing presence  
4 with the declared, good faith intention of living in the  
5 county for a permanent or indefinite period of time. The  
6 county of residence of a person who is a homeless person is  
7 the county where the homeless person usually sleeps. A person  
8 maintains residency in the county in which the person last  
9 resided while the person is ~~present in another county~~ receiving  
10 services in a hospital, or a correctional facility, ~~a halfway~~  
11 ~~house for community-based corrections or substance-related~~  
12 ~~treatment, a nursing facility, an intermediate care facility~~  
13 ~~for persons with an intellectual disability, or a residential~~  
14 ~~care facility, or for the purpose of attending a college or~~  
15 ~~university.~~

16     Sec. 67. Section 331.394, subsection 5, paragraph b, Code  
17 2016, is amended to read as follows:

18     *b.* If a county, region, or the department, as applicable,  
19 receives a billing for services provided to a resident  
20 in another county or region, or objects to a residency  
21 determination certified by the department or another county's  
22 or region's regional administrator and asserts either that the  
23 person has residency in another county or region or the person  
24 is not a resident of this state or the person's residency  
25 is unknown ~~so that the person is deemed a state case~~, the  
26 person's residency status shall be determined as provided  
27 in [this subsection](#). The county or region shall notify the  
28 department of the county's or region's assertion within one  
29 hundred twenty days of receiving the billing. If the county or  
30 region asserts that the person has residency in another county  
31 or region, that county or region shall be notified at the same  
32 time as the department. If the department disputes a residency  
33 determination certification made by a regional administrator,  
34 the department shall notify the affected counties or regions  
35 of the department's assertion.

1 Sec. 68. Section 331.394, subsection 5, paragraph e,  
2 subparagraph (1), Code 2016, is amended to read as follows:

3 (1) Unless a petition is filed for judicial review, the  
4 administrative law judge's determination of the person's  
5 residency status shall result in one of the following:

6 (a) If a county or region is determined to be the person's  
7 residence, the county or region shall pay the amounts due and  
8 shall reimburse any other amounts paid for services provided by  
9 the other county or region or the department on the person's  
10 behalf prior to the determination.

11 (b) If it is determined that the person is not a resident  
12 of this state or the person's residency is unknown ~~so that the~~  
13 ~~person is deemed to be a state case, the department~~ county or  
14 region providing services to the person is the responsible  
15 county or region and shall pay the amounts due and shall  
16 ~~reimburse the county or region, as applicable, for any payment~~  
17 ~~made on behalf of the person prior to the determination.~~

18 Sec. 69. CODE EDITOR DIRECTIVE — FUTURE LEGISLATIVE  
19 RECOMMENDATIONS.

20 1. To the extent not amended or identified by the  
21 provisions of this Act, the Code editor is directed to  
22 correct all internal references to the words "state cases"  
23 as is appropriate to the context and to the extent that such  
24 corrections are in conformance with the intent of this Act.

25 2. The Code editor is directed to correct in the same manner  
26 all similar references in any enacted Iowa Acts as necessary.

27 3. The department of human services shall make  
28 recommendations for changes designed to conform additional  
29 Code provisions to the intent of this Act and include such  
30 recommended changes in proposed legislation during the 2017  
31 session of the general assembly.

32 DIVISION XIII

33 HOSPITAL HEALTH CARE ACCESS ASSESSMENT

34 Sec. 70. Section 249M.5, Code 2016, is amended to read as  
35 follows:



1 development and self-sufficiency grant program is made directly  
2 to the department of human rights. The reimbursement section  
3 addresses reimbursement for providers reimbursed by the  
4 department of human services.

5 HEALTH CARE ACCOUNTS AND FUNDS. This division amends  
6 certain health-related appropriations for FY 2016-2017. A  
7 number of the appropriations are made for purposes of the  
8 medical assistance (Medicaid) program in addition to the  
9 general fund appropriations made for this purpose for the same  
10 fiscal year.

11 PROPERTY TAX RELIEF FUND BLOCK GRANT MONEY — FY 2016-2017.  
12 This division provides that for FY 2016-2017, moneys  
13 transferred to the property tax relief fund totaling at least  
14 \$7,456,296 are appropriated to DHS to be transferred to the  
15 child and family services appropriation for the same fiscal  
16 year and for distribution to the family planning services  
17 program as enacted in this Act.

18 PRIOR YEAR APPROPRIATIONS AND OTHER PROVISIONS. This  
19 division amends the appropriations for the family investment  
20 program account, the family investment program general fund,  
21 medical assistance, state supplementary assistance, child care  
22 assistance, and the nursing facility budget for FY 2015-2016.  
23 The bill also amends the date for adoption of emergency rules  
24 for the Medicaid modernization initiative to provide for the  
25 initiative to begin March 1, 2016, rather than January 1, 2016.  
26 This division takes effect upon enactment and is retroactively  
27 applicable to July 1, 2015.

28 SOCIAL SERVICES BLOCK GRANT FOR FYS 2014 THROUGH 2017.  
29 This division amends the appropriations of social services  
30 block grant funds for fiscal years 2013-2014, 2014-2015,  
31 2015-2016, and 2016-2017, to provide that in FY 2014-2015 and  
32 FY 2015-2016, any portion of the moneys used for state cases  
33 that remains unexpended shall not be distributed to counties,  
34 but shall be retained by DHS to be expended on activities  
35 as provided in the federal social services block grant plan.

1 The bill eliminates the allocation of up to \$600,000 for  
2 distribution to counties for state case services for FY  
3 2016-2017. These provisions are effective upon enactment and  
4 are retroactively applicable to the start of the respective  
5 initial fiscal year of the appropriation.

6 DECATEGORYIZATION. This division provides that  
7 decategorization carryover funds that are unencumbered or  
8 unobligated at the close of FY 2015-2016 are to be transferred  
9 to the Medicaid appropriation for the same fiscal year. The  
10 provision takes effect upon enactment and is retroactively  
11 applicable to July 1, 2015.

12 STATE FAMILY PLANNING SERVICES PROGRAM. This division  
13 directs DHS to terminate the Medicaid family planning network  
14 waiver effective July 1, 2016, and instead establish a state  
15 family planning services program. The state program is  
16 required to replicate the eligibility requirements and other  
17 provisions of the waiver, but provides for a prioritized  
18 distribution of the funds. Funds are prohibited from being  
19 made to any entity that performs abortions or that maintains or  
20 operates a facility where abortions are performed and specifies  
21 what an abortion does not include. The bill requires DHS to  
22 report annually on the distribution of the funds.

23 CODE CHANGES. This division includes Code changes relating  
24 to local offices of substitute decision maker to extend the  
25 date by which local offices shall be established statewide,  
26 institutions for persons with an intellectual disability  
27 relating to assessments, and state cases provisions relating  
28 to the shifting of responsibility for payment of costs for  
29 nonresidents from the state to a county or region.

30 HOSPITAL HEALTH CARE ACCESS ASSESSMENT. This division  
31 extends the repeal of the hospital health care access  
32 assessment chapter (Iowa Code chapter 249M) from June 30, 2016,  
33 to July 1, 2019. The division takes effect upon enactment.