

House File 724 - Introduced

HOUSE FILE 724

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 248)

A BILL FOR

1 An Act relating to appropriations for veterans and health and
2 human services and including other related provisions and
3 appropriations including health policy oversight, public
4 assistance program provisions and a public assistance
5 modernization fund, sprinkler systems for home and
6 community-based services waiver recipient residences, a
7 state-funded family medicine obstetrics fellowship program
8 and fund, adoption subsidy program nonrecurring adoption
9 expenses, real estate transactions involving departmental
10 institutions, providing penalties, and including effective
11 date and other applicability date provisions.
12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

DEPARTMENT OF VETERANS AFFAIRS — FY 2023-2024

Section 1. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2023, and ending June 30, 2024, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

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

.....	\$	1,033,289
.....	FTEs	15.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	7,115,335
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a. The Iowa veterans home billings involving the department of health and human services shall be submitted to the department on at least a monthly basis.

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

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

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of

1 the United States, pursuant to section 16.54:

2 \$ 2,200,000

3 Sec. 2. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
4 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
5 appropriation in section 35A.16 for the fiscal year beginning
6 July 1, 2023, and ending June 30, 2024, the amount appropriated
7 from the general fund of the state pursuant to that section
8 for the following designated purposes shall not exceed the
9 following amount:

10 For the county commissions of veteran affairs fund under
11 section 35A.16:

12 \$ 990,000

13 DIVISION II

14 DEPARTMENT OF HEALTH AND HUMAN SERVICES — AGING — FY
15 2023-2024

16 Sec. 3. DEPARTMENT OF HEALTH AND HUMAN SERVICES —
17 AGING. There is appropriated from the general fund of the
18 state to the department of health and human services for the
19 fiscal year beginning July 1, 2023, and ending June 30, 2024,
20 the following amount, or so much thereof as is necessary, to be
21 used for the purposes designated:

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

33 \$ 11,799,361

34 FTEs 31.00

35 1. Funds appropriated in this section may be used to

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

9 2. Of the funds appropriated in this section, \$418,700 is
10 transferred to the Iowa commission on volunteer service to be
11 used for the retired and senior volunteer program.

12 3. a. The department of health and human services shall
13 establish and enforce procedures relating to expenditure
14 of state and federal funds by area agencies on aging that
15 require compliance with both state and federal laws, rules, and
16 regulations, including but not limited to all of the following:

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

20 (2) Prohibiting prepayment for goods or services not
21 received or performed prior to the end of the fiscal period
22 designated for use of the funds.

23 (3) Prohibiting prepayment for goods or services not
24 defined specifically by good or service, time period, or
25 recipient.

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

29 b. The procedures shall provide that if any funds are
30 expended in a manner that is not in compliance with the
31 procedures and applicable federal and state laws, rules, and
32 regulations, and are subsequently subject to repayment, the
33 area agency on aging expending such funds in contravention of
34 such procedures, laws, rules and regulations, not the state,
35 shall be liable for such repayment.

1 4. Of the funds appropriated in this section, \$1,312,000
2 shall be used for the purposes of [chapter 231E](#) and to
3 administer the prevention of elder abuse, neglect, and
4 exploitation program pursuant to [section 231.56A](#), in accordance
5 with the requirements of the federal Older Americans Act of
6 1965, 42 U.S.C. §3001 et seq., as amended.

7 5. Of the funds appropriated in this section, \$1,000,000
8 shall be used to fund continuation of the aging and disability
9 resource center lifelong links to provide individuals and
10 caregivers with information and services to plan for and
11 maintain independence.

12 6. Of the funds appropriated in this section, \$850,000
13 shall be used by the department of health and human services,
14 in collaboration with affected stakeholders, to continue to
15 expand the pilot initiative to provide long-term care options
16 counseling utilizing support planning protocols, to assist
17 non-Medicaid eligible consumers who indicate a preference
18 to return to the community and are deemed appropriate for
19 discharge, to return to their community following a nursing
20 facility stay; and shall be used by the department to fund home
21 and community-based services to enable older individuals to
22 avoid more costly utilization of residential or institutional
23 services and remain in their homes. The department shall
24 submit a report regarding the outcomes of the pilot initiative
25 to the governor and the general assembly by December 15, 2023.

26 DIVISION III

27 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2023-2024

28 Sec. 4. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
29 appropriated from the general fund of the state to the office
30 of long-term care ombudsman for the fiscal year beginning July
31 1, 2023, and ending June 30, 2024, the following amount, or
32 so much thereof as is necessary, to be used for the purposes
33 designated:

34 For salaries, support, administration, maintenance, and
35 miscellaneous purposes, and for not more than the following

1 full-time equivalent positions:

2	\$	1,148,959
3	FTEs	12.00

4 DIVISION IV

5 DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC HEALTH — FY
6 2023-2024

7 Sec. 5. DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC
8 HEALTH. There is appropriated from the general fund of the
9 state to the department of health and human services for the
10 fiscal year beginning July 1, 2023, and ending June 30, 2024,
11 the following amounts, or so much thereof as is necessary, to
12 be used for the purposes designated:

13 1. ADDICTIVE DISORDERS

14 For reducing the prevalence of the use of tobacco, alcohol,
15 and other drugs, and treating individuals affected by addictive
16 behaviors, including gambling, and for not more than the
17 following full-time equivalent positions:

18	\$	23,656,992
19	FTEs	12.00

20 a. (1) Of the funds appropriated in this subsection,
21 \$4,020,894 shall be used for the tobacco use prevention and
22 control initiative, including efforts at the state and local
23 levels, as provided in [chapter 142A](#). The commission on tobacco
24 use prevention and control established pursuant to section
25 142A.3 shall advise the director of health and human services
26 in prioritizing funding needs and the allocation of moneys
27 appropriated for the programs and initiatives. Activities
28 of the programs and initiatives shall be in alignment with
29 the United States centers for disease control and prevention
30 best practices for comprehensive tobacco control programs
31 that include the goals of preventing youth initiation of
32 tobacco usage, reducing exposure to secondhand smoke, and
33 promotion of tobacco cessation. To maximize resources,
34 the department shall determine if third-party sources are
35 available to instead provide nicotine replacement products

1 to an applicant prior to provision of such products to an
2 applicant under the initiative. The department shall track and
3 report to the governor and the general assembly any reduction
4 in the provision of nicotine replacement products realized
5 by the initiative through implementation of the prerequisite
6 screening.

7 (2) (a) The department shall collaborate with the
8 department of revenue for enforcement of tobacco laws,
9 regulations, and ordinances and to engage in tobacco control
10 activities approved by the departments as specified in
11 the memorandum of understanding entered into between the
12 departments.

13 (b) For the fiscal year beginning July 1, 2023, and ending
14 June 30, 2024, the terms of the memorandum of understanding,
15 entered into between the department of revenue and the
16 department, governing compliance checks conducted to ensure
17 licensed retail tobacco outlet conformity with tobacco laws,
18 regulations, and ordinances relating to persons under 21 years
19 of age, shall continue to restrict the number of such checks to
20 one check per retail outlet, and one additional check for any
21 retail outlet found to be in violation during the first check.

22 b. (1) Of the funds appropriated in this subsection,
23 \$19,638,485 shall be used for problem gambling and substance
24 use disorder prevention, treatment, and recovery services,
25 including a 24-hour helpline, public information resources,
26 professional training, youth prevention, and program
27 evaluation.

28 (2) Of the amount allocated under this paragraph,
29 \$306,000 shall be utilized by the department to maintain
30 a single statewide 24-hour crisis hotline for the Iowa
31 children's behavioral health system that incorporates warmlines
32 services which may be provided through expansion of existing
33 capabilities as required pursuant to 2018 Iowa Acts, chapter
34 1056, section 16.

35 c. The requirement of [section 123.17, subsection 5](#), is met

1 by the appropriations and allocations made in this division of
2 this Act for purposes of substance use disorder treatment and
3 addictive disorders for the fiscal year beginning July 1, 2023.

4 2. HEALTHY CHILDREN AND FAMILIES

5 For promoting the optimum health status for children and
6 adolescents from birth through 21 years of age, and families,
7 and for not more than the following full-time equivalent
8 positions:

9	\$	5,815,491
10	FTEs	14.00

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

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

19 c. Of the funds appropriated in this subsection, \$3,075,000
20 shall be used for continuation of the department's initiative
21 to provide for adequate developmental surveillance and
22 screening during a child's first five years. The funds shall
23 be used first to fully fund the current sites to ensure that
24 the sites are fully operational, with the remaining funds
25 to be used for expansion to additional sites. The full
26 implementation and expansion shall include enhancing the scope
27 of the initiative through collaboration with the child health
28 specialty clinics to promote healthy child development through
29 early identification and response to both biomedical and social
30 determinants of healthy development; by monitoring child
31 health metrics to inform practice, document long-term health
32 impacts and savings, and provide for continuous improvement
33 through training, education, and evaluation; and by providing
34 for practitioner consultation particularly for children with
35 behavioral conditions and needs. The department shall also

1 collaborate with the Medicaid program and the child health
2 specialty clinics to integrate the activities of the first five
3 initiative into the establishment of patient-centered medical
4 homes, community utilities, accountable care organizations,
5 and other integrated care models developed to improve health
6 quality and population health while reducing health care costs.
7 To the maximum extent possible, funding allocated in this
8 paragraph shall be utilized as matching funds for Medicaid
9 program reimbursement.

10 d. Of the funds appropriated in this subsection, \$64,000
11 shall be distributed to a statewide dental carrier to provide
12 funds to continue the donated dental services program patterned
13 after the projects developed by the dental lifeline network to
14 provide dental services to indigent individuals who are elderly
15 or with disabilities.

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

19 f. Of the funds appropriated in this subsection, \$23,000 is
20 transferred to the university of Iowa college of dentistry for
21 provision of primary dental services to children. State funds
22 shall be matched on a dollar-for-dollar basis. The university
23 of Iowa college of dentistry shall coordinate efforts with the
24 department to provide dental care to underserved populations
25 throughout the state.

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

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

32 i. Of the funds appropriated in this subsection, up to
33 \$494,000 shall be used for childhood obesity prevention.

34 3. CHRONIC CONDITIONS

35 For serving individuals identified as having chronic

1 conditions or special health care needs, and for not more than
2 the following full-time equivalent positions:

3	\$	4,256,595
4	FTEs	10.00

5 a. Of the funds appropriated in this subsection, \$188,000
6 shall be used for grants to individual patients who have an
7 inherited metabolic disorder to assist with the costs of
8 medically necessary foods and formula.

9 b. Of the funds appropriated in this subsection, \$1,055,000
10 shall be used for the brain injury services program pursuant
11 to [section 135.22B](#), including \$861,000 for contracting with an
12 existing nationally affiliated and statewide organization whose
13 purpose is to educate, serve, and support Iowans with brain
14 injury and their families, for resource facilitator services
15 in accordance with [section 135.22B, subsection 9](#), and for
16 contracting to enhance brain injury training and recruitment
17 of service providers on a statewide basis. Of the amount
18 allocated in this paragraph, \$95,000 shall be used to fund
19 1.00 full-time equivalent position to serve as the state brain
20 injury services program manager.

21 c. Of the funds appropriated in this subsection, \$144,000
22 shall be used for the public purpose of continuing to contract
23 with an existing nationally affiliated organization to provide
24 education, client-centered programs, and client and family
25 support for people living with epilepsy and their families.
26 The amount allocated in this paragraph in excess of \$50,000
27 shall be matched dollar-for-dollar by the organization
28 specified. Funds allocated under this paragraph shall be
29 distributed in their entirety for the purpose specified on July
30 1, 2023.

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

33 e. Of the funds appropriated in this subsection, \$384,000
34 shall be used by the regional autism assistance program
35 established pursuant to [section 256.35](#), and administered by

1 the child health specialty clinic located at the university of
2 Iowa hospitals and clinics. The funds shall be used to enhance
3 interagency collaboration and coordination of educational,
4 medical, and other health and human services for persons with
5 autism, their families, and providers of services, including
6 delivering regionalized services of care coordination,
7 family navigation, and integration of services through the
8 statewide system of regional child health specialty clinics and
9 fulfilling other requirements as specified in [chapter 225D](#).

10 The university of Iowa shall not receive funds allocated under
11 this paragraph for indirect costs associated with the regional
12 autism assistance program.

13 f. Of the funds appropriated in this subsection, \$577,000
14 shall be used for the comprehensive cancer control program to
15 reduce the burden of cancer in Iowa through prevention, early
16 detection, effective treatment, and ensuring quality of life.
17 Of the funds allocated in this paragraph "f", \$150,000 shall
18 be used to support a melanoma research symposium, a melanoma
19 biorepository and registry, basic and translational melanoma
20 research, and clinical trials.

21 g. Of the funds appropriated in this subsection, \$97,000
22 shall be used for cervical and colon cancer screening, and
23 \$177,000 shall be used to enhance the capacity of the cervical
24 cancer screening program to include provision of recommended
25 prevention and early detection measures to a broader range of
26 low-income women.

27 h. Of the funds appropriated in this subsection, \$506,000
28 shall be used for the center for congenital and inherited
29 disorders.

30 4. COMMUNITY CAPACITY

31 For strengthening the health care delivery system at the
32 local level, and for not more than the following full-time
33 equivalent positions:

34	\$	7,435,682
35	FTEs	14.00

1 a. Of the funds appropriated in this subsection, \$95,000
2 is allocated for continuation of the child vision screening
3 program implemented through the university of Iowa hospitals
4 and clinics in collaboration with early childhood Iowa areas.
5 The program shall submit a report to the department regarding
6 the use of funds allocated under this paragraph "a". The
7 report shall include the objectives and results for the
8 program year including the target population and how the funds
9 allocated assisted the program in meeting the objectives; the
10 number, age, and location within the state of individuals
11 served; the type of services provided to the individuals
12 served; the distribution of funds based on the services
13 provided; and the continuing needs of the program.

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

32 c. Of the funds appropriated in this subsection, the
33 following amounts are allocated to be used as follows
34 to support the goals of increased access, health system
35 integration, and engagement:

1 (1) Not less than \$600,000 is allocated to the Iowa
2 prescription drug corporation for continuation of the
3 pharmaceutical infrastructure originally established for safety
4 net providers as described in 2007 Iowa Acts, chapter 218,
5 section 108, and for the prescription drug donation repository
6 program created in [chapter 135M](#). Funds allocated under this
7 subparagraph shall be distributed in their entirety for the
8 purpose specified on July 1, 2023.

9 (2) Not less than \$334,000 is allocated to free clinics and
10 free clinics of Iowa for necessary infrastructure, statewide
11 coordination, provider recruitment, service delivery, and
12 provision of assistance to patients in securing a medical home
13 inclusive of oral health care. Funds allocated under this
14 subparagraph shall be distributed in their entirety for the
15 purpose specified on July 1, 2023.

16 (3) Not less than \$25,000 is allocated to the Iowa
17 association of rural health clinics for necessary
18 infrastructure and service delivery transformation. Funds
19 allocated under this subparagraph shall be distributed in their
20 entirety for the purpose specified on July 1, 2023.

21 (4) Not less than \$225,000 is allocated to the Polk
22 county medical society for continuation of the safety net
23 provider patients access to specialty health care initiative as
24 described in [2007 Iowa Acts, chapter 218, section 109](#). Funds
25 allocated under this subparagraph shall be distributed in their
26 entirety for the purpose specified on July 1, 2023.

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

30 e. Of the funds appropriated in this subsection, \$96,000
31 shall be used for a matching dental education loan repayment
32 program to be allocated to a dental nonprofit health service
33 corporation to continue to develop the criteria and implement
34 the loan repayment program.

35 f. Of the funds appropriated in this subsection, \$100,000

1 shall be used for the purposes of the Iowa donor registry as
2 specified in [section 142C.18](#).

3 g. Of the funds appropriated in this subsection, \$96,000
4 shall be used for continuation of a grant to a nationally
5 affiliated volunteer eye organization that has an established
6 program for children and adults and that is solely dedicated to
7 preserving sight and preventing blindness through education,
8 nationally certified vision screening and training, and
9 community and patient service programs. The contractor shall
10 submit a report to the general assembly regarding the use
11 of funds allocated under this paragraph "g". The report
12 shall include the objectives and results for the program year
13 including the target population and how the funds allocated
14 assisted the program in meeting the objectives; the number,
15 age, grade level if appropriate, and location within the state
16 of individuals served; the type of services provided to the
17 individuals served; the distribution of funds based on the
18 services provided; and the continuing needs of the program.

19 h. Of the funds appropriated in this subsection, \$2,100,000
20 shall be deposited in the medical residency training account
21 created in [section 135.175, subsection 5](#), paragraph "a", and is
22 appropriated from the account to the department to be used for
23 the purposes of the medical residency training state matching
24 grants program as specified in [section 135.176](#).

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

30 j. Of the funds appropriated in this subsection, \$800,000
31 shall be used for rural psychiatric residencies to annually
32 fund six psychiatric residents who will provide mental health
33 services in underserved areas of the state. Notwithstanding
34 [section 8.33](#), moneys that remain unencumbered or unobligated
35 at the close of the fiscal year shall not revert but shall

1 remain available for expenditure for the purposes designated
2 for subsequent fiscal years.

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

8 l. Of the funds appropriated in this subsection, \$425,000
9 shall be used for the continuation of a center of excellence
10 program to award two grants to encourage innovation and
11 collaboration among regional health care providers in a rural
12 area based upon the results of a regional community needs
13 assessment to transform health care delivery in order to
14 provide quality, sustainable care that meets the needs of the
15 local communities. An applicant for the grant funds shall
16 specify how the grant funds will be expended to accomplish the
17 goals of the program and shall provide a detailed five-year
18 sustainability plan prior to being awarded any grant funding.
19 Following the receipt of grant funding, a recipient shall
20 submit periodic reports as specified by the department to the
21 governor and the general assembly regarding the recipient's
22 expenditure of the grant funds and progress in accomplishing
23 the program's goals.

24 m. Of the funds appropriated in this subsection, \$560,000
25 shall be deposited in the family medicine obstetrics fellowship
26 program fund to be used for the state family medicine
27 obstetrics fellowship program, in accordance with section
28 135.182, if enacted in this Act, to meet a critical demand for
29 well-trained family medicine obstetrics practitioners in rural
30 and underserved areas in the state.

31 n. Of the funds appropriated in this subsection, \$358,201
32 is allocated for the Iowa commission on volunteer service for
33 purposes of the Iowa state commission grant program and the
34 Iowa's promise and Iowa mentoring partnership programs.

35 (1) Of the funds allocated in this paragraph, \$75,000 shall

1 be used for the purposes of the Iowa state commission grant
2 program and \$93,201 shall be used for the purposes of the
3 Iowa's promise and Iowa mentoring partnership programs.

4 (2) Notwithstanding section 8.33, funds allocated in this
5 paragraph that remain unencumbered or unobligated at the close
6 of the fiscal year shall not revert but shall remain available
7 for expenditure for the purposes designated until the close of
8 the succeeding fiscal year.

9 5. ESSENTIAL PUBLIC HEALTH SERVICES

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

14 \$ 7,662,464

15 6. INFECTIOUS DISEASES

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

19 \$ 1,795,902

20 FTEs 6.00

21 7. PUBLIC PROTECTION

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

25 \$ 4,581,792

26 FTEs 57.00

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

32 b. Of the funds appropriated in this subsection, up
33 to \$243,000 shall be used for sexual violence prevention
34 programming through a statewide organization representing
35 programs serving victims of sexual violence through the

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

8 c. Of the funds appropriated in this subsection, up to
9 \$750,000 shall be used for the state poison control center.
10 Pursuant to the directive under 2014 Iowa Acts, chapter 1140,
11 section 102, the federal matching funds available to the
12 state poison control center from the department under the
13 federal Children's Health Insurance Program Reauthorization Act
14 allotment shall be subject to the federal administrative cap
15 rule of 10 percent applicable to funding provided under Tit.
16 XXI of the federal Social Security Act and included within the
17 department's calculations of the cap.

18 d. Of the funds appropriated in this subsection, up to
19 \$504,000 shall be used for childhood lead poisoning provisions.

20 8. RESOURCE MANAGEMENT

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

24	\$	933,543
25	FTEs	4.00

26 9. MISCELLANEOUS PROVISIONS

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

32 10. IOWA HEALTH INFORMATION NETWORK ENHANCEMENTS

33 The department shall work with the board established
34 in chapter 135D to develop plans for program enhancements
35 in the Iowa health information network, for the purpose of

1 empowering Iowa patients to access and direct their health
2 information utilizing the Iowa health information network.
3 Program enhancements shall protect data privacy, facilitate the
4 interchange of health data for the purpose of improving public
5 health outcomes, and increase participation by health care
6 providers.

7 Sec. 6. DEPARTMENT OF HEALTH AND HUMAN SERVICES — SPORTS
8 WAGERING RECEIPTS FUND. There is appropriated from the sports
9 wagering receipts fund created in section 8.57, subsection 6,
10 to the department of health and human services for the fiscal
11 year beginning July 1, 2023, and ending June 30, 2024, the
12 following amount, or so much thereof as is necessary, to be
13 used for the purposes designated:

14 For problem gambling and substance use disorder prevention,
15 treatment, and recovery services, including a 24-hour helpline,
16 public information resources, professional training, youth
17 prevention, and program evaluation:
18 \$ 1,750,000

19 DIVISION V

20 DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN SERVICES —
21 FY 2023-2024

22 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
23 GRANT. There is appropriated from the fund created in section
24 8.41 to the department of health and human services for the
25 fiscal year beginning July 1, 2023, and ending June 30, 2024,
26 from moneys received under the federal temporary assistance
27 for needy families (TANF) block grant pursuant to the federal
28 Personal Responsibility and Work Opportunity Reconciliation Act
29 of 1996, Pub. L. No. 104-193, and successor legislation, the
30 following amounts, or so much thereof as is necessary, to be
31 used for the purposes designated:

32 1. To be credited to the family investment program (FIP)
33 account and used for assistance under FIP in accordance with
34 chapter 239B:
35 \$ 5,002,006

1 2. To be credited to the FIP account and used for the job
2 opportunities and basic skills (JOBS) program and implementing
3 family investment agreements in accordance with [chapter 239B](#):
4 \$ 5,412,060
5 3. To be used for the family development and
6 self-sufficiency grant program in accordance with section
7 216A.107:
8 \$ 2,888,980
9 Notwithstanding [section 8.33](#), moneys appropriated in this
10 subsection that remain unencumbered or unobligated at the close
11 of the fiscal year shall not revert but shall remain available
12 for expenditure for the purposes designated until the close of
13 the succeeding fiscal year. However, unless such moneys are
14 encumbered or obligated on or before September 30, 2024, the
15 moneys shall revert.
16 4. For field operations:
17 \$ 31,296,232
18 5. For general administration:
19 \$ 3,744,000
20 6. For state child care assistance:
21 \$ 47,166,826
22 a. Of the funds appropriated in this subsection,
23 \$26,205,412 is transferred to the child care and development
24 block grant appropriation made by the Ninetieth General
25 Assembly, 2023 session, for the federal fiscal year beginning
26 October 1, 2023, and ending September 30, 2024. Of this
27 amount, \$200,000 shall be used for provision of educational
28 opportunities to registered child care home providers in order
29 to improve services and programs offered by this category
30 of providers and to increase the number of providers. The
31 department may contract with institutions of higher education
32 or child care resource and referral centers to provide
33 the educational opportunities. Allowable administrative
34 costs under the contracts shall not exceed 5 percent. The
35 application for a grant shall not exceed two pages in length.

1 b. Any funds appropriated in this subsection remaining
2 unallocated shall be used for state child care assistance
3 payments for families who are employed including but not
4 limited to individuals enrolled in FIP.

5 7. For child and family services:
6 \$ 32,380,654

7 8. For child abuse prevention grants:
8 \$ 125,000

9 9. For pregnancy prevention grants on the condition that
10 family planning services are funded:
11 \$ 1,913,203

12 Pregnancy prevention grants shall be awarded to programs
13 in existence on or before July 1, 2023, if the programs have
14 demonstrated positive outcomes. Grants shall be awarded to
15 pregnancy prevention programs which are developed after July
16 1, 2023, if the programs are based on existing models that
17 have demonstrated positive outcomes. Grants shall comply with
18 the requirements provided in 1997 Iowa Acts, chapter 208,
19 section 14, subsections 1 and 2, including the requirement that
20 grant programs must emphasize sexual abstinence. Priority in
21 the awarding of grants shall be given to programs that serve
22 areas of the state which demonstrate the highest percentage of
23 unplanned pregnancies of females of childbearing age within the
24 geographic area to be served by the grant.

25 10. For technology needs and other resources necessary to
26 meet federal and state reporting, tracking, and case management
27 requirements and other departmental needs:
28 \$ 1,037,186

29 11. a. Notwithstanding any provision to the contrary,
30 including but not limited to requirements in [section 8.41](#) or
31 provisions in 2022 Iowa Acts or 2023 Iowa Acts regarding the
32 receipt and appropriation of federal block grants, federal
33 funds from the temporary assistance for needy families block
34 grant received by the state and not otherwise appropriated
35 in this section and remaining available for the fiscal year

1 beginning July 1, 2023, are appropriated to the department of
2 health and human services to the extent as may be necessary
3 to be used in the following priority order: for FIP, for
4 state child care assistance program payments for families
5 who are employed, and for the FIP share of system costs for
6 eligibility determination and related functions. The federal
7 funds appropriated in this paragraph "a" shall be expended
8 only after all other funds appropriated in subsection 1 for
9 assistance under FIP, in subsection 6 for state child care
10 assistance, or in subsection 10 for technology needs and other
11 resources necessary to meet departmental needs, as applicable,
12 have been expended. For the purposes of this subsection, the
13 funds appropriated in subsection 6, paragraph "a", for transfer
14 to the child care and development block grant appropriation
15 are considered fully expended when the full amount has been
16 transferred.

17 b. The department shall, on a quarterly basis, advise the
18 general assembly and department of management of the amount of
19 funds appropriated in this subsection that was expended in the
20 prior quarter.

21 12. Of the amounts appropriated in this section,
22 \$12,962,008 for the fiscal year beginning July 1, 2023, is
23 transferred to the appropriation of the federal social services
24 block grant made to the department of health and human services
25 for that fiscal year.

26 13. For continuation of the program providing categorical
27 eligibility for the supplemental nutrition assistance program
28 (SNAP) as specified in section 239.2, if enacted by 2023 Iowa
29 Acts, Senate File 494:

30 \$ 14,236

31 14. The department may transfer funds allocated in this
32 section to the appropriations made in this division of this Act
33 for the same fiscal year for general administration and field
34 operations for resources necessary to implement and operate the
35 services referred to in this section and those funded in the

1 appropriation made in this division of this Act for the same
2 fiscal year for FIP from the general fund of the state.

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

17 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

18 1. Moneys credited to the FIP account for the fiscal year
19 beginning July 1, 2023, and ending June 30, 2024, shall be used
20 to provide assistance in accordance with [chapter 239B](#).

21 2. The department may use a portion of the moneys credited
22 to the FIP account under this section as necessary for
23 salaries, support, maintenance, and miscellaneous purposes,
24 including administrative and information technology costs
25 associated with rent reimbursement and other income assistance
26 programs administered by the department.

27 3. The department may transfer funds allocated in
28 subsection 4, excluding the allocation under subsection 4,
29 paragraph "b", to the appropriations made in this division of
30 this Act for the same fiscal year for general administration
31 and field operations for resources necessary to implement
32 and operate the services referred to in this section and
33 those funded in the appropriations made in section 7 for the
34 temporary assistance for needy families block grant and in
35 section 9 for FIP from the general fund of the state in this

1 division of this Act for the same fiscal year.

2 4. Moneys appropriated in this division of this Act and
3 credited to the FIP account for the fiscal year beginning July
4 1, 2023, and ending June 30, 2024, are allocated as follows:

5 a. To be used by the department of health and human services
6 to more effectively serve participants in FIP and other clients
7 and to meet federal reporting requirements under the federal
8 temporary assistance for needy families block grant:

9 \$ 10,000

10 b. To the department of health and human services for
11 staffing, administration, and implementation of the family
12 development and self-sufficiency grant program in accordance
13 with [section 216A.107](#):

14 \$ 7,192,834

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

19 (2) The department of health and human services may continue
20 to implement the family development and self-sufficiency grant
21 program statewide during fiscal year 2023-2024.

22 (3) The department of health and human services may engage
23 in activities to strengthen and improve family outcomes
24 measures and data collection systems under the family
25 development and self-sufficiency grant program.

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

27 \$ 1,293,000

28 A portion of the moneys allocated for the diversion
29 subaccount may be used for field operations, salaries, data
30 management system development, and implementation costs and
31 support deemed necessary by the director of health and human
32 services in order to administer the FIP diversion program. To
33 the extent moneys allocated in this paragraph "c" are deemed
34 by the department not to be necessary to support diversion
35 activities, such moneys may be used for other efforts intended

1 to increase engagement by FIP participants in work, education,
2 or training activities, or for the purposes of assistance under
3 FIP in accordance with chapter 239B.

4 d. For the SNAP employment and training program:

5 \$ 66,588

6 (1) The department shall apply the federal SNAP employment
7 and training state plan in order to maximize to the fullest
8 extent permitted by federal law the use of the 50 percent
9 federal reimbursement provisions for the claiming of allowable
10 federal reimbursement funds from the United States department
11 of agriculture pursuant to the federal SNAP employment and
12 training program for providing education, employment, and
13 training services for eligible SNAP participants, including
14 but not limited to related dependent care and transportation
15 expenses.

16 (2) The department shall continue categorical federal
17 SNAP eligibility as specified in section 239.2, if enacted
18 by 2023 Iowa Acts, Senate File 494, consistent with federal
19 SNAP requirements. The eligibility provisions shall conform
20 to all federal requirements including requirements addressing
21 individuals who are disqualified for committing an intentional
22 program violation or are otherwise ineligible.

23 e. For the JOBS program, not more than:

24 \$ 12,018,258

25 5. Of the child support collections assigned under FIP, an
26 amount equal to the federal share of support collections shall
27 be credited to the child support services appropriation made
28 in this division of this Act. Of the remainder of the assigned
29 child support collections received by child support services,
30 a portion shall be credited to the FIP account, a portion may
31 be used to increase recoveries, and a portion may be used to
32 sustain cash flow in the child support payments account. If
33 as a consequence of the appropriations and allocations made in
34 this section the resulting amounts are insufficient to sustain
35 cash assistance payments and meet federal maintenance of effort

1 requirements, the department shall seek supplemental funding.
2 If child support collections assigned under FIP are greater
3 than estimated or are otherwise determined not to be required
4 for maintenance of effort, the state share of either amount may
5 be transferred to or retained in the child support payments
6 account.

7 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
8 is appropriated from the general fund of the state to the
9 department of health and human services for the fiscal year
10 beginning July 1, 2023, and ending June 30, 2024, the following
11 amount, or so much thereof as is necessary, to be used for the
12 purpose designated:

13 To be credited to the FIP account and used for FIP assistance
14 in accordance with [chapter 239B](#) and for other costs associated
15 with providing needs-based benefits or assistance:

16 \$ 41,003,575

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

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

22 3. a. Notwithstanding [section 8.39](#), for the fiscal
23 year beginning July 1, 2023, if necessary to meet federal
24 maintenance of effort requirements or to transfer federal
25 temporary assistance for needy families block grant funding
26 to be used for purposes of the federal social services block
27 grant or to meet cash flow needs resulting from delays in
28 receiving federal funding or to implement, in accordance with
29 this division of this Act, activities currently funded with
30 juvenile court services, county, or community moneys and
31 state moneys used in combination with such moneys; to comply
32 with federal requirements; or to maximize the use of federal
33 funds; the department of health and human services may transfer
34 funds within or between any of the appropriations made in
35 this division of this Act and appropriations in law for the

1 federal social services block grant to the department for the
2 following purposes, provided that the combined amount of state
3 and federal temporary assistance for needy families block grant
4 funding for each appropriation remains the same before and
5 after the transfer:

- 6 (1) For FIP.
- 7 (2) For state child care assistance.
- 8 (3) For child and family services.
- 9 (4) For field operations.
- 10 (5) For general administration.

11 b. This subsection shall not be construed to prohibit the
12 use of existing state transfer authority for other purposes.
13 The department shall report any transfers made pursuant to this
14 subsection to the general assembly.

15 4. Of the funds appropriated in this section, \$195,000
16 shall be used for a contract for tax preparation assistance
17 to low-income Iowans to expand the usage of the earned income
18 tax credit. The purpose of the contract is to supply this
19 assistance to underserved areas of the state. The department
20 shall not retain any portion of the allocation under this
21 subsection for administrative costs.

22 5. Of the funds appropriated in this section, \$70,000 shall
23 be used for the continuation of the parenting program, as
24 specified in [441 IAC ch. 100](#), relating to parental obligations,
25 in which child support services participates, to support the
26 efforts of a nonprofit organization committed to strengthening
27 the community through youth development, healthy living,
28 and social responsibility headquartered in a county with
29 a population over 450,000 according to the 2020 certified
30 federal census. The funds allocated in this subsection shall
31 be used by the recipient organization to develop a larger
32 community effort, through public and private partnerships, to
33 support a broad-based multi-county parenthood initiative that
34 promotes payment of child support obligations, improved family
35 relationships, and full-time employment.

1 6. The department may transfer funds appropriated in this
2 section, excluding the allocation in subsection 2 for the
3 family development and self-sufficiency grant program, to the
4 appropriations made in this division of this Act for general
5 administration and field operations as necessary to administer
6 this section, section 7 for the temporary assistance for needy
7 families block grant, and section 8 for the FIP account.

8 Sec. 10. CHILD SUPPORT SERVICES. There is appropriated from
9 the general fund of the state to the department of health and
10 human services for the fiscal year beginning July 1, 2023, and
11 ending June 30, 2024, the following amount, or so much thereof
12 as is necessary, to be used for the purposes designated:

13 For child support services, including salaries, support,
14 maintenance, and miscellaneous purposes, and for not more than
15 the following full-time equivalent positions:

16	\$ 15,914,329
17	FTEs 459.00

18 1. The department shall expend up to \$24,000, including
19 federal financial participation, for the fiscal year beginning
20 July 1, 2023, for a child support public awareness campaign.
21 The department and the office of the attorney general shall
22 cooperate in continuation of the campaign. The public
23 awareness campaign shall emphasize, through a variety of
24 media activities, the importance of maximum involvement of
25 both parents in the lives of their children as well as the
26 importance of payment of child support obligations.

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

32 3. The appropriation made to the department for child
33 support services may be used throughout the fiscal year in the
34 manner necessary for purposes of cash flow management, and for
35 cash flow management purposes the department may temporarily

1 draw more than the amount appropriated, provided the amount
2 appropriated is not exceeded at the close of the fiscal year.

3 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
4 FY 2023-2024. Any funds remaining in the health care trust
5 fund created in [section 453A.35A](#) for the fiscal year beginning
6 July 1, 2023, and ending June 30, 2024, are appropriated to
7 the department of health and human services to supplement
8 the medical assistance program appropriations made in this
9 division of this Act, for medical assistance reimbursement and
10 associated costs, including program administration and costs
11 associated with program implementation.

12 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
13 2023-2024. Any funds remaining in the Medicaid fraud fund
14 created in [section 249A.50](#) for the fiscal year beginning July
15 1, 2023, and ending June 30, 2024, are appropriated to the
16 department of health and human services to supplement the
17 medical assistance appropriations made in this division of this
18 Act, for medical assistance reimbursement and associated costs,
19 including program administration and costs associated with
20 program implementation.

21 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
22 general fund of the state to the department of health and human
23 services for the fiscal year beginning July 1, 2023, and ending
24 June 30, 2024, the following amount, or so much thereof as is
25 necessary, to be used for the purpose designated:

26 For medical assistance program reimbursement and associated
27 costs as specifically provided in the reimbursement
28 methodologies in effect on June 30, 2023, except as otherwise
29 expressly authorized by law, consistent with options under
30 federal law and regulations, and contingent upon receipt of
31 approval from the office of the governor of reimbursement for
32 each abortion performed under the program:

33 \$ 1,543,626,779

34 1. Iowans support reducing the number of abortions
35 performed in our state. Funds appropriated under this section

1 shall not be used for abortions, unless otherwise authorized
2 under this section.

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

6 3. The department shall utilize not more than \$60,000 of
7 the funds appropriated in this section to continue the AIDS/HIV
8 health insurance premium payment program as established in 1992
9 Iowa Acts, Second Extraordinary Session, chapter 1001, section
10 409, subsection 6. Of the funds allocated in this subsection,
11 not more than \$5,000 may be expended for administrative
12 purposes.

13 4. Of the funds appropriated in this Act to the department
14 of health and human services for addictive disorders, \$950,000
15 shall be used for an integrated substance use disorder managed
16 care system. The department shall maintain the level of mental
17 health and substance use disorder treatment services provided
18 by the managed care contractors. The department shall take the
19 steps necessary to continue the federal waivers as necessary to
20 maintain the level of services.

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

31 6. Of the funds appropriated in this section, up to
32 \$3,050,082 may be transferred to the field operations or
33 general administration appropriations in this division of this
34 Act for operational costs associated with Part D of the federal
35 Medicare Prescription Drug Improvement and Modernization Act

1 of 2003, Pub. L. No. 108-173.

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

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

18 9. Of the funds appropriated in this section, a sufficient
19 amount is allocated to supplement the incomes of residents of
20 nursing facilities, intermediate care facilities for persons
21 with mental illness, and intermediate care facilities for
22 persons with an intellectual disability, with incomes of less
23 than \$50 in the amount necessary for the residents to receive a
24 personal needs allowance of \$50 per month pursuant to section
25 249A.30A.

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

31 11. A portion of the funds appropriated in this section may
32 be transferred to the appropriation in this division of this
33 Act for health program operations to be used for administrative
34 activities associated with the money follows the person
35 demonstration project.

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

5 13. a. The department may increase the amounts allocated
6 for salaries, support, maintenance, and miscellaneous purposes
7 associated with the medical assistance program, as necessary,
8 to sustain cost management efforts. The department shall
9 report any such increase to the general assembly and the
10 department of management.

11 b. If the savings to the medical assistance program from
12 ongoing cost management efforts exceed the associated cost
13 for the fiscal year beginning July 1, 2023, the department
14 may transfer any savings generated for the fiscal year due
15 to medical assistance program cost management efforts to the
16 appropriation made in this division of this Act for health
17 program operations or general administration to defray the
18 costs associated with implementing the efforts.

19 14. For the fiscal year beginning July 1, 2023, and ending
20 June 30, 2024, the replacement generation tax revenues required
21 to be deposited in the property tax relief fund pursuant to
22 section 437A.8, subsection 4, paragraph "d", and section
23 437A.15, subsection 3, paragraph "f", shall instead be credited
24 to and supplement the appropriation made in this section and
25 used for the allocations made in this section.

26 15. a. Of the funds appropriated in this section, up
27 to \$50,000 may be transferred by the department to the
28 appropriation made in this division of this Act to the
29 department for the same fiscal year for general administration
30 to be used for associated administrative expenses and for not
31 more than 1.00 full-time equivalent position, in addition to
32 those authorized for the same fiscal year, to be assigned to
33 implementing the children's mental health home project.

34 b. Of the funds appropriated in this section, up to \$400,000
35 may be transferred by the department to the appropriation made

1 to the department in this division of this Act for the same
2 fiscal year for Medicaid program-related general administration
3 planning and implementation activities. The funds may be used
4 for contracts or for personnel in addition to the amounts
5 appropriated for and the positions authorized for general
6 administration for the fiscal year.

7 c. Of the funds appropriated in this section, up to
8 \$3,000,000 may be transferred by the department to the
9 appropriations made in this division of this Act for the
10 same fiscal year for general administration or health
11 program operations to be used to support the development
12 and implementation of standardized assessment tools for
13 persons with mental illness, an intellectual disability, a
14 developmental disability, or a brain injury.

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

29 17. Of the funds appropriated in this section, up to
30 \$3,383,880 shall be used for administration of the state family
31 planning services program pursuant to [section 217.41B](#), and
32 of this amount, the department may use up to \$200,000 for
33 administrative expenses.

34 18. Of the funds appropriated in this section, \$1,545,530
35 shall be used and may be transferred to other appropriations

1 in this division of this Act as necessary to administer the
2 provisions in the division of this Act relating to Medicaid
3 program administration.

4 19. The department shall comply with the centers for
5 Medicare and Medicaid services' guidance related to Medicaid
6 program and children's health insurance program maintenance
7 of effort provisions, including eligibility standards,
8 methodologies, procedures, and continuous enrollment, to
9 receive the enhanced federal medical assistance percentage
10 under section 6008(b) of the federal Families First Coronavirus
11 Response Act, Pub. L. No. 116-127 and section 5131 of the
12 federal Consolidated Appropriations Act, 2023, Pub. L. No.
13 117-328. The department shall utilize and implement all tools,
14 processes, and resources available to expediently return to
15 normal eligibility and enrollment operations in compliance with
16 federal guidance and expectations.

17 20. A portion of the funds appropriated in this section
18 may be transferred to the appropriation made in this division
19 of this Act for the children's health insurance program,
20 if the children's health insurance program appropriation
21 is insufficient to cover the designated purposes of that
22 appropriation.

23 21. Notwithstanding any provision to the contrary, of the
24 funds appropriated in this section, \$13,000,000 shall be used
25 to increase reimbursement rates for mental health and substance
26 use disorder providers in accordance with a methodology
27 determined by the department. Of the amount allocated
28 under this subsection, \$7,000,000 shall be used to increase
29 reimbursement rates for individual mental health therapy
30 providers, \$3,000,000 shall be used to increase reimbursement
31 rates for mental health providers, and \$3,000,000 shall be used
32 to increase reimbursement rates for substance use disorder
33 providers.

34 22. Of the funds appropriated in this section, \$5,500,000
35 shall be used to maintain the reimbursement rates of eligible

1 home and community-based services providers at the rates in
2 effect on June 30, 2023.

3 Sec. 14. HEALTH PROGRAM OPERATIONS. There is appropriated
4 from the general fund of the state to the department of health
5 and human services for the fiscal year beginning July 1, 2023,
6 and ending June 30, 2024, the following amount, or so much
7 thereof as is necessary, to be used for the purpose designated:

8 For health program operations:

9 \$ 17,446,067

10 1. The department of inspections, appeals, and licensing
11 shall provide all state matching funds for survey and
12 certification activities performed by the department of
13 inspections, appeals, and licensing. The department of health
14 and human services is solely responsible for distributing the
15 federal matching funds for such activities.

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

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

29 4. Of the funds appropriated in this section, \$1,000,000
30 shall be used for planning and development of a phased-in
31 program to provide a dental home for children.

32 5. a. Of the funds appropriated in this section, \$188,000
33 shall be credited to the autism support program fund created
34 in [section 225D.2](#) to be used for the autism support program
35 created in [chapter 225D](#), with the exception of the following

1 amount of this allocation which shall be used as follows:

2 b. Of the funds allocated in this subsection, \$25,000 shall
3 be used for the public purpose of continuation of a grant to
4 a nonprofit provider of child welfare services that has been
5 in existence for more than 115 years, is located in a county
6 with a population between 220,000 and 250,000 according to the
7 2020 federal decennial census, is licensed as a psychiatric
8 medical institution for children, and provides school-based
9 programming, to be used for support services for children with
10 autism spectrum disorder and their families.

11 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

12 1. There is appropriated from the general fund of the state
13 to the department of health and human services for the fiscal
14 year beginning July 1, 2023, and ending June 30, 2024, the
15 following amount, or so much thereof as is necessary, to be
16 used for the purpose designated:

17 For the state supplementary assistance program:

18 \$ 7,349,002

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

26 3. If during the fiscal year beginning July 1, 2023,
27 the department projects that state supplementary assistance
28 expenditures for a calendar year will not meet the federal
29 pass-through requirement specified in Tit. XVI of the federal
30 Social Security Act, section 1618, as codified in 42 U.S.C.
31 §1382g, the department may take actions including but not
32 limited to increasing the personal needs allowance for
33 residential care facility residents and making programmatic
34 adjustments or upward adjustments of the residential care
35 facility or in-home health-related care reimbursement rates

1 prescribed in this division of this Act to ensure that federal
2 requirements are met. In addition, the department may make
3 other programmatic and rate adjustments necessary to remain
4 within the amount appropriated in this section while ensuring
5 compliance with federal requirements. The department may adopt
6 emergency rules to implement the provisions of this subsection.

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,
11 including for liability amounts associated with the SNAP
12 payment error rate, until the close of the succeeding fiscal
13 year.

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

15 1. There is appropriated from the general fund of the state
16 to the department of health and human services for the fiscal
17 year beginning July 1, 2023, and ending June 30, 2024, the
18 following amount, or so much thereof as is necessary, to be
19 used for the purpose designated:

20 For maintenance of the healthy and well kids in Iowa (Hawki)
21 program pursuant to [chapter 514I](#), including supplemental dental
22 services, for receipt of federal financial participation under
23 Tit. XXI of the federal Social Security Act, which creates the
24 children's health insurance program:

25 \$ 38,661,688

26 2. Of the funds appropriated in this section, a sufficient
27 amount is allocated for continuation of the contract for
28 outreach.

29 3. A portion of the funds appropriated in this section may
30 be transferred to the appropriations made in this division of
31 this Act for field operations or health program operations
32 to be used for the integration of Hawki program eligibility,
33 payment, and administrative functions under the purview of the
34 department of health and human services, including for the
35 Medicaid management information system upgrade.

1 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated from
2 the general fund of the state to the department of health and
3 human services for the fiscal year beginning July 1, 2023, and
4 ending June 30, 2024, the following amount, or so much thereof
5 as is necessary, to be used for the purpose designated:

6 For child care programs:

7 \$ 64,223,730

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

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

18 3. A list of the registered and licensed child care
19 facilities operating in the area served by a child care
20 resource and referral service shall be made available to the
21 families receiving state child care assistance in that area.

22 4. Of the funds appropriated in this section, \$29,256,799
23 shall be deposited in the school ready children grants account
24 of the early childhood Iowa fund created in section 256I.11,
25 and shall be allocated as follows for the fiscal year beginning
26 July 1, 2023:

27 a. Of the amount deposited under this subsection, not
28 more than \$265,950 is allocated for the early childhood Iowa
29 program and other technical assistance activities. Moneys
30 allocated under this lettered paragraph may be used by the
31 early childhood Iowa state board for the purpose of skills
32 development and support for ongoing training of staff. The
33 early childhood Iowa state board may reserve a portion of the
34 allocation under paragraph "b", not to exceed \$88,650, for
35 the technical assistance expenses of the early childhood Iowa

1 program, including the reimbursement of staff. However, except
2 as otherwise provided in this subsection, moneys shall not be
3 used for additional staff or for the reimbursement of staff.

4 b. Of the amount deposited under this subsection,
5 \$2,318,018 shall be used for efforts to improve the quality
6 of early care, health, and education programs. Moneys
7 allocated pursuant to this lettered paragraph may be used
8 for additional staff and for the reimbursement of staff in
9 early childhood Iowa areas and for local quality improvement
10 efforts. The early childhood Iowa state board shall determine
11 the methodology to make the most productive use of the funding,
12 which may include use of the distribution formula, grants, or
13 other means.

14 c. Of the amount deposited under this subsection, \$825,030
15 shall be used for support of professional development and
16 training activities for persons working in early care,
17 health, and education by the early childhood Iowa state
18 board in collaboration with the professional development
19 component group maintained by the early childhood Iowa
20 stakeholders alliance pursuant to section 256I.12, and the
21 early childhood Iowa area boards. Expenditures shall be
22 limited to professional development and training activities,
23 and strategic plan implementation staff as agreed upon by the
24 parties participating in the collaboration as approved by the
25 early childhood Iowa state board.

26 d. Of the amount deposited under this subsection, \$200,000
27 shall be used to invest in the state's early childhood database
28 system that integrates state administrative data to provide
29 results that inform and improve the early childhood system of
30 programs and services in the state.

31 e. Of the amount deposited under this subsection,
32 \$5,850,000 shall be distributed for funding of community-based
33 early childhood programs targeted to children from birth
34 through five years of age developed by early childhood Iowa
35 areas in accordance with approved community plans as provided

1 in section 256I.8. Up to \$65,000 of the funds allocated in
2 this paragraph may be used for additional technical assistance
3 staff.

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

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

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

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

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

18 Sec. 18. JUVENILE INSTITUTION. There is appropriated from
19 the general fund of the state to the department of health and
20 human services for the fiscal year beginning July 1, 2023, and
21 ending June 30, 2024, the following amounts, or so much thereof
22 as is necessary, to be used for the purposes designated:

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

27 \$ 17,568,511
28 FTEs 207.00

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

35 2. A portion of the moneys appropriated in this section

1 shall be used by the state training school at Eldora for
2 grants for adolescent pregnancy prevention activities at the
3 institution in the fiscal year beginning July 1, 2023.

4 3. Of the funds appropriated in this subsection, \$212,000
5 shall be used by the state training school at Eldora for a
6 substance use disorder treatment program at the institution for
7 the fiscal year beginning July 1, 2023.

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

13 Sec. 19. CHILD AND FAMILY SERVICES.

14 1. There is appropriated from the general fund of the state
15 to the department of health and human services for the fiscal
16 year beginning July 1, 2023, and ending June 30, 2024, the
17 following amount, or so much thereof as is necessary, to be
18 used for the purpose designated:

19 For child and family services:

20 \$ 79,027,794

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

31 3. Of the funds appropriated in this section, up to
32 \$40,500,000 is allocated for group foster care maintenance and
33 services.

34 4. In accordance with the provisions of [section 232.188](#),
35 the department shall continue the child welfare and juvenile

1 justice funding initiative during fiscal year 2023-2024. Of
2 the funds appropriated in this section, \$1,717,000 is allocated
3 specifically for expenditure for fiscal year 2023-2024 through
4 the decategorization services funding pools and governance
5 boards established pursuant to [section 232.188](#).

6 5. A portion of the funds appropriated in this section
7 may be used for emergency family assistance to provide other
8 resources required for a family participating in a family
9 preservation or reunification project or successor project to
10 stay together or to be reunified.

11 6. Of the funds appropriated in this section, a sufficient
12 amount is allocated for shelter care and the child welfare
13 emergency services contracting implemented to provide for or
14 prevent the need for shelter care.

15 7. Federal funds received by the state during the fiscal
16 year beginning July 1, 2023, as the result of the expenditure
17 of state funds appropriated during a previous state fiscal
18 year for a service or activity funded under this section are
19 appropriated to the department to be used as additional funding
20 for services and purposes provided for under this section.
21 Notwithstanding [section 8.33](#), moneys received in accordance
22 with this subsection that remain unencumbered or unobligated at
23 the close of the fiscal year shall not revert to any fund but
24 shall remain available for the purposes designated until the
25 close of the succeeding fiscal year.

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

31 b. Notwithstanding [section 232.141](#) or any other
32 provision of law to the contrary, the amounts allocated in
33 this subsection shall be distributed as determined by the
34 department. The department shall make the determination of the
35 distribution amounts on or before June 15, 2023.

1 c. Notwithstanding [chapter 232](#) or any other provision
2 of law to the contrary, a district or juvenile court shall
3 not order any service which is a charge upon the state
4 pursuant to [section 232.141](#) if the court-ordered services
5 distribution amount is insufficient to pay for the service.
6 The department shall encourage use of the funds allocated in
7 this subsection such that there are sufficient funds to pay
8 for all court-related services during the entire year. The
9 department shall attempt to anticipate potential surpluses
10 and shortfalls in the distribution amounts and shall transfer
11 distribution amounts as prudent.

12 d. Notwithstanding any provision of law to the contrary,
13 a district or juvenile court shall not order a county to pay
14 for any service provided to a juvenile pursuant to an order
15 entered under [chapter 232](#) which is a charge upon the state
16 under [section 232.141, subsection 4](#).

17 9. Of the funds appropriated in this section, \$1,658,000
18 shall be used for the child protection center grant program for
19 child protection centers located in Iowa in accordance with
20 section 135.118. The grant amounts under the program shall be
21 equalized so that each center receives a uniform base amount of
22 \$245,000, and so that the remaining funds are awarded through
23 a funding formula based upon the volume of children served.
24 To increase access to child protection center services for
25 children in rural areas, the funding formula for the awarding
26 of the remaining funds shall provide for the awarding of an
27 enhanced amount to eligible grantees to develop and maintain
28 satellite centers in underserved regions of the state.

29 10. Of the funds appropriated in this section, up to
30 \$4,025,000 is allocated for the preparation for adult living
31 program pursuant to [section 234.46](#).

32 11. Of the funds appropriated in this section, \$227,000
33 shall be used for the public purpose of continuing a grant to a
34 nonprofit human services organization, providing services to
35 individuals and families in multiple locations in southwest

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

5 12. Of the funds appropriated in this section, \$300,000
6 is allocated for the foster care youth council approach of
7 providing a support network to children placed in foster care.

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

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

16 15. Of the funds appropriated in this section, up to
17 \$371,000 is allocated for the department's minority youth and
18 family projects under the redesign of the child welfare system.

19 16. Of the funds appropriated in this section, \$851,000
20 is allocated for funding of the community circle of care
21 collaboration for children and youth in northeast Iowa.

22 17. Of the funds appropriated in this section, at least
23 \$147,000 shall be used for the continuation of the child
24 welfare provider training program.

25 18. Of the funds appropriated in this section, \$211,000
26 shall be used for continuation of the central Iowa system of
27 care program grant for the purposes of funding community-based
28 services and other supports with a system of care approach for
29 children with serious emotional disturbance and their families
30 through a nonprofit provider that is located in a county
31 with a population of more than 450,000 according to the 2020
32 certified federal census, is licensed as a psychiatric medical
33 institution for children, and was a system of care grantee
34 prior to July 1, 2023.

35 19. Of the funds appropriated in this section, \$235,000

1 shall be used for the public purpose of the continuation
2 and expansion of a system of care program grant implemented
3 in Cerro Gordo and Linn counties to utilize a comprehensive
4 and long-term approach for helping children and families by
5 addressing the key areas in a child's life of childhood basic
6 needs, education and work, family, and community.

7 20. Of the funds appropriated in this section, \$110,000
8 shall be used for the public purpose of funding community-based
9 services and other supports with a system of care approach
10 for children with a serious emotional disturbance and their
11 families through a nonprofit provider of child welfare services
12 that has been in existence for more than 115 years, is located
13 in a county with a population of more than 230,000 according to
14 the 2020 certified federal census, is licensed as a psychiatric
15 medical institution for children, and was a system of care
16 grantee prior to July 1, 2023.

17 21. If a separate funding source is identified that reduces
18 the need for state funds within an allocation under this
19 section, the allocated state funds may be redistributed to
20 other allocations under this section for the same fiscal year.

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

25 Sec. 20. ADOPTION SUBSIDY.

26 1. There is appropriated from the general fund of the state
27 to the department of health and human services for the fiscal
28 year beginning July 1, 2023, and ending June 30, 2024, the
29 following amount, or so much thereof as is necessary, to be
30 used for the purpose designated:

31 a. For adoption subsidy payments and related costs and for
32 other operations and services provided for under paragraph "b":
33 \$ 40,883,507

34 b. (1) Of the funds appropriated in this section, a
35 sufficient amount is allocated for adoption subsidy payments

1 and related costs.

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

11 (a) The department of health and human services may transfer
12 funds allocated in this subparagraph (2) to the appropriation
13 for child and family services in this division of this Act for
14 the purposes designated in this subparagraph (2).

15 (b) Notwithstanding section 8.33, moneys allocated
16 under this subparagraph (2) shall not revert to any fund but
17 shall remain available for the purposes designated in this
18 subparagraph (2) until expended.

19 2. The department may transfer funds appropriated in this
20 section remaining after the transfer of funds under subsection
21 1, paragraph "b", to the appropriation made in this division
22 of this Act for general administration for costs paid from the
23 appropriation relating to adoption subsidy.

24 3. Federal funds received by the state during the
25 fiscal year beginning July 1, 2023, as the result of the
26 expenditure of state funds during a previous state fiscal
27 year for a service or activity funded under this section are
28 appropriated to the department to be used as additional funding
29 for the services and activities funded under this section.
30 Notwithstanding [section 8.33](#), moneys received in accordance
31 with this subsection that remain unencumbered or unobligated
32 at the close of the fiscal year shall not revert to any fund
33 but shall remain available for expenditure for the purposes
34 designated until the close of the succeeding fiscal year.

35 4. The maximum payment for adoption subsidy nonrecurring

1 expenses shall be established in accordance with section
2 234.48, if enacted in this Act.

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

8 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

9 1. There is appropriated from the general fund of the state
10 to the department of health and human services for the fiscal
11 year beginning July 1, 2023, and ending June 30, 2024, the
12 following amount, or so much thereof as is necessary, to be
13 used for the purpose designated:

14 For the family support subsidy program subject to the
15 enrollment restrictions in [section 225C.37, subsection 3](#):
16 \$ 949,282

17 2. At least \$931,536 of the moneys appropriated in this
18 section shall be used for the family support center component
19 of the comprehensive family support program under chapter 225C,
20 subchapter V.

21 3. If at any time during the fiscal year, the amount of
22 funding available for the family support subsidy program
23 is reduced from the amount initially used to establish the
24 figure for the number of family members for whom a subsidy
25 is to be provided at any one time during the fiscal year,
26 notwithstanding [section 225C.38, subsection 2](#), the department
27 shall revise the figure as necessary to conform to the amount
28 of funding available.

29 Sec. 22. CONNER DECREE. There is appropriated from the
30 general fund of the state to the department of health and human
31 services for the fiscal year beginning July 1, 2023, and ending
32 June 30, 2024, the following amount, or so much thereof as is
33 necessary, to be used for the purpose designated:

34 For building community capacity through the coordination
35 and provision of training opportunities in accordance with the

1 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
2 Iowa, July 14, 1994):

3 \$ 33,632

4 Sec. 23. MENTAL HEALTH INSTITUTES.

5 1. There is appropriated from the general fund of the state
6 to the department of health and human services for the fiscal
7 year beginning July 1, 2023, and ending June 30, 2024, the
8 following amounts, or so much thereof as is necessary, to be
9 used for the purposes designated:

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

14 \$ 15,923,252

15 FTEs 188.00

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

20 \$ 19,811,470

21 FTEs 211.00

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

27 b. Notwithstanding sections 218.78 and 249A.11, any
28 COVID-19 related funding received through federal funding
29 sources by the state mental health institute at Cherokee or the
30 state mental health institute at Independence may be retained
31 and expended by the mental health institute.

32 3. Notwithstanding any provision of law to the contrary,
33 a Medicaid member residing at the state mental health
34 institute at Cherokee or the state mental health institute
35 at Independence shall retain Medicaid eligibility during

1 the period of the Medicaid member's stay for which federal
2 financial participation is available.

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

8 Sec. 24. STATE RESOURCE CENTERS.

9 1. There is appropriated from the general fund of the state
10 to the department of health and human services for the fiscal
11 year beginning July 1, 2023, and ending June 30, 2024, the
12 following amounts, or so much thereof as is necessary, to be
13 used for the purposes designated:

14 a. For the state resource center at Glenwood for salaries,
15 support, maintenance, and miscellaneous purposes:
16 \$ 16,255,132

17 b. For the state resource center at Woodward for salaries,
18 support, maintenance, and miscellaneous purposes:
19 \$ 13,389,577

20 2. The department may continue to bill for state resource
21 center services utilizing a scope of services approach used for
22 private providers of intermediate care facilities for persons
23 with an intellectual disability services, in a manner which
24 does not shift costs between the medical assistance program,
25 mental health and disability services regions, or other sources
26 of funding for the state resource centers.

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

29 4. If the department's administration and the department
30 of management concur with a finding by a state resource
31 center's superintendent that projected revenues can reasonably
32 be expected to pay the salary and support costs for a new
33 employee position, or that such costs for adding a particular
34 number of new positions for the fiscal year would be less
35 than the overtime costs if new positions would not be added,

1 the superintendent may add the new position or positions. If
2 the vacant positions available to a resource center do not
3 include the position classification desired to be filled, the
4 state resource center's superintendent may reclassify any
5 vacant position as necessary to fill the desired position. The
6 superintendents of the state resource centers may, by mutual
7 agreement, pool vacant positions and position classifications
8 during the course of the fiscal year in order to assist one
9 another in filling necessary positions.

10 5. If existing capacity limitations are reached in
11 operating units, a waiting list is in effect for a service or
12 a special need for which a payment source or other funding
13 is available for the service or to address the special need,
14 and facilities for the service or to address the special need
15 can be provided within the available payment source or other
16 funding, the superintendent of a state resource center may
17 authorize opening not more than two units or other facilities
18 and begin implementing the service or addressing the special
19 need during fiscal year 2023-2024.

20 6. Notwithstanding [section 8.33](#), and notwithstanding
21 the amount limitation specified in [section 222.92](#), moneys
22 appropriated in this section that remain unencumbered or
23 unobligated at the close of the fiscal year shall not revert
24 but shall remain available for expenditure for the purposes
25 designated until the close of the succeeding fiscal year.

26 Sec. 25. SEXUALLY VIOLENT PREDATORS.

27 1. There is appropriated from the general fund of the state
28 to the department of health and human services for the fiscal
29 year beginning July 1, 2023, and ending June 30, 2024, the
30 following amount, or so much thereof as is necessary, to be
31 used for the purpose designated:

32 For costs associated with the commitment and treatment of
33 sexually violent predators in the unit located at the state
34 mental health institute at Cherokee, including costs of legal
35 services and other associated costs, including salaries,

1 support, maintenance, and miscellaneous purposes, and for not
2 more than the following full-time equivalent positions:

3 \$ 14,865,337
4 FTEs 167.00

5 2. Unless specifically prohibited by law, if the amount
6 charged provides for recoupment of at least the entire amount
7 of direct and indirect costs, the department of health and
8 human services may contract with other states to provide
9 care and treatment of persons placed by the other states at
10 the unit for sexually violent predators at Cherokee. The
11 moneys received under such a contract shall be considered
12 to be repayment receipts and used for the purposes of the
13 appropriation made in this section.

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

19 Sec. 26. FIELD OPERATIONS.

20 1. There is appropriated from the general fund of the state
21 to the department of health and human services for the fiscal
22 year beginning July 1, 2023, and ending June 30, 2024, the
23 following amount, or so much thereof as is necessary, to be
24 used for the purposes designated:

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

28 \$ 67,056,945
29 FTEs 1,589.00

30 2. Of the funds appropriated in this section, \$1,370,436
31 shall be used for the purpose of increasing compensation for
32 child welfare case workers and to support case workers with
33 complex cases in all service areas.

34 3. In addition to subsection 2, priority in filling
35 full-time equivalent positions shall be given to those

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

3 Sec. 27. GENERAL ADMINISTRATION. There is appropriated
4 from the general fund of the state to the department of health
5 and human services for the fiscal year beginning July 1, 2023,
6 and ending June 30, 2024, the following amount, or so much
7 thereof as is necessary, to be used for the purpose designated:

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

11	\$ 18,913,662
12	FTEs 341.86

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

16 2. Of the funds appropriated in this section, \$150,000 shall
17 be used for the provision of a program to provide technical
18 assistance, support, and consultation to providers of home and
19 community-based services under the medical assistance program.

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

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

30 5. Of the funds appropriated in this section, \$200,000 is
31 transferred to the Iowa commission on volunteer service to
32 continue to be used for the RefugeeRISE AmeriCorps program
33 established under [section 15H.8](#) for member recruitment and
34 training to improve the economic well-being and health of
35 economically disadvantaged refugees in local communities across

1 Iowa. Funds transferred may be used to supplement federal
2 funds under federal regulations.

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

5 a. To fund not more than 1.00 full-time equivalent position
6 to address the department's responsibility to support the work
7 of the children's behavioral health system state board and
8 implementation of the services required pursuant to section
9 331.397.

10 b. To support the cost of establishing and implementing new
11 or additional services required pursuant to sections 331.397
12 and 331.397A.

13 c. Of the amount allocated, \$32,000 shall be used to support
14 the costs of establishing and implementing new or additional
15 services required pursuant to sections 331.397 and 331.397A.

16 7. Of the funds appropriated in this section, \$800,000 shall
17 be used for the renovation and construction of certain nursing
18 facilities, consistent with the provisions of chapter 249K.

19 8. Of the funds appropriated under this section, \$1,000,000
20 shall be used for the purposes of program administration and
21 provision of pregnancy support services through the more
22 options for maternal support program in accordance with section
23 217.41C.

24 9. Of the funds appropriated under this section, \$2,602,312
25 shall be used for the child advocacy board for foster care
26 review and the court appointed special advocate program,
27 including for salaries, support, maintenance, and miscellaneous
28 purposes.

29 a. The department, in coordination with the child advocacy
30 board, shall submit an application for funding available
31 pursuant to Tit. IV-E of the federal Social Security Act for
32 claims for child advocacy board administrative review costs.

33 b. The court appointed special advocate program shall
34 investigate and develop opportunities for expanding fundraising
35 for the program.

1 c. Administrative costs charged by the department for items
2 funded under this subsection shall not exceed 4 percent of the
3 amount appropriated in this subsection.

4 Sec. 28. DEPARTMENT-WIDE DUTIES.

5 1. There is appropriated from the general fund of the state
6 to the department of health and human services for the fiscal
7 year beginning July 1, 2023, and ending June 30, 2024, the
8 following amount, or so much thereof as is necessary, to be
9 used for the purposes designated:

10 For salaries, support, maintenance, and miscellaneous
11 purposes at facilities under the purview of the department of
12 health and human services:

13 \$ 7,157,590

14 2. Of the funds appropriated under this section, \$5,000,000
15 shall be used for support of institutions listed under section
16 218.6. Any transfer of these funds for the institutions
17 listed under section 218.6 shall comply with section 218.6.
18 The department shall submit a report to the general assembly
19 detailing the expenditure of such funds.

20 Sec. 29. VOLUNTEERS. There is appropriated from the
21 general fund of the state to the department of health and human
22 services for the fiscal year beginning July 1, 2023, and ending
23 June 30, 2024, the following amount, or so much thereof as is
24 necessary, to be used for the purpose designated:

25 For development and coordination of volunteer services:

26 \$ 84,686

27 Sec. 30. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
28 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
29 DEPARTMENT OF HEALTH AND HUMAN SERVICES.

30 1. a. (1) (a) (i) Notwithstanding any provision of
31 law to the contrary, for the fiscal period beginning July 1,
32 2023, and ending June 30, 2025, the department of health and
33 human services shall rebase case-mix nursing facility rates
34 beginning July 1, 2023, using the Medicaid cost reports on file
35 for the period ending December 31, 2022, and applying a minimum

1 occupancy factor of 70 percent, as provided pursuant to 2021
2 Iowa Acts, chapter 182, section 39, to the extent possible
3 within the state funding, including the \$15,000,000 provided
4 for this purpose.

5 (ii) For the fiscal year beginning July 1, 2023, the
6 department of health and human services shall determine and
7 adjust each nursing facility's case-mix index on a semiannual
8 basis. A separate calculation shall be made to determine the
9 average case-mix index for a nursing facility-wide case-mix
10 index, and a case-mix index for the residents of a nursing
11 facility who are medical assistance program recipients using
12 all of the minimum data set reports by the nursing facility for
13 the previous semiannual period of the state fiscal year using a
14 day weighted calculation.

15 (b) For the fiscal year beginning July 1, 2023, non-case-mix
16 and special population nursing facilities shall be reimbursed
17 in accordance with the methodology in effect on June 30, 2023.

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

30 (d) For the fiscal year beginning July 1, 2023, Medicaid
31 managed care long-term services and supports capitation rates
32 shall be adjusted to reflect the case-mix adjusted rates
33 specified pursuant to subparagraph division (a) for the patient
34 populations residing in Medicaid-certified nursing facilities.

35 (2) Medicaid managed care organizations shall adjust

1 facility-specific rates based upon payment rate listings issued
2 by the department. The rate adjustments shall be applied
3 prospectively from the effective date of the rate letter issued
4 by the department.

5 b. (1) For the fiscal year beginning July 1, 2023, the
6 department shall establish the fee-for-service pharmacy
7 dispensing fee reimbursement at \$10.38 per prescription,
8 until a cost of dispensing survey is completed. The actual
9 dispensing fee shall be determined by a cost of dispensing
10 survey performed by the department and required to be completed
11 by all medical assistance program participating pharmacies
12 every two years, adjusted as necessary to maintain expenditures
13 within the amount appropriated to the department for this
14 purpose for the fiscal year. A change in the dispensing
15 fee shall become effective following federal approval of the
16 Medicaid state plan.

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

21 c. (1) For the fiscal year beginning July 1, 2023,
22 reimbursement rates for outpatient hospital services shall
23 be rebased effective January 1, 2024, subject to Medicaid
24 program upper payment limit rules, and adjusted as necessary
25 to maintain expenditures within the amount appropriated to the
26 department for this purpose for the fiscal year.

27 (2) For the fiscal year beginning July 1, 2023,
28 reimbursement rates for inpatient hospital services shall
29 remain at the rates in effect on June 30, 2023, subject to
30 Medicaid program upper payment limit rules, and adjusted
31 as necessary to maintain expenditures within the amount
32 appropriated to the department for this purpose for the fiscal
33 year.

34 (3) For the fiscal year beginning July 1, 2023, under
35 both fee-for-service and managed care administration of

1 the Medicaid program, critical access hospitals shall be
2 reimbursed for inpatient and outpatient services based on the
3 hospital-specific critical access hospital cost adjustment
4 factor methodology utilizing the most recent and complete cost
5 reporting period as applied prospectively within the funds
6 appropriated for such purpose for the fiscal year.

7 (4) For the fiscal year beginning July 1, 2023, the graduate
8 medical education and disproportionate share hospital fund
9 shall remain at the amount in effect on June 30, 2023, except
10 that the portion of the fund attributable to graduate medical
11 education shall be reduced in an amount that reflects the
12 elimination of graduate medical education payments made to
13 out-of-state hospitals.

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

20 d. For the fiscal year beginning July 1, 2023, reimbursement
21 rates for hospices and acute psychiatric hospitals shall be
22 increased in accordance with increases under the federal
23 Medicare program or as supported by their Medicare audited
24 costs.

25 e. For the fiscal year beginning July 1, 2023, independent
26 laboratories and rehabilitation agencies shall be reimbursed
27 using the same methodology in effect on June 30, 2023.

28 f. (1) For the fiscal year beginning July 1, 2023,
29 reimbursement rates for home health agencies shall continue to
30 be based on the Medicare low utilization payment adjustment
31 (LUPA) methodology with state geographic wage adjustments.
32 The department shall continue to update the rates every two
33 years to reflect the most recent Medicare LUPA rates to the
34 extent possible within the state funding appropriated for this
35 purpose.

1 (2) For the fiscal year beginning July 1, 2023, the
2 department shall continue the reimbursement rate structure that
3 provides incentives to home health care providers located in
4 rural areas and providing home health care to Medicaid members.
5 The rate structure shall include a telehealth component to
6 incentivize the provision of necessary supervision for skilled
7 care without requiring travel time. For the purposes of this
8 subparagraph (2), "rural area" means an area that is not an
9 Iowa core based statistical area as defined by the federal
10 office of management and budget.

11 (3) For the fiscal year beginning July 1, 2023, rates for
12 private duty nursing and personal care services under the early
13 and periodic screening, diagnostic, and treatment program
14 benefit shall be calculated based on the methodology in effect
15 on June 30, 2023.

16 g. For the fiscal year beginning July 1, 2023, federally
17 qualified health centers and rural health clinics shall receive
18 cost-based reimbursement for 100 percent of the reasonable
19 costs for the provision of services to recipients of medical
20 assistance.

21 h. For the fiscal year beginning July 1, 2023, the
22 reimbursement rates for dental services shall remain at the
23 rates in effect on June 30, 2023.

24 i. (1) For the fiscal year beginning July 1, 2023,
25 reimbursement rates for non-state-owned psychiatric medical
26 institutions for children shall be based on the reimbursement
27 methodology in effect on June 30, 2023.

28 (2) As a condition of participation in the medical
29 assistance program, enrolled providers shall accept the medical
30 assistance reimbursement rate for any covered goods or services
31 provided to recipients of medical assistance who are children
32 under the custody of a psychiatric medical institution for
33 children.

34 j. For the fiscal year beginning July 1, 2023, unless
35 otherwise specified in this Act, all noninstitutional medical

1 assistance provider reimbursement rates shall remain at the
2 rates in effect on June 30, 2023, except for area education
3 agencies, local education agencies, infant and toddler
4 services providers, home and community-based services providers
5 including consumer-directed attendant care providers under a
6 section 1915(c) or 1915(i) waiver, targeted case management
7 providers, and those providers whose rates are required to be
8 determined pursuant to [section 249A.20](#), or to meet federal
9 mental health parity requirements.

10 k. Notwithstanding any provision to the contrary, for the
11 fiscal year beginning July 1, 2023, the reimbursement rate for
12 anesthesiologists shall remain at the rates in effect on June
13 30, 2023, and updated on January 1, 2024, to align with the
14 most current Iowa Medicare anesthesia rate.

15 l. Notwithstanding [section 249A.20](#), for the fiscal year
16 beginning July 1, 2023, the average reimbursement rate for
17 health care providers eligible for use of the federal Medicare
18 resource-based relative value scale reimbursement methodology
19 under [section 249A.20](#) shall remain at the rate in effect on
20 June 30, 2023; however, this rate shall not exceed the maximum
21 level authorized by the federal government.

22 m. For the fiscal year beginning July 1, 2023, the
23 reimbursement rate for residential care facilities shall not
24 be less than the minimum payment level as established by the
25 federal government to meet the federally mandated maintenance
26 of effort requirement. The flat reimbursement rate for
27 facilities electing not to file annual cost reports shall not
28 be less than the minimum payment level as established by the
29 federal government to meet the federally mandated maintenance
30 of effort requirement.

31 n. (1) For the fiscal year beginning July 1, 2023, the
32 reimbursement rates for inpatient mental health services
33 provided at hospitals shall remain at the rates in effect on
34 June 30, 2023, subject to Medicaid program upper payment limit
35 rules and adjusted as necessary to maintain expenditures within

1 the amount appropriated to the department for this purpose for
2 the fiscal year; and psychiatrists shall be reimbursed at the
3 medical assistance program fee-for-service rate in effect on
4 June 30, 2023.

5 (2) The department of health and human services shall
6 continue the tiered rate reimbursement methodology for
7 psychiatric intensive inpatient care.

8 o. For the fiscal year beginning July 1, 2023, community
9 mental health centers may choose to be reimbursed for the
10 services provided to recipients of medical assistance through
11 either of the following options:

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

13 (2) In accordance with the alternative reimbursement rate
14 methodology approved by the department of health and human
15 services in effect on June 30, 2023.

16 p. For the fiscal year beginning July 1, 2023, the
17 reimbursement rate for providers of family planning services
18 that are eligible to receive a 90 percent federal match shall
19 remain at the rates in effect on June 30, 2023.

20 q. For the fiscal year beginning July 1, 2023, the
21 reimbursement rates for emergency medical service providers
22 shall remain at the rates in effect on June 30, 2023, or as
23 approved by the centers for Medicare and Medicaid services of
24 the United States department of health and human services.

25 r. For the fiscal year beginning July 1, 2023, reimbursement
26 rates for substance use disorder treatment programs licensed
27 under [section 125.13](#) shall remain at the rates in effect on
28 June 30, 2023.

29 s. For the fiscal year beginning July 1, 2023, assertive
30 community treatment per diem rates shall remain at the rates in
31 effect on June 30, 2023.

32 t. For the fiscal year beginning July 1, 2023, the
33 reimbursement rate for family-centered services providers shall
34 be established by contract.

35 u. For the fiscal year beginning July 1, 2023, the

1 reimbursement rate for air ambulance services shall remain at
2 the rate in effect on June 30, 2023.

3 v. For the fiscal year beginning July 1, 2023, all applied
4 behavioral analysis services reimbursement rates shall remain
5 at the rates in effect on June 30, 2023.

6 w. For the fiscal year beginning July 1, 2023, all
7 behavioral health intervention services reimbursement rates
8 shall remain at the rates in effect on June 30, 2023.

9 2. For the fiscal year beginning July 1, 2023, the
10 reimbursement rate for providers reimbursed under the
11 in-home-related care program shall not be less than the minimum
12 payment level as established by the federal government to meet
13 the federally mandated maintenance of effort requirement.

14 3. Unless otherwise directed in this section, when the
15 department's reimbursement methodology for any provider
16 reimbursed in accordance with this section includes an
17 inflation factor, this factor shall not exceed the amount
18 by which the consumer price index for all urban consumers
19 increased during the most recently ended calendar year.

20 4. Notwithstanding [section 234.38](#), for the fiscal
21 year beginning July 1, 2023, the foster family basic daily
22 maintenance rate and the maximum adoption subsidy rate for
23 children ages 0 through 5 years shall be \$16.78, the rate for
24 children ages 6 through 11 years shall be \$17.45, the rate for
25 children ages 12 through 15 years shall be \$19.10, and the
26 rate for children and young adults ages 16 and older shall be
27 \$19.35. For youth ages 18 to 23 who have exited foster care,
28 the preparation for adult living program maintenance rate shall
29 be up to \$602.70 per month as calculated based on the age of the
30 participant.

31 5. For the fiscal year beginning July 1, 2023, the maximum
32 reimbursement rates for social services providers under
33 contract shall remain at the rates in effect on June 30, 2023,
34 or the provider's actual and allowable cost plus inflation for
35 each service, whichever is less. However, if a new service

1 or service provider is added after June 30, 2023, the initial
2 reimbursement rate for the service or provider shall be based
3 upon a weighted average of provider rates for similar services.

4 6. a. For the fiscal year beginning July 1, 2023, the
5 reimbursement rates for resource family recruitment and
6 retention contractors shall be established by contract.

7 b. For the fiscal year beginning July 1, 2023, the
8 reimbursement rates for supervised apartment living foster care
9 providers shall be established by contract.

10 7. For the fiscal year beginning July 1, 2023, the
11 reimbursement rate for group foster care providers shall be the
12 combined service and maintenance reimbursement rate established
13 by contract.

14 8. The group foster care reimbursement rates paid for
15 placement of children out of state shall be calculated
16 according to the same rate-setting principles as those used for
17 in-state providers, unless the director of health and human
18 services or the director's designee determines that appropriate
19 care cannot be provided within the state. The payment of the
20 daily rate shall be based on the number of days in the calendar
21 month in which service is provided.

22 9. a. For the fiscal year beginning July 1, 2023, the
23 reimbursement rate paid for shelter care and the child welfare
24 emergency services implemented to provide or prevent the need
25 for shelter care shall be established by contract.

26 b. For the fiscal year beginning July 1, 2023, the combined
27 service and maintenance components of the per day reimbursement
28 rate paid for shelter care services shall be based on the
29 financial and statistical report submitted to the department.
30 The maximum per day reimbursement rate shall be the maximum
31 per day reimbursement rate in effect on June 30, 2023. The
32 department shall reimburse a shelter care provider at the
33 provider's actual and allowable unit cost, plus inflation, not
34 to exceed the maximum reimbursement rate.

35 10. For the fiscal year beginning July 1, 2023, the

1 department shall calculate reimbursement rates for intermediate
2 care facilities for persons with an intellectual disability
3 at the 80th percentile. Beginning July 1, 2023, the rate
4 calculation methodology shall utilize the consumer price index
5 inflation factor applicable to the fiscal year beginning July
6 1, 2023.

7 11. The department may adopt emergency rules to implement
8 this section.

9 Sec. 31. EMERGENCY RULES.

10 1. If necessary to comply with federal requirements
11 including time frames, or if specifically authorized by a
12 provision of this division of this Act, the department of
13 health and human services or the mental health and disability
14 services commission shall adopt administrative rules under
15 section 17A.4, subsection 3, and section 17A.5, subsection 2,
16 paragraph "b", to implement the provisions of this division
17 of this Act and shall submit such rules to the administrative
18 rules coordinator and the administrative code editor pursuant
19 to section 17A.5, subsection 1, within the same period. The
20 rules shall be effective immediately upon filing unless a
21 later date is specified in the rules. Any rules adopted in
22 accordance with this section shall also be published as a
23 notice of intended action as provided in section 17A.4.

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

1 Sec. 32. REPORTS. Unless otherwise provided, any reports or
2 other information required to be compiled and submitted under
3 this Act during the fiscal year beginning July 1, 2023, shall
4 be submitted on or before the dates specified for submission
5 of the reports or information.

6 Sec. 33. EFFECTIVE UPON ENACTMENT. The following provision
7 of this division of this Act, being deemed of immediate
8 importance, takes effect upon enactment:

9 The provision relating to [section 232.141](#) and directing
10 the department of health and human services to make the
11 determination, by June 15, 2023, of the distribution of funds
12 allocated for the payment of the expenses of court-ordered
13 services provided to juveniles which are a charge upon the
14 state.

15 DIVISION VI

16 DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN RIGHTS

17 Sec. 34. DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN
18 RIGHTS. There is appropriated from the general fund of the
19 state to the department of health and human services for the
20 fiscal year beginning July 1, 2023, and ending June 30, 2024,
21 the following amounts, or so much thereof as is necessary, to
22 be used for the purposes designated:

23 1. HUMAN RIGHTS CENTRAL ADMINISTRATION

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

27	\$	186,913
28	FTEs	5.54

29 2. COMMUNITY ADVOCACY AND SERVICES

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

33	\$	956,894
34	FTEs	7.55

35 3. CRIMINAL AND JUVENILE JUSTICE PLANNING

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

4 \$ 1,318,547
5 FTEs 9.00

6 b. (1) For a single grant to a program located in a city
7 with a higher than average juvenile crime rate as determined by
8 the department of health and human services and a population
9 greater than 80,000 as determined by the 2020 federal decennial
10 census, which may be used for studying, planning, programming,
11 and capital, that is committed to deterring juvenile
12 delinquency through early intervention in the criminal justice
13 system by providing a comprehensive, multifaceted delivery of
14 social services and which shall meet the guiding principles
15 and standards for assessment centers set forth by the national
16 assessment center association:

17 \$ 140,000

18 (2) The program shall use no more than 5 percent of the
19 grant for administrative costs.

20 (3) A city shall not receive a grant under this paragraph,
21 or a similar grant from the state, for more than two
22 consecutive fiscal years unless no other city meets the
23 requirements specified in subparagraph (1).

24 c. The justice advisory board and the juvenile justice
25 advisory council shall coordinate their efforts in carrying out
26 their respective duties relative to juvenile justice.

27 Sec. 35. JUVENILE DETENTION HOME FUND. Moneys deposited
28 in the juvenile detention home fund created in section 232.142
29 during the fiscal year beginning July 1, 2023, and ending June
30 30, 2024, are appropriated to the department of health and
31 human services for the fiscal year beginning July 1, 2023, and
32 ending June 30, 2024, for distribution of an amount equal to
33 a percentage of the costs of the establishment, improvement,
34 operation, and maintenance of county or multicounty juvenile
35 detention homes in the fiscal year beginning July 1, 2022.

1 Moneys appropriated for distribution in accordance with
2 this section shall be allocated among eligible detention
3 homes, prorated on the basis of an eligible detention home's
4 proportion of the costs of all eligible detention homes in the
5 fiscal year beginning July 1, 2022. The percentage figure
6 shall be determined by the department of health and human
7 services based on the amount available for distribution for
8 the fund. Notwithstanding section 232.142, the financial aid
9 percentage of total costs payable by the state under that
10 provision for the fiscal year beginning July 1, 2023, shall be
11 limited to the amount appropriated for the purposes of this
12 section.

13 DIVISION VII

14 HEALTH AND HUMAN SERVICES — HEALTH CARE ACCOUNTS AND FUNDS —
15 FY 2023-2024

16 Sec. 36. PHARMACEUTICAL SETTLEMENT ACCOUNT — DEPARTMENT
17 OF HEALTH AND HUMAN SERVICES. There is appropriated from the
18 pharmaceutical settlement account created in [section 249A.33](#) to
19 the department of health and human services for the fiscal year
20 beginning July 1, 2023, and ending June 30, 2024, the following
21 amount, or so much thereof as is necessary, to be used for the
22 purpose designated:

23 Notwithstanding any provision of law to the contrary, to
24 supplement the appropriations made in this Act for health
25 program operations under the medical assistance program for the
26 fiscal year beginning July 1, 2023, and ending June 30, 2024:
27 \$ 234,193

28 Sec. 37. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF
29 HEALTH AND HUMAN SERVICES. Notwithstanding any provision to
30 the contrary and subject to the availability of funds, there is
31 appropriated from the quality assurance trust fund created in
32 section 249L.4 to the department of health and human services
33 for the fiscal year beginning July 1, 2023, and ending June
34 30, 2024, the following amounts, or so much thereof as is
35 necessary, for the purposes designated:

1 To supplement the appropriation made in this Act from the
2 general fund of the state to the department of health and human
3 services for medical assistance for the same fiscal year:
4 \$111,216,205

5 Sec. 38. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
6 DEPARTMENT OF HEALTH AND HUMAN SERVICES. Notwithstanding any
7 provision to the contrary and subject to the availability of
8 funds, there is appropriated from the hospital health care
9 access trust fund created in section 249M.4 to the department
10 of health and human services for the fiscal year beginning July
11 1, 2023, and ending June 30, 2024, the following amounts, or so
12 much thereof as is necessary, for the purposes designated:

13 To supplement the appropriation made in this Act from the
14 general fund of the state to the department of health and human
15 services for medical assistance for the same fiscal year:
16 \$ 33,920,554

17 Sec. 39. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
18 FOR FY 2023-2024. Notwithstanding section 8.33, if moneys
19 appropriated for purposes of the medical assistance program for
20 the fiscal year beginning July 1, 2023, and ending June 30,
21 2024, from the general fund of the state, the quality assurance
22 trust fund, and the hospital health care access trust fund, are
23 in excess of actual expenditures for the medical assistance
24 program and remain unencumbered or unobligated at the close
25 of the fiscal year, the excess moneys shall not revert but
26 shall remain available for expenditure for the purposes of the
27 medical assistance program until the close of the succeeding
28 fiscal year.

29 DIVISION VIII

30 DECATEGORIZATION CARRYOVER FUNDING — TRANSFER TO MEDICAID
31 PROGRAM

32 Sec. 40. DECATEGORIZATION CARRYOVER FUNDING FY 2021 —
33 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
34 subsection 5, paragraph "b", any state-appropriated moneys in
35 the funding pool that remained unencumbered or unobligated at

1 the close of the fiscal year beginning July 1, 2020, and were
2 deemed carryover funding to remain available for the three
3 succeeding fiscal years that still remain unencumbered or
4 unobligated at the close of the fiscal year beginning July 1,
5 2023, shall not revert but shall be transferred to the medical
6 assistance program for the fiscal year beginning July 1, 2024.

7 DIVISION IX

8 HEALTH AND HUMAN SERVICES — PRIOR APPROPRIATIONS AND OTHER
9 PROVISIONS

10 FAMILY INVESTMENT PROGRAM GENERAL FUND

11 Sec. 41. 2022 Iowa Acts, chapter 1131, section 9, is amended
12 by adding the following new subsection:

13 NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys
14 appropriated in this section that remain unencumbered or
15 unobligated at the close of the fiscal year shall not revert
16 but shall remain available for the purposes designated until
17 the close of the succeeding fiscal year.

18 STATE CHILD CARE ASSISTANCE

19 Sec. 42. 2022 Iowa Acts, chapter 1131, section 17,
20 subsection 8, is amended to read as follows:

21 8. Notwithstanding [section 8.33](#), moneys ~~advanced for~~
22 ~~purposes of the programs developed by early childhood Iowa~~
23 ~~areas, advanced for purposes of wraparound child care, or~~
24 ~~received from the federal appropriations made for the purposes~~
25 ~~of~~ appropriated in this section that remain unencumbered or
26 unobligated at the close of the fiscal year shall not revert
27 to any fund but shall remain available for expenditure for the
28 purposes designated until the close of the succeeding fiscal
29 year.

30 CHILD AND FAMILY SERVICES

31 Sec. 43. 2022 Iowa Acts, chapter 1131, section 19, is
32 amended by adding the following new subsection:

33 NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys
34 appropriated in this section that remain unencumbered or
35 unobligated at the close of the fiscal year shall not revert

1 but shall remain available for the purposes designated until
2 the close of the succeeding fiscal year.

3 FIELD OPERATIONS

4 Sec. 44. 2022 Iowa Acts, chapter 1131, section 27, is
5 amended by adding the following new subsection:

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

11 MORE OPTIONS FOR MATERNAL SUPPORT PROGRAM

12 Sec. 45. 2022 Iowa Acts, chapter 1131, section 28,
13 subsection 8, is amended to read as follows:

14 8. Of the funds appropriated under this section, \$500,000
15 shall be used for the purposes of program administration
16 and provision of pregnancy support services through the
17 more options for maternal support program created in this
18 Act. Notwithstanding section 8.33, moneys allocated in this
19 subsection that remain unencumbered or unobligated at the close
20 of the fiscal year shall not revert but shall remain available
21 for the purposes designated until the close of the succeeding
22 fiscal year.

23 GENERAL ADMINISTRATION

24 Sec. 46. 2022 Iowa Acts, chapter 1131, section 28, is
25 amended by adding the following new subsection:

26 NEW SUBSECTION. 9. Notwithstanding section 8.33, moneys
27 appropriated in this section that remain unencumbered or
28 unobligated at the close of the fiscal year shall not revert
29 but shall remain available for the purposes designated until
30 the close of the succeeding fiscal year.

31 QUALITY ASSURANCE TRUST FUND

32 Sec. 47. 2022 Iowa Acts, chapter 1131, section 36,
33 unnumbered paragraph 2, is amended to read as follows:

34 To supplement the appropriation made in this Act from the
35 general fund of the state to the department of health and human

1 services for medical assistance for the same fiscal year:
 2 \$ ~~56,305,139~~
 3 66,282,906

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

6 DIVISION X

7 HEALTH AND HUMAN SERVICES — REPORT ON NONREVERSION OF FUNDS

8 Sec. 49. REPORT ON NONREVERSION OF FUNDS. The department
 9 of health and human services shall report the expenditure of
 10 any moneys for which nonreversion authorization was provided
 11 for the fiscal year beginning July 1, 2022, and ending June 30,
 12 2023, to the general assembly on a quarterly basis beginning
 13 October 1, 2023.

14 DIVISION XI

15 ELIMINATION OF REPEAL OF HOSPITAL HEALTH CARE ACCESS ASSESSMENT
 16 PROGRAM

17 Sec. 50. REPEAL. Section 249M.5, Code 2023, is repealed.

18 Sec. 51. EFFECTIVE DATE. This division of this Act, being
 19 deemed of immediate importance, takes effect upon enactment.

20 DIVISION XII

21 HEALTH AND HUMAN SERVICES — REALIGNMENT PROVISIONS
 22 DIRECTOR OF HEALTH AND HUMAN SERVICES — INSTITUTIONS — BUYING
 23 AND SELLING OF REAL ESTATE

24 Sec. 52. Section 218.94, as amended by 2023 Iowa Acts,
 25 Senate File 514, section 411, as enacted, is amended to read
 26 as follows:

27 **218.94 Director may buy and sell real estate — options —**
 28 **fund.**

29 1. a. The director may secure options to purchase real
 30 estate, to acquire and sell real estate, and to grant utility
 31 easements, for the proper uses of the institutions. Real
 32 estate shall be acquired and sold and utility easements
 33 granted, upon such terms and conditions as the director may
 34 determine. Upon sale of the real estate, the proceeds shall
 35 be deposited ~~with the treasurer of state and credited to the~~

1 ~~general fund of the state~~ in a health and human services
2 capital reinvestment fund created in the state treasury under
3 the control of the department. There is appropriated from ~~the~~
4 ~~general~~ such capital reinvestment fund of the state a sum equal
5 to the proceeds deposited and credited to the ~~general~~ capital
6 reinvestment fund of the state to the department, which may be
7 used to purchase other real estate, ~~or~~ for capital improvements
8 upon property under the director's control, or for improvements
9 to property which is owned by the state and utilized by the
10 department.

11 b. Notwithstanding section 8.33, moneys in the capital
12 reinvestment fund shall not revert at the close of a fiscal
13 year, and shall not be transferred, used, obligated,
14 appropriated, or otherwise encumbered, except as provided in
15 this section. Notwithstanding section 12C.7, subsection 2,
16 interest or earnings on moneys deposited in the fund shall be
17 credited to the fund.

18 c. Any proceeds from the sale of real estate that were
19 credited to the general fund of the state pursuant to section
20 218.94, Code 2022, and that remain available on June 30, 2023,
21 are transferred to the capital reinvestment fund to be used for
22 the purposes of the fund.

23 2. The costs incident to securing of options, acquisition
24 and sale of real estate and granting of utility easements,
25 including but not limited to appraisals, invitations for
26 offers, abstracts, and other necessary costs, may be paid
27 from moneys appropriated for support and maintenance to the
28 institution at which the real estate is located. ~~Such costs~~
29 ~~shall be~~ and the source from which the moneys were appropriated
30 shall be reimbursed from the proceeds of the sale.

31 SCHOOL READY CHILDREN GRANTS ACCOUNT

32 Sec. 53. Section 256I.11, subsection 2, unnumbered
33 paragraph 1, as amended by 2023 Iowa Acts, Senate File 514,
34 section 1005, is amended to read as follows:

35 A school ready children grants account is created in the

1 fund under the authority of the director of the department of
2 education. Moneys credited to the account are appropriated
3 to and shall be distributed by the department of ~~education~~ in
4 the form of grants to early childhood Iowa areas pursuant to
5 criteria established by the state board in accordance with law.

6 DIVISION XIII

7 HEALTH POLICY OVERSIGHT COMMITTEE — MEDICAID PROGRAM

8 Sec. 54. Section 2.45, subsection 5, Code 2023, is amended
9 to read as follows:

10 5. The legislative health policy oversight committee,
11 which shall be composed of ten members of the general
12 assembly, consisting of five members from each house, to
13 be appointed by the legislative council. The legislative
14 health policy oversight committee ~~shall~~ may ~~meet at least two~~
15 ~~times, annually, during the legislative interim~~ to provide
16 continuing oversight for Medicaid managed care, and to ensure
17 effective and efficient administration of the program, address
18 stakeholder concerns, monitor program costs and expenditures,
19 and make recommendations.

20 DIVISION XIV

21 PUBLIC ASSISTANCE PROGRAM PROVISIONS

22 Sec. 55. Section 239.1, subsections 2 and 3, if enacted by
23 2023 Iowa Acts, Senate File 494, are amended by striking the
24 subsections and inserting in lieu thereof the following:

25 2. "Asset" for the purposes of the asset test for the
26 supplemental nutrition assistance program under section 239.4
27 means all of the following resources countable toward the
28 maximum allowed household asset limit of fifteen thousand
29 dollars:

30 a. All liquid resources.

31 b. All other personal property excluding one vehicle and
32 the fair market value in excess of ten thousand dollars of an
33 additional vehicle.

34 3. "Asset test" for the purposes of the asset test for
35 the supplemental nutrition assistance program under section

1 239.4 means the comparison of the collective value of all
2 countable assets of the members of the applicant's household to
3 the maximum allowed household asset limit of fifteen thousand
4 dollars.

5 Sec. 56. Section 239.4, subsection 1, if enacted by 2023
6 Iowa Acts, Senate File 494, is amended to read as follows:

7 1. For the purposes of determining eligibility for receipt
8 of SNAP benefits, the department shall conduct an asset test
9 on all members of the applicant's household. The allowable
10 financial resources to be included in or excluded from a
11 determination of eligibility for SNAP shall be those specified
12 in ~~7 U.S.C. §2014(g)(1)~~ 7 U.S.C. §2014(g), to the extent
13 consistent with the term "asset" as defined in this chapter.

14 Sec. 57. Section 239.9, subsection 1, if enacted by 2023
15 Iowa Acts, Senate File 494, is amended to read as follows:

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

21 Sec. 58. Section 239.10, subsection 1, if enacted by 2023
22 Iowa Acts, Senate File 494, is amended to read as follows:

23 1. ~~The department of health and human services~~ shall adopt
24 rules pursuant to chapter 17A to administer this chapter.

25 Sec. 59. 2023 Iowa Acts, Senate File 494, if enacted, is
26 amended by adding the following new section:

27 NEW SECTION. SEC. 10A. NEW SECTION. **239.11 Public**
28 **assistance modernization fund.**

29 1. A public assistance modernization fund is created in
30 the state treasury under the control of the department. The
31 fund shall consist of moneys appropriated or transferred to, or
32 deposited in, the fund as provided by law.

33 2. The moneys in the fund shall be used and shall be
34 appropriated only for the purposes of modernizing information
35 technology systems and for other modernization initiatives

1 related to delivery of public assistance programs.

2 3. The moneys deposited in the fund are not subject to
3 section 8.33 and shall not be transferred, used, obligated,
4 appropriated, or otherwise encumbered except as provided in
5 this section. Notwithstanding section 12C.7, subsection 2,
6 interest or earnings on moneys deposited in the state capitol
7 maintenance fund shall be credited to the fund.

8 4. This section is repealed July 1, 2028.

9 Sec. 60. 2023 Iowa Acts, Senate File 494, section 12,
10 subsection 6, if enacted, is amended to read as follows:

11 6. The department of health and human services may contract
12 with multiple third-party vendors to administer this Act.

13 Sec. 61. ONE-TIME SETTLEMENT FUNDS — DEPOSIT IN PUBLIC
14 ASSISTANCE MODERNIZATION FUND. For the fiscal year beginning
15 July 1, 2023, and ending June 30, 2024, the department of
16 health and human services shall deposit up to \$8,000,000
17 received from one-time medical assistance settlement funds in
18 the public assistance modernization fund, if enacted in this
19 division of this Act.

20 DIVISION XV

21 HOME AND COMMUNITY-BASED SERVICES WAIVER RECIPIENT RESIDENCES

22 — SPRINKLER SYSTEMS

23 Sec. 62. Section 335.34, Code 2023, is amended to read as
24 follows:

25 **335.34 Home and community-based services waiver recipient**
26 **residence.**

27 1. A county, county board of supervisors, or county zoning
28 commission shall consider the residence of the recipient of
29 services under a home and community-based services waiver as
30 a residential use of property for the purposes of zoning and
31 shall treat the use of the residence as a permitted use in all
32 residential zones or districts, including all single-family
33 residential zones or districts, of the county.

34 2. A county, county board of supervisors, or a county zoning
35 commission shall not require that the recipient, or the owner

1 of such a residence if other than the recipient, obtain a
2 conditional use permit, special use permit, special exception,
3 or variance. A county, county board of supervisors, or county
4 zoning commission shall not establish limitations regarding the
5 proximity of one such residence to another.

6 3. A county, county board of supervisors, or a county
7 zoning commission shall not classify such a residence as a
8 residential group R-3 occupancy or as a care facility within
9 a dwelling for the purposes of enforcement of compliance
10 with the sprinkler systems provisions specified in section
11 903.3.1.3 of the international building code or section P2904
12 of the international residential code, if adopted, or if such
13 residence is inspected by the county.

14 ~~3.~~ 4. This section applies to the residence of a recipient
15 of services under a home and community-based services waiver if
16 the residence meets any of the following conditions:

17 a. The residence is a single-family dwelling owned or rented
18 by the recipient.

19 b. The residence is a multifamily dwelling which does not
20 hold itself out to the public as a community-based residential
21 provider otherwise regulated by law, including but not limited
22 to a residential care facility, and which provides dwelling
23 units to no more than four recipients of services under a home
24 and community-based services waiver at any one time.

25 ~~4.~~ 5. For the purposes of this section, "*home and*
26 *community-based services waiver*" means "*waiver*" as defined in
27 section 249A.29.

28 Sec. 63. Section 414.32, Code 2023, is amended to read as
29 follows:

30 **414.32 Home and community-based services waiver recipient**
31 **residence.**

32 1. A city, city council, or city zoning commission shall
33 consider the residence of the recipient of services under a
34 home and community-based services waiver as a residential use
35 of property for the purposes of zoning and shall treat the use

1 of the residence as a permitted use in all residential zones
2 or districts, including all single-family residential zones or
3 districts, of the city.

4 2. A city, city council, or city zoning commission shall
5 not require that the recipient, or owner of such residence if
6 other than the recipient, obtain a conditional use permit,
7 special use permit, special exception, or variance. A city,
8 city council, or city zoning commission shall not establish
9 limitations regarding the proximity of one such residence to
10 another.

11 3. A city, city council, or city zoning commission shall not
12 classify such a residence as a residential group R-3 occupancy
13 or as a care facility within a dwelling for the purposes of
14 enforcement of compliance with the sprinkler systems provisions
15 specified in section 903.3.1.3 of the international building
16 code or section P2904 of the international residential code, if
17 adopted, or if such residence is inspected by the city.

18 ~~3.~~ 4. This section applies to the residence of a recipient
19 of services under a home and community-based services waiver if
20 the residence meets any of the following conditions:

21 a. The residence is a single-family dwelling owned or rented
22 by the recipient.

23 b. The residence is a multifamily dwelling which does not
24 hold itself out to the public as a community-based residential
25 provider otherwise regulated by law, including but not limited
26 to a residential care facility, and which provides dwelling
27 units to no more than four recipients of services under a home
28 and community-based services waiver at any one time.

29 ~~4.~~ 5. For the purposes of this section, "home and
30 community-based services waiver" means "waiver" as defined in
31 section 249A.29.

32 Sec. 64. EFFECTIVE DATE. This division of this Act, being
33 deemed of immediate importance, takes effect upon enactment.

34 DIVISION XVI

35 STATE-FUNDED FAMILY MEDICINE OBSTETRICS FELLOWSHIP PROGRAM

1 Sec. 65. NEW SECTION. 135.182 **State-funded family medicine**
2 **obstetrics fellowship program — fund.**

3 1. The department shall establish a state-funded family
4 medicine obstetrics fellowship program to increase access
5 to family medicine obstetrics practitioners in rural and
6 underserved areas of the state. A person who has completed an
7 accreditation council for graduate medical education residency
8 program in family medicine is eligible for participation
9 in the fellowship program. Participating fellows shall
10 enter into a program agreement with a participating teaching
11 hospital which, at a minimum, requires the fellow to complete a
12 one-year fellowship and to engage in full-time family medicine
13 obstetrics practice in a rural or underserved area of the
14 state for a period of at least five years within nine months
15 following completion of the fellowship and receipt of a license
16 to practice medicine in the state.

17 2. Each fellow participating in the program shall be
18 eligible for a salary and benefits including a stipend as
19 determined by the participating teaching hospital which shall
20 be funded through the family medicine obstetrics fellowship
21 program fund.

22 3. The department shall adopt rules pursuant to chapter
23 17A to administer the program, including defining rural and
24 underserved areas for the purpose of the required full-time
25 practice of a person following completion of the fellowship.

26 4. *a.* A family medicine obstetrics fellowship program
27 fund is created in the state treasury consisting of the moneys
28 appropriated or credited to the fund by law. Notwithstanding
29 section 8.33, moneys in the fund at the end of each fiscal year
30 shall not revert to any other fund but shall remain in the fund
31 for use in subsequent fiscal years. Moneys in the fund are
32 appropriated to the department to be used to fund fellowship
33 positions as provided in this section.

34 *b.* For the fiscal year beginning July 1, 2023, and each
35 fiscal year beginning July 1 thereafter, there is appropriated

1 from the general fund of the state for deposit in the family
2 medicine obstetrics fellowship program fund an amount
3 sufficient to support the creation of four fellowship positions
4 as provided in this section.

5 5. The department and the participating teaching hospitals
6 shall regularly evaluate and document their experiences
7 including identifying ways the program may be modified or
8 expanded to facilitate increased access to family medicine
9 obstetrics practitioners in rural and underserved areas of the
10 state. The department shall submit an annual report to the
11 general assembly by January 1. The report shall include the
12 number of fellowships funded to date and any other information
13 identified by the department and the participating teaching
14 hospitals as indicators of outcomes and the effectiveness of
15 the program.

16 6. For the purposes of this section, "*teaching hospital*"
17 means a hospital or medical center that provides medical
18 education to prospective and current health professionals.

19 DIVISION XVII

20 ADOPTION SUBSIDY PROGRAM — NONRECURRING ADOPTION EXPENSES

21 Sec. 66. NEW SECTION. 234.48 Adoption subsidy —
22 nonrecurring adoption expenses.

23 Notwithstanding any provision to the contrary, the maximum
24 reimbursement provided to an adoptive parent under the
25 adoption subsidy program for nonrecurring adoption expenses
26 is one thousand dollars. For the purposes of this section,
27 "*nonrecurring adoption expenses*" means the same as defined in 45
28 C.F.R. §1356.41. The department shall adopt rules pursuant to
29 chapter 17A to administer this section.

30 Sec. 67. REPEAL. 2010 Iowa Acts, chapter 1031, section 408,
31 is repealed.

32 EXPLANATION

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

35 This bill relates to appropriations for veterans and health

1 and human services for FY 2023-2024 to the department of
2 veterans affairs, the Iowa veterans home, the department of
3 health and human services — aging, the office of the long-term
4 care ombudsman, the department of health and human services —
5 public health, the department of health and human services —
6 human services, and the department of health and human services
7 — human rights.

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

14 DEPARTMENT OF HEALTH AND HUMAN SERVICES — AGING. This
15 division makes appropriations from the general fund of the
16 state to the department of health and human services for
17 programs and services related to aging.

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

21 DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC HEALTH.
22 This division makes appropriations from the general fund of
23 the state and from the sports wagering receipts fund to the
24 department of health and human services for programs and
25 services related to public health.

26 DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN SERVICES.
27 This division makes appropriations from the general fund of the
28 state and the federal temporary assistance for needy families
29 block grant to the department of health and human services
30 for programs and services relating to human services. The
31 reimbursement section addresses reimbursement for providers
32 reimbursed by the department of health and human services.

33 DEPARTMENT OF HEALTH AND HUMAN SERVICES — HUMAN RIGHTS.
34 This division makes appropriations from the general fund of
35 the state to the department of health and human services for

1 programs and services related to human rights and from the
2 juvenile detention home fund to the department of health and
3 human services for juvenile detention homes.

4 HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain
5 health-related appropriations. A number of the appropriations
6 are made for purposes of the Medicaid program in addition to
7 the general fund appropriations made for this purpose for the
8 same fiscal year.

9 DECATEGORY AND CARRYOVER FUNDING. This division
10 provides for the transfer of carryover decategorization funds
11 that remained unencumbered or unobligated at the close of FY
12 2020-2021, to the Medicaid program for FY 2024-2025.

13 PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This division
14 provides for nonreversion of funds appropriated for the family
15 investment program general fund, state child care assistance,
16 child and family services, field operations, the more options
17 for maternal support program, and general administration for
18 FY 2022-2023 to the close of the succeeding fiscal year. The
19 division also increases the appropriation for FY 2022-2023 from
20 the quality assurance trust fund to the department of health
21 and human services to supplement the medical assistance program
22 appropriation. The division takes effect upon enactment.

23 REPORT OF NONREVERSION OF FUNDS. This division requires
24 the department of health and human services to report the
25 expenditure of any moneys for which nonreversion authorization
26 was provided for FY 2022-2023 to the general assembly on a
27 quarterly basis beginning October 1, 2023.

28 ELIMINATION OF REPEAL OF HOSPITAL HEALTH CARE ACCESS
29 ASSESSMENT PROGRAM. This division eliminates the repeal of
30 Code chapter 249M, the hospital health care access assessment
31 program. The division takes effect upon enactment.

32 REALIGNMENT PROVISIONS. This division amends provisions of
33 2023 Iowa Acts, Senate File 514, relating to the director of
34 health and human services buying and selling real estate and
35 relating to the department of health and human services rather

1 than the department of education distributing school ready
2 children grants account moneys.

3 HEALTH POLICY OVERSIGHT. This division amends provisions
4 relating to the legislative health policy oversight committee
5 to provide that instead of being required to meet at least two
6 times annually during the legislative interim, the committee
7 may meet annually.

8 HOME AND COMMUNITY-BASED SERVICES WAIVER RECIPIENT
9 RESIDENCES — SPRINKLER SYSTEMS. This division provides that
10 a county, county board of supervisors, or a county zoning
11 commission for a county, or a city, city council, or city
12 zoning commission for a city shall not classify a home and
13 community-based services waiver recipient residence as a
14 residential group R-3 occupancy or as a care facility within
15 a dwelling for the purposes of enforcement of compliance
16 with certain international building code and international
17 residential building code provisions relating to sprinkler
18 systems.

19 STATE-FUNDED FAMILY MEDICINE OBSTETRICS FELLOWSHIP
20 PROGRAM AND FUND. This division requires the department of
21 health and human services to establish a state-funded family
22 medicine obstetrics fellowship program to increase access
23 to family medicine obstetrics practitioners in rural and
24 underserved areas of the state. A person who has completed an
25 accreditation council for graduate medical education residency
26 program in family medicine is eligible for participation
27 in the fellowship program. Participating fellows shall
28 enter into a program agreement with a participating teaching
29 hospital which, at a minimum, requires the fellow to complete a
30 one-year fellowship and to engage in full-time family medicine
31 obstetrics practice in a rural or underserved area of the
32 state for a period of at least five years within nine months
33 following completion of the fellowship and receipt of a license
34 to practice medicine in the state. Each fellow participating
35 in the program shall be eligible for salary and benefits

1 including a stipend as determined by the participating teaching
2 hospital and funded through the family medicine obstetrics
3 fellowship program fund.

4 The division requires the department of health and human
5 services to adopt administrative rules to administer the
6 program, including defining rural and underserved areas for
7 the purpose of the required full-time practice of a person
8 following completion of the fellowship.

9 The division creates a family medicine obstetrics fellowship
10 program fund in the state treasury consisting of the moneys
11 appropriated or credited to the fund by law. Moneys in the
12 fund at the end of each fiscal year shall not revert to any
13 other fund but shall remain in the fund for use in subsequent
14 fiscal years. Moneys in the fund are appropriated to HHS to be
15 used to fund fellowship positions as provided in the division.
16 The division appropriates a sufficient amount from the general
17 fund of the state to the fund annually to support the creation
18 of four fellowship positions.

19 The division requires the department and the participating
20 teaching hospitals to regularly evaluate and document their
21 experiences including identifying ways the program may be
22 modified or expanded to facilitate increased access to family
23 medicine obstetrics practitioners in rural and underserved
24 areas of the state. The department shall submit an annual
25 report to the general assembly by January 1. The report shall
26 include the number of fellowships funded to date and any other
27 information identified by HHS and the participating teaching
28 hospitals as indicators of outcomes and the effectiveness of
29 the program.

30 ADOPTION SUBSIDY PROGRAM — NONRECURRING ADOPTION EXPENSES.
31 This division provides that the maximum reimbursement provided
32 to an adoptive parent under the adoption subsidy program
33 for nonrecurring adoption expenses is \$1,000. The division
34 defines "nonrecurring adoption expenses" as the reasonable and
35 necessary adoption fees, court costs, attorney fees, and other

1 expenses which are directly related to the legal adoption of a
2 child with special needs which are not incurred in violation
3 of state, tribal, or federal law, and which have not been
4 reimbursed from other sources or other funds. Under federal
5 regulation, "other expenses which are directly related to the
6 legal adoption of a child with special needs" means the costs
7 of the adoption incurred by or on behalf of the parents and
8 for which parents carry the ultimate liability for payment.
9 Such costs may include the adoption study, including health
10 and psychological examination, supervision of the placement
11 prior to adoption, transportation, and the reasonable costs
12 of lodging and food for the child or the adoptive parents
13 when necessary to complete the placement or adoption process.
14 The department of health and human services shall adopt
15 administrative rules to administer the division. The division
16 also repeals a provision in 2010 Iowa Acts which limited
17 the nonrecurring adoption expenses to \$500 and prohibited
18 additional amounts for court costs and other related legal
19 expenses.