

Senate File 606 - Introduced

SENATE FILE 606
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1267)

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:
..... \$ 11,304,082
..... 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, \$418,700 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 that
18 include the goals of preventing youth initiation of tobacco
19 usage, reducing exposure to secondhand smoke, and promotion
20 of tobacco cessation. To maximize resources, the department
21 shall determine if third-party sources are available to
22 instead provide nicotine replacement products to an applicant
23 prior to provision of such products to an applicant under
24 the initiative. The department shall track and report to
25 the individuals specified in this Act, any reduction in
26 the provision of nicotine replacement products realized by
27 the initiative through implementation of the prerequisite
28 screening.

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

1 (b) For the fiscal year beginning July 1, 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	\$	4,223,373
32	FTEs	10.00

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

1 medically necessary foods and formula.

2 b. Of the funds appropriated in this subsection, \$1,055,000
3 shall be used for the brain injury services program pursuant
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	\$	8,044,306
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 \$1,600,000 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. Of the amount allocated in this subparagraph,
35 \$1,000,000 shall be used as one-time funding to support

1 program expansion and to implement an automated multi-dose
2 prescription packaging system. Funds allocated under this
3 subparagraph shall be distributed in their entirety for the
4 purpose specified on July 1, 2021.

5 (2) Not less than \$334,000 is allocated to free clinics and
6 free clinics of Iowa for necessary infrastructure, statewide
7 coordination, provider recruitment, service delivery, and
8 provision of assistance to patients in securing a medical home
9 inclusive of oral health care. Funds allocated under this
10 subparagraph shall be distributed in their entirety for the
11 purpose specified on July 1, 2021.

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

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

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

26 e. Of the funds appropriated in this subsection, \$296,000
27 shall be used for a matching dental education loan repayment
28 program to be allocated to a dental nonprofit health service
29 corporation to continue to develop the criteria and implement
30 the loan repayment program.

31 f. Of the funds appropriated in this subsection, \$150,000
32 shall be used for the purposes of the Iowa donor registry as
33 specified in [section 142C.18](#).

34 g. Of the funds appropriated in this subsection, \$96,000
35 shall be used for continuation of a grant to a nationally

1 affiliated volunteer eye organization that has an established
2 program for children and adults and that is solely dedicated to
3 preserving sight and preventing blindness through education,
4 nationally certified vision screening and training, and
5 community and patient service programs. The contractor shall
6 submit a report to the general assembly regarding the use
7 of funds allocated under this paragraph "g". The report
8 shall include the objectives and results for the program year
9 including the target population and how the funds allocated
10 assisted the program in meeting the objectives; the number,
11 age, grade level if appropriate, and location within the state
12 of individuals served; the type of services provided to the
13 individuals served; the distribution of funds based on services
14 provided; and the continuing needs of the program.

15 h. Of the funds appropriated in this subsection, \$2,000,000
16 shall be deposited in the medical residency training account
17 created in [section 135.175, subsection 5](#), paragraph "a", and
18 is appropriated from the account to the department of public
19 health to be used for the purposes of the medical residency
20 training state matching grants program as specified in section
21 135.176.

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

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

35 k. Of the funds appropriated in this subsection, \$150,000

1 shall be used for psychiatric training to increase access to
2 mental health care services by expanding the mental health
3 workforce via training of additional physician assistants and
4 nurse practitioners.

5 1. Of the funds appropriated in this subsection, \$1,000,000
6 shall be used for the creation of two centers of excellence
7 programs to encourage innovation and collaboration among
8 regional health care providers to transform health care
9 delivery in order to provide quality, sustainable care that
10 meets the needs of local communities.

11 5. ESSENTIAL PUBLIC HEALTH SERVICES

12 To provide public health services that reduce risks and
13 invest in promoting and protecting good health over the
14 course of a lifetime with a priority given to older Iowans and
15 vulnerable populations:

16 \$ 7,662,464

17 6. INFECTIOUS DISEASES

18 For reducing the incidence and prevalence of communicable
19 diseases, and for not more than the following full-time
20 equivalent positions:

21 \$ 1,796,206

22 FTEs 6.00

23 7. PUBLIC PROTECTION

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

27 \$ 4,466,601

28 FTEs 142.00

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

34 b. Of the funds appropriated in this subsection, up
35 to \$243,000 shall be used for sexual violence prevention

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

10 c. Of the funds appropriated in this subsection, up to
11 \$500,000 shall be used for the state poison control center.
12 Pursuant to the directive under 2014 Iowa Acts, chapter
13 1140, section 102, the federal matching funds available to
14 the state poison control center from the department of human
15 services under the federal Children's Health Insurance Program
16 Reauthorization Act allotment shall be subject to the federal
17 administrative cap rule of 10 percent applicable to funding
18 provided under Tit. XXI of the federal Social Security Act and
19 included within the department's calculations of the cap.

20 d. Of the funds appropriated in this subsection, up to
21 \$504,000 shall be used for childhood lead poisoning provisions.

22 8. RESOURCE MANAGEMENT

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

26	\$	933,871
27	FTEs	4.00

28 9. MISCELLANEOUS PROVISIONS

29 The university of Iowa hospitals and clinics under the
30 control of the state board of regents shall not receive
31 indirect costs from the funds appropriated in this section.
32 The university of Iowa hospitals and clinics billings to the
33 department shall be on at least a quarterly basis.

34 Sec. 4. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING
35 RECEIPTS FUND. There is appropriated from the sports wagering

1 receipts fund created in section 8.57, subsection 6, to the
2 department of public health for the fiscal year beginning July
3 1, 2021, and ending June 30, 2022, the following amount, or
4 so much thereof as is necessary, to be used for the purposes
5 designated:

6 For problem gambling and substance-related disorder
7 prevention, treatment, and recovery services, including a
8 24-hour helpline, public information resources, professional
9 training, youth prevention, and program evaluation:

10 \$ 1,750,000

11 DIVISION IV

12 DEPARTMENT OF VETERANS AFFAIRS — FY 2021-2022

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

19 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

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

23 \$ 1,229,763

24 FTEs 15.00

25 2. IOWA VETERANS HOME

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

28 \$ 7,131,552

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

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

34 c. The Iowa veterans home shall continue to include in the
35 annual discharge report applicant information to provide for

1 the collection of demographic information including but not
2 limited to the number of individuals applying for admission and
3 admitted or denied admittance and the basis for the admission
4 or denial; the age, gender, and race of such individuals;
5 and the level of care for which such individuals applied for
6 admission including residential or nursing level of care.

7 3. HOME OWNERSHIP ASSISTANCE PROGRAM

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

12 \$ 2,000,000

13 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
14 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
15 appropriation in [section 35A.16](#) for the fiscal year beginning
16 July 1, 2021, and ending June 30, 2022, the amount appropriated
17 from the general fund of the state pursuant to that section
18 for the following designated purposes shall not exceed the
19 following amount:

20 For the county commissions of veteran affairs fund under
21 section 35A.16:

22 \$ 990,000

23 DIVISION V

24 DEPARTMENT OF HUMAN SERVICES — FY 2021-2022

25 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
26 GRANT. There is appropriated from the fund created in section
27 8.41 to the department of human services for the fiscal year
28 beginning July 1, 2021, and ending June 30, 2022, from moneys
29 received under the federal temporary assistance for needy
30 families (TANF) block grant pursuant to the federal Personal
31 Responsibility and Work Opportunity Reconciliation Act of 1996,
32 Pub. L. No. 104-193, and successor legislation, the following
33 amounts, or so much thereof as is necessary, to be used for the
34 purposes designated:

35 1. To be credited to the family investment program account

1 and used for assistance under the family investment program
2 under [chapter 239B](#):

3 \$ 5,002,006

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

8 \$ 5,412,060

9 3. To be used for the family development and
10 self-sufficiency grant program in accordance with section
11 216A.107:

12 \$ 2,888,980

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

20 4. For field operations:

21 \$ 31,296,232

22 5. For general administration:

23 \$ 3,744,000

24 6. For state child care assistance:

25 \$ 47,166,826

26 a. Of the funds appropriated in this subsection,
27 \$26,205,412 is transferred to the child care and development
28 block grant appropriation made by the Eighty-ninth General
29 Assembly, 2021 session, for the federal fiscal year beginning
30 October 1, 2021, and ending September 30, 2022. Of this
31 amount, \$200,000 shall be used for provision of educational
32 opportunities to registered child care home providers in order
33 to improve services and programs offered by this category
34 of providers and to increase the number of providers. The
35 department may contract with institutions of higher education

1 or child care resource and referral centers to provide
2 the educational opportunities. Allowable administrative
3 costs under the contracts shall not exceed 5 percent. The
4 application for a grant shall not exceed two pages in length.

5 b. Any funds appropriated in this subsection remaining
6 unallocated shall be used for state child care assistance
7 payments for families who are employed including but not
8 limited to individuals enrolled in the family investment
9 program.

10 7. For child and family services:

11 \$ 32,380,654

12 8. For child abuse prevention grants:

13 \$ 125,000

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

16 \$ 1,913,203

17 Pregnancy prevention grants shall be awarded to programs
18 in existence on or before July 1, 2021, if the programs have
19 demonstrated positive outcomes. Grants shall be awarded to
20 pregnancy prevention programs which are developed after July
21 1, 2021, if the programs are based on existing models that
22 have demonstrated positive outcomes. Grants shall comply with
23 the requirements provided in 1997 Iowa Acts, chapter 208,
24 section 14, subsections 1 and 2, including the requirement that
25 grant programs must emphasize sexual abstinence. Priority in
26 the awarding of grants shall be given to programs that serve
27 areas of the state which demonstrate the highest percentage of
28 unplanned pregnancies of females of childbearing age within the
29 geographic area to be served by the grant.

30 10. For technology needs and other resources necessary to
31 meet federal, state, and welfare reform reporting, tracking,
32 and case management requirements and other departmental needs:

33 \$ 1,037,186

34 11. a. Notwithstanding any provision to the contrary,
35 including but not limited to requirements in [section 8.41](#) or

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

22 b. The department shall, on a quarterly basis, advise the
 23 legislative services agency and department of management of
 24 the amount of funds appropriated in this subsection that was
 25 expended in the prior quarter.

26 12. Of the amounts appropriated in this section,
 27 \$12,962,008 for the fiscal year beginning July 1, 2021, is
 28 transferred to the appropriation of the federal social services
 29 block grant made to the department of human services for that
 30 fiscal year.

31 13. For continuation of the program providing categorical
 32 eligibility for the food assistance program as specified
 33 for the program in the section of this division of this Act
 34 relating to the family investment program account:

35 \$ 14,236

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

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

24 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

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

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

32 3. The department may transfer funds allocated in
33 subsection 4, excluding the allocation under subsection 4,
34 paragraph "b", to the appropriations made in this division of
35 this Act for the same fiscal year for general administration

1 and field operations for resources necessary to implement
2 and operate the services referred to in this section and
3 those funded in the appropriations made in section 7 for the
4 temporary assistance for needy families block grant and in
5 section 9 for the family investment program from the general
6 fund of the state in this division of this Act for the same
7 fiscal year.

8 4. Moneys appropriated in this division of this Act and
9 credited to the FIP account for the fiscal year beginning July
10 1, 2021, and ending June 30, 2022, are allocated as follows:

11 a. To be retained by the department of human services to
12 be used for coordinating with the department of human rights
13 to more effectively serve participants in FIP and other shared
14 clients and to meet federal reporting requirements under the
15 federal temporary assistance for needy families block grant:
16 \$ 10,000

17 b. To the department of human rights for staffing,
18 administration, and implementation of the family development
19 and self-sufficiency grant program in accordance with section
20 216A.107:
21 \$ 6,192,834

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

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

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

33 c. For the diversion subaccount of the FIP account:
34 \$ 1,293,000

35 A portion of the moneys allocated for the diversion

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

12 d. For the food assistance employment and training program:
13 \$ 66,588

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

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

34 e. For the JOBS program, not more than:
35 \$ 12,018,258

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

18 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 19 is appropriated from the general fund of the state to the
 20 department of human services for the fiscal year beginning July
 21 1, 2021, and ending June 30, 2022, the following amount, or
 22 so much thereof as is necessary, to be used for the purpose
 23 designated:

24 To be credited to the family investment program (FIP)
 25 account and used for family investment program assistance
 26 under [chapter 239B](#) and other costs associated with providing
 27 needs-based benefits or assistance:

28 \$ 40,003,978

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

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

34 3. a. Notwithstanding [section 8.39](#), for the fiscal
 35 year beginning July 1, 2021, if necessary to meet federal

1 maintenance of effort requirements or to transfer federal
2 temporary assistance for needy families block grant funding
3 to be used for purposes of the federal social services block
4 grant or to meet cash flow needs resulting from delays in
5 receiving federal funding or to implement, in accordance with
6 this division of this Act, activities currently funded with
7 juvenile court services, county, or community moneys and state
8 moneys used in combination with such moneys; to comply with
9 federal requirements; or to maximize the use of federal funds;
10 the department of human services may transfer funds within or
11 between any of the appropriations made in this division of this
12 Act and appropriations in law for the federal social services
13 block grant to the department for the following purposes,
14 provided that the combined amount of state and federal
15 temporary assistance for needy families block grant funding
16 for each appropriation remains the same before and after the
17 transfer:

18 (1) For the family investment program.

19 (2) For state child care assistance.

20 (3) For child and family services.

21 (4) For field operations.

22 (5) For general administration.

23 b. This subsection shall not be construed to prohibit the
24 use of existing state transfer authority for other purposes.
25 The department shall report any transfers made pursuant to this
26 subsection to the general assembly.

27 4. Of the funds appropriated in this section, \$195,000
28 shall be used for a contract for tax preparation assistance
29 to low-income Iowans to expand the usage of the earned income
30 tax credit. The purpose of the contract is to supply this
31 assistance to underserved areas of the state. The department
32 shall not retain any portion of the allocation under this
33 subsection for administrative costs.

34 5. Of the funds appropriated in this section, \$70,000 shall
35 be used for the continuation of the parenting program, as

1 specified in 441 IAC ch. 100, relating to parental obligations,
2 in which the child support recovery unit participates, to
3 support the efforts of a nonprofit organization committed
4 to strengthening the community through youth development,
5 healthy living, and social responsibility headquartered in
6 a county with a population over 350,000 according to the
7 latest certified federal census. The funds allocated in this
8 subsection shall be used by the recipient organization to
9 develop a larger community effort, through public and private
10 partnerships, to support a broad-based multi-county parenthood
11 initiative that promotes payment of child support obligations,
12 improved family relationships, and full-time employment.

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

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

26 For child support recovery, including salaries, support,
27 maintenance, and miscellaneous purposes, and for not more than
28 the following full-time equivalent positions:
29 \$ 15,942,885
30 FTEs 459.00

31 1. The department shall expend up to \$24,000, including
32 federal financial participation, for the fiscal year beginning
33 July 1, 2021, for a child support public awareness campaign.
34 The department and the office of the attorney general shall
35 cooperate in continuation of the campaign. The public

1 awareness campaign shall emphasize, through a variety of
2 media activities, the importance of maximum involvement of
3 both parents in the lives of their children as well as the
4 importance of payment of child support obligations.

5 2. Federal access and visitation grant moneys shall be
6 issued directly to private not-for-profit agencies that provide
7 services designed to increase compliance with the child access
8 provisions of court orders, including but not limited to
9 neutral visitation sites and mediation services.

10 3. The appropriation made to the department for child
11 support recovery may be used throughout the fiscal year in the
12 manner necessary for purposes of cash flow management, and for
13 cash flow management purposes the department may temporarily
14 draw more than the amount appropriated, provided the amount
15 appropriated is not exceeded at the close of the fiscal year.

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

25 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
26 2021-2022. Any funds remaining in the Medicaid fraud fund
27 created in [section 249A.50](#) for the fiscal year beginning
28 July 1, 2021, and ending June 30, 2022, are appropriated to
29 the department of human services to supplement the medical
30 assistance appropriations made in this division of this Act,
31 for medical assistance reimbursement and associated costs,
32 including program administration and costs associated with
33 program implementation.

34 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
35 general fund of the state to the department of human services

1 for the fiscal year beginning July 1, 2021, and ending June 30,
2 2022, the following amount, or so much thereof as is necessary,
3 to be used for the purpose designated:

4 For medical assistance program reimbursement and associated
5 costs as specifically provided in the reimbursement
6 methodologies in effect on June 30, 2021, except as otherwise
7 expressly authorized by law, consistent with options under
8 federal law and regulations, and contingent upon receipt of
9 approval from the office of the governor of reimbursement for
10 each abortion performed under the program:

11 \$ 1,479,602,321

12 1. Iowans support reducing the number of abortions
13 performed in our state. Funds appropriated under this section
14 shall not be used for abortions, unless otherwise authorized
15 under this section.

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

19 3. The department shall utilize not more than \$60,000 of
20 the funds appropriated in this section to continue the AIDS/HIV
21 health insurance premium payment program as established in 1992
22 Iowa Acts, Second Extraordinary Session, chapter 1001, section
23 409, subsection 6. Of the funds allocated in this subsection,
24 not more than \$5,000 may be expended for administrative
25 purposes.

26 4. Of the funds appropriated in this Act to the department
27 of public health for addictive disorders, \$950,000 for
28 the fiscal year beginning July 1, 2021, is transferred
29 to the department of human services for an integrated
30 substance-related disorder managed care system. The
31 departments of human services and public health shall
32 work together to maintain the level of mental health and
33 substance-related disorder treatment services provided by the
34 managed care contractors. Each department shall take the steps
35 necessary to continue the federal waivers as necessary to

1 maintain the level of services.

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

12 6. Of the funds appropriated in this section, up to
13 \$3,050,082 may be transferred to the field operations or
14 general administration appropriations in this division of this
15 Act for operational costs associated with Part D of the federal
16 Medicare Prescription Drug Improvement and Modernization Act
17 of 2003, Pub. L. No. 108-173.

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

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

34 9. Of the funds appropriated in this section, a sufficient
35 amount is allocated to supplement the incomes of residents of

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

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

17 (1) The hospital qualifies for disproportionate share and
18 graduate medical education payments.

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

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

32 11. One hundred percent of the nonfederal share of payments
33 to area education agencies that are medical assistance
34 providers for medical assistance-covered services provided to
35 medical assistance-covered children, shall be made from the

1 appropriation made in this section.

2 12. A portion of the funds appropriated in this section may
3 be transferred to the appropriation in this division of this
4 Act for health program operations to be used for administrative
5 activities associated with the money follows the person
6 demonstration project.

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

11 14. a. The department may increase the amounts allocated
12 for salaries, support, maintenance, and miscellaneous purposes
13 associated with the medical assistance program, as necessary,
14 to sustain cost management efforts. The department shall
15 report any such increase to the general assembly and the
16 department of management.

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

25 15. For the fiscal year beginning July 1, 2021, and ending
26 June 30, 2022, the replacement generation tax revenues required
27 to be deposited in the property tax relief fund pursuant to
28 section 437A.8, subsection 4, paragraph "d", and section
29 437A.15, subsection 3, paragraph "f", shall instead be credited
30 to and supplement the appropriation made in this section and
31 used for the allocations made in this section.

32 16. a. Of the funds appropriated in this section, up
33 to \$50,000 may be transferred by the department to the
34 appropriation made in this division of this Act to the
35 department for the same fiscal year for general administration

1 to be used for associated administrative expenses and for not
2 more than 1.00 full-time equivalent position, in addition to
3 those authorized for the same fiscal year, to be assigned to
4 implementing the children's mental health home project.

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

13 c. Of the funds appropriated in this section, up to
14 \$3,000,000 may be transferred by the department to the
15 appropriations made in this division of this Act for the
16 same fiscal year for general administration or health
17 program operations to be used to support the development
18 and implementation of standardized assessment tools for
19 persons with mental illness, an intellectual disability, a
20 developmental disability, or a brain injury.

21 17. Of the funds appropriated in this section, \$150,000
22 shall be used for lodging expenses associated with care
23 provided at the university of Iowa hospitals and clinics for
24 patients with cancer whose travel distance is 30 miles or more
25 and whose income is at or below 200 percent of the federal
26 poverty level as defined by the most recently revised poverty
27 income guidelines published by the United States department of
28 health and human services. The department of human services
29 shall establish the maximum number of overnight stays and the
30 maximum rate reimbursed for overnight lodging, which may be
31 based on the state employee rate established by the department
32 of administrative services. The funds allocated in this
33 subsection shall not be used as nonfederal share matching
34 funds.

35 18. Of the funds appropriated in this section, up to

1 \$3,383,880 shall be used for administration of the state family
2 planning services program pursuant to [section 217.41B](#), and
3 of this amount, the department may use up to \$200,000 for
4 administrative expenses.

5 19. Of the funds appropriated in this section, \$1,545,530
6 shall be used and may be transferred to other appropriations
7 in this division of this Act as necessary to administer the
8 provisions in the division of this Act relating to Medicaid
9 program administration.

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

15 For health program operations:

16 \$ 17,831,343

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

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

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

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

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

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

19 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

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

25 For the state supplementary assistance program:

26 \$ 7,349,002

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

34 3. If during the fiscal year beginning July 1, 2021,
35 the department projects that state supplementary assistance

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

15 4. Notwithstanding [section 8.33](#), moneys appropriated
16 in this section that remain unencumbered or unobligated
17 at the close of the fiscal year shall not revert but
18 shall remain available for expenditure for the purposes
19 designated, including for liability amounts associated with the
20 supplemental nutrition assistance program payment error rate,
21 until the close of the succeeding fiscal year.

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

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

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

33 \$ 37,957,643

34 2. Of the funds appropriated in this section, \$149,189 is
35 allocated for continuation of the contract for outreach with

1 the department of public health.

2 3. A portion of the funds appropriated in this section may
3 be transferred to the appropriations made in this division of
4 this Act for field operations or health program operations to
5 be used for the integration of hawk-i program eligibility,
6 payment, and administrative functions under the purview of
7 the department of human services, including for the Medicaid
8 management information system upgrade.

9 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated
10 from the general fund of the state to the department of human
11 services for the fiscal year beginning July 1, 2021, and ending
12 June 30, 2022, the following amount, or so much thereof as is
13 necessary, to be used for the purpose designated:

14 For child care programs:

15 \$ 40,816,931

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

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

26 3. A list of the registered and licensed child care
27 facilities operating in the area served by a child care
28 resource and referral service shall be made available to the
29 families receiving state child care assistance in that area.

30 4. Of the funds appropriated in this section, \$5,850,000
31 shall be credited to the early childhood programs grants
32 account in the early childhood Iowa fund created in section
33 256I.11. The moneys shall be distributed for funding of
34 community-based early childhood programs targeted to children
35 from birth through five years of age developed by early

1 childhood Iowa areas in accordance with approved community
2 plans as provided in [section 256I.8](#).

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

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

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

1 increase, except as necessary to meet federal requirements
2 including quality set asides, shall be used for state child
3 care assistance payments. If the appropriations made for
4 purposes of the state child care assistance program for the
5 fiscal year are determined to be insufficient, it is the intent
6 of the general assembly to appropriate sufficient funding for
7 the fiscal year in order to avoid establishment of waiting list
8 requirements.

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

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

22 1. a. For operation of the state training school at Eldora
23 and for salaries, support, maintenance, and miscellaneous
24 purposes, and for not more than the following full-time
25 equivalent positions:

26 \$ 17,397,068
27 FTEs 207.00

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

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

1 grants for adolescent pregnancy prevention activities at the
2 institution in the fiscal year beginning July 1, 2021.

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

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

12 Sec. 19. CHILD AND FAMILY SERVICES.

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

18 For child and family services:

19 \$ 89,071,930

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

30 3. a. Of the funds appropriated in this section, up to
31 \$31,500,000 is allocated as the statewide expenditure target
32 under [section 232.143](#) for group foster care maintenance and
33 services. If the department projects that such expenditures
34 for the fiscal year will be less than the target amount
35 allocated in this paragraph "a", the department may reallocate

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

5 b. If at any time after September 30, 2021, annualization
6 of a service area's current expenditures indicates a service
7 area is at risk of exceeding its group foster care expenditure
8 target under [section 232.143](#) by more than 5 percent, the
9 department and juvenile court services shall examine all
10 group foster care placements in that service area in order to
11 identify those which might be appropriate for termination.
12 In addition, any aftercare services believed to be needed
13 for the children whose placements may be terminated shall be
14 identified. The department and juvenile court services shall
15 initiate action to set dispositional review hearings for the
16 placements identified. In such a dispositional review hearing,
17 the juvenile court shall determine whether needed aftercare
18 services are available and whether termination of the placement
19 is in the best interest of the child and the community.

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

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

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

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

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

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

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

1 division administrator shall make the determination of the
2 distribution amounts on or before June 15, 2021.

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

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

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

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

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

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

3 10. Of the funds appropriated in this section, \$1,658,000 is
4 transferred to the department of public health to be used for
5 the child protection center grant program for child protection
6 centers located in Iowa in accordance with [section 135.118](#).
7 The grant amounts under the program shall be equalized so that
8 each center receives a uniform base amount of \$245,000, and so
9 that the remaining funds are awarded through a funding formula
10 based upon the volume of children served. To increase access
11 to child protection center services for children in rural
12 areas, the funding formula for the awarding of the remaining
13 funds shall provide for the awarding of an enhanced amount to
14 eligible grantees to develop and maintain satellite centers in
15 underserved regions of the state.

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

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

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

30 14. Of the funds appropriated in this section, \$202,000 is
31 allocated for use pursuant to [section 235A.1](#) for continuation
32 of the initiative to address child sexual abuse implemented
33 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
34 21.

35 15. Of the funds appropriated in this section, \$630,000 is

1 allocated for the community partnership for child protection
2 sites.

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

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

9 18. Of the funds appropriated in this section, at least
10 \$147,000 shall be used for the continuation of the child
11 welfare provider training academy, a collaboration between the
12 coalition for family and children's services in Iowa and the
13 department.

14 19. Of the funds appropriated in this section, \$211,000
15 shall be used for continuation of the central Iowa system of
16 care program grant through June 30, 2022.

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

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

34 22. If a separate funding source is identified that reduces
35 the need for state funds within an allocation under this

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

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

7 Sec. 20. ADOPTION SUBSIDY.

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

13 a. For adoption subsidy payments and related costs and for
14 other services provided for under paragraph "b", subparagraph
15 (2):

16 \$ 40,596,007

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

20 (2) Any funds appropriated in this section remaining after
21 the allocation under subparagraph (1) are designated and
22 allocated as state savings resulting from implementation of
23 the federal Fostering Connections to Success and Increasing
24 Adoptions Act of 2008, Pub. L. No. 110-351, and successor
25 legislation, as determined in accordance with 42 U.S.C.
26 §673(a)(8), and shall be used for post-adoption services and
27 for other purposes allowed under these federal laws, Tit. IV-B
28 or Tit. IV-E of the federal Social Security Act.

29 (a) The department of human services may transfer funds
30 allocated in this subparagraph (2) to the appropriation for
31 child and family services in this division of this Act for the
32 purposes designated in this subparagraph (2).

33 (b) Notwithstanding section 8.33, moneys allocated
34 under this subparagraph (2) shall not revert to any fund but
35 shall remain available for the purposes designated in this

1 subparagraph (2) until expended.

2 2. The department may transfer funds appropriated in
3 this section to the appropriation made in this division of
4 this Act for general administration for costs paid from the
5 appropriation relating to adoption subsidy.

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

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

1 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

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 For the family support subsidy program subject to the
8 enrollment restrictions in section 225C.37, subsection 3:
9 \$ 949,282

10 2. At least \$899,291 of the moneys appropriated in this
11 section is transferred to the department of public health for
12 the family support center component of the comprehensive family
13 support program under chapter 225C, subchapter V.

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

22 Sec. 23. CONNER DECREE. There is appropriated from the
23 general fund of the state to the department of human services
24 for the fiscal year beginning July 1, 2021, and ending June 30,
25 2022, the following amount, or so much thereof as is necessary,
26 to be used for the purpose designated:

27 For building community capacity through the coordination
28 and provision of training opportunities in accordance with the
29 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
30 Iowa, July 14, 1994):
31 \$ 33,632

32 Sec. 24. MENTAL HEALTH INSTITUTES.

33 1. There is appropriated from the general fund of the
34 state to the department of human services for the fiscal year
35 beginning July 1, 2021, and ending June 30, 2022, the following

1 amounts, or so much thereof as is necessary, to be used for the
2 purposes designated:

3 a. For operation of the state mental health institute at
4 Cherokee 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 \$ 16,058,356
8 FTEs 169.00

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

13 \$ 20,628,077
14 FTEs 208.00

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

20 b. Notwithstanding sections 218.78 and 249A.11, any
21 COVID-19 related funding received through federal funding
22 sources by the state mental health institute at Cherokee or the
23 state mental health institute at Independence may be retained
24 and expended by the mental health institute.

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

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

1 Sec. 25. STATE RESOURCE CENTERS.

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 amounts, or so much thereof as is necessary, to be used for the
6 purposes designated:

7 a. For the state resource center at Glenwood for salaries,
8 support, maintenance, and miscellaneous purposes:
9 \$ 14,802,873

10 b. For the state resource center at Woodward for salaries,
11 support, maintenance, and miscellaneous purposes:
12 \$ 13,698,094

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

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

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

1 during the course of the fiscal year in order to assist one
2 another in filling necessary positions.

3 5. If existing capacity limitations are reached in
4 operating units, a waiting list is in effect for a service or
5 a special need for which a payment source or other funding
6 is available for the service or to address the special need,
7 and facilities for the service or to address the special need
8 can be provided within the available payment source or other
9 funding, the superintendent of a state resource center may
10 authorize opening not more than two units or other facilities
11 and begin implementing the service or addressing the special
12 need during fiscal year 2021-2022.

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

19 Sec. 26. SEXUALLY VIOLENT PREDATORS.

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

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

31	\$ 13,643,727
32	FTEs 139.00

33 2. Unless specifically prohibited by law, if the amount
34 charged provides for recoupment of at least the entire amount
35 of direct and indirect costs, the department of human services

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

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

12 Sec. 27. FIELD OPERATIONS.

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

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

21 \$ 60,596,667
22 FTEs 1,539.00

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

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

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

34 \$ 14,542,189
35 FTEs 294.00

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

4 2. Of the funds appropriated in this section, \$150,000
5 shall be used for the provision of a program to provide
6 technical assistance, support, and consultation to providers
7 of habilitation services and home and community-based services
8 waiver services for adults with disabilities under the medical
9 assistance program.

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

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

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

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

30 a. To fund not more than one full-time equivalent position
31 to address the department's responsibility to support the work
32 of the children's behavioral health system state board and
33 implementation of the services required pursuant to section
34 331.397.

35 b. To support the cost of establishing and implementing new

1 or additional services required pursuant to sections 331.397
2 and 331.397A.

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

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

12 For salaries, support, maintenance, and miscellaneous
13 purposes at facilities under the purview of the department of
14 human services:

15 \$ 2,879,274

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

21 For development and coordination of volunteer services:

22 \$ 84,686

23 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
24 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
25 DEPARTMENT OF HUMAN SERVICES.

26 1. a. (1) (a) Notwithstanding any provision of law to
27 the contrary, for the fiscal year beginning July 1, 2021, the
28 department shall not rebase case-mix nursing facility rates,
29 but shall instead reimburse case-mix nursing facilities by
30 adjusting the nursing facility case-mix adjusted rates that
31 were effective July 1, 2019, using the mid-points of each of
32 the most recent cost reports submitted by the nursing facility
33 for the period ending on or before December 31, 2018, and
34 inflating these costs forward applying the inflation factor as
35 determined using the latest available quarterly publication of

1 the HCFA/SNF index, to the extent possible within the state
2 funding, including the \$8,002,912 provided for this purpose.

3 (b) For the fiscal year beginning July 1, 2021, non-case-mix
4 and special population nursing facilities shall be reimbursed
5 in accordance with the methodology in effect on June 30 of the
6 prior fiscal year.

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

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

24 (2) Medicaid managed care organizations shall adjust
25 facility-specific rates based upon payment rate listings issued
26 by the department. The rate adjustments shall be applied
27 prospectively from the effective date of the rate letter issued
28 by the department.

29 b. (1) For the fiscal year beginning July 1, 2021, the
30 department shall establish the fee-for-service pharmacy
31 dispensing fee reimbursement at \$10.07 per prescription,
32 until a cost of dispensing survey is completed. The actual
33 dispensing fee shall be determined by a cost of dispensing
34 survey performed by the department and required to be completed
35 by all medical assistance program participating pharmacies

1 every two years, adjusted as necessary to maintain expenditures
2 within the amount appropriated to the department for this
3 purpose for the fiscal year. A change in the dispensing
4 fee shall become effective following federal approval of the
5 Medicaid state plan.

6 (2) The department shall amend Medicaid managed care
7 organization contracts to authorize establishment of a managed
8 care pharmacy dispensing fee reimbursement in accordance with
9 either of the following:

10 (a) The established fee-for-service pharmacy dispensing fee
11 reimbursement of \$10.07 per prescription as specified pursuant
12 to subparagraph (1).

13 (b) A dispensing fee determined contractually by mutual
14 agreement between the managed care organization and a
15 participating pharmacy with multiple locations and headquarters
16 located outside the state, not to exceed the established
17 fee-for-service pharmacy dispensing fee reimbursement of \$10.07
18 per prescription as specified pursuant to subparagraph (1).

19 (3) The department shall utilize an average acquisition
20 cost reimbursement methodology for all drugs covered under the
21 medical assistance program in accordance with 2012 Iowa Acts,
22 chapter 1133, section 33.

23 c. (1) For the fiscal year beginning July 1, 2021,
24 reimbursement rates for outpatient hospital services shall
25 remain at the rates in effect on June 30, 2021, subject to
26 Medicaid program upper payment limit rules, and adjusted
27 as necessary to maintain expenditures within the amount
28 appropriated to the department for this purpose for the fiscal
29 year.

30 (2) For the fiscal year beginning July 1, 2021,
31 reimbursement rates for inpatient hospital services shall
32 be rebased effective October 1, 2021, subject to Medicaid
33 program upper payment limit rules, and adjusted as necessary
34 to maintain expenditures within the amount appropriated to the
35 department for this purpose for the fiscal year.

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

9 (4) For the fiscal year beginning July 1, 2021, the graduate
10 medical education and disproportionate share hospital fund
11 shall remain at the amount in effect on June 30, 2021, except
12 that the portion of the fund attributable to graduate medical
13 education shall be reduced in an amount that reflects the
14 elimination of graduate medical education payments made to
15 out-of-state hospitals.

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

22 d. For the fiscal year beginning July 1, 2021, reimbursement
23 rates for hospices and acute psychiatric hospitals shall be
24 increased in accordance with increases under the federal
25 Medicare program or as supported by their Medicare audited
26 costs.

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

30 f. (1) For the fiscal year beginning July 1, 2021,
31 reimbursement rates for home health agencies shall continue to
32 be based on the Medicare low utilization payment adjustment
33 (LUPA) methodology with state geographic wage adjustments.
34 The department shall continue to update the rates every two
35 years to reflect the most recent Medicare LUPA rates to the

1 extent possible within the state funding appropriated for this
2 purpose.

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

8 g. For the fiscal year beginning July 1, 2021, federally
9 qualified health centers and rural health clinics shall receive
10 cost-based reimbursement for 100 percent of the reasonable
11 costs for the provision of services to recipients of medical
12 assistance.

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

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

20 (2) As a condition of participation in the medical
21 assistance program, enrolled providers shall accept the medical
22 assistance reimbursement rate for any covered goods or services
23 provided to recipients of medical assistance who are children
24 under the custody of a psychiatric medical institution for
25 children.

26 j. For the fiscal year beginning July 1, 2021, unless
27 otherwise specified in this Act, all noninstitutional medical
28 assistance provider reimbursement rates shall remain at the
29 rates in effect on June 30, 2021, except for area education
30 agencies, local education agencies, infant and toddler
31 services providers, home and community-based services providers
32 including consumer-directed attendant care providers under a
33 section 1915(c) or 1915(i) waiver, targeted case management
34 providers, and those providers whose rates are required to be
35 determined pursuant to [section 249A.20](#), or to meet federal

1 mental health parity requirements.

2 k. Notwithstanding any provision to the contrary, for the
3 fiscal year beginning July 1, 2021, the reimbursement rate for
4 anesthesiologists shall remain at the rates in effect on June
5 30, 2021, and updated on January 1, 2022, to align with the
6 most current Iowa Medicare anesthesia rate.

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

14 m. For the fiscal year beginning July 1, 2021, the
15 reimbursement rate for residential care facilities shall not
16 be less than the minimum payment level as established by the
17 federal government to meet the federally mandated maintenance
18 of effort requirement. The flat reimbursement rate for
19 facilities electing not to file annual cost reports shall not
20 be less than the minimum payment level as established by the
21 federal government to meet the federally mandated maintenance
22 of effort requirement.

23 n. For the fiscal year beginning July 1, 2021, the
24 reimbursement rates for inpatient mental health services
25 provided at hospitals shall be rebased effective October 1,
26 2021, subject to Medicaid program upper payment limit rules
27 and adjusted as necessary to maintain expenditures within the
28 amount appropriated to the department for this purpose for
29 the fiscal year; and psychiatrists shall be reimbursed at the
30 medical assistance program fee-for-service rate in effect on
31 June 30, 2021.

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

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

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

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

9 q. For the fiscal year beginning July 1, 2021, the upper
10 limits and reimbursement rates for providers of home and
11 community-based services waiver services and habilitation
12 services shall be increased to the extent possible within the
13 \$8,000,000 appropriated for this purpose.

14 r. For the fiscal year beginning July 1, 2021, the
15 reimbursement rates for emergency medical service providers
16 shall remain at the rates in effect on June 30, 2021, or as
17 approved by the centers for Medicare and Medicaid services of
18 the United States department of health and human services.

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

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

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

29 v. For the fiscal year beginning July 1, 2021, the
30 reimbursement rate for air ambulance services shall be
31 increased to the extent possible within the additional \$100,000
32 appropriated for this purpose.

33 2. For the fiscal year beginning July 1, 2021, the
34 reimbursement rate for providers reimbursed under the
35 in-home-related care program shall not be less than the minimum

1 payment level as established by the federal government to meet
2 the federally mandated maintenance of effort requirement.

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

9 4. Notwithstanding [section 234.38](#), for the fiscal
10 year beginning July 1, 2021, the foster family basic daily
11 maintenance rate and the maximum adoption subsidy rate for
12 children ages 0 through 5 years shall be \$16.78, the rate for
13 children ages 6 through 11 years shall be \$17.45, the rate for
14 children ages 12 through 15 years shall be \$19.10, and the
15 rate for children and young adults ages 16 and older shall
16 be \$19.35. For youth ages 18 to 23 who have exited foster
17 care, the preparation for adult living program maintenance
18 rate shall be up to \$602.70 per month as calculated based on
19 the age of the participant. The maximum payment for adoption
20 subsidy nonrecurring expenses shall be limited to \$500 and the
21 disallowance of additional amounts for court costs and other
22 related legal expenses implemented pursuant to 2010 Iowa Acts,
23 chapter 1031, section 408, shall be continued.

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

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

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

1 reimbursement rates for supervised apartment living foster care
2 providers shall be established by contract.

3 7. For the fiscal year beginning July 1, 2021, the
4 reimbursement rate for group foster care providers shall be the
5 combined service and maintenance reimbursement rate established
6 by contract.

7 8. The group foster care reimbursement rates paid for
8 placement of children out of state shall be calculated
9 according to the same rate-setting principles as those used for
10 in-state providers, unless the director of human services or
11 the director's designee determines that appropriate care cannot
12 be provided within the state. The payment of the daily rate
13 shall be based on the number of days in the calendar month in
14 which service is provided.

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

19 b. For the fiscal year beginning July 1, 2021, the combined
20 service and maintenance components of the reimbursement rate
21 paid for shelter care services shall be based on the financial
22 and statistical report submitted to the department. The
23 maximum reimbursement rate shall be \$101.83 per day. The
24 department shall reimburse a shelter care provider at the
25 provider's actual and allowable unit cost, plus inflation, not
26 to exceed the maximum reimbursement rate.

27 c. Notwithstanding [section 232.141, subsection 8](#), for the
28 fiscal year beginning July 1, 2021, the amount of the statewide
29 average of the actual and allowable rates for reimbursement of
30 juvenile shelter care homes that is utilized for the limitation
31 on recovery of unpaid costs shall remain at the amount in
32 effect for this purpose in the fiscal year beginning July 1,
33 2020.

34 10. For the fiscal year beginning July 1, 2021, the
35 department shall calculate reimbursement rates for intermediate

1 care facilities for persons with an intellectual disability
2 at the 80th percentile. Beginning July 1, 2021, the rate
3 calculation methodology shall utilize the consumer price index
4 inflation factor applicable to the fiscal year beginning July
5 1, 2021.

6 11. Effective July 1, 2021, the child care provider
7 reimbursement rates shall remain at the rates in effect on June
8 30, 2021. The department shall set rates in a manner so as
9 to provide incentives for a nonregistered provider to become
10 registered by applying any increase only to registered and
11 licensed providers.

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

14 Sec. 32. EMERGENCY RULES.

15 1. If necessary to comply with federal requirements
16 including time frames, or if specifically authorized by a
17 provision of this division of this Act, the department of
18 human services or the mental health and disability services
19 commission may adopt administrative rules under section 17A.4,
20 subsection 3, and section 17A.5, subsection 2, paragraph "b",
21 to implement the provisions of this division of this Act and
22 the rules shall become effective immediately upon filing or
23 on a later effective date specified in the rules, unless the
24 effective date of the rules is delayed or the applicability
25 of the rules is suspended by the administrative rules review
26 committee. Any rules adopted in accordance with this section
27 shall not take effect before the rules are reviewed by the
28 administrative rules review committee. The delay authority
29 provided to the administrative rules review committee under
30 section 17A.4, subsection 7, and section 17A.8, subsections
31 9 and 10, shall be applicable to a delay imposed under this
32 section, notwithstanding a provision in those subsections
33 making them inapplicable to section 17A.5, subsection 2,
34 paragraph "b". Any rules adopted in accordance with the
35 provisions of this section shall also be published as a notice

1 of intended action as provided in section 17A.4.

2 2. If during a fiscal year, the department of human
3 services is adopting rules in accordance with this section
4 or as otherwise directed or authorized by state law, and the
5 rules will result in an expenditure increase beyond the amount
6 anticipated in the budget process or if the expenditure was
7 not addressed in the budget process for the fiscal year, the
8 department shall notify the legislative services agency and
9 the department of management concerning the rules and the
10 expenditure increase. The notification shall be provided at
11 least 30 calendar days prior to the date notice of the rules
12 is submitted to the administrative rules coordinator and the
13 administrative code editor.

14 Sec. 33. REPORTS. Any reports or other information required
15 to be compiled and submitted under this Act during the fiscal
16 year beginning July 1, 2021, shall be submitted to the general
17 assembly on or before the dates specified for submission of the
18 reports or information.

19 Sec. 34. EFFECTIVE UPON ENACTMENT. The following provision
20 of this division of this Act, being deemed of immediate
21 importance, takes effect upon enactment:

22 1. The provision relating to [section 232.141](#) and directing
23 the state court administrator and the division administrator of
24 the department of human services division of child and family
25 services to make the determination, by June 15, 2021, of the
26 distribution of funds allocated for the payment of the expenses
27 of court-ordered services provided to juveniles which are a
28 charge upon the state.

29 DIVISION VI

30 HEALTH CARE ACCOUNTS AND FUNDS — FY 2021-2022

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

1 used for the purpose designated:

2 Notwithstanding any provision of law to the contrary, to
3 supplement the appropriations made in this Act for health
4 program operations under the medical assistance program for the
5 fiscal year beginning July 1, 2021, and ending June 30, 2022:
6 \$ 234,193

7 Sec. 36. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
8 SERVICES. Notwithstanding any provision to the contrary and
9 subject to the availability of funds, there is appropriated
10 from the quality assurance trust fund created in section
11 249L.4 to the department of human services for the fiscal year
12 beginning July 1, 2021, and ending June 30, 2022, the following
13 amounts, or so much thereof as is necessary, for the purposes
14 designated:

15 To supplement the appropriation made in this Act from the
16 general fund of the state to the department of human services
17 for medical assistance for the same fiscal year:
18 \$ 56,305,139

19 Sec. 37. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
20 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
21 the contrary and subject to the availability of funds, there is
22 appropriated from the hospital health care access trust fund
23 created in [section 249M.4](#) to the department of human services
24 for the fiscal year beginning July 1, 2021, and ending June
25 30, 2022, the following amounts, or so much thereof as is
26 necessary, for the purposes designated:

27 To supplement the appropriation made in this Act from the
28 general fund of the state to the department of human services
29 for medical assistance for the same fiscal year:
30 \$ 33,920,554

31 Sec. 38. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
32 FOR FY 2021-2022. Notwithstanding [section 8.33](#), if moneys
33 appropriated for purposes of the medical assistance program for
34 the fiscal year beginning July 1, 2021, and ending June 30,
35 2022, from the general fund of the state, the quality assurance

1 trust fund, and the hospital health care access trust fund, are
2 in excess of actual expenditures for the medical assistance
3 program and remain unencumbered or unobligated at the close
4 of the fiscal year, the excess moneys shall not revert but
5 shall remain available for expenditure for the purposes of the
6 medical assistance program until the close of the succeeding
7 fiscal year.

8 DIVISION VII

9 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD
10 JULY 1, 2023, THROUGH JUNE 30, 2025

11 Sec. 39. NURSING FACILITY REIMBURSEMENT METHODOLOGY —
12 FISCAL PERIOD JULY 1, 2023, THROUGH JUNE 30, 2025.

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

19 DIVISION VIII

20 NURSING FACILITY REIMBURSEMENT STUDY

21 Sec. 40. NURSING FACILITY CASE-MIX REIMBURSEMENT — STUDY
22 AND RECOMMENDATIONS. The department of human services shall
23 convene a workgroup including representatives of nursing
24 facilities, managed care organizations, and other appropriate
25 stakeholders to review the case-mix reimbursement methodology
26 and process for nursing facilities, including but not limited
27 to rebasing, the use of cost reports, and the application
28 of quarterly case-mix index adjustments, and shall submit
29 recommendations to the governor and the general assembly by
30 December 1, 2021, for improvements including those related to
31 the methodology, the process, the use of prospective payments,
32 and the applicable time frames to increase efficiencies
33 and accuracy in the determination of reimbursements, reduce
34 duplication of effort, more adequately reflect the actual costs
35 of care, address changes in patient acuity levels without

1 reliance on retroactive rate adjustments, and incentivize
2 quality outcomes.

3

DIVISION IX

4 MEDICAID-ELIGIBLE CHILDREN — PEDIATRIC HEALTH CARE SERVICES

5 Sec. 41. MEDICAID-ELIGIBLE CHILDREN — PROVISION OF
6 PEDIATRIC HEALTH CARE SERVICES — REVIEW AND REPORT. The
7 department of human services shall review federal Medicare
8 and state law and administrative rule restrictions related
9 to the provision of physical therapy, occupational therapy,
10 speech-language pathology, applied behavior analysis, and other
11 pediatric health care services to Medicaid-eligible children
12 to determine necessary changes in law and policy to ensure
13 that these services are provided consistent with the early and
14 periodic screening, diagnostic, and treatment program. The
15 department shall submit a report including the findings of the
16 review and recommendations to the governor and the general
17 assembly by October 1, 2021.

18

DIVISION X

19

DECATEGORIZATION CARRYOVER FUNDING

20 Sec. 42. DECATEGORIZATION CARRYOVER FUNDING FY 2019 —
21 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
22 subsection 5, paragraph "b", any state-appropriated moneys in
23 the funding pool that remained unencumbered or unobligated
24 at the close of the fiscal year beginning July 1, 2018, and
25 were deemed carryover funding to remain available for the two
26 succeeding fiscal years that still remain unencumbered or
27 unobligated at the close of the fiscal year beginning July 1,
28 2020, shall not revert but shall be transferred to the medical
29 assistance program for the fiscal year beginning July 1, 2021.

30 Sec. 43. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.

32 Sec. 44. RETROACTIVE APPLICABILITY. This division of this
33 Act applies retroactively to July 1, 2020.

34

DIVISION XI

35

PRIOR APPROPRIATIONS AND OTHER PROVISIONS

1 COURT-ORDERED SERVICES REIMBURSEMENT BY MANAGED CARE
2 ORGANIZATIONS

3 Sec. 45. 2018 Iowa Acts, chapter 1165, section 128,
4 subsection 2, paragraph a, is amended to read as follows:

5 a. If a Medicaid member is receiving court-ordered services
6 ~~or treatment~~ for a substance-related disorder ~~pursuant to~~
7 ~~chapter 125~~ or for a mental illness ~~pursuant to chapter 229~~,
8 such services ~~or treatment~~ shall be provided and reimbursed
9 for an initial period of three days before a managed care
10 organization may apply medical necessity criteria to determine
11 the most appropriate services, ~~treatment~~, or placement for the
12 Medicaid member.

13 FAMILY INVESTMENT PROGRAM ACCOUNT

14 Sec. 46. 2019 Iowa Acts, chapter 85, section 9, as amended
15 by 2020 Iowa Acts, chapter 1121, section 20, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys
18 appropriated in this section that remain unencumbered or
19 unobligated at the close of the fiscal year shall not revert
20 but shall remain available for expenditure for the purposes
21 designated, and may be transferred to other appropriations made
22 in this division of this Act as necessary to carry out the
23 initiatives included in the report submitted on nonreversion
24 of funds required pursuant to 2020 Iowa Acts, chapter 1121,
25 section 43, until the close of the succeeding fiscal year.

26 CHILD AND FAMILY SERVICES

27 Sec. 47. 2019 Iowa Acts, chapter 85, section 19, as amended
28 by 2020 Iowa Acts, chapter 1121, section 23, is amended by
29 adding the following new subsection:

30 NEW SUBSECTION. 25. 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 purpose of
34 the redesign of the child welfare system, until the close of
35 the succeeding fiscal year.

1 Sec. 48. EFFECTIVE DATE. This division of this Act, being
2 deemed of immediate importance, takes effect upon enactment.

3 DIVISION XII

4 EXTENSION OF FUTURE REPEAL — HOSPITAL HEALTH CARE ACCESS
5 ASSESSMENT PROGRAM

6 Sec. 49. Section 249M.5, Code 2021, is amended to read as
7 follows:

8 **249M.5 Future repeal.**

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

10 Sec. 50. EFFECTIVE DATE. This division of this Act, being
11 deemed of immediate importance, takes effect upon enactment.

12 DIVISION XIII

13 PUBLIC ASSISTANCE PROGRAM OVERSIGHT

14 Sec. 51. NEW SECTION. **239.1 Definitions.**

15 As used in this chapter, unless the context otherwise
16 requires:

17 1. "*Applicant*" means an individual who is applying for
18 public assistance benefits in the state.

19 2. "*Asset*" or "*asset test*" means all assets of the members
20 of the applicant's household, including all of the following:

21 a. All bank accounts, excluding retirement accounts of
22 members of the household.

23 b. All cash, excluding the first two thousand dollars of
24 members of the household.

25 c. All lottery and gambling income of the household whether
26 received as a lump sum or installment payments.

27 d. All real estate, excluding the primary household
28 residence and surrounding lot.

29 e. All other personal property excluding personal
30 belongings, household goods, and one vehicle.

31 3. "*Department*" means the department of human services.

32 4. "*Public assistance*" means SNAP (the supplemental
33 nutrition assistance program), the Medicaid program, FIP (the
34 family investment program), and CHIP (the children's health
35 insurance program).

1 5. *"Real-time system"* means real-time electronic access
2 to a system that allows verification of all applicable public
3 assistance program eligibility information based on the
4 most recent information available to the department through
5 nonmodeled earned and unearned income, such as commercially
6 available wage data.

7 6. *"Recipient"* means an individual who is receiving public
8 assistance benefits in the state.

9 Sec. 52. NEW SECTION. 239.2 **Asset test for supplemental**
10 **nutrition assistance program.**

11 1. For the purposes of determining eligibility for receipt
12 of SNAP benefits, the department shall conduct an asset test
13 on all members of the applicant's household. The allowable
14 financial resources to be included in or excluded from a
15 determination of eligibility for SNAP shall be those specified
16 in 7 U.S.C. §2014(g)(1).

17 2. Prior to determining eligibility for SNAP benefits,
18 the department shall access, at a minimum, for every member
19 of the applicant's household, the following information from
20 the following federal, state, and miscellaneous sources, or
21 successor sources:

22 a. Federal sources and information:

23 (1) Earned and unearned income information maintained by
24 the internal revenue service.

25 (2) The following sources and information maintained by the
26 United States social security administration:

27 (a) Earned income information.

28 (b) Death register information.

29 (c) Prisoner or incarceration status information.

30 (d) Supplemental security income information maintained in
31 the state data exchange database.

32 (e) Beneficiary records and earnings information maintained
33 in the beneficiary and earnings data exchange database.

34 (f) Earnings and pension information maintained in the
35 beneficiary earnings exchange record system database.

1 (3) The following sources and information maintained by the
2 United States department of health and human services:

3 (a) Income and employment information maintained in the
4 national directory of new hires database by the office of child
5 support enforcement of the administration for children and
6 families.

7 (b) Other federal data sources maintained by the office of
8 child support enforcement of the administration for children
9 and families.

10 *b.* State sources and information:

11 (1) The department's sources and information including but
12 not limited to all of the following:

13 (a) Income and employment information maintained by the
14 child support recovery unit.

15 (b) Child care assistance information maintained by the
16 division of child and family services.

17 (c) Enrollment status in other public assistance programs.

18 (2) The department of workforce development sources and
19 information including all of the following:

20 (a) Employment information.

21 (b) Employer weekly, monthly, and quarterly reports of
22 income and unemployment insurance payments.

23 (3) The Iowa public employees' retirement system for
24 earnings and pension information.

25 *c.* Miscellaneous sources:

26 (1) Any existing real-time database of persons currently
27 receiving benefits in other states, such as the national
28 accuracy clearinghouse.

29 (2) Any databases maintained by the Iowa lottery
30 commission.

31 (3) Any existing real-time eligibility system that includes
32 employment and income information maintained by a consumer
33 reporting agency, as defined by the federal Fair Credit
34 Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining
35 real-time employment and income information.

1 3. Prior to determining eligibility for SNAP benefits, the
2 department shall access information for every member of the
3 applicant's household from the following public records:

4 a. A nationwide public records data source of physical asset
5 ownership. The data source may include but is not limited to
6 real property, automobiles, watercraft, aircraft, and luxury
7 vehicles, or any other vehicle owned by the applicant.

8 b. National and state financial institutions in order
9 to locate undisclosed depository accounts or verify account
10 balances of disclosed accounts.

11 4. The department shall enter into a memorandum of
12 understanding with any department, division, bureau, section,
13 unit, or any other subunit of a department to obtain the
14 information specified in this section.

15 5. The provisions of this section shall not apply if every
16 member of the applicant's household receives supplemental
17 security income.

18 **Sec. 53. NEW SECTION. 239.3 Verification and authentication**
19 **systems — public assistance programs.**

20 1. By July 1, 2023, the department shall redesign an
21 existing system; establish a new computerized income, asset,
22 and identity eligibility verification system; or contract with
23 a third-party vendor to provide for identity verification,
24 identity authentication, asset verification, and dual
25 enrollment prevention in order to deter waste, fraud, and
26 abuse in each public assistance program administered by the
27 department.

28 2. The department may contract with a third-party vendor
29 to develop or provide a service for a real-time eligibility
30 system that allows the department to verify or authenticate
31 income, assets, and identity eligibility of applicants and
32 recipients to prevent fraud, misrepresentation, and inadequate
33 documentation when determining eligibility for public
34 assistance programs. The system shall be accessed prior to
35 determining eligibility, periodically between eligibility

1 redeterminations, and during eligibility redeterminations
2 and reviews. The department may also contract with a
3 third-party vendor to provide information to facilitate
4 reviews of recipient eligibility conducted by the department.
5 Specifically, the department may contract with a third-party
6 consumer reporting agency, as defined by the federal Fair
7 Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of
8 obtaining real-time employment and income information.

9 3. A contract entered into under this section shall provide,
10 at a minimum, for all of the following:

11 a. The establishment of the annual savings amount from
12 utilization of the system or service, and a provision that the
13 contract may be terminated contingent upon the savings not
14 exceeding the total yearly cost to the state for utilization of
15 the system or service.

16 b. That the contract shall not preclude the department
17 from continuing to conduct additional eligibility verification
18 or authentication processes, to receive, review, or verify
19 additional information related to the eligibility of an
20 individual, or from contracting with a third-party vendor to
21 provide additional eligibility authentication or verification
22 information.

23 4. The department shall seek federal approval as necessary
24 to implement and administer this section.

25 Sec. 54. NEW SECTION. 239.4 Public assistance programs —
26 applicant and recipient eligibility verification.

27 1. All applications for initial public assistance
28 program benefits and all determinations of ongoing recipient
29 eligibility shall be processed through a system as specified
30 in this section. Complete initial applications shall be
31 processed within the minimum period required by federal law.
32 Prior to determining initial eligibility of an applicant for,
33 or ongoing eligibility of a recipient of, public assistance,
34 the department shall access information for every applicant or
35 recipient from the following federal, state, and other sources:

1 *a.* Federal sources and information:

2 (1) Earned and unearned income information maintained by
3 the internal revenue service.

4 (2) The following sources and information maintained by the
5 United States social security administration:

6 (a) Earned income information.

7 (b) Death register information.

8 (c) Prisoner or incarceration status information.

9 (d) Supplemental security income information maintained in
10 the state data exchange database.

11 (e) Beneficiary records and earnings information maintained
12 in the beneficiary and earnings data exchange database.

13 (f) Earnings and pension information maintained in the
14 beneficiary earnings exchange record system database.

15 (3) The following sources and information maintained by the
16 United States department of health and human services:

17 (a) Income and employment information maintained in the
18 national directory of new hires database by the office of child
19 support enforcement of the administration for children and
20 families.

21 (b) Other federal data sources maintained by the office of
22 child support enforcement of the administration for children
23 and families.

24 (4) Information maintained by the United States citizenship
25 and immigration services of the United States department of
26 homeland security.

27 (5) Payment information for public housing and section 8
28 housing assistance guidelines maintained by the United States
29 department of housing and urban development.

30 (6) National fleeing felon information maintained by the
31 United States federal bureau of investigation.

32 *b.* State sources and information:

33 (1) The department's sources and information including but
34 not limited to all of the following:

35 (a) Income and employment information maintained by the

1 child support recovery unit.

2 (b) Child care assistance information maintained by the
3 division of child and family services.

4 (c) Enrollment status in other public assistance programs.

5 (2) The department of workforce development sources and
6 information including all of the following:

7 (a) Employment information.

8 (b) Employer weekly, monthly, and quarterly reports of
9 income and unemployment insurance payments.

10 (3) The Iowa public employees' retirement system for
11 earnings and pension information.

12 c. Other sources including all of the following:

13 (1) Any existing real-time database of persons currently
14 receiving benefits in other states, such as the national
15 accuracy clearinghouse.

16 (2) An available database of persons who currently hold a
17 license, permit, or certificate from any state agency, the cost
18 of which exceeds five hundred dollars.

19 (3) Wage reporting and similar information maintained by
20 states contiguous to Iowa.

21 (4) A third-party consumer reporting agency, as defined
22 by the federal Fair Credit Reporting Act, 15 U.S.C. §1681a,
23 for the purpose of obtaining real-time employment and income
24 information.

25 2. Prior to determining the initial eligibility of an
26 applicant for, or the ongoing eligibility of a recipient
27 of, public assistance benefits, the department shall access
28 information for every applicant or recipient from, at a
29 minimum, the following public records:

30 a. A nationwide public records data source of physical asset
31 ownership. The data source may include but is not limited to
32 real property, automobiles, watercraft, aircraft, and luxury
33 vehicles, or any other vehicle owned by the applicant for or
34 recipient of assistance.

35 b. A nationwide public records data source of incarcerated

1 individuals.

2 *c.* A nationwide best address and driver's license data
3 source to verify that individuals are residents of the state.

4 *d.* A comprehensive public records database from which the
5 department may identify potential identity fraud or identity
6 theft that is capable of closely associating name, social
7 security number, date of birth, phone, and address information.

8 *e.* National and local financial institutions in order
9 to locate undisclosed depository accounts or verify account
10 balances of disclosed accounts.

11 *f.* Outstanding default or arrest warrant information.

12 3. The state may contract with a third-party consumer
13 reporting agency, as defined by the federal Fair Credit
14 Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining
15 real-time employment and income information under this section.

16 Sec. 55. NEW SECTION. 239.5 Identity authentication.

17 Unless otherwise prohibited by federal law or regulation,
18 prior to the department awarding public assistance benefits, an
19 applicant shall complete a computerized identity authentication
20 process to confirm the identity of the applicant. Identity
21 authentication shall be accomplished through a knowledge-based
22 questionnaire consisting of financial and personal questions.
23 The questionnaire shall contain questions tailored to assist
24 persons without a bank account or those who have poor access
25 to financial and banking services or who do not have an
26 established credit history. The questionnaire may be submitted
27 by the applicant online, in person, or via telephone.

28 Sec. 56. NEW SECTION. 239.6 Case review of applicant and
29 recipient information.

30 1. If the information obtained from a review of an
31 applicant's or recipient's information under this chapter does
32 not result in the department finding a discrepancy or change
33 in an individual's circumstances affecting eligibility, the
34 department shall take no further action.

35 2. If the information obtained from a review of the

1 applicant's or recipient's information under this chapter
2 results in the department finding a discrepancy or change in
3 the individual's circumstances affecting eligibility, the
4 department shall respond in accordance with the provisions of
5 section 239.8.

6 Sec. 57. NEW SECTION. 239.7 Notice and right to be heard.

7 1. An applicant for, or recipient of, public assistance
8 shall be provided written notice and the opportunity to explain
9 any issues identified in a review performed under this chapter
10 for initial eligibility or redetermination of eligibility.
11 Unless otherwise prohibited by federal law or regulation,
12 a self-declaration by an applicant or recipient shall not
13 be accepted as verification of categorical and financial
14 eligibility during such review.

15 2. The notice provided to the applicant or recipient shall
16 describe in sufficient detail the circumstances of the issue
17 identified, the manner in which the applicant or recipient
18 may respond, and the consequences of failing to respond to
19 the notice or resolve the issue identified. The applicant or
20 recipient shall be provided ten days to respond to the notice.
21 The department may request additional information as necessary
22 to reach a decision.

23 3. An applicant or recipient may respond to the notice as
24 follows:

25 a. By disagreeing with the findings of the department. If
26 the applicant or recipient responds in a timely manner and
27 disagrees with the findings of the department, the department
28 shall reevaluate the circumstances to determine if the
29 applicant's or recipient's position is valid. If, through
30 reevaluation, the department finds that the department is in
31 error, the department shall take immediate action to correct
32 the error. If, through reevaluation, the department affirms
33 that the applicant's or recipient's position is invalid, the
34 department shall determine the effect on the applicant's or
35 recipient's eligibility and take appropriate action. Written

1 notice of the department's determination and the actions taken
2 shall be provided to the applicant or recipient.

3 *b.* By agreeing with the findings of the department. If
4 the applicant or recipient responds in a timely manner and
5 agrees with the findings of the department, the department
6 shall determine the effect on the applicant's or recipient's
7 eligibility and take appropriate action. Written notice of the
8 department's determination and actions taken shall be provided
9 to the applicant or recipient.

10 4. If the applicant or recipient fails to respond to the
11 notice in a timely manner, the department shall provide notice
12 to terminate the applicant's application or to discontinue
13 the recipient's enrollment for failure to cooperate, and
14 shall terminate the applicant's application or discontinue
15 the recipient's enrollment. The applicant's or recipient's
16 eligibility for such public assistance shall not be established
17 or reestablished until the issue has been resolved.

18 Sec. 58. NEW SECTION. **239.8 Referrals for fraud,**
19 **misrepresentation, or inadequate documentation.**

20 1. Following a review of an applicant's or recipient's
21 eligibility under this chapter, the department may refer cases
22 of suspected fraud along with any supportive information to the
23 department of inspections and appeals for review.

24 2. In cases of substantiated fraud, upon conviction, the
25 state shall review all appropriate legal options including
26 but not limited to removal of a recipient from other public
27 assistance programs and garnishment of wages or state income
28 tax refunds until the department recovers an equal amount of
29 benefits fraudulently claimed.

30 3. The department may refer suspected cases of fraud,
31 misrepresentation, or inadequate documentation relating to
32 initial or continued eligibility to appropriate state agencies,
33 divisions, or departments for review of eligibility issues in
34 programs providing public benefits other than those as defined
35 in this chapter.

1 Sec. 59. NEW SECTION. **239.9 Administration — rules —**
2 **reporting.**

3 1. The department of human services shall adopt rules
4 pursuant to chapter 17A to administer this chapter.

5 2. The department shall submit a report to the governor
6 and the general assembly by January 15, 2024, and by January
7 15 annually thereafter through January 15, 2028, detailing the
8 impact of the verification and authentication measures taken
9 under this chapter. The report shall include data for all
10 affected public assistance programs including the number of
11 cases reviewed, the number of cases closed, the number of fraud
12 investigation referrals made, and the amount of savings and
13 cost avoidance realized from the provisions of this chapter.

14 Sec. 60. **IMPLEMENTATION.**

15 1. The department of human services shall request federal
16 approval including for any state plan amendment or waiver
17 necessary to administer this division of this Act.

18 2. The provisions of this division of this Act requiring
19 federal approval shall be implemented upon receipt of such
20 federal approval.

21 3. The provisions of this division of this Act not requiring
22 federal approval shall be implemented as specified in this
23 division of this Act, or if not specified in this division of
24 this Act, no later than July 1, 2023.

25 4. The department may contract with multiple third-party
26 vendors to administer this division of this Act.

27

EXPLANATION

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

30 This bill relates to appropriations for health and human
31 services for fiscal year 2021-2022 to the department of
32 veterans affairs, Iowa veterans home, department on aging
33 (IDA), office of long-term care ombudsman, department of public
34 health (DPH), Iowa finance authority, department of human
35 rights, and department of human services (DHS). The bill is

1 organized into divisions for each fiscal year.

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

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

7 DEPARTMENT OF PUBLIC HEALTH. This division makes
8 appropriations from the general fund of the state and from
9 the sports wagering receipts fund to the department of public
10 health.

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

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

25 HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain
26 health-related appropriations. A number of the appropriations
27 are made for purposes of the Medicaid program in addition to
28 the general fund appropriations made for this purpose for the
29 same fiscal year.

30 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD
31 JULY 1, 2023, THROUGH JUNE 30, 2025. This division provides
32 that notwithstanding any provision of law to the contrary,
33 for the fiscal period beginning July 1, 2023, and ending June
34 30, 2025, DHS shall rebase case-mix nursing facility rates
35 beginning July 1, 2023, using the Medicaid cost reports on file

1 for the period ending December 31, 2022, and applying a minimum
2 occupancy factor of 70 percent.

3 NURSING FACILITY REIMBURSEMENT STUDY. This division
4 requires DHS to convene a workgroup to review the case-mix
5 reimbursement methodology and process for nursing facilities
6 and submit recommendations for improvements to the governor and
7 the general assembly by December 1, 2021.

8 MEDICAID-ELIGIBLE CHILDREN — PEDIATRIC HEALTH CARE
9 SERVICES. This division requires DHS to review and submit a
10 report to the governor and the general assembly by October 1,
11 2021, regarding the provision of pediatric health care services
12 provided to Medicaid-eligible children in accordance with
13 the early and periodic screening, diagnostic, and treatment
14 program.

15 DECATEGORY CARRYOVER FUNDING. This division provides
16 for the transfer of carryover decategorization funds that
17 remained unencumbered or unobligated at the close of the fiscal
18 year beginning July 1, 2020, to the Medicaid program for
19 FY 2021-2022. The division takes effect upon enactment and is
20 retroactively applicable to July 1, 2020.

21 PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This
22 division amends a provision relating to the provision and
23 reimbursement of court-ordered services and treatment for
24 a substance-related disorder or for a mental illness by a
25 managed care organization by eliminating the limitation that
26 the services or treatment are court-ordered pursuant to Code
27 chapter 125 (substance-related disorders) or Code chapter
28 229 (hospitalization of persons with mental illness) and by
29 eliminating the reference to "treatment" and only referencing
30 "services".

31 The division provides that funds appropriated to the
32 department of human services and credited to the family
33 investment program account that remain unencumbered or
34 unobligated at the close of FY 2020-2021 shall not revert
35 but shall remain available for expenditure for the purposes

1 designated, and may be transferred to other appropriations as
2 necessary to carry out the initiatives included in the report
3 submitted on nonreversion of funds required pursuant to 2020
4 Iowa Acts, chapter 1121, section 43, until the close of the
5 succeeding fiscal year.

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

12 The division takes effect upon enactment.

13 EXTENSION OF REPEAL FOR HOSPITAL HEALTH CARE ACCESS
14 ASSESSMENT PROGRAM. This division extends the repeal of
15 the hospital health care access assessment program chapter,
16 Code chapter 249M, from July 1, 2021, to July 1, 2023. This
17 provision takes effect upon enactment.

18 PUBLIC ASSISTANCE PROGRAM OVERSIGHT. This division relates
19 to public assistance program oversight, including various
20 eligibility verification and authentication measures under
21 new Code chapter 239 relating to the supplemental nutrition
22 assistance program (SNAP), the Medicaid program, the family
23 investment program (FIP), and the children's health insurance
24 program (CHIP).