

**House File 891 - Introduced**

HOUSE FILE 891

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 1004YC)

**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:

DIVISION I

DEPARTMENT ON AGING — FY 2021-2022

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Section 1. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$ 11,164,382
.....	FTEs 27.00

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

2. Of the funds appropriated in this section, \$279,000 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both

1 state and federal laws, rules, and regulations, including but  
2 not limited to all of the following:

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

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

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

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

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

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

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

33 6. Of the funds appropriated in this section, \$1,000,000  
34 shall be used to fund continuation of the aging and disability  
35 resource center lifelong links to provide individuals and

1 caregivers with information and services to plan for and  
2 maintain independence.

3 7. Of the funds appropriated in this section, \$250,000  
4 shall be used by the department on aging, in collaboration with  
5 the department of human services and affected stakeholders,  
6 to continue to expand the pilot initiative to provide  
7 long-term care options counseling utilizing support planning  
8 protocols, to assist non-Medicaid eligible consumers who  
9 indicate a preference to return to the community and are  
10 deemed appropriate for discharge, to return to their community  
11 following a nursing facility stay. The department on aging  
12 shall submit a report regarding the outcomes of the pilot  
13 initiative to the governor and the general assembly by December  
14 15, 2021.

15 DIVISION II

16 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2021-2022

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, 2021, and ending June 30, 2022, 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 2021-2022

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, 2021, and ending  
33 June 30, 2022, 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 ..... \$ 23,659,379  
6 ..... FTEs 12.00

7 a. (1) Of the funds appropriated in this subsection,  
8 \$4,020,894 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  
18 that include the goals of preventing youth initiation of  
19 tobacco usage, reducing exposure to secondhand smoke, and  
20 promotion of tobacco cessation. To maximize resources,  
21 the department shall determine if third-party sources are  
22 available to instead provide nicotine replacement products  
23 to an applicant prior to provision of such products to an  
24 applicant under the initiative. The department shall track and  
25 report to the governor and the general assembly any reduction  
26 in the provision of nicotine replacement products realized  
27 by 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, 2021, and ending  
2 June 30, 2022, 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 21 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 \$19,638,485 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  
21 maintain a single statewide 24-hour crisis hotline for the Iowa  
22 children's behavioral health system that incorporates warmlines  
23 services which may be provided through expansion of existing  
24 capabilities maintained by the department of public health as  
25 required pursuant to [2018 Iowa Acts, chapter 1056, section 16](#).

26 c. The requirement of [section 123.17, subsection 5](#), is met  
27 by the appropriations and allocations made in this division of  
28 this Act for purposes of substance-related disorder treatment  
29 and addictive disorders for the fiscal year beginning July 1,  
30 2021.

31 2. HEALTHY CHILDREN AND FAMILIES

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

1 ..... \$ 5,816,681  
2 ..... FTEs 14.00

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

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

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

1 as matching funds for medical assistance program reimbursement.

2 d. Of the funds appropriated in this subsection, \$64,000  
3 shall be distributed to a statewide dental carrier to provide  
4 funds to continue the donated dental services program patterned  
5 after the projects developed by the dental lifeline network to  
6 provide dental services to indigent individuals who are elderly  
7 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 .....	\$	4,258,373
32 .....	FTEs	10.00

33 a. Of the funds appropriated in this subsection, \$188,000  
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  
4 to [section 135.22B](#), including \$861,000 for contracting with an  
5 existing nationally affiliated and statewide organization whose  
6 purpose is to educate, serve, and support Iowans with brain  
7 injury and their families, for resource facilitator services  
8 in accordance with [section 135.22B, subsection 9](#), and for  
9 contracting to enhance brain injury training and recruitment  
10 of service providers on a statewide basis. Of the amount  
11 allocated in this paragraph, \$95,000 shall be used to fund  
12 1.00 full-time equivalent position to serve as the state brain  
13 injury services program manager.

14 c. Of the funds appropriated in this subsection, \$144,000  
15 shall be used for the public purpose of continuing to contract  
16 with an existing nationally affiliated organization to provide  
17 education, client-centered programs, and client and family  
18 support for people living with epilepsy and their families.  
19 The amount allocated in this paragraph in excess of \$50,000  
20 shall be matched dollar-for-dollar by the organization  
21 specified. Funds allocated under this paragraph shall be  
22 distributed in their entirety for the purpose specified on July  
23 1, 2021.

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

26 e. Of the funds appropriated in this subsection, \$384,000  
27 shall be used by the regional autism assistance program  
28 established pursuant to [section 256.35](#), and administered by  
29 the child health specialty clinic located at the university of  
30 Iowa hospitals and clinics. The funds shall be used to enhance  
31 interagency collaboration and coordination of educational,  
32 medical, and other human services for persons with autism,  
33 their families, and providers of services, including delivering  
34 regionalized services of care coordination, family navigation,  
35 and integration of services through the statewide system of

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

6 f. Of the funds appropriated in this subsection, \$577,000  
7 shall be used for the comprehensive cancer control program to  
8 reduce the burden of cancer in Iowa through prevention, early  
9 detection, effective treatment, and ensuring quality of life.  
10 Of the funds allocated in this paragraph "f", \$150,000 shall  
11 be used to support a melanoma research symposium, a melanoma  
12 biorepository and registry, basic and translational melanoma  
13 research, and clinical trials.

14 g. Of the funds appropriated in this subsection, \$97,000  
15 shall be used for cervical and colon cancer screening, and  
16 \$177,000 shall be used to enhance the capacity of the cervical  
17 cancer screening program to include provision of recommended  
18 prevention and early detection measures to a broader range of  
19 low-income women.

20 h. Of the funds appropriated in this subsection, \$506,000  
21 shall be used for the center for congenital and inherited  
22 disorders.

23 4. COMMUNITY CAPACITY

24 For strengthening the health care delivery system at the  
25 local level, and for not more than the following full-time  
26 equivalent positions:

27 .....	\$	6,319,306
28 .....	FTEs	13.00

29 a. Of the funds appropriated in this subsection, \$95,000  
30 is allocated for continuation of the child vision screening  
31 program implemented through the university of Iowa hospitals  
32 and clinics in collaboration with early childhood Iowa areas.  
33 The program shall submit a report to the department regarding  
34 the use of funds allocated under this paragraph "a". The  
35 report shall include the objectives and results for the

1 program year including the target population and how the funds  
2 allocated assisted the program in meeting the objectives; the  
3 number, age, and location within the state of individuals  
4 served; the type of services provided to the individuals  
5 served; the distribution of funds based on service provided;  
6 and the continuing needs of the program.

7     b. Of the funds appropriated in this subsection,  
8 \$48,000 shall be used for a grant to a statewide association  
9 of psychologists, that is affiliated with the American  
10 psychological association, to be used for continuation of a  
11 program to rotate intern psychologists in placements that  
12 serve urban and rural mental health professional shortage  
13 areas. Once an intern psychologist begins service, the intern  
14 psychologist may continue serving in the location of the intern  
15 psychologist's placement, notwithstanding any change in the  
16 mental health professional shortage area designation of such  
17 location. The intern psychologist may also provide services  
18 via telehealth, to underserved populations, and to Medicaid  
19 members. For the purposes of this paragraph "b", "mental  
20 health professional shortage area" means a geographic area  
21 in this state that has been designated by the United States  
22 department of health and human services, health resources and  
23 services administration, bureau of health professionals, as  
24 having a shortage of mental health professionals.

25     c. Of the funds appropriated in this subsection, the  
26 following amounts are allocated to be used as follows  
27 to support the goals of increased access, health system  
28 integration, and engagement:

29       (1) Not less than \$600,000 is allocated to the Iowa  
30 prescription drug corporation for continuation of the  
31 pharmaceutical infrastructure for safety net providers as  
32 described in [2007 Iowa Acts, chapter 218, section 108](#), and for  
33 the prescription drug donation repository program created in  
34 chapter 135M.

35       (2) Not less than \$334,000 is allocated to free clinics and

1 free clinics of Iowa for necessary infrastructure, statewide  
2 coordination, provider recruitment, service delivery, and  
3 provision of assistance to patients in securing a medical home  
4 inclusive of oral health care. Funds allocated under this  
5 subparagraph shall be distributed in their entirety for the  
6 purpose specified on July 1, 2021.

7 (3) Not less than \$25,000 is allocated to the Iowa  
8 association of rural health clinics for necessary  
9 infrastructure and service delivery transformation. Funds  
10 allocated under this subparagraph shall be distributed in their  
11 entirety for the purpose specified on July 1, 2021.

12 (4) Not less than \$225,000 is allocated to the Polk county  
13 medical society for continuation of the safety net provider  
14 patient access to specialty health care initiative as described  
15 in [2007 Iowa Acts, chapter 218, section 109](#). Funds allocated  
16 under this subparagraph shall be distributed in their entirety  
17 for the purpose specified on July 1, 2021.

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

21 e. Of the funds appropriated in this subsection, \$96,000  
22 shall be used for a matching dental education loan repayment  
23 program to be allocated to a dental nonprofit health service  
24 corporation to continue to develop the criteria and implement  
25 the loan repayment program.

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

29 g. Of the funds appropriated in this subsection, \$96,000  
30 shall be used for continuation of a grant to a nationally  
31 affiliated volunteer eye organization that has an established  
32 program for children and adults and that is solely dedicated to  
33 preserving sight and preventing blindness through education,  
34 nationally certified vision screening and training, and  
35 community and patient service programs. The contractor shall

1 submit a report to the general assembly regarding the use  
2 of funds allocated under this paragraph "g". The report  
3 shall include the objectives and results for the program year  
4 including the target population and how the funds allocated  
5 assisted the program in meeting the objectives; the number,  
6 age, grade level if appropriate, and location within the state  
7 of individuals served; the type of services provided to the  
8 individuals served; the distribution of funds based on services  
9 provided; and the continuing needs of the program.

10 h. Of the funds appropriated in this subsection, \$2,100,000  
11 shall be deposited in the medical residency training account  
12 created in [section 135.175, subsection 5](#), paragraph "a", and  
13 is appropriated from the account to the department of public  
14 health to be used for the purposes of the medical residency  
15 training state matching grants program as specified in section  
16 135.176.

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

22 j. Of the funds appropriated in this subsection, \$600,000  
23 shall be used for rural psychiatric residencies to support the  
24 annual creation and training of four psychiatric residents who  
25 will provide mental health services in underserved areas of  
26 the state. Notwithstanding section 8.33, moneys that remain  
27 unencumbered or unobligated at the close of the fiscal year  
28 shall not revert but shall remain available for expenditure for  
29 the purposes designated for subsequent fiscal years.

30 k. Of the funds appropriated in this subsection, \$150,000  
31 shall be used for psychiatric training to increase access to  
32 mental health care services by expanding the mental health  
33 workforce via training of additional physician assistants and  
34 nurse practitioners.

35 l. Of the funds appropriated in this subsection, \$425,000

1 shall be used for the creation of a center of excellence  
2 program to encourage innovation and collaboration among  
3 regional health care providers in a rural area based upon the  
4 results of a regional community needs assessment to transform  
5 health care delivery in order to provide quality, sustainable  
6 care that meets the needs of the local communities. An  
7 applicant for the funds shall specify how the funds will be  
8 expended to accomplish the goals of the program and shall  
9 provide a detailed five-year sustainability plan prior to  
10 being awarded any funding. Following the receipt of funding,  
11 a recipient shall submit periodic reports as specified by the  
12 department to the governor and the general assembly regarding  
13 the recipient's expenditure of the funds and progress in  
14 accomplishing the program goals.

15 5. ESSENTIAL PUBLIC HEALTH SERVICES

16 To provide public health services that reduce risks and  
17 invest in promoting and protecting good health over the  
18 course of a lifetime with a priority given to older Iowans and  
19 vulnerable populations:

20 ..... \$ 7,662,464

21 6. INFECTIOUS DISEASES

22 For reducing the incidence and prevalence of communicable  
23 diseases, and for not more than the following full-time  
24 equivalent positions:

25 ..... \$ 1,796,206

26 ..... FTEs 6.00

27 7. PUBLIC PROTECTION

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

31 ..... \$ 4,466,601

32 ..... FTEs 142.00

33 a. Of the funds appropriated in this subsection, not more  
34 than \$304,000 shall be credited to the emergency medical  
35 services fund created in [section 135.25](#). Moneys in the

1 emergency medical services fund are appropriated to the  
2 department to be used for the purposes of the fund.

3 b. Of the funds appropriated in this subsection, up  
4 to \$243,000 shall be used for sexual violence prevention  
5 programming through a statewide organization representing  
6 programs serving victims of sexual violence through the  
7 department's sexual violence prevention program, and for  
8 continuation of a training program for sexual assault  
9 response team (SART) members, including representatives of  
10 law enforcement, victim advocates, prosecutors, and certified  
11 medical personnel. The amount allocated in this paragraph "b"  
12 shall not be used to supplant funding administered for other  
13 sexual violence prevention or victims assistance programs.

14 c. Of the funds appropriated in this subsection, up to  
15 \$500,000 shall be used for the state poison control center.  
16 Pursuant to the directive under 2014 Iowa Acts, chapter  
17 1140, section 102, the federal matching funds available to  
18 the state poison control center from the department of human  
19 services under the federal Children's Health Insurance Program  
20 Reauthorization Act allotment shall be subject to the federal  
21 administrative cap rule of 10 percent applicable to funding  
22 provided under Tit. XXI of the federal Social Security Act and  
23 included within the department's calculations of the cap.

24 d. Of the funds appropriated in this subsection, up to  
25 \$504,000 shall be used for childhood lead poisoning provisions.

26 8. RESOURCE MANAGEMENT

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

30 .....	\$	933,871
31 .....	FTEs	4.00

32 9. MISCELLANEOUS PROVISIONS

33 The university of Iowa hospitals and clinics under the  
34 control of the state board of regents shall not receive  
35 indirect costs from the funds appropriated in this section.

1 The university of Iowa hospitals and clinics billings to the  
2 department shall be on at least a quarterly basis.

3 Sec. 4. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING  
4 RECEIPTS FUND. There is appropriated from the sports wagering  
5 receipts fund created in section 8.57, subsection 6, to the  
6 department of public health for the fiscal year beginning July  
7 1, 2021, and ending June 30, 2022, the following amount, or  
8 so much thereof as is necessary, to be used for the purposes  
9 designated:

10 For problem gambling and substance-related disorder  
11 prevention, treatment, and recovery services, including a  
12 24-hour helpline, public information resources, professional  
13 training, youth prevention, and program evaluation:  
14 ..... \$ 1,750,000

15 DIVISION IV

16 DEPARTMENT OF VETERANS AFFAIRS — FY 2021-2022

17 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is  
18 appropriated from the general fund of the state to the  
19 department of veterans affairs for the fiscal year beginning  
20 July 1, 2021, and ending June 30, 2022, the following amounts,  
21 or so much thereof as is necessary, to be used for the purposes  
22 designated:

23 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

24 For salaries, support, maintenance, and miscellaneous  
25 purposes, and for not more than the following full-time  
26 equivalent positions:  
27 ..... \$ 1,229,763  
28 ..... FTEs 15.00

29 2. IOWA VETERANS HOME

30 For salaries, support, maintenance, and miscellaneous  
31 purposes:  
32 ..... \$ 7,131,552

33 a. The Iowa veterans home billings involving the department  
34 of human services shall be submitted to the department on at  
35 least a monthly basis.

1 b. The Iowa veterans home expenditure report shall be  
2 submitted monthly to the general assembly.

3 c. The Iowa veterans home shall continue to include in the  
4 annual discharge report applicant information to provide for  
5 the collection of demographic information including but not  
6 limited to the number of individuals applying for admission and  
7 admitted or denied admittance and the basis for the admission  
8 or denial; the age, gender, and race of such individuals;  
9 and the level of care for which such individuals applied for  
10 admission including residential or nursing level of care.

11 3. HOME OWNERSHIP ASSISTANCE PROGRAM

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

16 ..... \$ 2,000,000

17 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS  
18 FUND STANDING APPROPRIATIONS. Notwithstanding the standing  
19 appropriation in [section 35A.16](#) for the fiscal year beginning  
20 July 1, 2021, and ending June 30, 2022, the amount appropriated  
21 from the general fund of the state for the following designated  
22 purposes shall not exceed the following amount, and shall be  
23 allocated to each county commission of veterans affairs or to  
24 each county sharing the services of an executive director or  
25 administrator pursuant to chapter 28E, in equal amounts:

26 For the county commissions of veteran affairs fund under  
27 section 35A.16:

28 ..... \$ 1,289,970

29 DIVISION V

30 DEPARTMENT OF HUMAN SERVICES — FY 2021-2022

31 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
32 GRANT. There is appropriated from the fund created in section  
33 8.41 to the department of human services for the fiscal year  
34 beginning July 1, 2021, and ending June 30, 2022, from moneys  
35 received under the federal temporary assistance for needy

1 families (TANF) block grant pursuant to the federal Personal  
2 Responsibility and Work Opportunity Reconciliation Act of 1996,  
3 Pub. L. No. 104-193, and successor legislation, the following  
4 amounts, or so much thereof as is necessary, to be used for the  
5 purposes designated:

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

9 ..... \$ 5,002,006

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

14 ..... \$ 5,412,060

15 3. To be used for the family development and  
16 self-sufficiency grant program in accordance with section  
17 216A.107:

18 ..... \$ 2,888,980

19 Notwithstanding [section 8.33](#), moneys appropriated in this  
20 subsection that remain unencumbered or unobligated at the close  
21 of the fiscal year shall not revert but shall remain available  
22 for expenditure for the purposes designated until the close of  
23 the succeeding fiscal year. However, unless such moneys are  
24 encumbered or obligated on or before September 30, 2022, the  
25 moneys shall revert.

26 4. For field operations:

27 ..... \$ 31,296,232

28 5. For general administration:

29 ..... \$ 3,744,000

30 6. For state child care assistance:

31 ..... \$ 47,166,826

32 a. Of the funds appropriated in this subsection,  
33 \$26,205,412 is transferred to the child care and development  
34 block grant appropriation made by the Eighty-ninth General  
35 Assembly, 2021 session, for the federal fiscal year beginning

1 October 1, 2021, and ending September 30, 2022. Of this  
2 amount, \$200,000 shall be used for provision of educational  
3 opportunities to registered child care home providers in order  
4 to improve services and programs offered by this category  
5 of providers and to increase the number of providers. The  
6 department may contract with institutions of higher education  
7 or child care resource and referral centers to provide  
8 the educational opportunities. Allowable administrative  
9 costs under the contracts shall not exceed 5 percent. The  
10 application for a grant shall not exceed two pages in length.

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

16 7. For child and family services:

17 ..... \$ 32,380,654

18 8. For child abuse prevention grants:

19 ..... \$ 125,000

20 9. For pregnancy prevention grants on the condition that  
21 family planning services are funded:

22 ..... \$ 1,913,203

23 Pregnancy prevention grants shall be awarded to programs  
24 in existence on or before July 1, 2021, if the programs have  
25 demonstrated positive outcomes. Grants shall be awarded to  
26 pregnancy prevention programs which are developed after July  
27 1, 2021, if the programs are based on existing models that  
28 have demonstrated positive outcomes. Grants shall comply with  
29 the requirements provided in 1997 Iowa Acts, chapter 208,  
30 section 14, subsections 1 and 2, including the requirement that  
31 grant programs must emphasize sexual abstinence. Priority in  
32 the awarding of grants shall be given to programs that serve  
33 areas of the state which demonstrate the highest percentage of  
34 unplanned pregnancies of females of childbearing age within the  
35 geographic area to be served by the grant.

1 10. For technology needs and other resources necessary to  
2 meet federal, state, and welfare reform reporting, tracking,  
3 and case management requirements and other departmental needs:  
4 ..... \$ 1,037,186

5 11. a. Notwithstanding any provision to the contrary,  
6 including but not limited to requirements in [section 8.41](#) or  
7 provisions in 2020 Iowa Acts or 2021 Iowa Acts regarding the  
8 receipt and appropriation of federal block grants, federal  
9 funds from the temporary assistance for needy families block  
10 grant received by the state and not otherwise appropriated  
11 in this section and remaining available for the fiscal year  
12 beginning July 1, 2021, are appropriated to the department of  
13 human services to the extent as may be necessary to be used in  
14 the following priority order: the family investment program,  
15 for state child care assistance program payments for families  
16 who are employed, and for the family investment program share  
17 of system costs for eligibility determination and related  
18 functions. The federal funds appropriated in this paragraph  
19 "a" shall be expended only after all other funds appropriated  
20 in subsection 1 for assistance under the family investment  
21 program, in subsection 6 for state child care assistance, or  
22 in subsection 10 for technology costs related to the family  
23 investment program, as applicable, have been expended. For  
24 the purposes of this subsection, the funds appropriated in  
25 subsection 6, paragraph "a", for transfer to the child care  
26 and development block grant appropriation are considered fully  
27 expended when the full amount has been transferred.

28 b. The department shall, on a quarterly basis, advise the  
29 general assembly and department of management of the amount of  
30 funds appropriated in this subsection that was expended in the  
31 prior quarter.

32 12. Of the amounts appropriated in this section,  
33 \$12,962,008 for the fiscal year beginning July 1, 2021, is  
34 transferred to the appropriation of the federal social services  
35 block grant made to the department of human services for that

1 fiscal year.

2 13. For continuation of the program providing categorical  
3 eligibility for the food assistance program as specified  
4 for the program in the section of this division of this Act  
5 relating to the family investment program account:

6 ..... \$ 14,236

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

15 15. With the exception of moneys allocated under this  
16 section for the family development and self-sufficiency grant  
17 program, to the extent moneys allocated in this section are  
18 deemed by the department not to be necessary to support the  
19 purposes for which they are allocated, such moneys may be used  
20 in the same fiscal year for any other purpose for which funds  
21 are allocated in this section or in section 8 of this division  
22 of this Act for the family investment program account. If  
23 there are conflicting needs, priority shall first be given  
24 to the family investment program account as specified under  
25 subsection 1 of this section and used for the purposes of  
26 assistance under the family investment program in accordance  
27 with [chapter 239B](#), followed by state child care assistance  
28 program payments for families who are employed, followed by  
29 other priorities as specified by the department.

30 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

31 1. Moneys credited to the family investment program (FIP)  
32 account for the fiscal year beginning July 1, 2021, and  
33 ending June 30, 2022, shall be used to provide assistance in  
34 accordance with [chapter 239B](#).

35 2. The department may use a portion of the moneys credited

1 to the FIP account under this section as necessary for  
2 salaries, support, maintenance, and miscellaneous purposes.

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

14 4. Moneys appropriated in this division of this Act and  
15 credited to the FIP account for the fiscal year beginning July  
16 1, 2021, and ending June 30, 2022, are allocated as follows:

17 a. To be retained by the department of human services to  
18 be used for coordinating with the department of human rights  
19 to more effectively serve participants in FIP and other shared  
20 clients and to meet federal reporting requirements under the  
21 federal temporary assistance for needy families block grant:  
22 ..... \$ 10,000

23 b. To the department of human rights for staffing,  
24 administration, and implementation of the family development  
25 and self-sufficiency grant program in accordance with section  
26 216A.107:  
27 ..... \$ 7,192,834

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

32 (2) The department of human rights may continue to implement  
33 the family development and self-sufficiency grant program  
34 statewide during fiscal year 2021-2022.

35 (3) The department of human rights may engage in activities

1 to strengthen and improve family outcomes measures and  
2 data collection systems under the family development and  
3 self-sufficiency grant program.

4 c. For the diversion subaccount of the FIP account:  
5 ..... \$ 1,293,000

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

18 d. For the food assistance employment and training program:  
19 ..... \$ 66,588

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

31 (2) The department shall continue the categorical federal  
32 food assistance program eligibility at 160 percent of the  
33 federal poverty level and continue to eliminate the asset test  
34 from eligibility requirements, consistent with federal food  
35 assistance program requirements. The department shall include

1 as many food assistance households as is allowed by federal  
2 law. The eligibility provisions shall conform to all federal  
3 requirements including requirements addressing individuals who  
4 are incarcerated or otherwise ineligible.

5 e. For the JOBS program, not more than:  
6 ..... \$ 12,018,258

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

24 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
25 is appropriated from the general fund of the state to the  
26 department of human services for the fiscal year beginning July  
27 1, 2021, and ending June 30, 2022, the following amount, or  
28 so much thereof as is necessary, to be used for the purpose  
29 designated:

30 To be credited to the family investment program (FIP)  
31 account and used for family investment program assistance  
32 under [chapter 239B](#) and other costs associated with providing  
33 needs-based benefits or assistance:  
34 ..... \$ 41,003,978

35 1. Of the funds appropriated in this section, \$6,606,198 is

1 allocated for the JOBS program.

2 2. Of the funds appropriated in this section, \$4,313,854 is  
3 allocated for the family development and self-sufficiency grant  
4 program.

5 3. a. Notwithstanding [section 8.39](#), for the fiscal  
6 year beginning July 1, 2021, if necessary to meet federal  
7 maintenance of effort requirements or to transfer federal  
8 temporary assistance for needy families block grant funding  
9 to be used for purposes of the federal social services block  
10 grant or to meet cash flow needs resulting from delays in  
11 receiving federal funding or to implement, in accordance with  
12 this division of this Act, activities currently funded with  
13 juvenile court services, county, or community moneys and state  
14 moneys used in combination with such moneys; to comply with  
15 federal requirements; or to maximize the use of federal funds;  
16 the department of human services may transfer funds within or  
17 between any of the appropriations made in this division of this  
18 Act and appropriations in law for the federal social services  
19 block grant to the department for the following purposes,  
20 provided that the combined amount of state and federal  
21 temporary assistance for needy families block grant funding  
22 for each appropriation remains the same before and after the  
23 transfer:

24 (1) For the family investment program.

25 (2) For state child care assistance.

26 (3) For child and family services.

27 (4) For field operations.

28 (5) For general administration.

29 b. This subsection shall not be construed to prohibit the  
30 use of existing state transfer authority for other purposes.  
31 The department shall report any transfers made pursuant to this  
32 subsection to the general assembly.

33 4. Of the funds appropriated in this section, \$195,000  
34 shall be used for a contract for tax preparation assistance  
35 to low-income Iowans to expand the usage of the earned income

1 tax credit. The purpose of the contract is to supply this  
2 assistance to underserved areas of the state. The department  
3 shall not retain any portion of the allocation under this  
4 subsection for administrative costs.

5 5. Of the funds appropriated in this section, \$70,000 shall  
6 be used for the continuation of the parenting program, as  
7 specified in 441 IAC ch. 100, relating to parental obligations,  
8 in which the child support recovery unit participates, to  
9 support the efforts of a nonprofit organization committed to  
10 strengthening the community through youth development, healthy  
11 living, and social responsibility headquartered in a county  
12 with a population over 350,000 according to the 2010 certified  
13 federal census. The funds allocated in this subsection shall  
14 be used by the recipient organization to develop a larger  
15 community effort, through public and private partnerships, to  
16 support a broad-based multi-county parenthood initiative that  
17 promotes payment of child support obligations, improved family  
18 relationships, and full-time employment.

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

27 Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated  
28 from the general fund of the state to the department of human  
29 services for the fiscal year beginning July 1, 2021, and ending  
30 June 30, 2022, the following amount, or so much thereof as is  
31 necessary, to be used for the purposes designated:

32 For child support recovery, including salaries, support,  
33 maintenance, and miscellaneous purposes, and for not more than  
34 the following full-time equivalent positions:

35 ..... \$ 15,942,885

1 ..... FTEs 459.00

2 1. The department shall expend up to \$24,000, including  
3 federal financial participation, for the fiscal year beginning  
4 July 1, 2021, for a child support public awareness campaign.  
5 The department and the office of the attorney general shall  
6 cooperate in continuation of the campaign. The public  
7 awareness campaign shall emphasize, through a variety of  
8 media activities, the importance of maximum involvement of  
9 both parents in the lives of their children as well as the  
10 importance of payment of child support obligations.

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

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

22 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —  
23 FY 2021-2022. Any funds remaining in the health care trust  
24 fund created in [section 453A.35A](#) for the fiscal year beginning  
25 July 1, 2021, and ending June 30, 2022, are appropriated to  
26 the department of human services to supplement the medical  
27 assistance program appropriations made in this division of this  
28 Act, for medical assistance reimbursement and associated costs,  
29 including program administration and costs associated with  
30 program implementation.

31 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY  
32 2021-2022. Any funds remaining in the Medicaid fraud fund  
33 created in [section 249A.50](#) for the fiscal year beginning  
34 July 1, 2021, and ending June 30, 2022, are appropriated to  
35 the department of human services to supplement the medical

1 assistance appropriations made in this division of this Act,  
2 for medical assistance reimbursement and associated costs,  
3 including program administration and costs associated with  
4 program implementation.

5 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the  
6 general fund of the state to the department of human services  
7 for the fiscal year beginning July 1, 2021, and ending June 30,  
8 2022, the following amount, or so much thereof as is necessary,  
9 to be used for the purpose designated:

10 For medical assistance program reimbursement and associated  
11 costs as specifically provided in the reimbursement  
12 methodologies in effect on June 30, 2021, except as otherwise  
13 expressly authorized by law, consistent with options under  
14 federal law and regulations, and contingent upon receipt of  
15 approval from the office of the governor of reimbursement for  
16 each abortion performed under the program:

17 ..... \$ 1,504,667,393

18 1. Iowans support reducing the number of abortions  
19 performed in our state. Funds appropriated under this section  
20 shall not be used for abortions, unless otherwise authorized  
21 under this section.

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

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

32 4. Of the funds appropriated in this Act to the department  
33 of public health for addictive disorders, \$950,000 for  
34 the fiscal year beginning July 1, 2021, is transferred  
35 to the department of human services for an integrated

1 substance-related disorder managed care system. The  
2 departments of human services and public health shall  
3 work together to maintain the level of mental health and  
4 substance-related disorder treatment services provided by the  
5 managed care contractors. Each department shall take the steps  
6 necessary to continue the federal waivers as necessary to  
7 maintain the level of services.

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

18 6. Of the funds appropriated in this section, up to  
19 \$3,050,082 may be transferred to the field operations or  
20 general administration appropriations in this division of this  
21 Act for operational costs associated with Part D of the federal  
22 Medicare Prescription Drug Improvement and Modernization Act  
23 of 2003, Pub. L. No. 108-173.

24 7. Of the funds appropriated in this section, up to \$442,100  
25 may be transferred to the appropriation in this division of  
26 this Act for health program operations to be used for clinical  
27 assessment services and prior authorization of services.

28 8. A portion of the funds appropriated in this section may  
29 be transferred to the appropriations in this division of this  
30 Act for general administration, health program operations, the  
31 children's health insurance program, or field operations to be  
32 used for the state match cost to comply with the payment error  
33 rate measurement (PERM) program for both the medical assistance  
34 and children's health insurance programs as developed by the  
35 centers for Medicare and Medicaid services of the United States

1 department of health and human services to comply with the  
2 federal Improper Payments Information Act of 2002, Pub. L.  
3 No. 107-300, and to support other reviews and quality control  
4 activities to improve the integrity of these programs.

5 9. Of the funds appropriated in this section, a sufficient  
6 amount is allocated to supplement the incomes of residents of  
7 nursing facilities, intermediate care facilities for persons  
8 with mental illness, and intermediate care facilities for  
9 persons with an intellectual disability, with incomes of less  
10 than \$50 in the amount necessary for the residents to receive a  
11 personal needs allowance of \$50 per month pursuant to section  
12 249A.30A.

13 10. a. Hospitals that meet the conditions specified  
14 in subparagraphs (1) and (2) shall either certify public  
15 expenditures or transfer to the medical assistance program  
16 an amount equal to provide the nonfederal share for a  
17 disproportionate share hospital payment in an amount up to the  
18 hospital-specific limit as approved in the Medicaid state plan.  
19 The hospitals that meet the conditions specified shall receive  
20 and retain 100 percent of the total disproportionate share  
21 hospital payment in an amount up to the hospital-specific limit  
22 as approved in the Medicaid state plan.

23 (1) The hospital qualifies for disproportionate share and  
24 graduate medical education payments.

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

29 b. Distribution of the disproportionate share payments  
30 shall be made on a monthly basis. The total amount of  
31 disproportionate share payments including graduate medical  
32 education, enhanced disproportionate share, and Iowa  
33 state-owned teaching hospital payments shall not exceed the  
34 amount of the state's allotment under Pub. L. No. 102-234.  
35 In addition, the total amount of all disproportionate

1 share payments shall not exceed the hospital-specific  
2 disproportionate share limits under Pub. L. No. 103-66.

3 11. One hundred percent of the nonfederal share of payments  
4 to area education agencies that are medical assistance  
5 providers for medical assistance-covered services provided to  
6 medical assistance-covered children, shall be made from the  
7 appropriation made in this section.

8 12. A portion of the funds appropriated in this section may  
9 be transferred to the appropriation in this division of this  
10 Act for health program operations to be used for administrative  
11 activities associated with the money follows the person  
12 demonstration project.

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

17 14. a. The department may increase the amounts allocated  
18 for salaries, support, maintenance, and miscellaneous purposes  
19 associated with the medical assistance program, as necessary,  
20 to sustain cost management efforts. The department shall  
21 report any such increase to the general assembly and the  
22 department of management.

23 b. If the savings to the medical assistance program from  
24 ongoing cost management efforts exceed the associated cost  
25 for the fiscal year beginning July 1, 2021, the department  
26 may transfer any savings generated for the fiscal year due  
27 to medical assistance program cost management efforts to the  
28 appropriation made in this division of this Act for health  
29 program operations or general administration to defray the  
30 costs associated with implementing the efforts.

31 15. For the fiscal year beginning July 1, 2021, and ending  
32 June 30, 2022, the replacement generation tax revenues required  
33 to be deposited in the property tax relief fund pursuant to  
34 section 437A.8, subsection 4, paragraph "d", and section  
35 437A.15, subsection 3, paragraph "f", shall instead be credited

1 to and supplement the appropriation made in this section and  
2 used for the allocations made in this section.

3 16. a. Of the funds appropriated in this section, up  
4 to \$50,000 may be transferred by the department to the  
5 appropriation made in this division of this Act to the  
6 department for the same fiscal year for general administration  
7 to be used for associated administrative expenses and for not  
8 more than 1.00 full-time equivalent position, in addition to  
9 those authorized for the same fiscal year, to be assigned to  
10 implementing the children's mental health home project.

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

19 c. Of the funds appropriated in this section, up to  
20 \$3,000,000 may be transferred by the department to the  
21 appropriations made in this division of this Act for the  
22 same fiscal year for general administration or health  
23 program operations to be used to support the development  
24 and implementation of standardized assessment tools for  
25 persons with mental illness, an intellectual disability, a  
26 developmental disability, or a brain injury.

27 17. Of the funds appropriated in this section, \$150,000  
28 shall be used for lodging expenses associated with care  
29 provided at the university of Iowa hospitals and clinics for  
30 patients with cancer whose travel distance is 30 miles or more  
31 and whose income is at or below 200 percent of the federal  
32 poverty level as defined by the most recently revised poverty  
33 income guidelines published by the United States department of  
34 health and human services. The department of human services  
35 shall establish the maximum number of overnight stays and the

1 maximum rate reimbursed for overnight lodging, which may be  
2 based on the state employee rate established by the department  
3 of administrative services. The funds allocated in this  
4 subsection shall not be used as nonfederal share matching  
5 funds.

6 18. Of the funds appropriated in this section, up to  
7 \$3,383,880 shall be used for administration of the state family  
8 planning services program pursuant to [section 217.41B](#), and  
9 of this amount, the department may use up to \$200,000 for  
10 administrative expenses.

11 19. Of the funds appropriated in this section, \$1,545,530  
12 shall be used and may be transferred to other appropriations  
13 in this division of this Act as necessary to administer the  
14 provisions in the division of this Act relating to Medicaid  
15 program administration.

16 20. The department shall comply with the centers for  
17 Medicare and Medicaid services' guidance related to Medicaid  
18 program and children's health insurance program maintenance  
19 of effort provisions, including eligibility standards,  
20 methodologies, procedures, and continuous enrollment, to  
21 receive the enhanced federal medical assistance percentage  
22 under section 6008(b) of the federal Families First Coronavirus  
23 Response Act, Pub. L. No. 116-127. The department shall  
24 utilize and implement all tools, processes, and resources  
25 available to expediently return to normal eligibility and  
26 enrollment operations in compliance with federal guidance and  
27 expectations.

28 21. Of the funds appropriated in this section, up to  
29 \$1,031,530 shall be used to implement reductions in the waiting  
30 list for the children's mental health home and community-based  
31 services waiver.

32 Sec. 14. HEALTH PROGRAM OPERATIONS. 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, 2021, and ending  
35 June 30, 2022, the following amount, or so much thereof as is

1 necessary, to be used for the purpose designated:

2 For health program operations:

3 ..... \$ 17,831,343

4 1. The department of inspections and appeals shall  
5 provide all state matching funds for survey and certification  
6 activities performed by the department of inspections  
7 and appeals. The department of human services is solely  
8 responsible for distributing the federal matching funds for  
9 such activities.

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

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

23 4. Of the funds appropriated in this section, \$1,000,000  
24 shall be used for planning and development, in cooperation with  
25 the department of public health, of a phased-in program to  
26 provide a dental home for children.

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

32 b. Of the funds allocated in this subsection, \$25,000 shall  
33 be used for the public purpose of continuation of a grant to  
34 a nonprofit provider of child welfare services that has been  
35 in existence for more than 115 years, is located in a county

1 with a population between 200,000 and 220,000 according to the  
2 2010 federal decennial census, is licensed as a psychiatric  
3 medical institution for children, and provides school-based  
4 programming, to be used for support services for children with  
5 autism spectrum disorder and their families.

6 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

7 1. There is appropriated from the general fund of the  
8 state to the department of human services for the fiscal year  
9 beginning July 1, 2021, and ending June 30, 2022, the following  
10 amount, or so much thereof as is necessary, to be used for the  
11 purpose designated:

12 For the state supplementary assistance program:

13 ..... \$ 7,349,002

14 2. The department shall increase the personal needs  
15 allowance for residents of residential care facilities by the  
16 same percentage and at the same time as federal supplemental  
17 security income and federal social security benefits are  
18 increased due to a recognized increase in the cost of living.  
19 The department may adopt emergency rules to implement this  
20 subsection.

21 3. If during the fiscal year beginning July 1, 2021,  
22 the department projects that state supplementary assistance  
23 expenditures for a calendar year will not meet the federal  
24 pass-through requirement specified in Tit. XVI of the federal  
25 Social Security Act, section 1618, as codified in 42 U.S.C.  
26 §1382g, the department may take actions including but not  
27 limited to increasing the personal needs allowance for  
28 residential care facility residents and making programmatic  
29 adjustments or upward adjustments of the residential care  
30 facility or in-home health-related care reimbursement rates  
31 prescribed in this division of this Act to ensure that federal  
32 requirements are met. In addition, the department may make  
33 other programmatic and rate adjustments necessary to remain  
34 within the amount appropriated in this section while ensuring  
35 compliance with federal requirements. The department may adopt

1 emergency rules to implement the provisions of this subsection.

2 4. Notwithstanding [section 8.33](#), moneys appropriated  
3 in this section that remain unencumbered or unobligated  
4 at the close of the fiscal year shall not revert but  
5 shall remain available for expenditure for the purposes  
6 designated, including for liability amounts associated with the  
7 supplemental nutrition assistance program payment error rate,  
8 until the close of the succeeding fiscal year.

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

10 1. There is appropriated from the general fund of the  
11 state to the department of human services for the fiscal year  
12 beginning July 1, 2021, and ending June 30, 2022, the following  
13 amount, or so much thereof as is necessary, to be used for the  
14 purpose designated:

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

20 ..... \$ 37,957,643

21 2. Of the funds appropriated in this section, \$149,189 is  
22 allocated for continuation of the contract for outreach with  
23 the department of public health.

24 3. A portion of the funds appropriated in this section may  
25 be transferred to the appropriations made in this division of  
26 this Act for field operations or health program operations to  
27 be used for the integration of hawk-i program eligibility,  
28 payment, and administrative functions under the purview of  
29 the department of human services, including for the Medicaid  
30 management information system upgrade.

31 Sec. 17. CHILD CARE ASSISTANCE. 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, 2021, and ending  
34 June 30, 2022, the following amount, or so much thereof as is  
35 necessary, to be used for the purpose designated:

1 For child care programs:

2 ..... \$ 40,816,931

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

6 2. Nothing in this section shall be construed or is  
7 intended as or shall imply a grant of entitlement for services  
8 to persons who are eligible for assistance due to an income  
9 level consistent with the waiting list requirements of section  
10 237A.13. Any state obligation to provide services pursuant to  
11 this section is limited to the extent of the funds appropriated  
12 in this section.

13 3. A list of the registered and licensed child care  
14 facilities operating in the area served by a child care  
15 resource and referral service shall be made available to the  
16 families receiving state child care assistance in that area.

17 4. Of the funds appropriated in this section, \$5,850,000  
18 shall be credited to the early childhood programs grants  
19 account in the early childhood Iowa fund created in section  
20 256I.11. The moneys shall be distributed for funding of  
21 community-based early childhood programs targeted to children  
22 from birth through five years of age developed by early  
23 childhood Iowa areas in accordance with approved community  
24 plans as provided in [section 256I.8](#).

25 5. The department may use any of the funds appropriated  
26 in this section as a match to obtain federal funds for use in  
27 expanding child care assistance and related programs. For  
28 the purpose of expenditures of state and federal child care  
29 funding, funds shall be considered obligated at the time  
30 expenditures are projected or are allocated to the department's  
31 service areas. Projections shall be based on current and  
32 projected caseload growth, current and projected provider  
33 rates, staffing requirements for eligibility determination  
34 and management of program requirements including data systems  
35 management, staffing requirements for administration of the

1 program, contractual and grant obligations and any transfers  
2 to other state agencies, and obligations for decategorization  
3 or innovation projects.

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

9 7. If a uniform reduction ordered by the governor under  
10 section 8.31 or other operation of law, transfer, or federal  
11 funding reduction reduces the appropriation made in this  
12 section for the fiscal year, the percentage reduction in the  
13 amount paid out to or on behalf of the families participating  
14 in the state child care assistance program shall be equal to or  
15 less than the percentage reduction made for any other purpose  
16 payable from the appropriation made in this section and the  
17 federal funding relating to it. The percentage reduction to  
18 the other allocations made in this section shall be the same as  
19 the uniform reduction ordered by the governor or the percentage  
20 change of the federal funding reduction, as applicable. If  
21 there is an unanticipated increase in federal funding provided  
22 for state child care services, the entire amount of the  
23 increase, except as necessary to meet federal requirements  
24 including quality set asides, shall be used for state child  
25 care assistance payments. If the appropriations made for  
26 purposes of the state child care assistance program for the  
27 fiscal year are determined to be insufficient, it is the intent  
28 of the general assembly to appropriate sufficient funding for  
29 the fiscal year in order to avoid establishment of waiting list  
30 requirements.

31 8. Notwithstanding [section 8.33](#), moneys advanced for  
32 purposes of the programs developed by early childhood Iowa  
33 areas, advanced for purposes of wraparound child care, or  
34 received from the federal appropriations made for the purposes  
35 of this section that remain unencumbered or unobligated at the

1 close of the fiscal year shall not revert to any fund but shall  
2 remain available for expenditure for the purposes designated  
3 until the close of the succeeding fiscal year.

4 Sec. 18. JUVENILE INSTITUTION. There is appropriated  
5 from the general fund of the state to the department of human  
6 services for the fiscal year beginning July 1, 2021, and ending  
7 June 30, 2022, the following amounts, or so much thereof as is  
8 necessary, to be used for the purposes designated:

9 1. a. For operation of the state training school at Eldora  
10 and for salaries, support, maintenance, and miscellaneous  
11 purposes, and for not more than the following full-time  
12 equivalent positions:

13 ..... \$ 17,397,068  
14 ..... FTEs 207.00

15 b. Of the funds appropriated in this subsection, \$91,000  
16 shall be used for distribution to licensed classroom teachers  
17 at this and other institutions under the control of the  
18 department of human services based upon the average student  
19 yearly enrollment at each institution as determined by the  
20 department.

21 2. A portion of the moneys appropriated in this section  
22 shall be used by the state training school at Eldora for  
23 grants for adolescent pregnancy prevention activities at the  
24 institution in the fiscal year beginning July 1, 2021.

25 3. Of the funds appropriated in this subsection, \$212,000  
26 shall be used by the state training school at Eldora for a  
27 substance use disorder treatment program at the institution for  
28 the fiscal year beginning July 1, 2021.

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. 19. CHILD AND FAMILY SERVICES.

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, 2021, and ending June 30, 2022, the following  
3 amount, or so much thereof as is necessary, to be used for the  
4 purpose designated:

5 For child and family services:  
6 ..... \$ 89,071,930

7 2. The department may transfer funds appropriated in this  
8 section as necessary to pay the nonfederal costs of services  
9 reimbursed under the medical assistance program, state child  
10 care assistance program, or the family investment program which  
11 are provided to children who would otherwise receive services  
12 paid under the appropriation in this section. The department  
13 may transfer funds appropriated in this section to the  
14 appropriations made in this division of this Act for general  
15 administration and for field operations for resources necessary  
16 to implement and operate the services funded in this section.

17 3. a. Of the funds appropriated in this section, up to  
18 \$31,500,000 is allocated as the statewide expenditure target  
19 under [section 232.143](#) for group foster care maintenance and  
20 services. If the department projects that such expenditures  
21 for the fiscal year will be less than the target amount  
22 allocated in this paragraph "a", the department may reallocate  
23 the excess to provide additional funding for family foster  
24 care, independent living, family-centered services, shelter  
25 care, or the child welfare emergency services addressed with  
26 the allocation for shelter care.

27 b. If at any time after September 30, 2021, annualization  
28 of a service area's current expenditures indicates a service  
29 area is at risk of exceeding its group foster care expenditure  
30 target under [section 232.143](#) by more than 5 percent, the  
31 department and juvenile court services shall examine all  
32 group foster care placements in that service area in order to  
33 identify those which might be appropriate for termination.  
34 In addition, any aftercare services believed to be needed  
35 for the children whose placements may be terminated shall be

1 identified. The department and juvenile court services shall  
2 initiate action to set dispositional review hearings for the  
3 placements identified. In such a dispositional review hearing,  
4 the juvenile court shall determine whether needed aftercare  
5 services are available and whether termination of the placement  
6 is in the best interest of the child and the community.

7 4. In accordance with the provisions of [section 232.188](#),  
8 the department shall continue the child welfare and juvenile  
9 justice funding initiative during fiscal year 2021-2022. Of  
10 the funds appropriated in this section, \$1,717,000 is allocated  
11 specifically for expenditure for fiscal year 2021-2022 through  
12 the decategorization services funding pools and governance  
13 boards established pursuant to [section 232.188](#).

14 5. A portion of the funds appropriated in this section  
15 may be used for emergency family assistance to provide other  
16 resources required for a family participating in a family  
17 preservation or reunification project or successor project to  
18 stay together or to be reunified.

19 6. Of the funds appropriated in this section, a sufficient  
20 amount is allocated for shelter care and the child welfare  
21 emergency services contracting implemented to provide for or  
22 prevent the need for shelter care.

23 7. Federal funds received by the state during the fiscal  
24 year beginning July 1, 2021, as the result of the expenditure  
25 of state funds appropriated during a previous state fiscal  
26 year for a service or activity funded under this section are  
27 appropriated to the department to be used as additional funding  
28 for services and purposes provided for under this section.  
29 Notwithstanding [section 8.33](#), moneys received in accordance  
30 with this subsection that remain unencumbered or unobligated at  
31 the close of the fiscal year shall not revert to any fund but  
32 shall remain available for the purposes designated until the  
33 close of the succeeding fiscal year.

34 8. a. Of the funds appropriated in this section, up to  
35 \$3,290,000 is allocated for the payment of the expenses of

1 court-ordered services provided to juveniles who are under the  
2 supervision of juvenile court services, which expenses are a  
3 charge upon the state pursuant to section 232.141, subsection  
4 4. Of the amount allocated in this paragraph "a", up to  
5 \$1,556,000 shall be made available to provide school-based  
6 supervision of children adjudicated under [chapter 232](#), of which  
7 not more than \$15,000 may be used for the purpose of training.  
8 A portion of the cost of each school-based liaison officer  
9 shall be paid by the school district or other funding source as  
10 approved by the chief juvenile court officer.

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

16 c. Notwithstanding [section 232.141](#) or any other provision  
17 of law to the contrary, the amounts allocated in this  
18 subsection shall be distributed to the judicial districts  
19 as determined by the state court administrator and to the  
20 department's service areas as determined by the administrator  
21 of the department of human services' division of child and  
22 family services. The state court administrator and the  
23 division administrator shall make the determination of the  
24 distribution amounts on or before June 15, 2021.

25 d. Notwithstanding [chapter 232](#) or any other provision of  
26 law to the contrary, a district or juvenile court shall not  
27 order any service which is a charge upon the state pursuant  
28 to [section 232.141](#) if there are insufficient court-ordered  
29 services funds available in the district court or departmental  
30 service area distribution amounts to pay for the service. The  
31 chief juvenile court officer and the departmental service area  
32 manager shall encourage use of the funds allocated in this  
33 subsection such that there are sufficient funds to pay for  
34 all court-related services during the entire year. The chief  
35 juvenile court officers and departmental service area managers

1 shall attempt to anticipate potential surpluses and shortfalls  
2 in the distribution amounts and shall cooperatively request the  
3 state court administrator or division administrator to transfer  
4 funds between the judicial districts' or departmental service  
5 areas' distribution amounts as prudent.

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

11 f. Of the funds allocated in this subsection, not more than  
12 \$83,000 may be used by the judicial branch for administration  
13 of the requirements under this subsection.

14 g. Of the funds allocated in this subsection, \$17,000  
15 shall be used by the department of human services to support  
16 the interstate commission for juveniles in accordance with  
17 the interstate compact for juveniles as provided in section  
18 232.173.

19 9. Of the funds appropriated in this section, \$12,253,000 is  
20 allocated for juvenile delinquent graduated sanctions services.  
21 Any state funds saved as a result of efforts by juvenile court  
22 services to earn a federal Tit. IV-E match for juvenile court  
23 services administration may be used for the juvenile delinquent  
24 graduated sanctions services.

25 10. Of the funds appropriated in this section, \$1,658,000 is  
26 transferred to the department of public health to be used for  
27 the child protection center grant program for child protection  
28 centers located in Iowa in accordance with [section 135.118](#).  
29 The grant amounts under the program shall be equalized so that  
30 each center receives a uniform base amount of \$245,000, and so  
31 that the remaining funds are awarded through a funding formula  
32 based upon the volume of children served. To increase access  
33 to child protection center services for children in rural  
34 areas, the funding formula for the awarding of the remaining  
35 funds shall provide for the awarding of an enhanced amount to

1 eligible grantees to develop and maintain satellite centers in  
2 underserved regions of the state.

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

6 12. Of the funds appropriated in this section, \$227,000  
7 shall be used for the public purpose of continuing a grant to a  
8 nonprofit human services organization, providing services to  
9 individuals and families in multiple locations in southwest  
10 Iowa and Nebraska for support of a project providing immediate,  
11 sensitive support and forensic interviews, medical exams, needs  
12 assessments, and referrals for victims of child abuse and their  
13 nonoffending family members.

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

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

22 15. Of the funds appropriated in this section, \$630,000 is  
23 allocated for the community partnership for child protection  
24 sites.

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

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

31 18. Of the funds appropriated in this section, at least  
32 \$147,000 shall be used for the continuation of the child  
33 welfare provider training academy, a collaboration between the  
34 coalition for family and children's services in Iowa and the  
35 department.

1 19. Of the funds appropriated in this section, \$211,000  
2 shall be used for continuation of the central Iowa system of  
3 care program grant for the purposes of funding community-based  
4 services and other supports with a system of care approach for  
5 children with serious emotional disturbance and their families  
6 through a nonprofit provider that is located in a county  
7 with a population of more than 420,000 but less than 450,000  
8 according to the 2010 certified federal census, is licensed  
9 as a psychiatric medical institution for children, and was a  
10 system of care grantee prior to July 1, 2021.

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

18 21. Of the funds appropriated in this section, \$110,000  
19 shall be used for the public purpose of funding community-based  
20 services and other supports with a system of care approach  
21 for children with a serious emotional disturbance and their  
22 families through a nonprofit provider of child welfare services  
23 that has been in existence for more than 115 years, is located  
24 in a county with a population of more than 200,000 but less  
25 than 220,000 according to the 2010 certified federal census, is  
26 licensed as a psychiatric medical institution for children, and  
27 was a system of care grantee prior to July 1, 2021.

28 22. If a separate funding source is identified that reduces  
29 the need for state funds within an allocation under this  
30 section, the allocated state funds may be redistributed to  
31 other allocations under this section for the same fiscal year.

32 23. Of the funds appropriated in this section, a portion may  
33 be used for family-centered services for purposes of complying  
34 with the federal Family First Prevention Services Act of 2018,  
35 Pub. L. No. 115-123, and successor legislation.

1     Sec. 20.  ADOPTION SUBSIDY.

2     1.  There is appropriated from the general fund of the  
3 state to the department of human services for the fiscal year  
4 beginning July 1, 2021, and ending June 30, 2022, the following  
5 amount, or so much thereof as is necessary, to be used for the  
6 purpose designated:

7     a.  For adoption subsidy payments and related costs and for  
8 other services provided for under paragraph "b", subparagraph  
9 (2):

10 ..... \$ 40,596,007

11     b.  (1) Of the funds appropriated in this section, a  
12 sufficient amount is allocated for adoption subsidy payments  
13 and related costs.

14     (2) Any funds appropriated in this section remaining after  
15 the allocation under subparagraph (1) are designated and  
16 allocated as state savings resulting from implementation of  
17 the federal Fostering Connections to Success and Increasing  
18 Adoptions Act of 2008, Pub. L. No. 110-351, and successor  
19 legislation, as determined in accordance with 42 U.S.C.  
20 §673(a)(8), and shall be used for post-adoption services and  
21 for other purposes allowed under these federal laws, Tit. IV-B  
22 or Tit. IV-E of the federal Social Security Act.

23     (a) The department of human services may transfer funds  
24 allocated in this subparagraph (2) to the appropriation for  
25 child and family services in this division of this Act for the  
26 purposes designated in this subparagraph (2).

27     (b) Notwithstanding section 8.33, moneys allocated  
28 under this subparagraph (2) shall not revert to any fund but  
29 shall remain available for the purposes designated in this  
30 subparagraph (2) until expended.

31     2.  The department may transfer funds appropriated in  
32 this section to the appropriation made in this division of  
33 this Act for general administration for costs paid from the  
34 appropriation relating to adoption subsidy.

35     3.  Federal funds received by the state during the

1 fiscal year beginning July 1, 2021, as the result of the  
2 expenditure of state funds during a previous state fiscal  
3 year for a service or activity funded under this section are  
4 appropriated to the department to be used as additional funding  
5 for the services and activities funded under this section.  
6 Notwithstanding [section 8.33](#), moneys received in accordance  
7 with this subsection that remain unencumbered or unobligated  
8 at the close of the fiscal year shall not revert to any fund  
9 but shall remain available for expenditure for the purposes  
10 designated until the close of the succeeding fiscal year.

11 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited  
12 in the juvenile detention home fund created in [section 232.142](#)  
13 during the fiscal year beginning July 1, 2021, and ending June  
14 30, 2022, are appropriated to the department of human services  
15 for the fiscal year beginning July 1, 2021, and ending June 30,  
16 2022, for distribution of an amount equal to a percentage of  
17 the costs of the establishment, improvement, operation, and  
18 maintenance of county or multicounty juvenile detention homes  
19 in the fiscal year beginning July 1, 2020. Moneys appropriated  
20 for distribution in accordance with this section shall be  
21 allocated among eligible detention homes, prorated on the basis  
22 of an eligible detention home's proportion of the costs of all  
23 eligible detention homes in the fiscal year beginning July  
24 1, 2020. The percentage figure shall be determined by the  
25 department based on the amount available for distribution for  
26 the fund. Notwithstanding [section 232.142, subsection 3](#), the  
27 financial aid payable by the state under that provision for the  
28 fiscal year beginning July 1, 2021, shall be limited to the  
29 amount appropriated for the purposes of this section.

30 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

31 1. There is appropriated from the general fund of the  
32 state to the department of human services for the fiscal year  
33 beginning July 1, 2021, and ending June 30, 2022, the following  
34 amount, or so much thereof as is necessary, to be used for the  
35 purpose designated:

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

4 2. At least \$899,291 of the moneys appropriated in this  
5 section is transferred to the department of public health for  
6 the family support center component of the comprehensive family  
7 support program under [chapter 225C, subchapter V](#).

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

16 Sec. 23. CONNER DECREE. There is appropriated from the  
17 general fund of the state to the department of human services  
18 for the fiscal year beginning July 1, 2021, and ending June 30,  
19 2022, the following amount, or so much thereof as is necessary,  
20 to be used for the purpose designated:

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

26 Sec. 24. MENTAL HEALTH INSTITUTES.

27 1. There is appropriated from the general fund of the  
28 state to the department of human services for the fiscal year  
29 beginning July 1, 2021, and ending June 30, 2022, the following  
30 amounts, or so much thereof as is necessary, to be used for the  
31 purposes designated:

32 a. For operation of the state mental health institute at  
33 Cherokee as required by [chapters 218 and 226](#) for salaries,  
34 support, maintenance, and miscellaneous purposes, and for not  
35 more than the following full-time equivalent positions:

1 ..... \$ 15,457,597

2 ..... FTEs 169.00

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

7 ..... \$ 19,652,379

8 ..... FTEs 208.00

9 2. a. Notwithstanding sections 218.78 and 249A.11, any  
10 revenue received from the state mental health institute at  
11 Cherokee or the state mental health institute at Independence  
12 pursuant to 42 C.F.R §438.6(e) may be retained and expended by  
13 the mental health institute.

14 b. Notwithstanding sections 218.78 and 249A.11, any  
15 COVID-19 related funding received through federal funding  
16 sources by the state mental health institute at Cherokee or the  
17 state mental health institute at Independence may be retained  
18 and expended by the mental health institute.

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

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

30 Sec. 25. STATE RESOURCE CENTERS.

31 1. There is appropriated from the general fund of the  
32 state to the department of human services for the fiscal year  
33 beginning July 1, 2021, and ending June 30, 2022, the following  
34 amounts, or so much thereof as is necessary, to be used for the  
35 purposes designated:

1 a. For the state resource center at Glenwood for salaries,  
2 support, maintenance, and miscellaneous purposes:  
3 ..... \$ 14,802,873

4 b. For the state resource center at Woodward for salaries,  
5 support, maintenance, and miscellaneous purposes:  
6 ..... \$ 12,237,937

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

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

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

32 5. If existing capacity limitations are reached in  
33 operating units, a waiting list is in effect for a service or  
34 a special need for which a payment source or other funding  
35 is available for the service or to address the special need,

1 and facilities for the service or to address the special need  
2 can be provided within the available payment source or other  
3 funding, the superintendent of a state resource center may  
4 authorize opening not more than two units or other facilities  
5 and begin implementing the service or addressing the special  
6 need during fiscal year 2021-2022.

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

13 Sec. 26. SEXUALLY VIOLENT PREDATORS.

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, 2021, and ending June 30, 2022, the following  
17 amount, or so much thereof as is necessary, to be used for the  
18 purpose designated:

19 For costs associated with the commitment and treatment of  
20 sexually violent predators in the unit located at the state  
21 mental health institute at Cherokee, including costs of legal  
22 services and other associated costs, including salaries,  
23 support, maintenance, and miscellaneous purposes, and for not  
24 more than the following full-time equivalent positions:  
25 ..... \$ 13,643,727  
26 ..... FTEs 139.00

27 2. Unless specifically prohibited by law, if the amount  
28 charged provides for recoupment of at least the entire amount  
29 of direct and indirect costs, the department of human services  
30 may contract with other states to provide care and treatment  
31 of persons placed by the other states at the unit for sexually  
32 violent predators at Cherokee. The moneys received under  
33 such a contract shall be considered to be repayment receipts  
34 and used for the purposes of the appropriation made in this  
35 section.

1 3. Notwithstanding section 8.33, moneys appropriated in  
2 this section that remain unencumbered or unobligated at the  
3 close of the fiscal year shall not revert but shall remain  
4 available for expenditure for the purposes designated until the  
5 close of the succeeding fiscal year.

6 Sec. 27. FIELD OPERATIONS.

7 1. There is appropriated from the general fund of the  
8 state to the department of human services for the fiscal year  
9 beginning July 1, 2021, and ending June 30, 2022, the following  
10 amount, or so much thereof as is necessary, to be used for the  
11 purposes designated:

12 For field operations, including salaries, support,  
13 maintenance, and miscellaneous purposes, and for not more than  
14 the following full-time equivalent positions:

15 ..... \$ 60,596,667  
16 ..... FTEs 1,539.00

17 2. Priority in filling full-time equivalent positions  
18 shall be given to those positions related to child protection  
19 services and eligibility determination for low-income families.

20 Sec. 28. GENERAL ADMINISTRATION. There is appropriated  
21 from the general fund of the state to the department of human  
22 services for the fiscal year beginning July 1, 2021, and ending  
23 June 30, 2022, the following amount, or so much thereof as is  
24 necessary, to be used for the purpose designated:

25 For general administration, including salaries, support,  
26 maintenance, and miscellaneous purposes, and for not more than  
27 the following full-time equivalent positions:

28 ..... \$ 15,342,189  
29 ..... FTEs 294.00

30 1. The department shall report at least monthly to the  
31 general assembly concerning the department's operational and  
32 program expenditures.

33 2. Of the funds appropriated in this section, \$150,000 shall  
34 be used for the provision of a program to provide technical  
35 assistance, support, and consultation to providers of home and

1 community-based services under the medical assistance program.

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

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

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

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

22 a. To fund not more than one full-time equivalent position  
23 to address the department's responsibility to support the work  
24 of the children's behavioral health system state board and  
25 implementation of the services required pursuant to section  
26 331.397.

27 b. To support the cost of establishing and implementing new  
28 or additional services required pursuant to sections 331.397  
29 and 331.397A.

30 c. Of the amount allocated, \$32,000 shall be transferred  
31 to the department of public health to support the costs of  
32 establishing and implementing new or additional services  
33 required pursuant to sections 331.397 and 331.397A.

34 7. Of the funds appropriated in this section, \$800,000 shall  
35 be used for the renovation and construction of certain nursing

1 facilities, consistent with the provisions of chapter 249K.

2 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated  
3 from the general fund of the state to the department of human  
4 services for the fiscal year beginning July 1, 2021, and ending  
5 June 30, 2022, the following amount, or so much thereof as is  
6 necessary, to be used for the purposes designated:

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

10 ..... \$ 2,879,274

11 Sec. 30. VOLUNTEERS. There is appropriated from the general  
12 fund of the state to the department of human services for the  
13 fiscal year beginning July 1, 2021, and ending June 30, 2022,  
14 the following amount, or so much thereof as is necessary, to be  
15 used for the purpose designated:

16 For development and coordination of volunteer services:

17 ..... \$ 84,686

18 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
19 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
20 DEPARTMENT OF HUMAN SERVICES.

21 1. a. (1) (a) Notwithstanding any provision of law to  
22 the contrary, for the fiscal year beginning July 1, 2021, the  
23 department shall not rebase case-mix nursing facility rates,  
24 but shall instead reimburse case-mix nursing facilities by  
25 adjusting the nursing facility case-mix adjusted rates that  
26 were effective July 1, 2019, using the mid-points of each of  
27 the most recent cost reports submitted by the nursing facility  
28 for the period ending on or before December 31, 2018, and  
29 inflating these costs forward applying the inflation factor as  
30 determined using the latest available quarterly publication of  
31 the HCFA/SNF index, to the extent possible within the state  
32 funding, including the \$20,000,000 provided for this purpose.

33 (b) For the fiscal year beginning July 1, 2021, non-case-mix  
34 and special population nursing facilities shall be reimbursed  
35 in accordance with the methodology in effect on June 30 of the

1 prior fiscal year.

2 (c) For managed care claims, the department of human  
3 services shall adjust the payment rate floor for nursing  
4 facilities, annually, to maintain a rate floor that is no  
5 lower than the Medicaid fee-for-service case-mix adjusted rate  
6 calculated in accordance with subparagraph division (a) and  
7 441 IAC 81.6. The department shall then calculate adjusted  
8 reimbursement rates, including but not limited to add-on  
9 payments, annually, and shall notify Medicaid managed care  
10 organizations of the adjusted reimbursement rates within 30  
11 days of determining the adjusted reimbursement rates. Any  
12 adjustment of reimbursement rates under this subparagraph  
13 division shall be budget neutral to the state budget.

14 (d) For the fiscal year beginning July 1, 2021, Medicaid  
15 managed care long-term services and supports capitation rates  
16 shall be adjusted to reflect the case-mix adjusted rates  
17 specified pursuant to subparagraph division (a) for the patient  
18 populations residing in Medicaid-certified nursing facilities.

19 (2) Medicaid managed care organizations shall adjust  
20 facility-specific rates based upon payment rate listings issued  
21 by the department. The rate adjustments shall be applied  
22 prospectively from the effective date of the rate letter issued  
23 by the department.

24 b. (1) For the fiscal year beginning July 1, 2021, the  
25 department shall establish the fee-for-service pharmacy  
26 dispensing fee reimbursement at \$10.38 per prescription,  
27 until a cost of dispensing survey is completed. The actual  
28 dispensing fee shall be determined by a cost of dispensing  
29 survey performed by the department and required to be completed  
30 by all medical assistance program participating pharmacies  
31 every two years.

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

1 c. (1) For the fiscal year beginning July 1, 2021,  
2 reimbursement rates for outpatient hospital services shall  
3 remain at the rates in effect on June 30, 2021, subject to  
4 Medicaid program upper payment limit rules, and adjusted  
5 as necessary to maintain expenditures within the amount  
6 appropriated to the department for this purpose for the fiscal  
7 year.

8 (2) For the fiscal year beginning July 1, 2021,  
9 reimbursement rates for inpatient hospital services shall  
10 be rebased effective October 1, 2021, subject to Medicaid  
11 program upper payment limit rules, and adjusted as necessary  
12 to maintain expenditures within the amount appropriated to the  
13 department for this purpose for the fiscal year.

14 (3) For the fiscal year beginning July 1, 2021, under  
15 both fee-for-service and managed care administration of  
16 the Medicaid program, critical access hospitals shall be  
17 reimbursed for inpatient and outpatient services based on the  
18 hospital-specific critical access hospital cost adjustment  
19 factor methodology utilizing the most recent and complete cost  
20 reporting period as applied prospectively within the funds  
21 appropriated for such purpose for the fiscal year.

22 (4) For the fiscal year beginning July 1, 2021, the graduate  
23 medical education and disproportionate share hospital fund  
24 shall remain at the amount in effect on June 30, 2021, except  
25 that the portion of the fund attributable to graduate medical  
26 education shall be reduced in an amount that reflects the  
27 elimination of graduate medical education payments made to  
28 out-of-state hospitals.

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

35 d. For the fiscal year beginning July 1, 2021, reimbursement

1 rates for hospices and acute psychiatric hospitals shall be  
2 increased in accordance with increases under the federal  
3 Medicare program or as supported by their Medicare audited  
4 costs.

5 e. For the fiscal year beginning July 1, 2021, independent  
6 laboratories and rehabilitation agencies shall be reimbursed  
7 using the same methodology in effect on June 30, 2021.

8 f. (1) For the fiscal year beginning July 1, 2021,  
9 reimbursement rates for home health agencies shall continue to  
10 be based on the Medicare low utilization payment adjustment  
11 (LUPA) methodology with state geographic wage adjustments and  
12 shall be adjusted to increase the rates to the extent possible  
13 within the state funding, including the \$2,000,000 appropriated  
14 for this purpose. The department shall continue to update the  
15 rates every two years to reflect the most recent Medicare LUPA  
16 rates.

17 (2) For the fiscal year beginning July 1, 2021, rates for  
18 private duty nursing and personal care services under the early  
19 and periodic screening, diagnostic, and treatment program  
20 benefit shall be calculated based on the methodology in effect  
21 on June 30, 2021.

22 g. For the fiscal year beginning July 1, 2021, federally  
23 qualified health centers and rural health clinics shall receive  
24 cost-based reimbursement for 100 percent of the reasonable  
25 costs for the provision of services to recipients of medical  
26 assistance.

27 h. For the fiscal year beginning July 1, 2021, the  
28 reimbursement rates for dental services shall remain at the  
29 rates in effect on June 30, 2021.

30 i. (1) For the fiscal year beginning July 1, 2021,  
31 reimbursement rates for non-state-owned psychiatric medical  
32 institutions for children shall be increased to the extent  
33 possible within the \$3,900,000 appropriated for this purpose.

34 (2) As a condition of participation in the medical  
35 assistance program, enrolled providers shall accept the medical

1 assistance reimbursement rate for any covered goods or services  
2 provided to recipients of medical assistance who are children  
3 under the custody of a psychiatric medical institution for  
4 children.

5 j. For the fiscal year beginning July 1, 2021, unless  
6 otherwise specified in this Act, all noninstitutional medical  
7 assistance provider reimbursement rates shall remain at the  
8 rates in effect on June 30, 2021, except for area education  
9 agencies, local education agencies, infant and toddler  
10 services providers, home and community-based services providers  
11 including consumer-directed attendant care providers under a  
12 section 1915(c) or 1915(i) waiver, targeted case management  
13 providers, and those providers whose rates are required to be  
14 determined pursuant to [section 249A.20](#), or to meet federal  
15 mental health parity requirements.

16 k. Notwithstanding any provision to the contrary, for the  
17 fiscal year beginning July 1, 2021, the reimbursement rate for  
18 anesthesiologists shall remain at the rates in effect on June  
19 30, 2021, and updated on January 1, 2022, to align with the  
20 most current Iowa Medicare anesthesia rate.

21 l. Notwithstanding [section 249A.20](#), for the fiscal year  
22 beginning July 1, 2021, the average reimbursement rate for  
23 health care providers eligible for use of the federal Medicare  
24 resource-based relative value scale reimbursement methodology  
25 under [section 249A.20](#) shall remain at the rate in effect on  
26 June 30, 2021; however, this rate shall not exceed the maximum  
27 level authorized by the federal government.

28 m. For the fiscal year beginning July 1, 2021, the  
29 reimbursement rate for residential care facilities shall not  
30 be less than the minimum payment level as established by the  
31 federal government to meet the federally mandated maintenance  
32 of effort requirement. The flat reimbursement rate for  
33 facilities electing not to file annual cost reports shall not  
34 be less than the minimum payment level as established by the  
35 federal government to meet the federally mandated maintenance

1 of effort requirement.

2 n. For the fiscal year beginning July 1, 2021, the  
3 reimbursement rates for inpatient mental health services  
4 provided at hospitals shall be rebased effective October 1,  
5 2021, subject to Medicaid program upper payment limit rules  
6 and adjusted as necessary to maintain expenditures within the  
7 amount appropriated to the department for this purpose for  
8 the fiscal year; and psychiatrists shall be reimbursed at the  
9 medical assistance program fee-for-service rate in effect on  
10 June 30, 2021.

11 o. For the fiscal year beginning July 1, 2021, community  
12 mental health centers may choose to be reimbursed for the  
13 services provided to recipients of medical assistance through  
14 either of the following options:

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

16 (2) In accordance with the alternative reimbursement rate  
17 methodology approved by the department of human services in  
18 effect on June 30, 2021.

19 p. For the fiscal year beginning July 1, 2021, the  
20 reimbursement rate for providers of family planning services  
21 that are eligible to receive a 90 percent federal match shall  
22 remain at the rates in effect on June 30, 2021.

23 q. (1) For the fiscal year beginning July 1, 2021,  
24 reimbursement rates for providers of home and community-based  
25 services waiver and habilitation services shall be increased by  
26 5.25 percent over the rates in effect on June 30, 2021.

27 (2) For the fiscal year beginning July 1, 2021,  
28 reimbursement rates for providers of state plan home and  
29 community-based services home-based habilitation services  
30 shall be increased with the \$7,134,214 appropriated for this  
31 purpose. The reimbursement rates for home-based habilitation  
32 services shall be based on a fee schedule that incorporates the  
33 acuity-based tiers.

34 r. For the fiscal year beginning July 1, 2021, the  
35 reimbursement rates for emergency medical service providers

1 shall remain at the rates in effect on June 30, 2021, or as  
2 approved by the centers for Medicare and Medicaid services of  
3 the United States department of health and human services.

4 s. For the fiscal year beginning July 1, 2021, reimbursement  
5 rates for substance-related disorder treatment programs  
6 licensed under [section 125.13](#) shall remain at the rates in  
7 effect on June 30, 2021.

8 t. For the fiscal year beginning July 1, 2021, assertive  
9 community treatment per diem rates shall remain at the rates in  
10 effect on June 30, 2021.

11 u. For the fiscal year beginning July 1, 2021, the  
12 reimbursement rate for family-centered services providers shall  
13 be established by contract.

14 2. For the fiscal year beginning July 1, 2021, the  
15 reimbursement rate for providers reimbursed under the  
16 in-home-related care program shall not be less than the minimum  
17 payment level as established by the federal government to meet  
18 the federally mandated maintenance of effort requirement.

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

25 4. Notwithstanding [section 234.38](#), for the fiscal  
26 year beginning July 1, 2021, the foster family basic daily  
27 maintenance rate and the maximum adoption subsidy rate for  
28 children ages 0 through 5 years shall be \$16.78, the rate for  
29 children ages 6 through 11 years shall be \$17.45, the rate for  
30 children ages 12 through 15 years shall be \$19.10, and the  
31 rate for children and young adults ages 16 and older shall  
32 be \$19.35. For youth ages 18 to 23 who have exited foster  
33 care, the preparation for adult living program maintenance  
34 rate shall be up to \$602.70 per month as calculated based on  
35 the age of the participant. The maximum payment for adoption

1 subsidy nonrecurring expenses shall be limited to \$500 and the  
2 disallowance of additional amounts for court costs and other  
3 related legal expenses implemented pursuant to 2010 Iowa Acts,  
4 chapter 1031, section 408, shall be continued.

5 5. For the fiscal year beginning July 1, 2021, the maximum  
6 reimbursement rates for social services providers under  
7 contract shall remain at the rates in effect on June 30, 2021,  
8 or the provider's actual and allowable cost plus inflation for  
9 each service, whichever is less. However, if a new service  
10 or service provider is added after June 30, 2021, the initial  
11 reimbursement rate for the service or provider shall be based  
12 upon a weighted average of provider rates for similar services.

13 6. a. For the fiscal year beginning July 1, 2021, the  
14 reimbursement rates for resource family recruitment and  
15 retention contractors shall be established by contract.

16 b. For the fiscal year beginning July 1, 2021, the  
17 reimbursement rates for supervised apartment living foster care  
18 providers shall be established by contract.

19 7. For the fiscal year beginning July 1, 2021, the  
20 reimbursement rate for group foster care providers shall be the  
21 combined service and maintenance reimbursement rate established  
22 by contract.

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

31 9. a. For the fiscal year beginning July 1, 2021, the  
32 reimbursement rate paid for shelter care and the child welfare  
33 emergency services implemented to provide or prevent the need  
34 for shelter care shall be established by contract.

35 b. For the fiscal year beginning July 1, 2021, the combined

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

8 c. Notwithstanding [section 232.141, subsection 8](#), for the  
9 fiscal year beginning July 1, 2021, the amount of the statewide  
10 average of the actual and allowable rates for reimbursement of  
11 juvenile shelter care homes that is utilized for the limitation  
12 on recovery of unpaid costs shall remain at the amount in  
13 effect for this purpose in the fiscal year beginning July 1,  
14 2020.

15 10. For the fiscal year beginning July 1, 2021, the  
16 department shall calculate reimbursement rates for intermediate  
17 care facilities for persons with an intellectual disability  
18 at the 80th percentile. Beginning July 1, 2021, the rate  
19 calculation methodology shall utilize the consumer price index  
20 inflation factor applicable to the fiscal year beginning July  
21 1, 2021.

22 11. Effective July 1, 2021, the department of human services  
23 shall set the reimbursement rate of child care providers whose  
24 reimbursement rates are below the fiftieth percentile of the  
25 most recent market rate survey at the fiftieth percentile of  
26 the most recent market rate survey. Reimbursement rates of  
27 child care providers whose reimbursement rates are at or above  
28 the fiftieth percentile of the most recent market rate survey  
29 shall remain at the rates in effect on June 30, 2021. The  
30 department shall also adjust quality rating system bonuses to  
31 reflect increased child care provider reimbursement rates as  
32 appropriate. The department shall set rates in a manner so as  
33 to provide incentives for a nonregistered provider to become  
34 registered by applying any increase only to registered and  
35 licensed providers.

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

3 Sec. 32. EMERGENCY RULES.

4 1. If necessary to comply with federal requirements  
5 including time frames, or if specifically authorized by a  
6 provision of this division of this Act, the department of  
7 human services or the mental health and disability services  
8 commission may adopt administrative rules under section 17A.4,  
9 subsection 3, and section 17A.5, subsection 2, paragraph "b",  
10 to implement the provisions of this division of this Act and  
11 the rules shall become effective immediately upon filing or  
12 on a later effective date specified in the rules, unless the  
13 effective date of the rules is delayed or the applicability  
14 of the rules is suspended by the administrative rules review  
15 committee. Any rules adopted in accordance with this section  
16 shall not take effect before the rules are reviewed by the  
17 administrative rules review committee. The delay authority  
18 provided to the administrative rules review committee under  
19 section 17A.4, subsection 7, and section 17A.8, subsections  
20 9 and 10, shall be applicable to a delay imposed under this  
21 section, notwithstanding a provision in those subsections  
22 making them inapplicable to section 17A.5, subsection 2,  
23 paragraph "b". Any rules adopted in accordance with the  
24 provisions of this section shall also be published as a notice  
25 of intended action as provided in section 17A.4.

26 2. If during a fiscal year, the department of human  
27 services is adopting rules in accordance with this section  
28 or as otherwise directed or authorized by state law, and  
29 the rules will result in an expenditure increase beyond the  
30 amount anticipated in the budget process or if the expenditure  
31 was not addressed in the budget process for the fiscal  
32 year, the department shall notify the general assembly and  
33 the department of management concerning the rules and the  
34 expenditure increase. The notification shall be provided at  
35 least 30 calendar days prior to the date notice of the rules

1 is submitted to the administrative rules coordinator and the  
2 administrative code editor.

3 Sec. 33. REPORTS. Unless otherwise provided, any reports or  
4 other information required to be compiled and submitted under  
5 this Act during the fiscal year beginning July 1, 2021, shall  
6 be submitted on or before the dates specified for submission  
7 of the reports or information.

8 Sec. 34. EFFECTIVE UPON ENACTMENT. The following provision  
9 of this division of this Act, being deemed of immediate  
10 importance, takes effect upon enactment:

11 1. The provision relating to [section 232.141](#) and directing  
12 the state court administrator and the division administrator of  
13 the department of human services division of child and family  
14 services to make the determination, by June 15, 2021, of the  
15 distribution of funds allocated for the payment of the expenses  
16 of court-ordered services provided to juveniles which are a  
17 charge upon the state.

18 DIVISION VI

19 HEALTH CARE ACCOUNTS AND FUNDS — FY 2021-2022

20 Sec. 35. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
21 appropriated from the pharmaceutical settlement account created  
22 in [section 249A.33](#) to the department of human services for the  
23 fiscal year beginning July 1, 2021, and ending June 30, 2022,  
24 the following amount, or so much thereof as is necessary, to be  
25 used for the purpose designated:

26 Notwithstanding any provision of law to the contrary, to  
27 supplement the appropriations made in this Act for health  
28 program operations under the medical assistance program for the  
29 fiscal year beginning July 1, 2021, and ending June 30, 2022:  
30 ..... \$ 234,193

31 Sec. 36. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN  
32 SERVICES. Notwithstanding any provision to the contrary and  
33 subject to the availability of funds, there is appropriated  
34 from the quality assurance trust fund created in section  
35 249L.4 to the department of human services for the fiscal year

1 beginning July 1, 2021, and ending June 30, 2022, the following  
2 amounts, or so much thereof as is necessary, for the purposes  
3 designated:

4 To supplement the appropriation made in this Act from the  
5 general fund of the state to the department of human services  
6 for medical assistance for the same fiscal year:  
7 ..... \$ 56,305,139

8 Sec. 37. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
9 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
10 the contrary and subject to the availability of funds, there is  
11 appropriated from the hospital health care access trust fund  
12 created in [section 249M.4](#) to the department of human services  
13 for the fiscal year beginning July 1, 2021, and ending June  
14 30, 2022, the following amounts, or so much thereof as is  
15 necessary, for the purposes designated:

16 To supplement the appropriation made in this Act from the  
17 general fund of the state to the department of human services  
18 for medical assistance for the same fiscal year:  
19 ..... \$ 33,920,554

20 Sec. 38. MEDICAL ASSISTANCE PROGRAM — NONREVERSION  
21 FOR FY 2021-2022. Notwithstanding [section 8.33](#), if moneys  
22 appropriated for purposes of the medical assistance program for  
23 the fiscal year beginning July 1, 2021, and ending June 30,  
24 2022, from the general fund of the state, the quality assurance  
25 trust fund, and the hospital health care access trust fund, are  
26 in excess of actual expenditures for the medical assistance  
27 program and remain unencumbered or unobligated at the close  
28 of the fiscal year, the excess moneys shall not revert but  
29 shall remain available for expenditure for the purposes of the  
30 medical assistance program until the close of the succeeding  
31 fiscal year.

32 DIVISION VII

33 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD  
34 JULY 1, 2023, THROUGH JUNE 30, 2025

35 Sec. 39. NURSING FACILITY REIMBURSEMENT METHODOLOGY —

1 FISCAL PERIOD JULY 1, 2023, THROUGH JUNE 30, 2025.

2 Notwithstanding any provision of law to the contrary, for the  
3 fiscal period beginning July 1, 2023, and ending June 30, 2025,  
4 the department of human services shall rebase case-mix nursing  
5 facility rates beginning July 1, 2023, using the Medicaid cost  
6 reports on file for the period ending December 31, 2022, and  
7 applying a minimum occupancy factor of 70 percent.

8

DIVISION VIII

9

DECATEGORIZATION CARRYOVER FUNDING

10 Sec. 40. DECATEGORIZATION CARRYOVER FUNDING FY 2019 —  
11 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,  
12 subsection 5, paragraph "b", any state-appropriated moneys in  
13 the funding pool that remained unencumbered or unobligated  
14 at the close of the fiscal year beginning July 1, 2018, and  
15 were deemed carryover funding to remain available for the two  
16 succeeding fiscal years that still remain unencumbered or  
17 unobligated at the close of the fiscal year beginning July 1,  
18 2020, shall not revert but shall be transferred to the medical  
19 assistance program for the fiscal year beginning July 1, 2021.

20 Sec. 41. EFFECTIVE DATE. This division of this Act, being  
21 deemed of immediate importance, takes effect upon enactment.

22 Sec. 42. RETROACTIVE APPLICABILITY. This division of this  
23 Act applies retroactively to July 1, 2020.

24

DIVISION IX

25

PRIOR APPROPRIATIONS AND OTHER PROVISIONS

26

FAMILY INVESTMENT PROGRAM ACCOUNT

27 Sec. 43. 2019 Iowa Acts, chapter 85, section 9, as amended  
28 by 2020 Iowa Acts, chapter 1121, section 20, is amended by  
29 adding the following new subsection:

30 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys  
31 appropriated in this section that remain unencumbered or  
32 unobligated at the close of the fiscal year shall not revert  
33 but shall remain available for expenditure for the purposes  
34 designated, and may be transferred to other appropriations made  
35 in this division of this Act as necessary to carry out the

1 initiatives included in the report submitted on nonreversion  
2 of funds required pursuant to 2020 Iowa Acts, chapter 1121,  
3 section 43, until the close of the succeeding fiscal year.

4 CHILD AND FAMILY SERVICES

5 Sec. 44. 2019 Iowa Acts, chapter 85, section 19, as amended  
6 by 2020 Iowa Acts, chapter 1121, section 23, is amended by  
7 adding the following new subsection:

8 NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys  
9 appropriated in this section that remain unencumbered or  
10 unobligated at the close of the fiscal year shall not revert  
11 but shall remain available for expenditure for the purpose of  
12 the redesign of the child welfare system, until the close of  
13 the succeeding fiscal year.

14 FIELD OPERATIONS

15 Sec. 45. 2019 Iowa Acts, chapter 85, section 27, as amended  
16 by 2020 Iowa Acts, chapter 1121, section 25, is amended by  
17 adding the following new subsection:

18 NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys  
19 appropriated in this section that remain unencumbered or  
20 unobligated at the close of the fiscal year shall not revert  
21 but shall remain available for expenditure for the purposes  
22 designated until the close of the succeeding fiscal year.

23 GENERAL ADMINISTRATION

24 Sec. 46. 2019 Iowa Acts, chapter 85, section 28, as amended  
25 by 2020 Iowa Acts, chapter 1121, section 26, is amended by  
26 adding the following new subsection:

27 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys  
28 appropriated in this section that remain unencumbered or  
29 unobligated at the close of the fiscal year shall not revert  
30 but shall remain available for expenditure for the purposes  
31 designated until the close of the succeeding fiscal year.

32 Sec. 47. EFFECTIVE DATE. This division of this Act, being  
33 deemed of immediate importance, takes effect upon enactment.

34 DIVISION X

35 EXTENSION OF FUTURE REPEAL — HOSPITAL HEALTH CARE ACCESS

1 ASSESSMENT PROGRAM

2 Sec. 48. Section 249M.5, Code 2021, is amended to read as  
3 follows:

4 **249M.5 Future repeal.**

5 This chapter is repealed July 1, ~~2021~~ 2023.

6 Sec. 49. EFFECTIVE DATE. This division of this Act, being  
7 deemed of immediate importance, takes effect upon enactment.

8 DIVISION XI

9 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

10 Sec. 50. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER  
11 OF FUNDS. Notwithstanding section 331.432, a county with a  
12 population of over 300,000 based on the 2010 federal decennial  
13 census may transfer funds from any other fund of the county to  
14 the mental health and disability regional services fund for the  
15 purposes of providing mental health and disability services for  
16 the fiscal year beginning July 1, 2021, and ending June 30,  
17 2022. The county shall submit a report to the governor and the  
18 general assembly by September 1, 2022, including the source of  
19 any funds transferred, the amount of the funds transferred, and  
20 the mental health and disability services provided with the  
21 transferred funds. The county shall work with the department  
22 to maximize the use of the medical assistance program and other  
23 third-party payment sources, including but not limited to  
24 identifying individuals enrolled with or eligible for Medicaid  
25 whose Medicaid-covered services are being paid by the county or  
26 could be converted to Medicaid-covered services.

27 DIVISION XII

28 TELEHEALTH — MENTAL HEALTH — REIMBURSEMENT PARITY

29 Sec. 51. Section 514C.34, subsection 1, Code 2021, is  
30 amended by adding the following new paragraphs:

31 NEW PARAGRAPH. *0a.* "Covered person" means the same as  
32 defined in section 514J.102.

33 NEW PARAGRAPH. *00a.* "Facility" means the same as defined in  
34 section 514J.102.

35 NEW PARAGRAPH. *0c.* "Health carrier" means the same as

1 defined in section 514J.102.

2 Sec. 52. Section 514C.34, subsection 1, paragraph c, Code  
3 2021, is amended to read as follows:

4 c. *“Telehealth”* means the delivery of health care services  
5 through the use of real-time interactive audio and video, or  
6 other real-time interactive electronic media, regardless of  
7 where the health care professional and the covered person are  
8 each located. *“Telehealth”* does not include the delivery of  
9 health care services delivered solely through an audio-only  
10 telephone, electronic mail message, or facsimile transmission.

11 Sec. 53. Section 514C.34, Code 2021, is amended by adding  
12 the following new subsection:

13 NEW SUBSECTION. 3A. a. A health carrier shall reimburse  
14 a health care professional and a facility for health care  
15 services provided by telehealth to a covered person for a  
16 mental health condition, illness, injury, or disease on the  
17 same basis and at the same rate as the health carrier would  
18 apply to the same health care services for a mental health  
19 condition, illness, injury, or disease provided in person to a  
20 covered person by the health care professional or the facility.

21 b. As a condition of reimbursement pursuant to paragraph  
22 *“a”*, a health carrier shall not require that an additional  
23 health care professional be located in the same room as a  
24 covered person while health care services for a mental health  
25 condition, illness, injury, or disease are provided via  
26 telehealth by another health care professional to the covered  
27 person.

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

30 Sec. 55. RETROACTIVE APPLICABILITY. This division of  
31 this Act applies to health care services for a mental health  
32 condition, illness, injury, or disease provided by a health  
33 care professional or a facility to a covered person by  
34 telehealth on or after January 1, 2021.

35

DIVISION XIII

1 IN-PERSON SUPERVISION REQUIREMENTS FOR LICENSURE — CERTAIN  
2 PROFESSIONALS

3 Sec. 56. Section 154C.3, subsection 1, paragraph c,  
4 subparagraph (5), subparagraph division (a), Code 2021, is  
5 amended by adding the following new subparagraph subdivision:  
6 NEW SUBPARAGRAPH SUBDIVISION. (0ii) By a person licensed  
7 under section 154D.2 to practice marital and family therapy  
8 without supervision or mental health counseling without  
9 supervision.

10 Sec. 57. Section 154C.3, Code 2021, is amended by adding the  
11 following new subsection:

12 NEW SUBSECTION. 4. *Supervision.* The board shall not, by  
13 rule or other means, require that supervision be completed  
14 in-person as a condition for an applicant to receive a license,  
15 a reciprocal license, or a renewed license under this chapter.

16 Sec. 58. Section 154D.2, Code 2021, is amended to read as  
17 follows:

18 **154D.2 Licensure — marital and family therapy — mental**  
19 **health counseling.**

20 1. An applicant for a license to practice marital and family  
21 therapy or mental health counseling shall be granted a license  
22 by the board when the applicant satisfies all of the following  
23 requirements:

24 ~~1-~~ a. Possesses a master's degree in marital and family  
25 therapy or mental health counseling, as applicable, consisting  
26 of at least sixty semester hours, or its equivalent, from a  
27 nationally accredited institution or from a program approved  
28 by the board.

29 ~~2-~~ b. Has at least two years of supervised clinical  
30 experience or its equivalent as approved by the board.

31 Standards for supervision, including the required  
32 qualifications for supervisors, shall be determined pursuant  
33 to the requirements in subsection 2 and by the board by rule,  
34 provided that a supervisor may be a person licensed under this  
35 section to practice marital and family therapy or mental health

1 counseling without supervision or a licensed independent social  
2 worker licensed under chapter 154C.

3 ~~3.~~ c. Passes an examination approved by the board.

4 2. The board shall not, by rule or other means, require any  
5 in-person supervised clinical experience.

6 Sec. 59. Section 154D.4, subsection 2, paragraph b, Code  
7 2021, is amended to read as follows:

8 b. A person who practices marital and family therapy or  
9 mental health counseling under the supervision of a person  
10 licensed under [this chapter](#) as part of a clinical experience as  
11 described in section 154D.2, subsection ~~2~~ 1, paragraph "b".

12 Sec. 60. BOARD OF SOCIAL WORK AND BOARD OF BEHAVIORAL  
13 SCIENCE — RULES. The board of social work and the board  
14 of behavioral science shall amend their administrative  
15 rules pursuant to chapter 17A to remove any requirement for  
16 supervised clinical experience and supervised professional  
17 practice to be completed in-person as a condition for the  
18 licensure of marital and family therapists, mental health  
19 counselors, and social workers pursuant to chapters 154C and  
20 154D. The board of social work and the board of behavioral  
21 science shall replace all licensing requirements for in-person  
22 supervision with the ability to have supervision requirements  
23 completed electronically.

24 Sec. 61. EMERGENCY RULES.

25 1. The board of social work and the board of behavioral  
26 science shall adopt emergency rules under section 17A.4,  
27 subsection 3, and section 17A.5, subsection 2, to implement  
28 the sections of this division of this Act amending section  
29 154C.3 and section 154D.2, and the rules shall be effective  
30 immediately upon filing unless a later date is specified in the  
31 rules. Any emergency rules adopted in accordance with this  
32 section shall also be published as a notice of intended action  
33 as provided in section 17A.4, subsection 1.

34 2. The board of social work and the board of behavioral  
35 science shall jointly develop rules adopted pursuant to this

1 subsection through a collaborative process. The respective  
2 boards may establish subcommittees or designate other personnel  
3 to facilitate such a process. Such rules shall consist of  
4 substantively identical standards applicable to the professions  
5 regulated by the respective boards and shall, to the greatest  
6 extent possible, consist of substantially similar language  
7 in a substantially similar format. Prior to a vote to adopt  
8 such rules by either board, each board shall, by a separate  
9 vote, approve the language to be adopted by the other board.  
10 Neither board shall vote to adopt such rules until the rules  
11 to be adopted by both boards have been so approved. Such rules  
12 shall have the same effective date and shall be submitted to  
13 the administrative rules coordinator and the administrative  
14 code editor for publication in the same issue of the Iowa  
15 administrative bulletin pursuant to sections 17A.4 and 17A.5.

16 Sec. 62. EFFECTIVE DATE. This division of this Act, being  
17 deemed of immediate importance, takes effect upon enactment.

18 DIVISION XIV

19 CHILD CARE ASSISTANCE — ELIGIBILITY PHASE-OUT

20 Sec. 63. NEW SECTION. 237A.14 Child care assistance —  
21 graduated eligibility phase-out.

22 1. At the time of a twelve-month eligibility  
23 redetermination for a family receiving state child care  
24 assistance, the family shall remain eligible to receive  
25 child care assistance, subject to the graduated eligibility  
26 phase-out program as specified in subsection 2, if either of  
27 the following conditions are met:

28 a. The family's nonexempt gross monthly income is determined  
29 to be at least two hundred twenty-five percent but less  
30 than two hundred fifty percent of the federal poverty level  
31 applicable to the family size for children needing basic care.

32 b. The family's nonexempt gross monthly income is determined  
33 to be at least two hundred twenty-five percent but less than  
34 two hundred seventy-five percent of the federal poverty level  
35 applicable to the family size for children needing special

1 needs care.

2 2. a. A family with an income at the following percentages  
3 of the federal poverty level applicable to the family size  
4 for children needing basic care shall be responsible for the  
5 following share of child care costs:

6 (1) A family with an income above two hundred twenty-five  
7 percent of the federal poverty level but less than two hundred  
8 thirty-five percent of the federal poverty level shall pay for  
9 thirty-three percent of the family child care costs.

10 (2) A family with an income at or above two hundred  
11 thirty-five percent of the federal poverty level but less than  
12 two hundred forty-five percent of the federal poverty level  
13 shall pay for forty-five percent of the family child care  
14 costs.

15 (3) A family with an income at or above two hundred  
16 forty-five percent of the federal poverty level but at or less  
17 than two hundred fifty percent of the federal poverty level  
18 shall pay for sixty percent of the family child care costs.

19 b. A family with an income at the following percentages of  
20 the federal poverty level applicable to the family size for  
21 children needing special needs care shall be responsible for  
22 the following share of child care costs:

23 (1) A family with an income above two hundred twenty-five  
24 percent of the federal poverty level but less than two hundred  
25 forty-five percent of the federal poverty level shall pay for  
26 thirty-three percent of the family child care costs.

27 (2) A family with an income at or above two hundred  
28 forty-five percent of the federal poverty level but less than  
29 two hundred sixty-five percent of the federal poverty level  
30 shall pay for forty-five percent of the family child care  
31 costs.

32 (3) A family with an income at or above two hundred  
33 sixty-five percent of the federal poverty level but at or less  
34 than two hundred seventy-five percent of the federal poverty  
35 level shall pay for sixty percent of the family child care

1 costs.

2 *c.* The graduated eligibility phase-out as provided in  
3 paragraphs "a" and "b" shall be implemented no later than July  
4 1, 2022.

5 3. Child care provider reimbursement rates under the  
6 graduated eligibility phase-out program shall be the same rates  
7 as the child care provider reimbursement rates.

8 4. The department of human services shall adopt rules  
9 pursuant to chapter 17A in accordance with this section.

10 DIVISION XV

11 MEDICAL RESIDENCY LIABILITY COSTS

12 Sec. 64. Section 135.176, subsection 1, Code 2021, is  
13 amended by adding the following new paragraph:

14 NEW PARAGRAPH. *d.* For the period beginning July 1, 2021,  
15 and ending June 30, 2026, the payment by the sponsor of medical  
16 residency program liability costs subject to provision by the  
17 sponsor of dollar-for-dollar matching funds used for payment  
18 of such costs. This paragraph shall not apply to medical  
19 residency programs to which chapter 669 applies.

20 Sec. 65. Section 135.176, subsection 2, paragraphs e and f,  
21 Code 2021, are amended to read as follows:

22 *e.* The maximum award of grant funds to a particular  
23 individual sponsor per year. An individual sponsor that  
24 establishes a new or alternative campus accredited medical  
25 residency training program as defined in subsection 1,  
26 paragraph "a", shall not receive more than fifty percent  
27 of the state matching funds available each year to support  
28 the program. An individual sponsor proposing the provision  
29 of a new residency position within an existing accredited  
30 medical residency or fellowship training program as specified  
31 in subsection 1, paragraph "b", ~~or~~ the funding of residency  
32 positions which are in excess of the federal residency cap as  
33 defined in subsection 1, paragraph "c", or the funding of the  
34 payment by the sponsor of medical residency program liability  
35 costs subject to provision by the sponsor of dollar-for-dollar

1 matching funds used for payment of such costs as specified  
2 in subsection 1, paragraph "d", shall not receive more than  
3 twenty-five percent of the state matching funds available each  
4 year to support the program.

5 *f.* Use of the funds awarded. Funds may be used to pay the  
6 costs of establishing, expanding, or supporting an accredited  
7 graduate medical education program as specified in this  
8 section, including but not limited to the costs associated  
9 with residency stipends and physician faculty stipends. For  
10 the period beginning July 1, 2021, and ending June 30, 2026,  
11 use of the funds awarded may include payment by the sponsor of  
12 medical residency program liability costs in accordance with  
13 subsection 1, paragraph "d", and subject to provision by the  
14 sponsor of dollar-for-dollar matching funds used for payment  
15 of such costs.

16 DIVISION XVI

17 PUBLIC HEALTH EMERGENCY PROVISIONS

18 COVID-19 REGULATIONS

19 Sec. 66. COVID-19 FEDERAL REGULATIONS. For the time  
20 period beginning on the effective date of this division of  
21 this Act, and ending June 30, 2022, notwithstanding state  
22 administrative rules to the contrary, to the extent federal  
23 regulations relating to the COVID-19 pandemic differ from state  
24 administrative rules, including applicable federal waivers,  
25 the federal regulations are controlling during the pendency of  
26 the federally declared state of emergency and for such period  
27 of time following the end of the federally declared state of  
28 emergency applicable to the respective federal regulations.

29 DIVISION XVII

30 REPORT ON NONREVERSION OF FUNDS

31 Sec. 67. REPORT ON NONREVERSION OF FUNDS. The department  
32 of human services shall report the expenditure of any moneys  
33 for which nonreversion authorization was provided for the  
34 fiscal year beginning July 1, 2020, and ending June 30, 2021,  
35 for field operations or general administration to the general

1 assembly on a quarterly basis beginning October 1, 2021.

2 DIVISION XVIII

3 FOSTER HOME INSURANCE FUND

4 Sec. 68. Section 237.13, subsection 2, Code 2021, is amended  
5 to read as follows:

6 2. The foster home insurance fund shall be administered by  
7 the department of human services. The fund shall consist of  
8 all moneys appropriated by the general assembly for deposit  
9 in the fund. The department shall use moneys in the fund to  
10 provide home and property coverage for foster parents to cover  
11 damages to property resulting from the actions of a foster  
12 child residing in a foster home or to reimburse foster parents  
13 for the cost of purchasing foster care liability insurance and  
14 to perform the administrative functions necessary to carry out  
15 this section. The department may establish limitations of  
16 liability for individual claims as deemed reasonable by the  
17 department.

18 EXPLANATION

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

21 This bill relates to appropriations for health and human  
22 services for fiscal year 2021-2022 to the department of  
23 veterans affairs, Iowa veterans home, department on aging  
24 (IDA), office of long-term care ombudsman, department of public  
25 health (DPH), Iowa finance authority, department of human  
26 rights, and department of human services (DHS). The bill is  
27 organized into divisions for each fiscal year.

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

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

33 DEPARTMENT OF PUBLIC HEALTH. This division makes  
34 appropriations from the general fund of the state and from  
35 the sports wagering receipts fund to the department of public

1 health.

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

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

16 HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain  
17 health-related appropriations. A number of the appropriations  
18 are made for purposes of the Medicaid program in addition to  
19 the general fund appropriations made for this purpose for the  
20 same fiscal year.

21 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD  
22 JULY 1, 2023, THROUGH JUNE 30, 2025. This division provides  
23 that notwithstanding any provision of law to the contrary,  
24 for the fiscal period beginning July 1, 2023, and ending June  
25 30, 2025, DHS shall rebase case-mix nursing facility rates  
26 beginning July 1, 2023, using the Medicaid cost reports on file  
27 for the period ending December 31, 2022, and applying a minimum  
28 occupancy factor of 70 percent.

29 DECATEGORYIZATION CARRYOVER FUNDING. This division provides  
30 for the transfer of carryover decategoryization funds that  
31 remained unencumbered or unobligated at the close of the fiscal  
32 year beginning July 1, 2020, to the Medicaid program for  
33 FY 2021-2022. The division takes effect upon enactment and is  
34 retroactively applicable to July 1, 2020.

35 PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This division

1 provides that funds appropriated to the department of human  
2 services and credited to the family investment program account  
3 that remain unencumbered or unobligated at the close of FY  
4 2020-2021 shall not revert but shall remain available for  
5 expenditure for the purposes designated, and may be transferred  
6 to other appropriations as necessary to carry out the  
7 initiatives included in the report submitted on nonreversion  
8 of funds required pursuant to 2020 Iowa Acts, chapter 1121,  
9 section 43, until the close of the succeeding fiscal year.

10 The division provides that funds appropriated to the  
11 department of human services for child and family services that  
12 remain unencumbered or unobligated at the close of FY 2020-2021  
13 shall not revert but shall remain available for expenditure for  
14 the purpose of the redesign of the child welfare system, until  
15 the close of the succeeding fiscal year.

16 The division also provides that funds appropriated to the  
17 department of human services for field operations and general  
18 administration that remain unencumbered or unobligated at  
19 the close of FY 2020-2021 shall not revert but shall remain  
20 available for expenditure for the purposes designated until the  
21 close of the succeeding fiscal year.

22 The division takes effect upon enactment.

23 EXTENSION OF REPEAL FOR HOSPITAL HEALTH CARE ACCESS  
24 ASSESSMENT PROGRAM. This division extends the repeal of  
25 the hospital health care access assessment program chapter,  
26 Code chapter 249M, from July 1, 2021, to July 1, 2023. This  
27 provision takes effect upon enactment.

28 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS.  
29 The division authorizes a county with a population of over  
30 300,000 to transfer funds from any other fund of the county to  
31 the mental health and disability regional services fund for the  
32 purposes of providing mental health and disability services for  
33 the fiscal year beginning July 1, 2021, and ending June 30,  
34 2022.

35 TELEHEALTH — MENTAL HEALTH — REIMBURSEMENT PARITY. This

1 division requires a health carrier to reimburse a health care  
2 professional or a facility for health care services for a  
3 mental health condition, illness, injury, or disease provided  
4 to a covered person via telehealth on the same basis and at the  
5 same rate as the health carrier would apply to the same health  
6 care services provided to the covered person by the health care  
7 professional or facility in person.

8 The division takes effect upon enactment and applies  
9 retroactively to health care services for a mental health  
10 condition, illness, injury, or disease provided to a covered  
11 person via telehealth on or after January 1, 2021.

12 IN-PERSON SUPERVISION REQUIREMENTS. This division relates  
13 to supervision requirements for licensed marital and family  
14 therapists, mental health counselors, and social workers. The  
15 division takes effect upon enactment.

16 CHILD CARE ELIGIBILITY PHASE-OUT. This division establishes  
17 a graduated eligibility phase-out program for state child care  
18 assistance.

19 MEDICAL RESIDENCY LIABILITY COSTS. This division provides  
20 for the use of medical residency training state matching  
21 grants program funds toward payment by the sponsor of program  
22 liability costs subject to provision of dollar-for-dollar  
23 matching funds.

24 PUBLIC HEALTH EMERGENCY PROVISIONS. This division provides  
25 that for the time period beginning on the effective date of  
26 the bill, and ending June 30, 2022, notwithstanding state  
27 administrative rules to the contrary, to the extent federal  
28 regulations relating to the COVID-19 pandemic differ from state  
29 administrative rules, including applicable federal waivers,  
30 the federal regulations are controlling during the pendency of  
31 the federally declared state of emergency and for such period  
32 of time following the end of the federally declared state of  
33 emergency applicable to the respective federal regulations.

34 REPORT ON NONREVERSION OF FUNDS. This division requires the  
35 department of human services to report the expenditure of any

1 moneys for which nonreversion authorization was provided for  
2 FY 2021-2022 for field operations or general administration to  
3 the general assembly on a quarterly basis beginning October 1,  
4 2021.

5 FOSTER HOME INSURANCE FUND. This division amends the foster  
6 home insurance fund provisions under Code section 237.13 to  
7 authorize the department of human services to use the moneys in  
8 the fund, in addition to the current authorization to reimburse  
9 foster parents for the cost of purchasing foster care liability  
10 insurance, to provide home and property coverage for foster  
11 parents to cover damages to property resulting from actions  
12 of a foster child residing in a foster home. The division  
13 also authorizes the department of human services to establish  
14 limitations of liability for individual claims as deemed  
15 reasonable by the department of human services.