

**House File 766 - Introduced**

HOUSE FILE 766

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 253)

**A BILL FOR**

1 An Act relating to appropriations for health and human  
2 services and veterans and including other related provisions  
3 and appropriations, providing penalties, and including  
4 effective date and retroactive and other applicability date  
5 provisions.

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



1 by area agencies on aging that require compliance with both  
2 state and federal laws, rules, and regulations, including but  
3 not limited to all of the following:

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

7 (2) Prohibiting prepayment for goods or services not  
8 received or performed prior to the end of the fiscal period  
9 designated for use of the funds.

10 (3) Prohibiting prepayment for goods or services not  
11 defined specifically by good or service, time period, or  
12 recipient.

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

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

23 4. Of the funds appropriated in this section, at least  
24 \$600,000 shall be used to fund home and community-based  
25 services through the area agencies on aging that enable older  
26 individuals to avoid more costly utilization of residential or  
27 institutional services and remain in their own homes.

28 5. Of the funds appropriated in this section, \$812,000 shall  
29 be used for the purposes of [chapter 231E](#) and to administer  
30 the prevention of elder abuse, neglect, and exploitation  
31 program pursuant to [section 231.56A](#), in accordance with the  
32 requirements of the federal Older Americans Act of 1965, 42  
33 U.S.C. §3001 et seq., as amended.

34 6. Of the funds appropriated in this section, \$1,000,000  
35 shall be used to fund continuation of the aging and disability

1 resource center lifelong links to provide individuals and  
2 caregivers with information and services to plan for and  
3 maintain independence.

4 7. Of the funds appropriated in this section, \$250,000  
5 shall be used by the department on aging, in collaboration with  
6 the department of human services and affected stakeholders, to  
7 expand the pilot initiative to provide long-term care options  
8 counseling utilizing support planning protocols, to assist  
9 non-Medicaid eligible consumers who indicate a preference  
10 to return to the community and are deemed appropriate for  
11 discharge, to return to their community following a nursing  
12 facility stay. The department on aging shall submit a report  
13 regarding the outcomes of the pilot initiative to the governor  
14 and the general assembly by December 15, 2019.

15 DIVISION II

16 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

17 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is  
18 appropriated from the general fund of the state to the office  
19 of long-term care ombudsman for the fiscal year beginning July  
20 1, 2019, and ending June 30, 2020, the following amount, or  
21 so much thereof as is necessary, to be used for the purposes  
22 designated:

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

26 .....	\$	1,149,821
27 .....	FTEs	16.00

28 DIVISION III

29 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020

30 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated  
31 from the general fund of the state to the department of public  
32 health for the fiscal year beginning July 1, 2019, and ending  
33 June 30, 2020, the following amounts, or so much thereof as is  
34 necessary, to be used for the purposes designated:

35 1. ADDICTIVE DISORDERS

1 For reducing the prevalence of the use of tobacco, alcohol,  
2 and other drugs, and treating individuals affected by addictive  
3 behaviors, including gambling, and for not more than the  
4 following full-time equivalent positions:

5 ..... \$ 25,110,000  
6 ..... FTEs 11.00

7 a. (1) Of the funds appropriated in this subsection,  
8 \$4,021,000 shall be used for the tobacco use prevention  
9 and control initiative, including efforts at the state and  
10 local levels, as provided in [chapter 142A](#). The commission  
11 on tobacco use prevention and control established pursuant  
12 to [section 142A.3](#) shall advise the director of public health  
13 in prioritizing funding needs and the allocation of moneys  
14 appropriated for the programs and initiatives. Activities  
15 of the programs and initiatives shall be in alignment with  
16 the United States centers for disease control and prevention  
17 best practices for comprehensive tobacco control programs that  
18 include the goals of preventing youth initiation of tobacco  
19 usage, reducing exposure to secondhand smoke, and promotion  
20 of tobacco cessation. To maximize resources, the department  
21 shall determine if third-party sources are available to  
22 instead provide nicotine replacement products to an applicant  
23 prior to provision of such products to an applicant under  
24 the initiative. The department shall track and report to  
25 the individuals specified in this Act, any reduction in  
26 the provision of nicotine replacement products realized by  
27 the initiative through implementation of the prerequisite  
28 screening.

29 (2) (a) The department shall collaborate with the  
30 alcoholic beverages division of the department of commerce for  
31 enforcement of tobacco laws, regulations, and ordinances and to  
32 engage in tobacco control activities approved by the division  
33 of tobacco use prevention and control of the department of  
34 public health as specified in the memorandum of understanding  
35 entered into between the divisions.

1 (b) For the fiscal year beginning July 1, 2019, and ending  
2 June 30, 2020, the terms of the memorandum of understanding,  
3 entered into between the division of tobacco use prevention  
4 and control of the department of public health and the  
5 alcoholic beverages division of the department of commerce,  
6 governing compliance checks conducted to ensure licensed retail  
7 tobacco outlet conformity with tobacco laws, regulations, and  
8 ordinances relating to persons under 18 years of age, shall  
9 continue to restrict the number of such checks to one check per  
10 retail outlet, and one additional check for any retail outlet  
11 found to be in violation during the first check.

12 b. (1) Of the funds appropriated in this subsection,  
13 \$21,089,000 shall be used for problem gambling and  
14 substance-related disorder prevention, treatment, and recovery  
15 services, including a 24-hour helpline, public information  
16 resources, professional training, youth prevention, and program  
17 evaluation.

18 (2) Of the amount allocated under this paragraph, \$306,000  
19 shall be utilized by the department of public health, in  
20 collaboration with the department of human services, to support  
21 establishment and maintenance of a single statewide 24-hour  
22 crisis hotline for the Iowa children's behavioral health system  
23 that incorporates warmline services which may be provided  
24 through expansion of existing capabilities maintained by the  
25 department of public health as required pursuant to 2018 Iowa  
26 Acts, chapter 1056, section 16.

27 c. The requirement of [section 123.17, subsection 5](#), is met  
28 by the appropriations and allocations made in this division of  
29 this Act for purposes of substance-related disorder treatment  
30 and addictive disorders for the fiscal year beginning July 1,  
31 2019.

32 2. HEALTHY CHILDREN AND FAMILIES

33 For promoting the optimum health status for children and  
34 adolescents from birth through 21 years of age, and families,  
35 and for not more than the following full-time equivalent

1 positions:

2 ..... \$ 5,817,057  
3 ..... FTEs 13.00

4 a. Of the funds appropriated in this subsection, not more  
5 than \$734,000 shall be used for the healthy opportunities for  
6 parents to experience success (HOPES)-healthy families Iowa  
7 (HFI) program established pursuant to [section 135.106](#).

8 b. In order to implement the legislative intent stated  
9 in sections [135.106](#) and [256I.9](#), priority for home visitation  
10 program funding shall be given to programs using evidence-based  
11 or promising models for home visitation.

12 c. Of the funds appropriated in this subsection, \$3,075,000  
13 shall be used for continuation of the department's initiative  
14 to provide for adequate developmental surveillance and  
15 screening during a child's first five years. The funds shall  
16 be used first to fully fund the current sites to ensure that  
17 the sites are fully operational, with the remaining funds  
18 to be used for expansion to additional sites. The full  
19 implementation and expansion shall include enhancing the scope  
20 of the initiative through collaboration with the child health  
21 specialty clinics to promote healthy child development through  
22 early identification and response to both biomedical and social  
23 determinants of healthy development; by monitoring child  
24 health metrics to inform practice, document long-term health  
25 impacts and savings, and provide for continuous improvement  
26 through training, education, and evaluation; and by providing  
27 for practitioner consultation particularly for children with  
28 behavioral conditions and needs. The department of public  
29 health shall also collaborate with the Iowa Medicaid enterprise  
30 and the child health specialty clinics to integrate the  
31 activities of the first five initiative into the establishment  
32 of patient-centered medical homes, community utilities,  
33 accountable care organizations, and other integrated care  
34 models developed to improve health quality and population  
35 health while reducing health care costs. To the maximum extent

1 possible, funding allocated in this paragraph shall be utilized  
2 as matching funds for medical assistance program reimbursement.

3 d. Of the funds appropriated in this subsection, \$64,000  
4 shall be used to provide funds for a donated dental services  
5 program patterned after the projects developed by the lifeline  
6 network to provide dental services to indigent individuals who  
7 are elderly or with disabilities.

8 e. Of the funds appropriated in this subsection, \$156,000  
9 shall be used to provide audiological services and hearing aids  
10 for children.

11 f. Of the funds appropriated in this subsection, \$23,000 is  
12 transferred to the university of Iowa college of dentistry for  
13 provision of primary dental services to children. State funds  
14 shall be matched on a dollar-for-dollar basis. The university  
15 of Iowa college of dentistry shall coordinate efforts with the  
16 department of public health, oral and health delivery system  
17 bureau, to provide dental care to underserved populations  
18 throughout the state.

19 g. Of the funds appropriated in this subsection, \$50,000  
20 shall be used to address youth suicide prevention.

21 h. Of the funds appropriated in this subsection, \$40,000  
22 shall be used to support the Iowa effort to address the survey  
23 of children who experience adverse childhood experiences known  
24 as ACEs.

25 i. Of the funds appropriated in this subsection, up to  
26 \$494,000 shall be used for childhood obesity prevention.

27 3. CHRONIC CONDITIONS

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

31 .....	\$	4,223,519
32 .....	FTEs	9.00

33 a. Of the funds appropriated in this subsection, \$153,000  
34 shall be used for grants to individual patients who have an  
35 inherited metabolic disorder to assist with the costs of



1 medically necessary foods and formula.

2 b. Of the funds appropriated in this subsection, \$1,055,000  
3 shall be used for the brain injury services program pursuant to  
4 section 135.22B, including for resource facilitator services in  
5 accordance with [section 135.22B, subsection 9](#), and to enhance  
6 brain injury training and recruitment of service providers on a  
7 statewide basis. Of the amount allocated in this paragraph,  
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, \$144,000  
11 shall be used to provide education, client-centered programs,  
12 and client and family support for people living with epilepsy  
13 and their families. If the department does not administer  
14 this paragraph "c" internally, the amount allocated in this  
15 paragraph shall be matched dollar-for-dollar by the contractor  
16 selected through the request for proposals process.

17 d. Of the funds appropriated in this subsection, \$809,000  
18 shall be used for child health specialty clinics.

19 e. Of the funds appropriated in this subsection, \$384,000  
20 shall be used by the regional autism assistance program  
21 established pursuant to [section 256.35](#), and administered by  
22 the child health specialty clinic located at the university of  
23 Iowa hospitals and clinics. The funds shall be used to enhance  
24 interagency collaboration and coordination of educational,  
25 medical, and other human services for persons with autism,  
26 their families, and providers of services, including delivering  
27 regionalized services of care coordination, family navigation,  
28 and integration of services through the statewide system of  
29 regional child health specialty clinics and fulfilling other  
30 requirements as specified in [chapter 225D](#). The university of  
31 Iowa shall not receive funds allocated under this paragraph for  
32 indirect costs associated with the regional autism assistance  
33 program.

34 f. Of the funds appropriated in this subsection, \$577,000  
35 shall be used for the comprehensive cancer control program to

1 reduce the burden of cancer in Iowa through prevention, early  
2 detection, effective treatment, and ensuring quality of life.  
3 Of the funds allocated in this paragraph "f", \$150,000 shall  
4 be used to support a melanoma research symposium, a melanoma  
5 biorepository and registry, basic and translational melanoma  
6 research, and clinical trials.

7 g. Of the funds appropriated in this subsection, \$97,000  
8 shall be used for cervical and colon cancer screening, and  
9 \$177,000 shall be used to enhance the capacity of the cervical  
10 cancer screening program to include provision of recommended  
11 prevention and early detection measures to a broader range of  
12 low-income women.

13 h. Of the funds appropriated in this subsection, \$506,000  
14 shall be used for the center for congenital and inherited  
15 disorders.

16 4. COMMUNITY CAPACITY

17 For strengthening the health care delivery system at the  
18 local level, and for not more than the following full-time  
19 equivalent positions:

20 .....	\$	5,516,677
21 .....	FTEs	13.00

22 a. Of the funds appropriated in this subsection, \$95,000  
23 is allocated for continuation of the child vision screening  
24 program implemented through the university of Iowa hospitals  
25 and clinics in collaboration with early childhood Iowa areas.  
26 The program shall submit a report to the department regarding  
27 the use of funds allocated under this paragraph "a". The  
28 report shall include the objectives and results for the  
29 program year including the target population and how the funds  
30 allocated assisted the program in meeting the objectives; the  
31 number, age, and location within the state of individuals  
32 served; the type of services provided to the individuals  
33 served; the distribution of funds based on service provided;  
34 and the continuing needs of the program.

35 b. Of the funds appropriated in this subsection, \$48,000

1 shall be used for a program to rotate intern psychologists  
2 in placements in urban and rural mental health professional  
3 shortage areas. For the purposes of this paragraph "b",  
4 "mental health professional shortage areas" means geographic  
5 areas in this state that have been designated by the United  
6 States department of health and human services, health  
7 resources and services administration, bureau of health  
8 professionals, as having a shortage of mental health  
9 professionals.

10 c. Of the funds appropriated in this subsection, the  
11 following amounts are allocated to be used as follows  
12 to support the goals of increased access, health system  
13 integration, and engagement:

14 (1) Not less than \$542,000 is allocated for the  
15 pharmaceutical infrastructure for safety net providers as  
16 described in [2007 Iowa Acts, chapter 218, section 108](#), and for  
17 the prescription drug donation repository program created in  
18 chapter 135M.

19 (2) Not less than \$334,000 is allocated for free clinics  
20 for necessary infrastructure, statewide coordination, provider  
21 recruitment, service delivery, and provision of assistance to  
22 patients in securing a medical home inclusive of oral health  
23 care.

24 (3) Not less than \$25,000 is allocated for rural health  
25 clinics for necessary infrastructure and service delivery  
26 transformation.

27 (4) Not less than \$205,000 is allocated for the safety net  
28 provider patients access to specialty health care initiative as  
29 described in [2007 Iowa Acts, chapter 218, section 109](#).

30 d. Of the funds appropriated in this subsection, \$191,000  
31 is allocated for the purposes of health care and public health  
32 workforce initiatives.

33 e. Of the funds appropriated in this subsection, \$96,000  
34 shall be used for a matching dental education loan repayment  
35 program.

1 f. Of the funds appropriated in this subsection, \$100,000  
2 shall be used for the purposes of the Iowa donor registry as  
3 specified in [section 142C.18](#).

4 g. Of the funds appropriated in this subsection, \$96,000  
5 shall be used for efforts to preserve sight and prevent  
6 blindness through education, nationally certified vision  
7 screening and training, and community and patient service  
8 programs for children and adults. If the department does  
9 not administer this paragraph "g" internally, the contractor  
10 selected through the request for proposals process shall  
11 submit a report to the department regarding the use of funds  
12 allocated under this paragraph "g". The report shall include  
13 the objectives and results for the program year including  
14 the target population and how the funds allocated assisted  
15 the program in meeting the objectives; the number, age, and  
16 location within the state of individuals served; the type of  
17 services provided to the individuals served; the distribution  
18 of funds based on services provided; and the continuing needs  
19 of the program.

20 h. Of the funds appropriated in this subsection, \$2,000,000  
21 shall be deposited in the medical residency training account  
22 created in section 135.175, subsection 5, paragraph "a", and  
23 is appropriated from the account to the department of public  
24 health to be used for the purposes of the medical residency  
25 training state matching grants program as specified in section  
26 135.176.

27 i. Of the funds appropriated in this subsection, \$250,000  
28 shall be used for the public purpose of providing funding to  
29 Des Moines university to continue a provider education project  
30 to provide primary care physicians with the training and skills  
31 necessary to recognize the signs of mental illness in patients.

32 j. Of the funds appropriated in this subsection, \$400,000  
33 shall be used for rural psychiatric residencies to support the  
34 annual creation and training of four psychiatric residents who  
35 will provide mental health services in underserved areas of the

1 state.

2 k. Of the funds appropriated in this subsection, \$150,000  
3 shall be used for psychiatric training to increase access to  
4 mental health care services by expanding the mental health  
5 workforce via training of additional physician assistants and  
6 nurse practitioners.

7 5. ESSENTIAL PUBLIC HEALTH SERVICES

8 To provide public health services that reduce risks and  
9 invest in promoting and protecting good health over the  
10 course of a lifetime with a priority given to older Iowans and  
11 vulnerable populations:

12 ..... \$ 7,662,464

13 6. INFECTIOUS DISEASES

14 For reducing the incidence and prevalence of communicable  
15 diseases, and for not more than the following full-time  
16 equivalent positions:

17 ..... \$ 1,796,426

18 ..... FTEs 4.00

19 7. PUBLIC PROTECTION

20 For protecting the health and safety of the public through  
21 establishing standards and enforcing regulations, and for not  
22 more than the following full-time equivalent positions:

23 ..... \$ 4,093,383

24 ..... FTEs 142.00

25 a. Of the funds appropriated in this subsection, not more  
26 than \$304,000 shall be credited to the emergency medical  
27 services fund created in [section 135.25](#). Moneys in the  
28 emergency medical services fund are appropriated to the  
29 department to be used for the purposes of the fund.

30 b. Of the funds appropriated in this subsection, up  
31 to \$243,000 shall be used for sexual violence prevention  
32 programming, and for a training program for sexual assault  
33 response team (SART) members, including representatives of  
34 law enforcement, victim advocates, prosecutors, and certified  
35 medical personnel. The amount allocated in this paragraph "b"

1 shall not be used to supplant funding administered for other  
2 sexual violence prevention or victims assistance programs.

3 c. Of the funds appropriated in this subsection, up to  
4 \$500,000 shall be used for the state poison control center.  
5 Pursuant to the directive under 2014 Iowa Acts, chapter  
6 1140, section 102, the federal matching funds available to  
7 the state poison control center from the department of human  
8 services under the federal Children's Health Insurance Program  
9 Reauthorization Act allotment shall be subject to the federal  
10 administrative cap rule of 10 percent applicable to funding  
11 provided under Tit. XXI of the federal Social Security Act and  
12 included within the department's calculations of the cap.

13 d. Of the funds appropriated in this subsection, up to  
14 \$504,000 shall be used for childhood lead poisoning provisions.

15 8. RESOURCE MANAGEMENT

16 For establishing and sustaining the overall ability of the  
17 department to deliver services to the public, and for not more  
18 than the following full-time equivalent positions:

19 .....	\$	971,215
20 .....	FTEs	4.00

21 9. MISCELLANEOUS PROVISIONS

22 The university of Iowa hospitals and clinics under the  
23 control of the state board of regents shall not receive  
24 indirect costs from the funds appropriated in this section.  
25 The university of Iowa hospitals and clinics billings to the  
26 department shall be on at least a quarterly basis.

27 Sec. 4. USE OF REQUEST FOR PROPOSALS PROCESS — PROHIBITED  
28 USE OF FUNDS FOR LOBBYING.

29 1. a. If an entity is not specified to receive moneys  
30 allocated or appropriated to administer a program or activity  
31 in this division of this Act and the department elects not  
32 to administer such program or activity internally, a request  
33 for proposals process shall be utilized to select an entity to  
34 administer such program or activity.

35 b. Unless otherwise specifically provided, the department

1 shall not retain any portion of the funds allocated or  
2 appropriated for programs or activities administered by a  
3 specified entity or by an entity selected through a request for  
4 proposals process to be used for administrative costs under  
5 this division of this Act.

6 c. The department shall submit a report to the individuals  
7 identified in this Act for submission of reports by December  
8 15, 2019, regarding the outcomes of any program or activity  
9 administered by a specified entity or an entity selected  
10 through a request for proposals process under this division of  
11 this Act.

12 2. Moneys appropriated or allocated under this division of  
13 this Act shall not be used, directly or indirectly, for the  
14 compensation of a lobbyist. For the purposes of this section,  
15 "lobbyist" means the same as defined in section 68B.2; however,  
16 "lobbyist" does not include a person employed by a state agency  
17 of the executive branch of state government who represents  
18 the agency relative to the passage, defeat, approval, or  
19 modification of legislation that is being considered by the  
20 general assembly.

21 DIVISION IV

22 DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020

23 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is  
24 appropriated from the general fund of the state to the  
25 department of veterans affairs for the fiscal year beginning  
26 July 1, 2019, and ending June 30, 2020, the following amounts,  
27 or so much thereof as is necessary, to be used for the purposes  
28 designated:

29 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

30 For salaries, support, maintenance, and miscellaneous  
31 purposes, and for not more than the following full-time  
32 equivalent positions:

33 .....	\$	1,225,500
34 .....	FTEs	15.00

35 2. IOWA VETERANS HOME

1 For salaries, support, maintenance, and miscellaneous  
2 purposes:

3 ..... \$ 7,162,976

4 a. The Iowa veterans home billings involving the department  
5 of human services shall be submitted to the department on at  
6 least a monthly basis.

7 b. Within available resources and in conformance with  
8 associated state and federal program eligibility requirements,  
9 the Iowa veterans home may implement measures to provide  
10 financial assistance to or on behalf of veterans or their  
11 spouses who are participating in the community reentry program.

12 c. The Iowa veterans home expenditure report shall be  
13 submitted monthly to the legislative services agency.

14 d. The Iowa veterans home shall continue to include in the  
15 annual discharge report applicant information to provide for  
16 the collection of demographic information including but not  
17 limited to the number of individuals applying for admission and  
18 admitted or denied admittance and the basis for the admission  
19 or denial; the age, gender, and race of such individuals;  
20 and the level of care for which such individuals applied for  
21 admission including residential or nursing level of care.

22 3. HOME OWNERSHIP ASSISTANCE PROGRAM

23 For transfer to the Iowa finance authority for the  
24 continuation of the home ownership assistance program for  
25 persons who are or were eligible members of the armed forces of  
26 the United States, pursuant to [section 16.54](#):

27 ..... \$ 2,000,000

28 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS  
29 FUND STANDING APPROPRIATIONS. Notwithstanding the standing  
30 appropriation in [section 35A.16](#) for the fiscal year beginning  
31 July 1, 2019, and ending June 30, 2020, the amount appropriated  
32 from the general fund of the state pursuant to that section  
33 for the following designated purposes shall not exceed the  
34 following amount:

35 For the county commissions of veteran affairs fund under



1 section 35A.16:

2 ..... \$ 990,000

3 DIVISION V

4 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020

5 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

6 GRANT. There is appropriated from the fund created in section  
7 8.41 to the department of human services for the fiscal year  
8 beginning July 1, 2019, and ending June 30, 2020, from moneys  
9 received under the federal temporary assistance for needy  
10 families (TANF) block grant pursuant to the federal Personal  
11 Responsibility and Work Opportunity Reconciliation Act of 1996,  
12 Pub. L. No. 104-193, and successor legislation, the following  
13 amounts, or so much thereof as is necessary, to be used for the  
14 purposes designated:

15 1. To be credited to the family investment program account  
16 and used for assistance under the family investment program  
17 under [chapter 239B](#):

18 ..... \$ 4,524,006

19 2. To be credited to the family investment program account  
20 and used for the job opportunities and basic skills (JOBS)  
21 program and implementing family investment agreements in  
22 accordance with [chapter 239B](#):

23 ..... \$ 5,412,060

24 3. To be used for the family development and  
25 self-sufficiency grant program in accordance with section  
26 216A.107:

27 ..... \$ 2,898,980

28 Notwithstanding [section 8.33](#), moneys appropriated in this  
29 subsection that remain unencumbered or unobligated at the close  
30 of the fiscal year shall not revert but shall remain available  
31 for expenditure for the purposes designated until the close of  
32 the succeeding fiscal year. However, unless such moneys are  
33 encumbered or obligated on or before September 30, 2020, the  
34 moneys shall revert.

35 4. For field operations:

H.F. 766

1 ..... \$ 31,296,232  
2 5. For general administration:  
3 ..... \$ 3,744,000  
4 6. For state child care assistance:  
5 ..... \$ 47,166,826  
6 a. Of the funds appropriated in this subsection,  
7 \$26,205,412 is transferred to the child care and development  
8 block grant appropriation made by the Eighty-eighth General  
9 Assembly, 2019 session, for the federal fiscal year beginning  
10 October 1, 2019, and ending September 30, 2020. Of this  
11 amount, \$200,000 shall be used for provision of educational  
12 opportunities to registered child care home providers in order  
13 to improve services and programs offered by this category  
14 of providers and to increase the number of providers. The  
15 department may contract with institutions of higher education  
16 or child care resource and referral centers to provide  
17 the educational opportunities. Allowable administrative  
18 costs under the contracts shall not exceed 5 percent. The  
19 application for a grant shall not exceed two pages in length.  
20 b. Any funds appropriated in this subsection remaining  
21 unallocated shall be used for state child care assistance  
22 payments for families who are employed including but not  
23 limited to individuals enrolled in the family investment  
24 program.  
25 7. For child and family services:  
26 ..... \$ 32,380,654  
27 8. For child abuse prevention grants:  
28 ..... \$ 125,000  
29 9. For pregnancy prevention grants on the condition that  
30 family planning services are funded:  
31 ..... \$ 1,913,203  
32 Pregnancy prevention grants shall be awarded to programs  
33 in existence on or before July 1, 2019, if the programs have  
34 demonstrated positive outcomes. Grants shall be awarded to  
35 pregnancy prevention programs which are developed after July

1 1, 2019, 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 10. For technology needs and other resources necessary  
11 to meet federal welfare reform reporting, tracking, and case  
12 management requirements:

13 ..... \$ 1,037,186

14 11. a. Notwithstanding any provision to the contrary,  
15 including but not limited to requirements in [section 8.41](#) or  
16 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the  
17 receipt and appropriation of federal block grants, federal  
18 funds from the temporary assistance for needy families block  
19 grant received by the state and not otherwise appropriated  
20 in this section and remaining available for the fiscal year  
21 beginning July 1, 2019, are appropriated to the department of  
22 human services to the extent as may be necessary to be used in  
23 the following priority order: the family investment program,  
24 for state child care assistance program payments for families  
25 who are employed, and for the family investment program share  
26 of system costs for eligibility determination and related  
27 functions. The federal funds appropriated in this paragraph  
28 "a" shall be expended only after all other funds appropriated  
29 in subsection 1 for assistance under the family investment  
30 program, in subsection 6 for state child care assistance, or  
31 in subsection 10 for technology costs related to the family  
32 investment program, as applicable, have been expended. For  
33 the purposes of this subsection, the funds appropriated in  
34 subsection 6, paragraph "a", for transfer to the child care  
35 and development block grant appropriation are considered fully

1 expended when the full amount has been transferred.

2 b. The department shall, on a quarterly basis, advise the  
3 legislative services agency and department of management of  
4 the amount of funds appropriated in this subsection that was  
5 expended in the prior quarter.

6 12. Of the amounts appropriated in this section,  
7 \$12,962,008 for the fiscal year beginning July 1, 2019, is  
8 transferred to the appropriation of the federal social services  
9 block grant made to the department of human services for that  
10 fiscal year.

11 13. For continuation of the program providing categorical  
12 eligibility for the food assistance program as specified  
13 for the program in the section of this division of this Act  
14 relating to the family investment program account:

15 ..... \$ 14,236

16 14. The department may transfer funds allocated in this  
17 section to the appropriations made in this division of this Act  
18 for the same fiscal year for general administration and field  
19 operations for resources necessary to implement and operate the  
20 services referred to in this section and those funded in the  
21 appropriation made in this division of this Act for the same  
22 fiscal year for the family investment program from the general  
23 fund of the state.

24 15. With the exception of moneys allocated under this  
25 section for the family development and self-sufficiency grant  
26 program, to the extent moneys allocated in this section are  
27 deemed by the department not to be necessary to support the  
28 purposes for which they are allocated, such moneys may be  
29 used in the same fiscal year for any other purpose for which  
30 funds are allocated in this section or in section 8 of this  
31 division for the family investment program account. If there  
32 are conflicting needs, priority shall first be given to the  
33 family investment program account as specified under subsection  
34 1 of this section and used for the purposes of assistance under  
35 the family investment program in accordance with [chapter 239B](#),

1 followed by state child care assistance program payments for  
2 families who are employed, followed by other priorities as  
3 specified by the department.

4 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

5 1. Moneys credited to the family investment program (FIP)  
6 account for the fiscal year beginning July 1, 2019, and  
7 ending June 30, 2020, shall be used to provide assistance in  
8 accordance with chapter 239B.

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

12 3. The department may transfer funds allocated in  
13 subsection 4, excluding the allocation under subsection 4,  
14 paragraph "b", to the appropriations made in this division of  
15 this Act for the same fiscal year for general administration  
16 and field operations for resources necessary to implement  
17 and operate the services referred to in this section and  
18 those funded in the appropriations made in section 7 for the  
19 temporary assistance for needy families block grant and in  
20 section 9 for the family investment program from the general  
21 fund of the state in this division of this Act for the same  
22 fiscal year.

23 4. Moneys appropriated in this division of this Act and  
24 credited to the FIP account for the fiscal year beginning July  
25 1, 2019, and ending June 30, 2020, are allocated as follows:

26 a. To be retained by the department of human services to  
27 be used for coordinating with the department of human rights  
28 to more effectively serve participants in FIP and other shared  
29 clients and to meet federal reporting requirements under the  
30 federal temporary assistance for needy families block grant:  
31 ..... \$ 20,000

32 b. To the department of human rights for staffing,  
33 administration, and implementation of the family development  
34 and self-sufficiency grant program in accordance with section  
35 216A.107:

1 ..... \$ 6,192,834

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

6 (2) The department of human rights may continue to implement  
7 the family development and self-sufficiency grant program  
8 statewide during fiscal year 2019-2020.

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

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

14 ..... \$ 815,000

15 A portion of the moneys allocated for the diversion  
16 subaccount may be used for field operations, salaries, data  
17 management system development, and implementation costs and  
18 support deemed necessary by the director of human services  
19 in order to administer the FIP diversion program. To the  
20 extent moneys allocated in this paragraph "c" are deemed by the  
21 department not to be necessary to support diversion activities,  
22 such moneys may be used for other efforts intended to increase  
23 engagement by family investment program participants in work,  
24 education, or training activities, or for the purposes of  
25 assistance under the family investment program in accordance  
26 with [chapter 239B](#).

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

28 ..... \$ 66,588

29 (1) The department shall apply the federal supplemental  
30 nutrition assistance program (SNAP) employment and training  
31 state plan in order to maximize to the fullest extent permitted  
32 by federal law the use of the 50 percent federal reimbursement  
33 provisions for the claiming of allowable federal reimbursement  
34 funds from the United States department of agriculture  
35 pursuant to the federal SNAP employment and training program

1 for providing education, employment, and training services  
2 for eligible food assistance program participants, including  
3 but not limited to related dependent care and transportation  
4 expenses.

5 (2) The department shall continue the categorical federal  
6 food assistance program eligibility at 160 percent of the  
7 federal poverty level and continue to eliminate the asset test  
8 from eligibility requirements, consistent with federal food  
9 assistance program requirements. The department shall include  
10 as many food assistance households as is allowed by federal  
11 law. The eligibility provisions shall conform to all federal  
12 requirements including requirements addressing individuals who  
13 are incarcerated or otherwise ineligible.

14 e. For the JOBS program:

15 ..... \$ 12,018,258

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

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

1     Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
2 is appropriated from the general fund of the state to the  
3 department of human services for the fiscal year beginning July  
4 1, 2019, and ending June 30, 2020, the following amount, or  
5 so much thereof as is necessary, to be used for the purpose  
6 designated:

7     To be credited to the family investment program (FIP)  
8 account and used for family investment program assistance under  
9 chapter 239B:

10 ..... \$ 39,849,365

11     1. Of the funds appropriated in this section, \$6,606,198 is  
12 allocated for the JOBS program.

13     2. Of the funds appropriated in this section, \$3,313,854 is  
14 allocated for the family development and self-sufficiency grant  
15 program.

16     3. a. Notwithstanding [section 8.39](#), for the fiscal  
17 year beginning July 1, 2019, if necessary to meet federal  
18 maintenance of effort requirements or to transfer federal  
19 temporary assistance for needy families block grant funding  
20 to be used for purposes of the federal social services block  
21 grant or to meet cash flow needs resulting from delays in  
22 receiving federal funding or to implement, in accordance with  
23 this division of this Act, activities currently funded with  
24 juvenile court services, county, or community moneys and state  
25 moneys used in combination with such moneys; to comply with  
26 federal requirements; or to maximize the use of federal funds;  
27 the department of human services may transfer funds within or  
28 between any of the appropriations made in this division of this  
29 Act and appropriations in law for the federal social services  
30 block grant to the department for the following purposes,  
31 provided that the combined amount of state and federal  
32 temporary assistance for needy families block grant funding  
33 for each appropriation remains the same before and after the  
34 transfer:

35     (1) For the family investment program.



1 (2) For state child care assistance.

2 (3) For child and family services.

3 (4) For field operations.

4 (5) For general administration.

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

9 4. Of the funds appropriated in this section, \$195,000 shall  
10 be used for the provision of tax preparation assistance to  
11 low-income Iowans in order to expand the usage of the earned  
12 income tax credit. The purpose of the allocation is to supply  
13 this assistance to underserved areas of the state.

14 5. Of the funds appropriated in this section, \$70,000  
15 shall be used for the parenting program as specified in  
16 441 IAC ch. 100, relating to parental obligations, in which  
17 the child support recovery unit participates. The funds  
18 allocated in this subsection shall be used to develop a larger  
19 community effort, through public and private partnerships, to  
20 support a broad-based multi-county parenthood initiative that  
21 promotes payment of child support obligations, improved family  
22 relationships, and full-time employment.

23 6. The department may transfer funds appropriated in this  
24 section, excluding the allocation in subsection 2 for the  
25 family development and self-sufficiency grant program, to the  
26 appropriations made in this division of this Act for general  
27 administration and field operations as necessary to administer  
28 this section, section 7 for the temporary assistance for needy  
29 families block grant, and section 8 for the family investment  
30 program account.

31 Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated  
32 from the general fund of the state to the department of human  
33 services for the fiscal year beginning July 1, 2019, and ending  
34 June 30, 2020, the following amount, or so much thereof as is  
35 necessary, to be used for the purposes designated:

1 For child support recovery, including salaries, support,  
2 maintenance, and miscellaneous purposes, and for not more than  
3 the following full-time equivalent positions:

4 ..... \$ 15,265,040  
5 ..... FTEs 459.00

6 1. The department shall expend up to \$24,000, including  
7 federal financial participation, for the fiscal year beginning  
8 July 1, 2019, for a child support public awareness campaign.  
9 The department and the office of the attorney general shall  
10 cooperate in continuation of the campaign. The public  
11 awareness campaign shall emphasize, through a variety of  
12 media activities, the importance of maximum involvement of  
13 both parents in the lives of their children as well as the  
14 importance of payment of child support obligations.

15 2. Federal access and visitation grant moneys shall be  
16 issued directly to private not-for-profit agencies that provide  
17 services designed to increase compliance with the child access  
18 provisions of court orders, including but not limited to  
19 neutral visitation sites and mediation services.

20 3. The appropriation made to the department for child  
21 support recovery may be used throughout the fiscal year in the  
22 manner necessary for purposes of cash flow management, and for  
23 cash flow management purposes the department may temporarily  
24 draw more than the amount appropriated, provided the amount  
25 appropriated is not exceeded at the close of the fiscal year.

26 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —  
27 FY 2019-2020. Any funds remaining in the health care trust  
28 fund created in [section 453A.35A](#) for the fiscal year beginning  
29 July 1, 2019, and ending June 30, 2020, are appropriated to  
30 the department of human services to supplement the medical  
31 assistance program appropriations made in this division of this  
32 Act, for medical assistance reimbursement and associated costs,  
33 including program administration and costs associated with  
34 program implementation.

35 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY

1 2019-2020. Any funds remaining in the Medicaid fraud fund  
2 created in [section 249A.50](#) for the fiscal year beginning  
3 July 1, 2019, and ending June 30, 2020, are appropriated to  
4 the department of human services to supplement the medical  
5 assistance appropriations made in this division of this Act,  
6 for medical assistance reimbursement and associated costs,  
7 including program administration and costs associated with  
8 program implementation.

9 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the  
10 general fund of the state to the department of human services  
11 for the fiscal year beginning July 1, 2019, and ending June 30,  
12 2020, the following amount, or so much thereof as is necessary,  
13 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, 2019, 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 ..... \$ 1,431,334,812

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

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

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

1 4. Of the funds appropriated in this Act to the department  
2 of public health for addictive disorders, \$950,000 for  
3 the fiscal year beginning July 1, 2019, is transferred  
4 to the department of human services for an integrated  
5 substance-related disorder managed care system. The  
6 departments of human services and public health shall  
7 work together to maintain the level of mental health and  
8 substance-related disorder treatment services provided by the  
9 managed care contractors. Each department shall take the steps  
10 necessary to continue the federal waivers as necessary to  
11 maintain the level of services.

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

22 b. Of the funds appropriated in this section, \$100,000  
23 shall be used for participation in one or more pilot projects  
24 operated by a private provider to allow the individual or  
25 individuals to receive service in the community in accordance  
26 with principles established in *Olmstead v. L.C.*, 527 U.S. 581  
27 (1999), for the purpose of providing medical assistance or  
28 other assistance to individuals with special needs who become  
29 ineligible to continue receiving services under the early and  
30 periodic screening, diagnostic, and treatment program under  
31 the medical assistance program due to becoming 21 years of  
32 age who have been approved for additional assistance through  
33 the department's exception to policy provisions, but who have  
34 health care needs in excess of the funding available through  
35 the exception to the policy provisions.

1 6. Of the funds appropriated in this section, up to  
2 \$3,050,082 may be transferred to the field operations or  
3 general administration appropriations in this division of this  
4 Act for operational costs associated with Part D of the federal  
5 Medicare Prescription Drug Improvement and Modernization Act  
6 of 2003, Pub. L. No. 108-173.

7 7. Of the funds appropriated in this section, up to \$442,100  
8 may be transferred to the appropriation in this division  
9 of this Act for medical contracts to be used for clinical  
10 assessment services and prior authorization of services.

11 8. A portion of the funds appropriated in this section  
12 may be transferred to the appropriations in this division of  
13 this Act for general administration, medical contracts, the  
14 children's health insurance program, or field operations to be  
15 used for the state match cost to comply with the payment error  
16 rate measurement (PERM) program for both the medical assistance  
17 and children's health insurance programs as developed by the  
18 centers for Medicare and Medicaid services of the United States  
19 department of health and human services to comply with the  
20 federal Improper Payments Information Act of 2002, Pub. L.  
21 No. 107-300, and to support other reviews and quality control  
22 activities to improve the integrity of these programs.

23 9. The department shall continue to implement the  
24 recommendations of the assuring better child health and  
25 development initiative II (ABCDII) clinical panel to the  
26 Iowa early and periodic screening, diagnostic, and treatment  
27 services healthy mental development collaborative board  
28 regarding changes to billing procedures, codes, and eligible  
29 service providers.

30 10. Of the funds appropriated in this section, a sufficient  
31 amount is allocated to supplement the incomes of residents of  
32 nursing facilities, intermediate care facilities for persons  
33 with mental illness, and intermediate care facilities for  
34 persons with an intellectual disability, with incomes of less  
35 than \$50 in the amount necessary for the residents to receive a

1 personal needs allowance of \$50 per month pursuant to section  
2 249A.30A.

3 11. a. Hospitals that meet the conditions specified  
4 in subparagraphs (1) and (2) shall either certify public  
5 expenditures or transfer to the medical assistance program  
6 an amount equal to provide the nonfederal share for a  
7 disproportionate share hospital payment in an amount up to the  
8 hospital-specific limit as approved in the Medicaid state plan.  
9 The hospitals that meet the conditions specified shall receive  
10 and retain 100 percent of the total disproportionate share  
11 hospital payment in an amount up to the hospital-specific limit  
12 as approved in the Medicaid state plan.

13 (1) The hospital qualifies for disproportionate share and  
14 graduate medical education payments.

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

19 b. Distribution of the disproportionate share payments  
20 shall be made on a monthly basis. The total amount of  
21 disproportionate share payments including graduate medical  
22 education, enhanced disproportionate share, and Iowa  
23 state-owned teaching hospital payments shall not exceed the  
24 amount of the state's allotment under Pub. L. No. 102-234.  
25 In addition, the total amount of all disproportionate  
26 share payments shall not exceed the hospital-specific  
27 disproportionate share limits under Pub. L. No. 103-66.

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

33 13. A portion of the funds appropriated in this section  
34 may be transferred to the appropriation in this division of  
35 this Act for medical contracts to be used for administrative

1 activities associated with the money follows the person  
2 demonstration project.

3 14. Of the funds appropriated in this section, \$349,011  
4 shall be used for the administration of the health insurance  
5 premium payment program, including salaries, support,  
6 maintenance, and miscellaneous purposes.

7 15. For the fiscal year beginning July 1, 2019, and ending  
8 June 30, 2020, the replacement generation tax revenues required  
9 to be deposited in the property tax relief fund pursuant to  
10 section 437A.8, subsection 4, paragraph "d", and section  
11 437A.15, subsection 3, paragraph "f", shall instead be credited  
12 to and supplement the appropriation made in this section and  
13 used for the allocations made in this section.

14 16. a. Of the funds appropriated in this section, up  
15 to \$50,000 may be transferred by the department to the  
16 appropriation made in this division of this Act to the  
17 department for the same fiscal year for general administration  
18 to be used for associated administrative expenses and for not  
19 more than one full-time equivalent position, in addition to  
20 those authorized for the same fiscal year, to be assigned to  
21 implementing the children's mental health home project.

22 b. Of the funds appropriated in this section, up to \$400,000  
23 may be transferred by the department to the appropriation made  
24 to the department in this division of this Act for the same  
25 fiscal year for Medicaid program-related general administration  
26 planning and implementation activities. The funds may be used  
27 for contracts or for personnel in addition to the amounts  
28 appropriated for and the positions authorized for general  
29 administration for the fiscal year.

30 c. Of the funds appropriated in this section, up to  
31 \$3,000,000 may be transferred by the department to the  
32 appropriations made in this division of this Act for the same  
33 fiscal year for general administration or medical contracts  
34 to be used to support the development and implementation of  
35 standardized assessment tools for persons with mental illness,

1 an intellectual disability, a developmental disability, or a  
2 brain injury.

3 17. Of the funds appropriated in this section, \$150,000  
4 shall be used for lodging expenses associated with care  
5 provided at the university of Iowa hospitals and clinics for  
6 patients with cancer whose travel distance is 30 miles or more  
7 and whose income is at or below 200 percent of the federal  
8 poverty level as defined by the most recently revised poverty  
9 income guidelines published by the United States department of  
10 health and human services. The department of human services  
11 shall establish the maximum number of overnight stays and the  
12 maximum rate reimbursed for overnight lodging, which may be  
13 based on the state employee rate established by the department  
14 of administrative services. The funds allocated in this  
15 subsection shall not be used as nonfederal share matching  
16 funds.

17 18. Of the funds appropriated in this section, up to  
18 \$3,383,880 shall be used for administration of the state family  
19 planning services program pursuant to section 217.41B, and  
20 of this amount, the department may use up to \$200,000 for  
21 administrative expenses.

22 19. Of the funds appropriated in this section, \$1,545,530  
23 shall be used and may be transferred to other appropriations  
24 in this division of this Act as necessary to administer the  
25 provisions in the division of this Act relating to Medicaid  
26 program administration.

27 20. The department shall continue to implement and  
28 administer the provisions of 2018 Iowa Acts, chapter 1056.  
29 Of the funds appropriated in this section, up to \$39,069 may  
30 be transferred to the department of inspections and appeals  
31 for inspection costs related to such implementation and  
32 administration.

33 21. Of the funds appropriated in this section, up to  
34 \$1,200,000 shall be used to implement reductions in the waiting  
35 list for the children's mental health home and community-based



1 services waiver.

2 22. Of the funds appropriated in this section, \$1,500,000  
3 shall be used to reinstate cost-based reimbursement and the  
4 settlement process under the Medicaid program for critical  
5 access hospitals in the state, as designated pursuant to 42  
6 U.S.C. §1395i-4, to provide reimbursement at the rate provided  
7 for such hospitals under the federal Medicare program.

8 Sec. 14. MEDICAL CONTRACTS. There is appropriated from the  
9 general fund of the state to the department of human services  
10 for the fiscal year beginning July 1, 2019, and ending June 30,  
11 2020, the following amount, or so much thereof as is necessary,  
12 to be used for the purpose designated:

13 For medical contracts:

14 ..... \$ 17,992,530

15 1. The department of inspections and appeals shall  
16 provide all state matching funds for survey and certification  
17 activities performed by the department of inspections  
18 and appeals. The department of human services is solely  
19 responsible for distributing the federal matching funds for  
20 such activities.

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

26 3. Of the amount appropriated in this section, up to  
27 \$200,000 may be transferred to the appropriation for general  
28 administration in this division of this Act to be used for  
29 additional full-time equivalent positions in the development  
30 of key health initiatives such as development and oversight  
31 of managed care programs and development of health strategies  
32 targeted toward improved quality and reduced costs in the  
33 Medicaid program.

34 4. Of the funds appropriated in this section, \$1,000,000  
35 shall be used for planning and development, in cooperation with

1 the department of public health, of a phased-in program to  
2 provide a dental home for children.

3 5. a. Of the funds appropriated in this section, \$573,000  
4 shall be credited to the autism support program fund created  
5 in [section 225D.2](#) to be used for the autism support program  
6 created in [chapter 225D](#), with the exception of the following  
7 amount of this allocation which shall be used as follows:

8 b. Of the funds allocated in this subsection, \$25,000 shall  
9 be used for the public purpose of continuation of a grant to a  
10 nonprofit provider of child welfare services that has been in  
11 existence for more than 115 years, is located in a county with  
12 a population between 200,000 and 220,000 according to the most  
13 recent federal decennial census, is licensed as a psychiatric  
14 medical institution for children, and provides school-based  
15 programming, to be used for support services for children with  
16 autism spectrum disorder and their families.

17 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

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, 2019, and ending June 30, 2020, the following  
21 amount, or so much thereof as is necessary, to be used for the  
22 purpose designated:

23 For the state supplementary assistance program:

24 ..... \$ 7,812,909

25 2. The department shall increase the personal needs  
26 allowance for residents of residential care facilities by the  
27 same percentage and at the same time as federal supplemental  
28 security income and federal social security benefits are  
29 increased due to a recognized increase in the cost of living.  
30 The department may adopt emergency rules to implement this  
31 subsection.

32 3. If during the fiscal year beginning July 1, 2019,  
33 the department projects that state supplementary assistance  
34 expenditures for a calendar year will not meet the federal  
35 pass-through requirement specified in Tit. XVI of the federal

1 Social Security Act, section 1618, as codified in 42 U.S.C.  
2 §1382g, the department may take actions including but not  
3 limited to increasing the personal needs allowance for  
4 residential care facility residents and making programmatic  
5 adjustments or upward adjustments of the residential care  
6 facility or in-home health-related care reimbursement rates  
7 prescribed in this division of this Act to ensure that federal  
8 requirements are met. In addition, the department may make  
9 other programmatic and rate adjustments necessary to remain  
10 within the amount appropriated in this section while ensuring  
11 compliance with federal requirements. The department may adopt  
12 emergency rules to implement the provisions of this subsection.

13 4. Notwithstanding [section 8.33](#), moneys appropriated in  
14 this section that remain unencumbered or unobligated at the  
15 close of the fiscal year shall not revert but shall remain  
16 available for expenditure for the purposes designated until the  
17 close of the succeeding fiscal year.

18 Sec. 16. CHILDREN'S HEALTH INSURANCE PROGRAM.

19 1. There is appropriated from the general fund of the  
20 state to the department of human services for the fiscal year  
21 beginning July 1, 2019, and ending June 30, 2020, the following  
22 amount, or so much thereof as is necessary, to be used for the  
23 purpose designated:

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

29 ..... \$ 19,361,112

30 2. Of the funds appropriated in this section, \$79,486 is  
31 allocated for continuation of the contract for outreach with  
32 the department of public health.

33 3. A portion of the funds appropriated in this section may  
34 be transferred to the appropriations made in this division of  
35 this Act for field operations or medical contracts to be used

1 for the integration of hawk-i program eligibility, payment, and  
2 administrative functions under the purview of the department  
3 of human services, including for the Medicaid management  
4 information system upgrade.

5 Sec. 17. CHILD CARE ASSISTANCE. 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, 2019, and ending  
8 June 30, 2020, the following amount, or so much thereof as is  
9 necessary, to be used for the purpose designated:

10 For child care programs:

11 ..... \$ 40,816,931

12 1. Of the funds appropriated in this section, \$34,966,931  
13 shall be used for state child care assistance in accordance  
14 with [section 237A.13](#).

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

22 3. A list of the registered and licensed child care  
23 facilities operating in the area served by a child care  
24 resource and referral service shall be made available to the  
25 families receiving state child care assistance in that area.

26 4. Of the funds appropriated in this section, \$5,850,000  
27 shall be credited to the early childhood programs grants  
28 account in the early childhood Iowa fund created in section  
29 256I.11. The moneys shall be distributed for funding of  
30 community-based early childhood programs targeted to children  
31 from birth through five years of age developed by early  
32 childhood Iowa areas in accordance with approved community  
33 plans as provided in [section 256I.8](#).

34 5. The department may use any of the funds appropriated  
35 in this section as a match to obtain federal funds for use in

1 expanding child care assistance and related programs. For  
2 the purpose of expenditures of state and federal child care  
3 funding, funds shall be considered obligated at the time  
4 expenditures are projected or are allocated to the department's  
5 service areas. Projections shall be based on current and  
6 projected caseload growth, current and projected provider  
7 rates, staffing requirements for eligibility determination  
8 and management of program requirements including data systems  
9 management, staffing requirements for administration of the  
10 program, contractual and grant obligations and any transfers  
11 to other state agencies, and obligations for decategorization  
12 or innovation projects.

13 6. A portion of the state match for the federal child care  
14 and development block grant shall be provided as necessary to  
15 meet federal matching funds requirements through the state  
16 general fund appropriation made for child development grants  
17 and other programs for at-risk children in [section 279.51](#).

18 7. If a uniform reduction ordered by the governor under  
19 section 8.31 or other operation of law, transfer, or federal  
20 funding reduction reduces the appropriation made in this  
21 section for the fiscal year, the percentage reduction in the  
22 amount paid out to or on behalf of the families participating  
23 in the state child care assistance program shall be equal to or  
24 less than the percentage reduction made for any other purpose  
25 payable from the appropriation made in this section and the  
26 federal funding relating to it. The percentage reduction to  
27 the other allocations made in this section shall be the same as  
28 the uniform reduction ordered by the governor or the percentage  
29 change of the federal funding reduction, as applicable. If  
30 there is an unanticipated increase in federal funding provided  
31 for state child care services, the entire amount of the  
32 increase, except as necessary to meet federal requirements  
33 including quality set asides, shall be used for state child  
34 care assistance payments. If the appropriations made for  
35 purposes of the state child care assistance program for the

1 fiscal year are determined to be insufficient, it is the intent  
2 of the general assembly to appropriate sufficient funding for  
3 the fiscal year in order to avoid establishment of waiting list  
4 requirements.

5 8. Notwithstanding section 8.33, moneys advanced for  
6 purposes of the programs developed by early childhood Iowa  
7 areas, advanced for purposes of wraparound child care, or  
8 received from the federal appropriations made for the purposes  
9 of this section that remain unencumbered or unobligated at the  
10 close of the fiscal year shall not revert to any fund but shall  
11 remain available for expenditure for the purposes designated  
12 until the close of the succeeding fiscal year.

13 Sec. 18. JUVENILE INSTITUTION. There is appropriated  
14 from the general fund of the state to the department of human  
15 services for the fiscal year beginning July 1, 2019, and ending  
16 June 30, 2020, the following amounts, or so much thereof as is  
17 necessary, to be used for the purposes designated:

18 1. a. For operation of the state training school at Eldora  
19 and for salaries, support, maintenance, and miscellaneous  
20 purposes, and for not more than the following full-time  
21 equivalent positions:

22 ..... \$ 13,920,757  
23 ..... FTEs 207.00

24 b. Of the funds appropriated in this subsection, \$91,000  
25 shall be used for distribution to licensed classroom teachers  
26 at this and other institutions under the control of the  
27 department of human services based upon the average student  
28 yearly enrollment at each institution as determined by the  
29 department.

30 c. The additional full-time equivalent positions authorized  
31 in paragraph "a" shall include 1.00 youth services technician,  
32 1.00 clinical supervisor, and 1.00 registered nurse full-time  
33 equivalent positions.

34 2. A portion of the moneys appropriated in this section  
35 shall be used by the state training school at Eldora for

1 grants for adolescent pregnancy prevention activities at the  
2 institution in the fiscal year beginning July 1, 2019.

3 3. Of the funds appropriated in this subsection, \$212,000  
4 shall be used by the state training school at Eldora for a  
5 substance use disorder treatment program at the institution for  
6 the fiscal year beginning July 1, 2019.

7 4. Notwithstanding [section 8.33](#), moneys appropriated in  
8 this section that remain unencumbered or unobligated at the  
9 close of the fiscal year shall not revert but shall remain  
10 available for expenditure for the purposes designated until the  
11 close of the succeeding fiscal year.

12 Sec. 19. CHILD AND FAMILY SERVICES.

13 1. There is appropriated from the general fund of the  
14 state to the department of human services for the fiscal year  
15 beginning July 1, 2019, and ending June 30, 2020, the following  
16 amount, or so much thereof as is necessary, to be used for the  
17 purpose designated:

18 For child and family services:

19 ..... \$ 89,071,761

20 2. The department may transfer funds appropriated in this  
21 section as necessary to pay the nonfederal costs of services  
22 reimbursed under the medical assistance program, state child  
23 care assistance program, or the family investment program which  
24 are provided to children who would otherwise receive services  
25 paid under the appropriation in this section. The department  
26 may transfer funds appropriated in this section to the  
27 appropriations made in this division of this Act for general  
28 administration and for field operations for resources necessary  
29 to implement and operate the services funded in this section.

30 3. a. Of the funds appropriated in this section, up to  
31 \$34,536,000 is allocated as the statewide expenditure target  
32 under [section 232.143](#) for group foster care maintenance and  
33 services. If the department projects that such expenditures  
34 for the fiscal year will be less than the target amount  
35 allocated in this paragraph "a", the department may reallocate

1 the excess to provide additional funding for family foster  
2 care, independent living, family safety, risk and permanency  
3 services, shelter care, or the child welfare emergency services  
4 addressed with the allocation for shelter care.

5 b. If at any time after September 30, 2019, annualization  
6 of a service area's current expenditures indicates a service  
7 area is at risk of exceeding its group foster care expenditure  
8 target under [section 232.143](#) by more than 5 percent, the  
9 department and juvenile court services shall examine all  
10 group foster care placements in that service area in order to  
11 identify those which might be appropriate for termination.  
12 In addition, any aftercare services believed to be needed  
13 for the children whose placements may be terminated shall be  
14 identified. The department and juvenile court services shall  
15 initiate action to set dispositional review hearings for the  
16 placements identified. In such a dispositional review hearing,  
17 the juvenile court shall determine whether needed aftercare  
18 services are available and whether termination of the placement  
19 is in the best interest of the child and the community.

20 4. In accordance with the provisions of [section 232.188](#),  
21 the department shall continue the child welfare and juvenile  
22 justice funding initiative during fiscal year 2019-2020. Of  
23 the funds appropriated in this section, \$1,717,000 is allocated  
24 specifically for expenditure for fiscal year 2019-2020 through  
25 the decategorization services funding pools and governance  
26 boards established pursuant to [section 232.188](#).

27 5. A portion of the funds appropriated in this section  
28 may be used for emergency family assistance to provide other  
29 resources required for a family participating in a family  
30 preservation or reunification project or successor project to  
31 stay together or to be reunified.

32 6. Of the funds appropriated in this section, a sufficient  
33 amount is allocated for shelter care and the child welfare  
34 emergency services contracting implemented to provide for or  
35 prevent the need for shelter care.



1 7. Federal funds received by the state during the fiscal  
2 year beginning July 1, 2019, as the result of the expenditure  
3 of state funds appropriated during a previous state fiscal  
4 year for a service or activity funded under this section are  
5 appropriated to the department to be used as additional funding  
6 for services and purposes provided for under this section.  
7 Notwithstanding [section 8.33](#), moneys received in accordance  
8 with this subsection that remain unencumbered or unobligated at  
9 the close of the fiscal year shall not revert to any fund but  
10 shall remain available for the purposes designated until the  
11 close of the succeeding fiscal year.

12 8. a. Of the funds appropriated in this section, up to  
13 \$3,290,000 is allocated for the payment of the expenses of  
14 court-ordered services provided to juveniles who are under the  
15 supervision of juvenile court services, which expenses are a  
16 charge upon the state pursuant to section 232.141, subsection  
17 4. Of the amount allocated in this paragraph "a", up to  
18 \$1,556,000 shall be made available to provide school-based  
19 supervision of children adjudicated under [chapter 232](#), of which  
20 not more than \$15,000 may be used for the purpose of training.  
21 A portion of the cost of each school-based liaison officer  
22 shall be paid by the school district or other funding source as  
23 approved by the chief juvenile court officer.

24 b. Of the funds appropriated in this section, up to \$748,000  
25 is allocated for the payment of the expenses of court-ordered  
26 services provided to children who are under the supervision  
27 of the department, which expenses are a charge upon the state  
28 pursuant to [section 232.141, subsection 4](#).

29 c. Notwithstanding [section 232.141](#) or any other provision  
30 of law to the contrary, the amounts allocated in this  
31 subsection shall be distributed to the judicial districts  
32 as determined by the state court administrator and to the  
33 department's service areas as determined by the administrator  
34 of the department of human services' division of child and  
35 family services. The state court administrator and the

1 division administrator shall make the determination of the  
2 distribution amounts on or before June 15, 2019.

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

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

24 f. Of the funds allocated in this subsection, not more than  
25 \$83,000 may be used by the judicial branch for administration  
26 of the requirements under this subsection.

27 g. Of the funds allocated in this subsection, \$17,000  
28 shall be used by the department of human services to support  
29 the interstate commission for juveniles in accordance with  
30 the interstate compact for juveniles as provided in section  
31 232.173.

32 9. Of the funds appropriated in this section, \$12,253,000 is  
33 allocated for juvenile delinquent graduated sanctions services.  
34 Any state funds saved as a result of efforts by juvenile court  
35 services to earn a federal Tit. IV-E match for juvenile court

1 services administration may be used for the juvenile delinquent  
2 graduated sanctions services.

3 10. Of the funds appropriated in this section, \$1,658,000 is  
4 transferred to the department of public health to be used for  
5 the child protection center grant program for child protection  
6 centers located in Iowa in accordance with [section 135.118](#).  
7 The grant amounts under the program shall be equalized so that  
8 each center receives a uniform base amount of \$245,000, and so  
9 that the remaining funds are awarded through a funding formula  
10 based upon the volume of children served.

11 11. Of the funds appropriated in this section, \$4,025,000 is  
12 allocated for the preparation for adult living program pursuant  
13 to [section 234.46](#).

14 12. Of the funds appropriated in this section, \$227,000  
15 shall be used for the public purpose of continuing a grant to a  
16 nonprofit human services organization, providing services to  
17 individuals and families in multiple locations in southwest  
18 Iowa and Nebraska for support of a project providing immediate,  
19 sensitive support and forensic interviews, medical exams, needs  
20 assessments, and referrals for victims of child abuse and their  
21 nonoffending family members.

22 13. Of the funds appropriated in this section, \$300,000  
23 is allocated for the foster care youth council approach of  
24 providing a support network to children placed in foster care.

25 14. Of the funds appropriated in this section, \$202,000 is  
26 allocated for use pursuant to [section 235A.1](#) for continuation  
27 of the initiative to address child sexual abuse implemented  
28 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection  
29 21.

30 15. Of the funds appropriated in this section, \$630,000 is  
31 allocated for the community partnership for child protection  
32 sites.

33 16. Of the funds appropriated in this section, \$371,000  
34 is allocated for the department's minority youth and family  
35 projects under the redesign of the child welfare system.

1 17. Of the funds appropriated in this section, \$851,000  
2 is allocated for funding of the community circle of care  
3 collaboration for children and youth in northeast Iowa.

4 18. Of the funds appropriated in this section, at least  
5 \$147,000 shall be used for the continuation of the child  
6 welfare provider training academy, a collaboration between the  
7 coalition for family and children's services in Iowa and the  
8 department.

9 19. Of the funds appropriated in this section, \$211,000  
10 shall be used for continuation of the central Iowa system of  
11 care program grant through June 30, 2020.

12 20. Of the funds appropriated in this section, \$235,000  
13 shall be used for the public purpose of the continuation  
14 and expansion of a system of care program grant implemented  
15 in Cerro Gordo and Linn counties to utilize a comprehensive  
16 and long-term approach for helping children and families by  
17 addressing the key areas in a child's life of childhood basic  
18 needs, education and work, family, and community.

19 21. Of the funds appropriated in this section, at least  
20 \$25,000 shall be used to continue and to expand the foster  
21 care respite pilot program in which postsecondary students in  
22 social work and other human services-related programs receive  
23 experience by assisting family foster care providers with  
24 respite and other support.

25 22. Of the funds appropriated in this section, \$110,000  
26 shall be used for the public purpose of funding community-based  
27 services and other supports with a system of care approach  
28 for children with a serious emotional disturbance and their  
29 families through a nonprofit provider of child welfare services  
30 that has been in existence for more than 115 years, is located  
31 in a county with a population of more than 200,000 but less  
32 than 220,000 according to the latest certified federal census,  
33 is licensed as a psychiatric medical institution for children,  
34 and was a system of care grantee prior to July 1, 2019.

35 23. If a separate funding source is identified that reduces

1 the need for state funds within an allocation under this  
2 section, the allocated state funds may be redistributed to  
3 other allocations under this section for the same fiscal year.

4 Sec. 20. ADOPTION SUBSIDY.

5 1. There is appropriated from the general fund of the  
6 state to the department of human services for the fiscal year  
7 beginning July 1, 2019, and ending June 30, 2020, the following  
8 amount, or so much thereof as is necessary, to be used for the  
9 purpose designated:

10 a. For adoption subsidy payments and services:

11 ..... \$ 40,596,007

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

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

16 (b) For post-adoption services and for other purposes under  
17 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

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

22 c. Notwithstanding [section 8.33](#), moneys corresponding to  
23 the state savings resulting from implementation of the federal  
24 Fostering Connections to Success and Increasing Adoptions Act  
25 of 2008, Pub. L. No. 110-351, and successor legislation, as  
26 determined in accordance with 42 U.S.C. §673(a)(8), that remain  
27 unencumbered or unobligated at the close of the fiscal year,  
28 shall not revert to any fund but shall remain available for the  
29 purposes designated in this subsection until expended. The  
30 amount of such savings and any corresponding funds remaining  
31 at the close of the fiscal year shall be determined separately  
32 and any changes in either amount between fiscal years shall not  
33 result in an unfunded need.

34 2. The department may transfer funds appropriated in  
35 this section to the appropriation made in this division of

1 this Act for general administration for costs paid from the  
2 appropriation relating to adoption subsidy.

3 3. Federal funds received by the state during the  
4 fiscal year beginning July 1, 2019, as the result of the  
5 expenditure of state funds during a previous state fiscal  
6 year for a service or activity funded under this section are  
7 appropriated to the department to be used as additional funding  
8 for the services and activities funded under this section.  
9 Notwithstanding [section 8.33](#), moneys received in accordance  
10 with this subsection that remain unencumbered or unobligated  
11 at the close of the fiscal year shall not revert to any fund  
12 but shall remain available for expenditure for the purposes  
13 designated until the close of the succeeding fiscal year.

14 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited  
15 in the juvenile detention home fund created in [section 232.142](#)  
16 during the fiscal year beginning July 1, 2019, and ending June  
17 30, 2020, are appropriated to the department of human services  
18 for the fiscal year beginning July 1, 2019, and ending June 30,  
19 2020, for distribution of an amount equal to a percentage of  
20 the costs of the establishment, improvement, operation, and  
21 maintenance of county or multicounty juvenile detention homes  
22 in the fiscal year beginning July 1, 2018. Moneys appropriated  
23 for distribution in accordance with this section shall be  
24 allocated among eligible detention homes, prorated on the basis  
25 of an eligible detention home's proportion of the costs of all  
26 eligible detention homes in the fiscal year beginning July  
27 1, 2018. The percentage figure shall be determined by the  
28 department based on the amount available for distribution for  
29 the fund. Notwithstanding [section 232.142, subsection 3](#), the  
30 financial aid payable by the state under that provision for the  
31 fiscal year beginning July 1, 2019, shall be limited to the  
32 amount appropriated for the purposes of this section.

33 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

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, 2019, and ending June 30, 2020, the following  
2 amount, or so much thereof as is necessary, to be used for the  
3 purpose designated:

4 For the family support subsidy program subject to the  
5 enrollment restrictions in [section 225C.37, subsection 3](#):  
6 ..... \$ 949,282

7 2. At least \$819,275 of the moneys appropriated in this  
8 section is transferred to the department of public health for  
9 the family support center component of the comprehensive family  
10 support program under [chapter 225C](#), subchapter V.

11 3. If at any time during the fiscal year, the amount of  
12 funding available for the family support subsidy program  
13 is reduced from the amount initially used to establish the  
14 figure for the number of family members for whom a subsidy  
15 is to be provided at any one time during the fiscal year,  
16 notwithstanding [section 225C.38, subsection 2](#), the department  
17 shall revise the figure as necessary to conform to the amount  
18 of funding available.

19 Sec. 23. CONNER DECREE. There is appropriated from the  
20 general fund of the state to the department of human services  
21 for the fiscal year beginning July 1, 2019, and ending June 30,  
22 2020, the following amount, or so much thereof as is necessary,  
23 to be used for the purpose designated:

24 For building community capacity through the coordination  
25 and provision of training opportunities in accordance with the  
26 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.  
27 Iowa, July 14, 1994):  
28 ..... \$ 33,632

29 Sec. 24. MENTAL HEALTH INSTITUTES.

30 1. There is appropriated from the general fund of the  
31 state to the department of human services for the fiscal year  
32 beginning July 1, 2019, and ending June 30, 2020, the following  
33 amounts, or so much thereof as is necessary, to be used for the  
34 purposes designated:

35 a. (1) For operation of the state mental health institute

1 at Cherokee as required by chapters 218 and 226 for salaries,  
2 support, maintenance, and miscellaneous purposes, and for not  
3 more than the following full-time equivalent positions:

4 ..... \$ 14,216,149  
5 ..... FTEs 169.00

6 (2) The additional full-time equivalent positions  
7 authorized in this paragraph "a" shall include 3.50 security  
8 staff and 3.00 support staff full-time equivalent positions.

9 b. (1) For operation of the state mental health institute  
10 at Independence as required by chapters 218 and 226 for  
11 salaries, support, maintenance, and miscellaneous purposes, and  
12 for not more than the following full-time equivalent positions:

13 ..... \$ 19,165,110  
14 ..... FTEs 208.00

15 (2) The additional full-time equivalent positions  
16 authorized in this paragraph "b" shall include 3.50 security  
17 staff full-time equivalent positions.

18 2. Notwithstanding sections 218.78 and 249A.11, any revenue  
19 received from the state mental health institute at Cherokee or  
20 the state mental health institute at Independence pursuant to  
21 42 C.F.R §438.6(e) may be retained and expended by the mental  
22 health institute.

23 3. Notwithstanding any provision of law to the contrary,  
24 a Medicaid member residing at the state mental health  
25 institute at Cherokee or the state mental health institute  
26 at Independence shall retain Medicaid eligibility during  
27 the period of the Medicaid member's stay for which federal  
28 financial participation is available.

29 4. Notwithstanding section 8.33, moneys appropriated in  
30 this section that remain unencumbered or unobligated at the  
31 close of the fiscal year shall not revert but shall remain  
32 available for expenditure for the purposes designated until the  
33 close of the succeeding fiscal year.

34 Sec. 25. STATE RESOURCE CENTERS.

35 1. There is appropriated from the general fund of the



1 state to the department of human services for the fiscal year  
2 beginning July 1, 2019, and ending June 30, 2020, the following  
3 amounts, or so much thereof as is necessary, to be used for the  
4 purposes designated:

5 a. For the state resource center at Glenwood for salaries,  
6 support, maintenance, and miscellaneous purposes:  
7 ..... \$ 16,048,348

8 b. For the state resource center at Woodward for salaries,  
9 support, maintenance, and miscellaneous purposes:  
10 ..... \$ 10,872,356

11 2. The department may continue to bill for state resource  
12 center services utilizing a scope of services approach used for  
13 private providers of intermediate care facilities for persons  
14 with an intellectual disability services, in a manner which  
15 does not shift costs between the medical assistance program,  
16 counties, or other sources of funding for the state resource  
17 centers.

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

20 4. If the department's administration and the department  
21 of management concur with a finding by a state resource  
22 center's superintendent that projected revenues can reasonably  
23 be expected to pay the salary and support costs for a new  
24 employee position, or that such costs for adding a particular  
25 number of new positions for the fiscal year would be less  
26 than the overtime costs if new positions would not be added,  
27 the superintendent may add the new position or positions. If  
28 the vacant positions available to a resource center do not  
29 include the position classification desired to be filled, the  
30 state resource center's superintendent may reclassify any  
31 vacant position as necessary to fill the desired position. The  
32 superintendents of the state resource centers may, by mutual  
33 agreement, pool vacant positions and position classifications  
34 during the course of the fiscal year in order to assist one  
35 another in filling necessary positions.

1 5. If existing capacity limitations are reached in  
2 operating units, a waiting list is in effect for a service or  
3 a special need for which a payment source or other funding  
4 is available for the service or to address the special need,  
5 and facilities for the service or to address the special need  
6 can be provided within the available payment source or other  
7 funding, the superintendent of a state resource center may  
8 authorize opening not more than two units or other facilities  
9 and begin implementing the service or addressing the special  
10 need during fiscal year 2019-2020.

11 6. Notwithstanding section 8.33, and notwithstanding  
12 the amount limitation specified in section 222.92, moneys  
13 appropriated in this section that remain unencumbered or  
14 unobligated at the close of the fiscal year shall not revert  
15 but shall remain available for expenditure for the purposes  
16 designated until the close of the succeeding fiscal year.

17 Sec. 26. SEXUALLY VIOLENT PREDATORS.

18 1. a. 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, 2019, and ending June 30, 2020, the following  
21 amount, or so much thereof as is necessary, to be used for the  
22 purpose designated:

23 For costs associated with the commitment and treatment of  
24 sexually violent predators in the unit located at the state  
25 mental health institute at Cherokee, including costs of legal  
26 services and other associated costs, including salaries,  
27 support, maintenance, and miscellaneous purposes, and for not  
28 more than the following full-time equivalent positions:  
29 ..... \$ 12,053,093  
30 ..... FTEs 139.00

31 b. The additional full-time equivalent positions authorized  
32 in paragraph "a" shall include 7.00 clinical and support staff  
33 full-time equivalent positions.

34 2. Unless specifically prohibited by law, if the amount  
35 charged provides for recoupment of at least the entire amount

1 of direct and indirect costs, the department of human services  
2 may contract with other states to provide care and treatment  
3 of persons placed by the other states at the unit for sexually  
4 violent predators at Cherokee. The moneys received under  
5 such a contract shall be considered to be repayment receipts  
6 and used for the purposes of the appropriation made in this  
7 section.

8 3. Notwithstanding [section 8.33](#), moneys appropriated in  
9 this section that remain unencumbered or unobligated at the  
10 close of the fiscal year shall not revert but shall remain  
11 available for expenditure for the purposes designated until the  
12 close of the succeeding fiscal year.

13 Sec. 27. FIELD OPERATIONS.

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, 2019, and ending June 30, 2020, the following  
17 amount, or so much thereof as is necessary, to be used for the  
18 purposes designated:

19 For field operations, including salaries, support,  
20 maintenance, and miscellaneous purposes, and for not more than  
21 the following full-time equivalent positions:

22 .....	\$ 55,396,906
23 .....	FTEs 1,539.00

24 2. The additional full-time equivalent positions authorized  
25 in subsection 1 shall include 29.00 full-time equivalent staff  
26 positions to relieve caseloads and 6.00 full-time equivalent  
27 positions related to the eligibility integrated application  
28 solution (ELIAS) system.

29 3. Priority in filling full-time equivalent positions  
30 shall be given to those positions related to child protection  
31 services and eligibility determination for low-income families.

32 Sec. 28. GENERAL ADMINISTRATION. There is appropriated  
33 from the general fund of the state to the department of human  
34 services for the fiscal year beginning July 1, 2019, and ending  
35 June 30, 2020, the following amount, or so much thereof as is

1 necessary, to be used for the purpose designated:

2 For general administration, including salaries, support,  
3 maintenance, and miscellaneous purposes, and for not more than  
4 the following full-time equivalent positions:

5 .....	\$ 13,833,040
6 .....	FTEs 294.00

7 1. The department shall report at least monthly to the  
8 legislative services agency concerning the department's  
9 operational and program expenditures.

10 2. Of the funds appropriated in this section, \$150,000 shall  
11 be used to continue the contract for the provision of a program  
12 to provide technical assistance, support, and consultation to  
13 providers of habilitation services and home and community-based  
14 services waiver services for adults with disabilities under the  
15 medical assistance program.

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

21 4. Of the funds appropriated in this section, \$200,000 shall  
22 be transferred to and deposited in the administrative fund of  
23 the Iowa ABLE savings plan trust created in [section 12I.4](#), to  
24 be used for implementation and administration activities of the  
25 Iowa ABLE savings plan trust.

26 5. Of the funds appropriated in this section, \$200,000 is  
27 transferred to the economic development authority for the Iowa  
28 commission on volunteer services to continue to be used for  
29 RefugeeRISE AmeriCorps program established under [section 15H.8](#)  
30 for member recruitment and training to improve the economic  
31 well-being and health of economically disadvantaged refugees in  
32 local communities across Iowa. Funds transferred may be used  
33 to supplement federal funds under federal regulations.

34 6. Of the funds appropriated in this section, up to \$300,000  
35 shall be used as follows:

1 a. To fund not more than one full-time equivalent position  
2 to address the department's responsibility to support the work  
3 of the children's system state board and implementation of the  
4 services required pursuant to 2018 Iowa Acts, chapter 1056,  
5 section 13.

6 b. To support the cost of establishing and implementing new  
7 or additional services required pursuant to 2018 Iowa Acts,  
8 chapter 1056, and any legislation enacted by the 2019 general  
9 assembly establishing a children's behavioral health system.

10 c. Of the amount allocated, \$32,000 shall be transferred  
11 to the department of public health to support the costs of  
12 establishing and implementing new or additional services  
13 required pursuant to 2018 Iowa Acts, chapter 1056, and any  
14 legislation enacted by the 2019 general assembly establishing a  
15 children's behavioral health system.

16 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated  
17 from the general fund of the state to the department of human  
18 services for the fiscal year beginning July 1, 2019, and ending  
19 June 30, 2020, the following amount, or so much thereof as is  
20 necessary, to be used for the purposes designated:

21 For salaries, support, maintenance, and miscellaneous  
22 purposes at facilities under the purview of the department of  
23 human services:  
24 ..... \$ 2,879,274

25 Sec. 30. VOLUNTEERS. There is appropriated from the general  
26 fund of the state to the department of human services for the  
27 fiscal year beginning July 1, 2019, and ending June 30, 2020,  
28 the following amount, or so much thereof as is necessary, to be  
29 used for the purpose designated:

30 For development and coordination of volunteer services:  
31 ..... \$ 84,686

32 Sec. 31. CORPORATE TECHNOLOGY. There is appropriated  
33 from the general fund of the state to the department of human  
34 services for the fiscal year beginning July 1, 2019, and ending  
35 June 30, 2020, the following amount, or so much thereof as is

1 necessary, to be used for the purposes designated:

2 For the purchase of department-wide technology and software  
3 update needs:

4 ..... \$ 824,832

5 Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
6 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
7 DEPARTMENT OF HUMAN SERVICES.

8 1. a. (1) (a) For the fiscal year beginning July 1,  
9 2019, the department shall rebase case-mix nursing facility  
10 rates effective July 1, 2019, to the extent possible within the  
11 state funding, including the \$27,479,942, appropriated for this  
12 purpose.

13 (b) For the fiscal year beginning July 1, 2019, non-case-mix  
14 and special population nursing facilities shall be reimbursed  
15 in accordance with the methodology in effect on June 30 of the  
16 prior fiscal year.

17 (c) For managed care claims, the department of human  
18 services shall adjust the payment rate floor for nursing  
19 facilities, annually, to maintain a rate floor that is no  
20 lower than the Medicaid fee-for-service case-mix adjusted  
21 rate calculated in accordance with subparagraph division  
22 (a) and 441 IAC 81.6. The department shall then calculate  
23 adjusted reimbursement rates, including but not limited to  
24 add-on-payments, annually, and shall notify Medicaid managed  
25 care organizations of the adjusted reimbursement rates within  
26 30 days of determining the adjusted reimbursement rates. Any  
27 adjustment of reimbursement rates under this subparagraph  
28 division shall be budget neutral to the state budget.

29 (d) For the fiscal year beginning July 1, 2019, Medicaid  
30 managed care long-term services and supports capitation  
31 rates shall be adjusted to reflect the rebasing pursuant to  
32 subparagraph division (a) for the patient populations residing  
33 in Medicaid-certified nursing facilities.

34 (2) Medicaid managed care organizations shall adjust  
35 facility-specific rates based upon payment rate listings issued

1 by the department. The rate adjustments shall be applied  
2 prospectively from the effective date of the rate letter issued  
3 by the department.

4 b. (1) For the fiscal year beginning July 1, 2019,  
5 the department shall establish the pharmacy dispensing fee  
6 reimbursement at \$10.07 per prescription, until a cost of  
7 dispensing survey is completed. The actual dispensing fee  
8 shall be determined by a cost of dispensing survey performed  
9 by the department and required to be completed by all medical  
10 assistance program participating pharmacies every two years,  
11 adjusted as necessary to maintain expenditures within the  
12 amount appropriated to the department for this purpose for the  
13 fiscal year.

14 (2) The department shall utilize an average acquisition  
15 cost reimbursement methodology for all drugs covered under the  
16 medical assistance program in accordance with 2012 Iowa Acts,  
17 chapter 1133, section 33.

18 c. (1) For the fiscal year beginning July 1, 2019,  
19 reimbursement rates for outpatient hospital services shall  
20 remain at the rates in effect on June 30, 2019, subject to  
21 Medicaid program upper payment limit rules, and adjusted  
22 as necessary to maintain expenditures within the amount  
23 appropriated to the department for this purpose for the fiscal  
24 year.

25 (2) For the fiscal year beginning July 1, 2019,  
26 reimbursement rates for inpatient hospital services shall  
27 remain at the rates in effect on June 30, 2019, subject to  
28 Medicaid program upper payment limit rules, and adjusted  
29 as necessary to maintain expenditures within the amount  
30 appropriated to the department for this purpose for the fiscal  
31 year.

32 (3) For the fiscal year beginning July 1, 2019, critical  
33 access hospitals in the state, as designated pursuant to  
34 42 U.S.C. §1395i-4, shall receive cost-based reimbursement  
35 utilizing a settlement process to provide reimbursement at

1 the rate provided such hospitals under the federal Medicare  
2 program.

3 (4) For the fiscal year beginning July 1, 2019, the graduate  
4 medical education and disproportionate share hospital fund  
5 shall remain at the amount in effect on June 30, 2019, except  
6 that the portion of the fund attributable to graduate medical  
7 education shall be reduced in an amount that reflects the  
8 elimination of graduate medical education payments made to  
9 out-of-state hospitals.

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

16 d. For the fiscal year beginning July 1, 2019, reimbursement  
17 rates for hospices and acute psychiatric hospitals shall be  
18 increased in accordance with increases under the federal  
19 Medicare program or as supported by their Medicare audited  
20 costs.

21 e. For the fiscal year beginning July 1, 2019, independent  
22 laboratories and rehabilitation agencies shall be reimbursed  
23 using the same methodology in effect on June 30, 2019.

24 f. (1) For the fiscal year beginning July 1, 2019,  
25 reimbursement rates for home health agencies shall be rebased,  
26 to the extent possible, within the state funding appropriated  
27 for this purpose, and shall continue to be based on the  
28 Medicare low utilization payment adjustment (LUPA) methodology  
29 with state geographic wage adjustments to reflect the most  
30 recent Medicare LUPA rates to the extent possible within the  
31 state funding appropriated for this purpose.

32 (2) For the fiscal year beginning July 1, 2019, rates for  
33 private duty nursing and personal care services under the early  
34 and periodic screening, diagnostic, and treatment program  
35 benefit shall be calculated based on the methodology in effect



1 on June 30, 2019.

2 g. For the fiscal year beginning July 1, 2019, federally  
3 qualified health centers and rural health clinics shall receive  
4 cost-based reimbursement for 100 percent of the reasonable  
5 costs for the provision of services to recipients of medical  
6 assistance.

7 h. For the fiscal year beginning July 1, 2019, the  
8 reimbursement rates for dental services shall remain at the  
9 rates in effect on June 30, 2019.

10 i. (1) For the fiscal year beginning July 1, 2019,  
11 reimbursement rates for non-state-owned psychiatric medical  
12 institutions for children shall be based on the reimbursement  
13 methodology in effect on June 30, 2019.

14 (2) 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, 2019, unless  
21 otherwise specified in this Act, all noninstitutional medical  
22 assistance provider reimbursement rates shall remain at the  
23 rates in effect on June 30, 2019, except for area education  
24 agencies, local education agencies, infant and toddler  
25 services providers, home and community-based services providers  
26 including consumer-directed attendant care providers under a  
27 section 1915(c) or 1915(i) waiver, targeted case management  
28 providers, and those providers whose rates are required to be  
29 determined pursuant to [section 249A.20](#), or to meet federal  
30 mental health parity requirements.

31 k. Notwithstanding any provision to the contrary, for the  
32 fiscal year beginning July 1, 2019, the reimbursement rate for  
33 anesthesiologists shall remain at the rates in effect on June  
34 30, 2019, and updated on January 1, 2020, to align with the  
35 most current Iowa Medicare anesthesia rate.

1 1. Notwithstanding [section 249A.20](#), for the fiscal year  
2 beginning July 1, 2019, the average reimbursement rate for  
3 health care providers eligible for use of the federal Medicare  
4 resource-based relative value scale reimbursement methodology  
5 under [section 249A.20](#) shall remain at the rate in effect on  
6 June 30, 2019; however, this rate shall not exceed the maximum  
7 level authorized by the federal government.

8 m. For the fiscal year beginning July 1, 2019, 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, 2019, the  
18 reimbursement rates for inpatient mental health services  
19 provided at hospitals shall remain at the rates in effect on  
20 June 30, 2019, subject to Medicaid program upper payment limit  
21 rules; and psychiatrists shall be reimbursed at the medical  
22 assistance program fee-for-service rate in effect on June 30,  
23 2019.

24 o. For the fiscal year beginning July 1, 2019, community  
25 mental health centers may choose to be reimbursed for the  
26 services provided to recipients of medical assistance through  
27 either of the following options:

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

29 (2) In accordance with the alternative reimbursement rate  
30 methodology approved by the department of human services in  
31 effect on June 30, 2019.

32 p. For the fiscal year beginning July 1, 2019, the  
33 reimbursement rate for providers of family planning services  
34 that are eligible to receive a 90 percent federal match shall  
35 remain at the rates in effect on June 30, 2019.

1 q. Unless otherwise subject to a tiered rate methodology,  
2 for the fiscal year beginning July 1, 2019, the upper  
3 limits and reimbursement rates for providers of home and  
4 community-based services waiver services shall be reimbursed  
5 using the reimbursement methodology in effect on June 30, 2019.

6 r. For the fiscal year beginning July 1, 2019, the  
7 reimbursement rates for emergency medical service providers  
8 shall remain at the rates in effect on June 30, 2019.

9 s. For the fiscal year beginning July 1, 2019, reimbursement  
10 rates for substance-related disorder treatment programs  
11 licensed under [section 125.13](#) shall remain at the rates in  
12 effect on June 30, 2019.

13 t. For the fiscal year beginning July 1, 2019, assertive  
14 community treatment per diem rates shall be adjusted to  
15 reflect an actual average per diem cost within the \$1,088,437  
16 appropriated for this purpose.

17 2. For the fiscal year beginning July 1, 2019, the  
18 reimbursement rate for providers reimbursed under the  
19 in-home-related care program shall not be less than the minimum  
20 payment level as established by the federal government to meet  
21 the federally mandated maintenance of effort requirement.

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

28 4. Notwithstanding [section 234.38](#), for the fiscal  
29 year beginning July 1, 2019, the foster family basic daily  
30 maintenance rate and the maximum adoption subsidy rate for  
31 children ages 0 through 5 years shall be \$16.78, the rate for  
32 children ages 6 through 11 years shall be \$17.45, the rate for  
33 children ages 12 through 15 years shall be \$19.10, and the  
34 rate for children and young adults ages 16 and older shall  
35 be \$19.35. For youth ages 18 to 21 who have exited foster

1 care, the preparation for adult living program maintenance rate  
2 shall be \$602.70 per month. The maximum payment for adoption  
3 subsidy nonrecurring expenses shall be limited to \$500 and the  
4 disallowance of additional amounts for court costs and other  
5 related legal expenses implemented pursuant to 2010 Iowa Acts,  
6 chapter 1031, section 408, shall be continued.

7 5. For the fiscal year beginning July 1, 2019, the maximum  
8 reimbursement rates for social services providers under  
9 contract shall remain at the rates in effect on June 30, 2019,  
10 or the provider's actual and allowable cost plus inflation for  
11 each service, whichever is less. However, if a new service  
12 or service provider is added after June 30, 2019, the initial  
13 reimbursement rate for the service or provider shall be based  
14 upon a weighted average of provider rates for similar services.

15 6. a. For the fiscal year beginning July 1, 2019, the  
16 reimbursement rates for resource family recruitment and  
17 retention contractors shall be established by contract.

18 b. For the fiscal year beginning July 1, 2019, the  
19 reimbursement rates for supervised apartment living foster care  
20 providers shall be established by contract.

21 7. For the fiscal year beginning July 1, 2019, the  
22 reimbursement rate for group foster care providers shall be the  
23 combined service and maintenance reimbursement rate established  
24 by contract.

25 8. The group foster care reimbursement rates paid for  
26 placement of children out of state shall be calculated  
27 according to the same rate-setting principles as those used for  
28 in-state providers, unless the director of human services or  
29 the director's designee determines that appropriate care cannot  
30 be provided within the state. The payment of the daily rate  
31 shall be based on the number of days in the calendar month in  
32 which service is provided.

33 9. a. For the fiscal year beginning July 1, 2019, the  
34 reimbursement rate paid for shelter care and the child welfare  
35 emergency services implemented to provide or prevent the need

1 for shelter care shall be established by contract.

2 b. For the fiscal year beginning July 1, 2019, the combined  
3 service and maintenance components of the reimbursement rate  
4 paid for shelter care services shall be based on the financial  
5 and statistical report submitted to the department. The  
6 maximum reimbursement rate shall be \$101.83 per day. The  
7 department shall reimburse a shelter care provider at the  
8 provider's actual and allowable unit cost, plus inflation, not  
9 to exceed the maximum reimbursement rate.

10 c. Notwithstanding [section 232.141, subsection 8](#), for the  
11 fiscal year beginning July 1, 2019, the amount of the statewide  
12 average of the actual and allowable rates for reimbursement of  
13 juvenile shelter care homes that is utilized for the limitation  
14 on recovery of unpaid costs shall remain at the amount in  
15 effect for this purpose in the fiscal year beginning July 1,  
16 2018.

17 10. For the fiscal year beginning July 1, 2019, the  
18 department shall calculate reimbursement rates for intermediate  
19 care facilities for persons with an intellectual disability  
20 at the 80th percentile. Beginning July 1, 2019, the rate  
21 calculation methodology shall utilize the consumer price index  
22 inflation factor applicable to the fiscal year beginning July  
23 1, 2019.

24 11. Effective July 1, 2019, the child care provider  
25 reimbursement rates shall remain at the rates in effect on June  
26 30, 2019. The department shall set rates in a manner so as  
27 to provide incentives for a nonregistered provider to become  
28 registered by applying the increase only to registered and  
29 licensed providers.

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

32 Sec. 33. USE OF REQUEST FOR PROPOSALS PROCESS — PROHIBITED  
33 USE OF FUNDS FOR LOBBYING.

34 1. a. If an entity is not specified to receive moneys  
35 allocated or appropriated to administer a program or activity

1 in this division of this Act and the department elects not  
2 to administer such program or activity internally, a request  
3 for proposals process shall be utilized to select an entity to  
4 administer such program or activity.

5 b. Unless otherwise specifically provided, the department  
6 shall not retain any portion of the funds allocated or  
7 appropriated for programs or activities administered by a  
8 specified entity or by an entity selected through a request for  
9 proposals process to be used for administrative costs under  
10 this division of this Act.

11 c. The department shall submit a report to the individuals  
12 identified in this Act for submission of reports by December  
13 15, 2019, regarding the outcomes of any program or activity  
14 administered by a specified entity or an entity selected  
15 through a request for proposals process under this division of  
16 this Act.

17 2. Moneys appropriated or allocated under this division of  
18 this Act shall not be used, directly or indirectly, for the  
19 compensation of a lobbyist. For the purposes of this section,  
20 "lobbyist" means the same as defined in section 68B.2; however,  
21 "lobbyist" does not include a person employed by a state agency  
22 of the executive branch of state government who represents  
23 the agency relative to the passage, defeat, approval, or  
24 modification of legislation that is being considered by the  
25 general assembly.

26 Sec. 34. EMERGENCY RULES.

27 1. If specifically authorized by a provision of this  
28 division of this Act, the department of human services or  
29 the mental health and disability services commission may  
30 adopt administrative rules under section 17A.4, subsection  
31 3, and [section 17A.5, subsection 2](#), paragraph "b", to  
32 implement the provisions of this division of this Act and  
33 the rules shall become effective immediately upon filing or  
34 on a later effective date specified in the rules, unless the  
35 effective date of the rules is delayed or the applicability

1 of the rules is suspended by the administrative rules review  
2 committee. Any rules adopted in accordance with this section  
3 shall not take effect before the rules are reviewed by the  
4 administrative rules review committee. The delay authority  
5 provided to the administrative rules review committee under  
6 section 17A.4, subsection 7, and [section 17A.8, subsection 9](#),  
7 shall be applicable to a delay imposed under this section,  
8 notwithstanding a provision in those sections making them  
9 inapplicable to [section 17A.5, subsection 2](#), paragraph "b".  
10 Any rules adopted in accordance with the provisions of this  
11 section shall also be published as a notice of intended action  
12 as provided in [section 17A.4](#).

13 2. If during a fiscal year, the department of human  
14 services is adopting rules in accordance with this section  
15 or as otherwise directed or authorized by state law, and the  
16 rules will result in an expenditure increase beyond the amount  
17 anticipated in the budget process or if the expenditure was  
18 not addressed in the budget process for the fiscal year, the  
19 department shall notify the persons designated by this division  
20 of this Act for submission of reports, the chairpersons and  
21 ranking members of the committees on appropriations, and  
22 the department of management concerning the rules and the  
23 expenditure increase. The notification shall be provided at  
24 least 30 calendar days prior to the date notice of the rules  
25 is submitted to the administrative rules coordinator and the  
26 administrative code editor.

27 Sec. 35. REPORTS. Any reports or other information  
28 required to be compiled and submitted under this Act during the  
29 fiscal year beginning July 1, 2019, shall be submitted to the  
30 chairpersons and ranking members of the joint appropriations  
31 subcommittee on health and human services, the legislative  
32 services agency, and the legislative caucus staffs on or  
33 before the dates specified for submission of the reports or  
34 information.

35 Sec. 36. EFFECTIVE UPON ENACTMENT. The following

1 provisions of this division of this Act, being deemed of  
2 immediate importance, take effect upon enactment:

3 1. The provision relating to section 232.141 and directing  
4 the state court administrator and the division administrator of  
5 the department of human services division of child and family  
6 services to make the determination, by June 15, 2019, of the  
7 distribution of funds allocated for the payment of the expenses  
8 of court-ordered services provided to juveniles which are a  
9 charge upon the state.

10 DIVISION VI

11 HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

12 Sec. 37. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
13 appropriated from the pharmaceutical settlement account created  
14 in section 249A.33 to the department of human services for the  
15 fiscal year beginning July 1, 2019, and ending June 30, 2020,  
16 the following amount, or so much thereof as is necessary, to be  
17 used for the purpose designated:

18 Notwithstanding any provision of law to the contrary, to  
19 supplement the appropriations made in this Act for medical  
20 contracts under the medical assistance program for the fiscal  
21 year beginning July 1, 2019, and ending June 30, 2020:

22 ..... \$ 234,193

23 Sec. 38. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN  
24 SERVICES. Notwithstanding any provision to the contrary and  
25 subject to the availability of funds, there is appropriated  
26 from the quality assurance trust fund created in section  
27 249L.4 to the department of human services for the fiscal year  
28 beginning July 1, 2019, and ending June 30, 2020, the following  
29 amounts, or so much thereof as is necessary, for the purposes  
30 designated:

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

34 ..... \$ 58,570,397

35 Sec. 39. HOSPITAL HEALTH CARE ACCESS TRUST FUND —



1 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
2 the contrary and subject to the availability of funds, there is  
3 appropriated from the hospital health care access trust fund  
4 created in section 249M.4 to the department of human services  
5 for the fiscal year beginning July 1, 2019, and ending June  
6 30, 2020, the following amounts, or so much thereof as is  
7 necessary, for the purposes designated:

8 To supplement the appropriation made in this Act from the  
9 general fund of the state to the department of human services  
10 for medical assistance for the same fiscal year:  
11 ..... \$ 33,920,554

12 Sec. 40. MEDICAL ASSISTANCE PROGRAM — NONREVERSION  
13 FOR FY 2019-2020. Notwithstanding section 8.33, if moneys  
14 appropriated for purposes of the medical assistance program for  
15 the fiscal year beginning July 1, 2019, and ending June 30,  
16 2020, from the general fund of the state, the quality assurance  
17 trust fund and the hospital health care access trust fund, are  
18 in excess of actual expenditures for the medical assistance  
19 program and remain unencumbered or unobligated at the close  
20 of the fiscal year, the excess moneys shall not revert but  
21 shall remain available for expenditure for the purposes of the  
22 medical assistance program until the close of the succeeding  
23 fiscal year.

24 DIVISION VII

25 GRADUATED SANCTION, COURT-ORDERED, AND GROUP FOSTER CARE  
26 SERVICES AND FUNDING WORK GROUP

27 Sec. 41. GRADUATED SANCTION, COURT-ORDERED, AND GROUP  
28 FOSTER CARE SERVICES AND FUNDING WORK GROUP.

29 1. As used in this section, unless the context otherwise  
30 requires:

31 a. "Court-ordered services" means the defined or specific  
32 care and treatment that is ordered by the court for an eligible  
33 child and for which no other payment source is available to  
34 cover the cost.

35 b. "Department" means the department of human services.

1 c. "Eligible child" means a child who has been adjudicated  
2 delinquent, is at risk, or has been certified by the chief  
3 juvenile court officer as eligible for court-ordered services.

4 d. "Graduated sanction services" includes community-based  
5 interventions, school-based supervision, and supportive  
6 enhancements provided in community-based settings to an  
7 eligible child who is adjudicated delinquent or who is at risk  
8 of adjudication.

9 2. The division of criminal and juvenile justice planning  
10 of the department of human rights shall convene and provide  
11 administrative support to a work group to review and develop  
12 a plan to transfer the administration of graduated sanctions  
13 and court-ordered services and funding and the oversight of  
14 group foster care placements for eligible children from the  
15 department to the office of the state court administrator.  
16 The plan shall ensure that the office of the state court  
17 administrator has the capacity, resources, and expertise to  
18 manage the funding and services effectively.

19 3. a. In addition to a representative of the division of  
20 criminal and juvenile justice planning of the department of  
21 human rights, the membership of the work group shall include  
22 but is not limited to representatives of all of the following:

23 (1) The judicial branch, including the state court  
24 administrator or the state court administrator's designee,  
25 a juvenile court judge, at least one chief juvenile court  
26 officer, and a representative with fiscal and contract  
27 experience.

28 (2) The department of human services, including  
29 representatives with experience managing graduated sanctions  
30 funding and group foster care placements.

31 (3) The department of justice.

32 (4) The juvenile justice advisory committee.

33 (5) Member and nonmember agencies of the coalition for  
34 family and children's services in Iowa.

35 (6) Providers of community-based services for eligible

1 children.

2 (7) Providers of group foster care.

3 (8) Attorneys who represent children in juvenile justice  
4 proceedings.

5 (9) County attorneys.

6 (10) Federal Title IV-E funding and services subject matter  
7 experts.

8 (11) Individuals who formerly received services as eligible  
9 children or their parents.

10 b. In addition, the work group membership shall include  
11 four members of the general assembly. The legislative members  
12 shall serve as ex officio, nonvoting members of the work group,  
13 with one member to be appointed by each of the following: the  
14 majority leader of the senate, the minority leader of the  
15 senate, the speaker of the house of representatives, and the  
16 minority leader of the house of representatives.

17 c. In addition to the members specified, the division  
18 of criminal and juvenile justice planning may include other  
19 stakeholders with interest or expertise on the work group.

20 d. Any expenses incurred by a member of the work group  
21 shall be the responsibility of the individual member or the  
22 respective entity represented by the member.

23 4. The work group shall do all of the following:

24 a. Develop an action plan to transfer the administration  
25 of juvenile court graduated sanction services, court-ordered  
26 services, and associated funding from the department to the  
27 office of the state court administrator by July 1, 2020.

28 b. Develop an action plan to transfer the oversight of  
29 group foster care services for eligible children from the  
30 department to the office of the state court administrator or  
31 other appropriate state entity with the necessary expertise to  
32 provide such services by July 1, 2020.

33 c. Evaluate current resources to determine the most  
34 efficient means of suitably equipping the office of the state  
35 court administrator with the policies and legal authority;

1 staffing; contracting, procurement, data, and quality assurance  
2 capabilities; and other resources necessary to manage such  
3 funds and associated services effectively. The evaluation  
4 shall require collaboration with the department to manage  
5 transition activities.

6 d. Recommend statutory and administrative policies and  
7 court rules to promote collaborative case planning and quality  
8 assurance between the department and juvenile court services  
9 for youth who may be involved in both the child welfare and  
10 juvenile justice systems or who may utilize the same providers  
11 or services.

12 e. Determine the impact and role of the federal Family  
13 First Prevention Services Act relative to the various funding  
14 streams and services under the purview of the work group, and  
15 recommend statutory and administrative policies and rules to  
16 coordinate the duties of the work group with implementation and  
17 administration of the federal Act.

18 f. Determine the role of the decategorization of child  
19 welfare and juvenile justice funding initiative pursuant  
20 to section 232.188 relative to the other funding streams  
21 and services under the purview of the work group, and make  
22 recommendations regarding the future of the initiative  
23 including the potential transfer of administration of the  
24 initiative from the department to the office of the state court  
25 administrator.

26 g. Consult with other state juvenile court systems and  
27 subject matter experts to review administration of similar  
28 programs, to glean information on lessons learned and best  
29 practices, and to determine the types of community and  
30 residential services that have demonstrated effectiveness for  
31 eligible children.

32 5. The division of criminal and juvenile justice planning  
33 of the department of human rights shall submit a report of the  
34 findings and recommendations of the work group to the governor  
35 and the general assembly by December 15, 2019.

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DIVISION VIII

PLAN FOR TRANSFER OF DEPARTMENT OF PUBLIC HEALTH, DIVISION OF  
BEHAVIORAL HEALTH, BUREAU OF SUBSTANCE ABUSE TO DEPARTMENT OF  
HUMAN SERVICES

Sec. 42. PLAN FOR TRANSFER OF DEPARTMENT OF PUBLIC HEALTH,  
DIVISION OF BEHAVIORAL HEALTH, BUREAU OF SUBSTANCE ABUSE TO  
DEPARTMENT OF HUMAN SERVICES. The department of public health  
and the department of human services shall collaborate to  
develop a plan to transfer the duties; full-time positions  
and associated expenses; federal, state, and other funds; and  
all other associated operations of the department of public  
health, division of behavioral health, bureau of substance  
abuse, including the authority to be the single state substance  
use authority, to the department of human services. The plan  
shall be submitted to the governor and the general assembly by  
December 15, 2019.

DIVISION IX

MEDICAID MANAGED CARE CONTRACTS

Sec. 43. MEDICAID MANAGED CARE CONTRACTS — NOTIFICATION  
TO GENERAL ASSEMBLY. The department of human services shall  
notify the chairpersons and ranking members of the joint  
appropriations subcommittee on health and human services, the  
legislative services agency, and the legislative caucus staffs  
as follows:

1. Within thirty days of the execution of a Medicaid managed  
care contract or amendment to a Medicaid managed care contract.
2. Within thirty days of the determination by the  
department during each measurement year whether to return the  
incentive payment withhold amount to the Medicaid managed care  
organization based upon performance and the criteria used in  
making the determination.

DIVISION X

IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING

Sec. 44. IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING. The  
department on aging and the department of human services shall

1 continue to collaborate to develop a cost allocation plan  
2 requesting Medicaid administrative funding to provide for the  
3 claiming of federal financial participation for aging and  
4 disability resource center activities that are performed to  
5 assist with administration of the Medicaid program. By January  
6 1, 2021, the department of human services shall submit to  
7 the centers for Medicare and Medicaid services of the United  
8 States department of health and human services any Medicaid  
9 state plan amendment as necessary and shall enter into any  
10 interagency agreement with the department on aging to implement  
11 this section.

12 DIVISION XI

13 DECATEGORYIZATION FY 2017 CARRYOVER FUNDING

14 Sec. 45. DECATEGORYIZATION CARRYOVER FUNDING FY 2017 —  
15 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,  
16 subsection 5, paragraph "b", any state-appropriated moneys in  
17 the funding pool that remained unencumbered or unobligated  
18 at the close of the fiscal year beginning July 1, 2016, and  
19 were deemed carryover funding to remain available for the two  
20 succeeding fiscal years that still remain unencumbered or  
21 unobligated at the close of the fiscal year beginning July 1,  
22 2018, shall not revert but shall be transferred to the medical  
23 assistance program for the fiscal year beginning July 1, 2019.

24 Sec. 46. EFFECTIVE DATE. This division of this Act, being  
25 deemed of immediate importance, takes effect upon enactment.

26 Sec. 47. RETROACTIVE APPLICABILITY. This division of this  
27 Act applies retroactively to July 1, 2018.

28 DIVISION XII

29 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

30 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

31 Sec. 48. 2017 Iowa Acts, chapter 174, section 45, as amended  
32 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read  
33 as follows:

34 SEC. 45. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
35 GRANT. There is appropriated from the fund created in section

1 8.41 to the department of human services for the fiscal year  
2 beginning July 1, 2018, and ending June 30, 2019, from moneys  
3 received under the federal temporary assistance for needy  
4 families (TANF) block grant pursuant to the federal Personal  
5 Responsibility and Work Opportunity Reconciliation Act of 1996,  
6 Pub. L. No. 104-193, and successor legislation, the following  
7 amounts, or so much thereof as is necessary, to be used for the  
8 purposes designated:

9 1. To be credited to the family investment program account  
10 and used for assistance under the family investment program  
11 under [chapter 239B](#):  
12 ..... \$ ~~4,539,006~~  
13 4,025,108

14 2. To be credited to the family investment program account  
15 and used for the job opportunities and basic skills (JOBS)  
16 program and implementing family investment agreements in  
17 accordance with [chapter 239B](#):  
18 ..... \$ ~~5,412,060~~  
19 5,192,060

20 3. To be used for the family development and  
21 self-sufficiency grant program in accordance with section  
22 216A.107:  
23 ..... \$ ~~2,883,980~~  
24 2,898,980

25 Notwithstanding [section 8.33](#), moneys appropriated in this  
26 subsection that remain unencumbered or unobligated at the close  
27 of the fiscal year shall not revert but shall remain available  
28 for expenditure for the purposes designated until the close of  
29 the succeeding fiscal year. However, unless such moneys are  
30 encumbered or obligated on or before September 30, 2019, the  
31 moneys shall revert.

32 4. For field operations:  
33 ..... \$ ~~31,296,232~~  
34 32,465,681

35 5. For general administration:

H.F. 766

1 ..... \$ 3,744,000  
2 6. For state child care assistance:  
3 ..... \$ 47,166,826  
4 a. Of the funds appropriated in this subsection,  
5 \$26,205,412 is transferred to the child care and development  
6 block grant appropriation made by the Eighty-seventh General  
7 Assembly, 2018 session, for the federal fiscal year beginning  
8 October 1, 2018, and ending September 30, 2019. Of this  
9 amount, \$200,000 shall be used for provision of educational  
10 opportunities to registered child care home providers in order  
11 to improve services and programs offered by this category  
12 of providers and to increase the number of providers. The  
13 department may contract with institutions of higher education  
14 or child care resource and referral centers to provide  
15 the educational opportunities. Allowable administrative  
16 costs under the contracts shall not exceed 5 percent. The  
17 application for a grant shall not exceed two pages in length.  
18 b. Any funds appropriated in this subsection remaining  
19 unallocated shall be used for state child care assistance  
20 payments for families who are employed including but not  
21 limited to individuals enrolled in the family investment  
22 program.  
23 7. For child and family services:  
24 ..... \$ 32,380,654  
25 8. For child abuse prevention grants:  
26 ..... \$ 125,000  
27 9. For pregnancy prevention grants on the condition that  
28 family planning services are funded:  
29 ..... \$ ~~1,913,203~~  
30 ..... 1,890,203  
31 Pregnancy prevention grants shall be awarded to programs  
32 in existence on or before July 1, 2018, if the programs have  
33 demonstrated positive outcomes. Grants shall be awarded to  
34 pregnancy prevention programs which are developed after July  
35 1, 2018, if the programs are based on existing models that



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

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

12 ..... \$ 1,037,186  
13 862,186

14 11. a. Notwithstanding any provision to the contrary,  
15 including but not limited to requirements in [section 8.41](#) or  
16 provisions in 2017 or 2018 Iowa Acts regarding the receipt and  
17 appropriation of federal block grants, federal funds from the  
18 temporary assistance for needy families block grant received by  
19 the state and not otherwise appropriated in this section and  
20 remaining available for the fiscal year beginning July 1, 2018,  
21 are appropriated to the department of human services to the  
22 extent as may be necessary to be used in the following priority  
23 order: the family investment program, for state child care  
24 assistance program payments for families who are employed, and  
25 for the family investment program share of system costs for  
26 eligibility determination and related functions. The federal  
27 funds appropriated in this paragraph "a" shall be expended  
28 only after all other funds appropriated in subsection 1 for  
29 assistance under the family investment program, in subsection 6  
30 for child care assistance, or in subsection 10 for technology  
31 costs related to the family investment program, as applicable,  
32 have been expended. For the purposes of this subsection, the  
33 funds appropriated in subsection 6, paragraph "a", for transfer  
34 to the child care and development block grant appropriation  
35 are considered fully expended when the full amount has been

1 transferred.

2 b. The department shall, on a quarterly basis, advise the  
3 legislative services agency and department of management of  
4 the amount of funds appropriated in this subsection that was  
5 expended in the prior quarter.

6 12. Of the amounts appropriated in this section,  
7 \$12,962,008 for the fiscal year beginning July 1, 2018, is  
8 transferred to the appropriation of the federal social services  
9 block grant made to the department of human services for that  
10 fiscal year.

11 13. For continuation of the program providing categorical  
12 eligibility for the food assistance program as specified  
13 for the program in the section of this division of this Act  
14 relating to the family investment program account:

15 .....	\$	<del>14,236</del>
16		<u>13,000</u>

17 14. The department may transfer funds allocated in this  
18 section to the appropriations made in this division of this Act  
19 for the same fiscal year for general administration and field  
20 operations for resources necessary to implement and operate the  
21 services referred to in this section and those funded in the  
22 appropriation made in this division of this Act for the same  
23 fiscal year for the family investment program from the general  
24 fund of the state.

25 15. With the exception of moneys allocated under this  
26 section for the family development and self-sufficiency grant  
27 program, to the extent moneys allocated in this section are  
28 deemed by the department not to be necessary to support the  
29 purposes for which they are allocated, such moneys may be  
30 used in the same fiscal year for any other purpose for which  
31 funds are allocated in this section or in section 7 of this  
32 division for the family investment program account. If there  
33 are conflicting needs, priority shall first be given to the  
34 family investment program account as specified under subsection  
35 1 of this section and used for the purposes of assistance under

1 the family investment program under **chapter 239B**, followed by  
2 state child care assistance program payments for families who  
3 are employed, followed by other priorities as specified by the  
4 department.

5 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

6 Sec. 49. 2017 Iowa Acts, chapter 174, section 46, subsection  
7 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is  
8 amended to read as follows:

9 4. Moneys appropriated in this division of this Act and  
10 credited to the FIP account for the fiscal year beginning July  
11 1, 2018, and ending June 30, 2019, are allocated as follows:

12 a. To be retained by the department of human services to  
13 be used for coordinating with the department of human rights  
14 to more effectively serve participants in FIP and other shared  
15 clients and to meet federal reporting requirements under the  
16 federal temporary assistance for needy families block grant:

17 ..... \$ 5,000  
18 20,000

19 b. To the department of human rights for staffing,  
20 administration, and implementation of the family development  
21 and self-sufficiency grant program in accordance with section  
22 216A.107:

23 ..... \$ 6,192,834

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

28 (2) The department of human rights may continue to implement  
29 the family development and self-sufficiency grant program  
30 statewide during fiscal year 2018-2019.

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

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

1 .....	\$	<del>749,694</del>
2		<u>815,000</u>

3 A portion of the moneys allocated for the subaccount may  
4 be used for field operations, salaries, data management  
5 system development, and implementation costs and support  
6 deemed necessary by the director of human services in order to  
7 administer the FIP diversion program. To the extent moneys  
8 allocated in this paragraph "c" are deemed by the department  
9 not to be necessary to support diversion activities, such  
10 moneys may be used for other efforts intended to increase  
11 engagement by family investment program participants in work,  
12 education, or training activities, or for the purposes of  
13 assistance under the family investment program in accordance  
14 with [chapter 239B](#).

15 d. For the food assistance employment and training program:  
16 ..... \$ 66,588

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

28 (2) The department shall continue the categorical federal  
29 food assistance program eligibility at 160 percent of the  
30 federal poverty level and continue to eliminate the asset test  
31 from eligibility requirements, consistent with federal food  
32 assistance program requirements. The department shall include  
33 as many food assistance households as is allowed by federal  
34 law. The eligibility provisions shall conform to all federal  
35 requirements including requirements addressing individuals who

1 are incarcerated or otherwise ineligible.

2 e. For the JOBS program:

3 .....	\$ <del>12,139,821</del>
4	<u>11,919,821</u>

5 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

6 Sec. 50. 2017 Iowa Acts, chapter 174, section 51, unnumbered  
7 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,  
8 section 18, is amended to read as follows:

9 For medical assistance program reimbursement and associated  
10 costs as specifically provided in the reimbursement  
11 methodologies in effect on June 30, 2018, except as otherwise  
12 expressly authorized by law, consistent with options under  
13 federal law and regulations, and contingent upon receipt of  
14 approval from the office of the governor of reimbursement for  
15 each abortion performed under the program:

16 .....	\$ <del>1,337,841,375</del>
17	<u>1,488,141,375</u>

18 GROUP FOSTER CARE REALLOCATION

19 Sec. 51. 2017 Iowa Acts, chapter 174, section 57, subsection  
20 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,  
21 section 28, is amended to read as follows:

22 a. Of the funds appropriated in this section, up to  
23 \$34,536,648 is allocated as the statewide expenditure target  
24 under [section 232.143](#) for group foster care maintenance and  
25 services. If the department projects that such expenditures  
26 for the fiscal year will be less than the target amount  
27 allocated in this paragraph "a", the department may reallocate  
28 the excess to provide additional funding for family foster  
29 care, independent living, family safety, risk and permanency  
30 services, shelter care, or the child welfare emergency services  
31 addressed with the allocation for shelter care.

32 SHELTER CARE ALLOCATION

33 Sec. 52. 2017 Iowa Acts, chapter 174, section 57, subsection  
34 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is  
35 amended to read as follows:

1 6. ~~Notwithstanding section 234.35 or any other provision of~~  
2 ~~law to the contrary, state funding~~ Of the funds appropriated  
3 in this section, a sufficient amount is allocated for shelter  
4 care and the child welfare emergency services contracting  
5 implemented to provide for or prevent the need for shelter care  
6 ~~shall be limited to \$8,096,158.~~

7 OTHER FUNDING FOR CHILD WELFARE SERVICES

8 Sec. 53. 2017 Iowa Acts, chapter 174, section 57, subsection  
9 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is  
10 amended by adding the following new subsection:

11 NEW SUBSECTION. 24. If a separate funding source is  
12 identified that reduces the need for state funds within an  
13 allocation under this section, the allocated state funds may be  
14 redistributed to other allocations under this section for the  
15 same fiscal year.

16 Sec. 54. EFFECTIVE DATE. This division of this Act, being  
17 deemed of immediate importance, takes effect upon enactment.

18 Sec. 55. RETROACTIVE APPLICABILITY. This division of this  
19 Act applies retroactively to July 1, 2018.

20 DIVISION XIII

21 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL

22 Sec. 56. Section 249M.5, Code 2019, is amended to read as  
23 follows:

24 **249M.5 Future repeal.**

25 This chapter is repealed July 1, ~~2019~~ 2021.

26 Sec. 57. EFFECTIVE DATE. This division of this Act, being  
27 deemed of immediate importance, takes effect upon enactment.

28 DIVISION XIV

29 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

30 Sec. 58. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER  
31 OF FUNDS. Notwithstanding section 331.432, a county with a  
32 population of over 300,000 based on the most recent federal  
33 decennial census, may transfer funds from any other fund of the  
34 county to the mental health and disability regional services  
35 fund for the purposes of providing mental health and disability

1 services for the fiscal year beginning July 1, 2019, and  
2 ending June 30, 2020. The county shall submit a report to  
3 the governor and the general assembly by September 1, 2020,  
4 including the source of any funds transferred, the amount of  
5 the funds transferred, and the mental health and disability  
6 services provided with the transferred funds.

7 DIVISION XV

8 OPERATION OF BOARD OF MEDICINE, BOARD OF NURSING, BOARD OF  
9 PHARMACY, AND THE DENTAL BOARD

10 Sec. 59. Section 135.11A, subsection 1, Code 2019, is  
11 amended to read as follows:

12 1. There shall be a professional licensure division within  
13 the department of public health. Each board under [chapter 147](#)  
14 or under the administrative authority of the department, except  
15 the board of nursing, board of medicine, dental board, and  
16 board of pharmacy, shall receive administrative and clerical  
17 support from the division and may not employ its own support  
18 staff for administrative and clerical duties. The executive  
19 director of the board of nursing, board of medicine, dental  
20 board, and board of pharmacy shall be appointed pursuant to  
21 section 135.11B.

22 Sec. 60. NEW SECTION. 135.11B **Appointment of certain**  
23 **executive directors.**

24 1. The director shall appoint and supervise a full-time  
25 executive director for each of the following boards:

- 26 a. The board of medicine.
- 27 b. The board of nursing.
- 28 c. The dental board.
- 29 d. The board of pharmacy.

30 2. Each board listed in subsection 1 shall advise the  
31 director in evaluating potential candidates for the position of  
32 executive director, consult with the director in the hiring of  
33 the executive director, and review and advise the director on  
34 the performance of the executive director in the discharge of  
35 the executive director's duties.

1     3. Each board listed in subsection 1 shall retain sole  
2 discretion and authority to execute the core functions of the  
3 board including but not limited to policymaking, advocating  
4 for and against legislation, rulemaking, licensing, licensee  
5 investigations, licensee disciplinary proceedings, and  
6 oversight of professional health programs. The director's  
7 supervision of the executive director shall not interfere with  
8 the board's discretion and authority in executing the core  
9 functions of the board.

10     Sec. 61. Section 147.80, subsection 3, Code 2019, is amended  
11 to read as follows:

12     3. The board of medicine, the board of pharmacy, the  
13 dental board, and the board of nursing shall retain individual  
14 executive officers pursuant to section 135.11B, but shall  
15 make every effort to share administrative, clerical, and  
16 investigative staff to the greatest extent possible.

17     Sec. 62. Section 152.2, Code 2019, is amended to read as  
18 follows:

19     **152.2 Executive director.**

20     The board shall ~~appoint~~ retain a full-time executive  
21 director, who shall be appointed pursuant to section 135B.11.  
22 The executive director shall be a registered nurse ~~and shall~~  
23 ~~not be a member of the board.~~ The governor, with the approval  
24 of the executive council pursuant to section 8A.413, subsection  
25 3, under the pay plan for exempt positions in the executive  
26 branch of government, shall set the salary of the executive  
27 director.

28     Sec. 63. Section 153.33, subsection 2, Code 2019, is amended  
29 to read as follows:

30     2. All employees needed to administer **this chapter** except  
31 the executive director shall be appointed pursuant to the merit  
32 system. The executive director shall ~~serve at the pleasure of~~  
33 ~~the board~~ be appointed pursuant to section 135.11B and shall  
34 be exempt from the merit system provisions of chapter 8A,  
35 subchapter IV.



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EXPLANATION

The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.

This bill relates to appropriations for health and human services for fiscal year 2019-2020 to the department of veterans affairs, Iowa veterans home, department on aging (IDA), office of long-term care ombudsman, department of public health (DPH), Iowa finance authority, department of human rights, and department of human services (DHS). The bill is organized into divisions.

DEPARTMENT ON AGING. This division makes appropriations from the general fund of the state to the department on aging.

OFFICE OF LONG-TERM CARE OMBUDSMAN. This division makes appropriations from the general fund of the state to the office of long-term care ombudsman.

DEPARTMENT OF PUBLIC HEALTH. This division makes appropriations from the general fund of the state to the department of public health.

DEPARTMENT OF VETERANS AFFAIRS AND IOWA VETERANS HOME. This division makes appropriations from the general fund of the state to the department of veterans affairs for administration, the Iowa veterans home, for transfer to the Iowa finance authority for the home ownership assistance program, and for the county commissions of veteran affairs.

DEPARTMENT OF HUMAN SERVICES. This division makes appropriations from the general fund of the state and the federal temporary assistance for needy families block grant to DHS. The allocation for the family development and self-sufficiency grant program is made directly to the department of human rights. The reimbursement section addresses reimbursement for providers reimbursed by the department of human services.

HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain health-related appropriations. A number of the appropriations are made for purposes of the Medicaid program in addition to

1 the general fund appropriations made for this purpose for the  
2 same fiscal year.

3 GRADUATED SANCTIONS, COURT-ORDERED, AND GROUP FOSTER CARE  
4 SERVICES AND FUNDING WORK GROUP. This division requires  
5 the division of criminal and juvenile justice planning  
6 of the department of human rights to convene and provide  
7 administrative support to a work group to review and develop  
8 a plan to transfer the administration of graduated sanctions  
9 and court-ordered services and funding and the oversight  
10 of group foster care placements for juvenile delinquents  
11 from the department of human services to the office of state  
12 court administrator. The division of criminal and juvenile  
13 justice planning shall submit a report of the findings and  
14 recommendations of the work group to the governor and the  
15 general assembly by December 15, 2019.

16 PLAN FOR TRANSFER OF DPH, DIVISION OF BEHAVIORAL HEALTH,  
17 BUREAU OF SUBSTANCE ABUSE TO DHS. This division requires DPH  
18 and DHS to collaborate to develop a plan to transfer the duties  
19 of the DPH, division of behavioral health, bureau of substance  
20 abuse to DHS. The plan shall be submitted to the governor and  
21 the general assembly by December 15, 2019.

22 MEDICAID MANAGED CARE CONTRACTS. This division requires DHS  
23 to notify the chairpersons and ranking members of the joint  
24 appropriations subcommittee on health and human services,  
25 the legislative services agency, and the legislative caucus  
26 staffs within 30 days of the execution of a Medicaid managed  
27 care contract or amendment to a contract and within 30 days of  
28 the determination of whether to return the incentive payment  
29 withhold amount to a managed care organization.

30 MEDICAID CLAIMING. This division directs IDA and DHS to  
31 continue to collaborate to develop a cost allocation plan for  
32 the claiming of federal financial participation for aging and  
33 disability resource center activities, and to submit a request  
34 for federal approval of the cost allocation plan by January 1,  
35 2021.

1 DECATEGORIZATION FISCAL YEAR 2017. This division provides  
2 for transfer of carryover decategorization funding to the  
3 medical assistance program. The division takes effect upon  
4 enactment and is retroactively applicable to July 1, 2018.

5 PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This division  
6 includes amendments to prior appropriations relating to  
7 temporary assistance for needy families, the family investment  
8 program, the group foster care reallocation, the shelter care  
9 allocation, other funding for child welfare services, and the  
10 medical assistance program. The division takes effect upon  
11 enactment and is retroactively applicable to July 1, 2018.

12 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE  
13 REPEAL. This division eliminates the repeal of Code chapter  
14 249M (hospital health care access assessment program). The  
15 division takes effect upon enactment.

16 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS.  
17 This division provides that notwithstanding a provision to the  
18 contrary, a county with a population of over 300,000 based on  
19 the most recent federal decennial census, may transfer funds  
20 from any other fund of the county not comprised of revenue  
21 generated by a levy to the mental health and disability  
22 regional services fund for purposes of providing mental health  
23 and disability services for the fiscal year beginning July 1,  
24 2019, and ending June 30, 2020. The county is required to  
25 submit a report to the governor and the general assembly by  
26 September 1, 2020, regarding the activities related to the  
27 transfer of any funds.

28 APPOINTMENT OF EXECUTIVE DIRECTORS OF CERTAIN HEALTH  
29 PROFESSION BOARDS. This division relates to the appointment  
30 of the executive directors of the board of medicine, board  
31 of nursing, board of pharmacy, and dental board. The bill  
32 provides that the director of public health shall appoint  
33 each such executive director. The bill instructs each board  
34 to advise and consult with the director of public health  
35 relative to potential candidates for the position of executive

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1 director and the performance of current executive directors,  
2 and provides that each board shall retain sole discretion and  
3 authority to execute the core functions of the board.