

Senate File 2437 - Introduced

SENATE FILE 2437

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3205)

A BILL FOR

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

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

DIVISION I

DEPARTMENT OF VETERANS AFFAIRS — FY 2024-2025

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, 2024, and ending June 30, 2025, 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:

.....	\$	1,369,205
.....	FTEs	15.00

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	8,145,736
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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, 2024, and ending June 30, 2025, 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 AGING AND DISABILITY SERVICES — FY 2024-2025

15 Sec. 3. DEPARTMENT OF HEALTH AND HUMAN SERVICES — AGING
16 AND DISABILITY SERVICES. There is appropriated from the
17 general fund of the state to the department of health and human
18 services for the fiscal year beginning July 1, 2024, and ending
19 June 30, 2025, the following amount, or so much thereof as is
20 necessary, to be used for the purposes designated:

21 For aging programs for the department of health and human
22 services and area agencies on aging to provide citizens of
23 Iowa who are 60 years of age and older with case management;
24 Iowa's aging and disabilities resource centers; for the
25 return to community program; for the purposes of chapter 231E,
26 to administer the prevention of elder abuse, neglect, and
27 exploitation program pursuant to section 231.56A, in accordance
28 with the requirements of the federal Older Americans Act of
29 1965, 42 U.S.C. §3001 et seq., as amended; for the reporting
30 and evaluation of cases of dependant adult abuse pursuant to
31 chapter 235B; and for other services which may include but are
32 not limited to adult day, respite care, chore, information
33 and assistance, and material aid, for information and options
34 counseling for persons with disabilities, and for salaries,
35 support, administration, maintenance, and miscellaneous

1 purposes:

2 \$ 19,088,714

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

11 2. Of the funds appropriated in this section, \$949,282
12 shall be used for the family support center component of the
13 comprehensive family support program under chapter 225C,
14 subchapter V.

15 3. Of the funds appropriated in this section, \$33,632 shall
16 be used to build community capacity through the coordination
17 and provision of training opportunities in accordance with the
18 consent decree of Conner v. Branstad, No. 4-86-CV-30871 (S.D.
19 Iowa, July 14, 1994).

20 DIVISION III

21 BEHAVIORAL HEALTH — FY 2024-2025

22 Sec. 4. DEPARTMENT OF HEALTH AND HUMAN SERVICES —
23 BEHAVIORAL HEALTH. There is appropriated from the general fund
24 of the state to the department of health and human services for
25 the fiscal year beginning July 1, 2024, and ending June 30,
26 2025, the following amount, or so much thereof as is necessary,
27 to be used for the purposes designated:

28 For behavioral health prevention, treatment, and recovery
29 efforts to reduce the prevalence of the use of, provide
30 treatment for, and support recovery from tobacco and substance
31 use and misuse pursuant to the applicable policy, purpose,
32 and intent described in sections 125.1 and 142A.1, alcohol,
33 problem gambling, and other addictive behaviors. Activities
34 shall align with accepted best practice guidance standards for
35 behavioral health including those published by the centers for

1 disease control and prevention and the substance abuse and
2 mental health services administration of the United States
3 department of health and human services for health promotion;
4 universal, selective, and indicated prevention; treatment; and
5 recovery services and supports; and shall include a 24-hour
6 helpline, public information resources, professional training,
7 youth prevention, program evaluation, and efforts at the state
8 and local levels:

9 \$ 24,400,114

10 1. Of the funds appropriated in this section, \$300,000 shall
11 be used to support the work of the children’s behavioral health
12 system including evidence-based behavioral health prevention,
13 treatment, and recovery services and supports for children and
14 their families pursuant to the intent specified in section
15 225C.6B, subsection 1.

16 2. Of the funds appropriated in this section, \$950,000
17 shall be used for an integrated substance use disorder managed
18 care system. The department shall maintain the level of mental
19 health and substance use disorder treatment services provided
20 by the managed care contractors. The department shall take the
21 steps necessary to continue the federal waivers as needed to
22 maintain the level of services.

23 Sec. 5. DEPARTMENT OF HEALTH AND HUMAN SERVICES — SPORTS
24 WAGERING RECEIPTS FUND. There is appropriated from the sports
25 wagering receipts fund created in section 8.57, subsection 6,
26 to the department of health and human services for the fiscal
27 year beginning July 1, 2024, and ending June 30, 2025, the
28 following amount, or so much thereof as is necessary, to be
29 used for behavioral health prevention, treatment, and recovery
30 efforts to reduce the prevalence of the use of, provide
31 treatment for, and support recovery from tobacco and substance
32 use and misuse pursuant to the applicable policy, purpose, and
33 intent described in sections 125.1 and 142A.1, alcohol, problem
34 gambling, and other addictive behaviors:

35 \$ 1,750,000

DIVISION IV

PUBLIC HEALTH — FY 2024-2025

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Sec. 6. DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC

HEALTH. There is appropriated from the general fund of the state to the department of health and human services for the fiscal year beginning July 1, 2024, and ending June 30, 2025, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For programs that support health promotion, protect the health and safety of the public, conduct disease surveillance and investigation to reduce the incidence of morbidity and mortality, serve individuals with chronic conditions including but not limited to cancer, support the Iowa donor registry as specified in section 142C.18, and strengthen the health care delivery system and workforce to improve health outcomes for all Iowans:

..... \$ 22,916,821

1. Of the funds appropriated in this section, \$1,055,000 shall be used for the brain injury services program pursuant to section 135.22B, including \$861,000 for contracting with an existing nationally affiliated and statewide organization whose purpose is to educate, serve, and support Iowans with brain injury and their families, for resource facilitator services in accordance with section 135.22B, subsection 9, and for contracting to enhance brain injury training and recruitment of service providers on a statewide basis. Of the amount allocated in this subsection, a sufficient amount shall be used to support 1.00 full-time equivalent position to serve as the state brain injury services program manager.

2. Of the funds appropriated in this section, \$144,000 shall be used for the public purpose of continuing to contract with an existing nationally affiliated organization to provide education, client-centered programs, and client and family support for people living with epilepsy and their families. The amount allocated in this subsection in excess of \$50,000

1 shall be matched dollar-for-dollar by the organization
2 specified. Funds allocated under this subsection shall be
3 distributed in their entirety for the purpose specified on July
4 1, 2024.

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

23 4. Of the funds appropriated in this section, the following
24 amounts are allocated to be used as follows to support the
25 goals of increased access, health system integration, and
26 engagement:

27 a. \$600,000 is allocated to the Iowa prescription
28 drug corporation for continuation of the pharmaceutical
29 infrastructure for safety net providers originally established
30 as described in 2007 Iowa Acts, chapter 218, section 108, and
31 for the prescription drug donation repository program created
32 in chapter 135M. Funds allocated under this paragraph shall
33 be distributed in their entirety for the purpose specified on
34 July 1, 2024.

35 b. \$334,000 is allocated to free clinics and free clinics

1 of Iowa for necessary infrastructure, statewide coordination,
2 provider recruitment, service delivery, and provision of
3 assistance to patients in securing a medical home inclusive of
4 oral health care. Funds allocated under this paragraph shall
5 be distributed in their entirety for the purpose specified on
6 July 1, 2024.

7 c. \$25,000 is allocated to the Iowa association of rural
8 health clinics for necessary infrastructure and service
9 delivery transformation. Funds allocated under this paragraph
10 shall be distributed in their entirety for the purpose
11 specified on July 1, 2024.

12 d. \$225,000 is allocated to the Polk county medical society
13 for continuation of the safety net provider patients access
14 to specialty care initiative as described in 2007 Iowa Acts,
15 chapter 218, section 109. Funds allocated under this paragraph
16 shall be distributed in their entirety for the purpose
17 specified on July 1, 2024.

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

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

29 7. Of the funds appropriated in this section, \$800,000
30 shall be used for rural psychiatric residencies to annually
31 fund eight psychiatric residents who will provide mental health
32 services in underserved areas of the state.

33 8. Of the funds appropriated in this section, \$150,000 shall
34 be used for psychiatric training to increase access to mental
35 health care services by expanding the mental health workforce

1 via training of additional physician assistants and nurse
2 practitioners.

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

18 10. Of the funds appropriated in this section, \$560,000
19 shall be deposited in the state-funded family medicine
20 obstetrics fellowship program fund to be used for the
21 state-funded family medicine obstetrics fellowship program, in
22 accordance with section 135.193.

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

28 12. The department shall work with the board established
29 in chapter 135D to develop plans for program enhancements
30 in the Iowa health information network for the purpose of
31 empowering Iowa patients to access and direct their health
32 information utilizing the Iowa health information network.
33 Program enhancements shall protect data privacy, facilitate the
34 interchange of health data for the purpose of improving public
35 health outcomes, and increase participation by health care

1 providers.

2 DIVISION V

3 COMMUNITY ACCESS AND ELIGIBILITY — FY 2024-2025

4 Sec. 7. DEPARTMENT OF HEALTH AND HUMAN SERVICES — COMMUNITY
5 ACCESS AND ELIGIBILITY. There is appropriated from the
6 general fund of the state to the department of health and human
7 services for the fiscal year beginning July 1, 2024, and ending
8 June 30, 2025, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 To be used for salaries, support, maintenance, and
11 miscellaneous purposes and for family investment program (FIP)
12 assistance in accordance with chapter 239B, and for other costs
13 associated with providing needs-based benefits or assistance
14 including but not limited to maternal and child health, oral
15 health, obesity prevention, the promoting independence and
16 self-sufficiency through employment, job opportunities and
17 basic skills (PROMISE JOBS) program, supplemental nutrition
18 assistance program (SNAP) employment and training, the FIP
19 diversion program, family planning, rent reimbursement,
20 and eligibility determinations for medical assistance, food
21 assistance, the children’s health insurance program, and the
22 Iowa commission on volunteer service programs and grants:
23 \$ 68,043,944

24 1. Of the child support collections assigned under FIP,
25 the federal share of support collections shall be credited to
26 the child support services appropriation made in this division
27 of this Act. Of the remainder of the assigned child support
28 collections received by child support services, a portion
29 shall be credited to community access and eligibility, and
30 the remaining funds may be used to increase recoveries, to
31 sustain cash flow in the child support payments account, or for
32 technology needs. If child support collections assigned under
33 FIP are greater than estimated or are otherwise determined not
34 to be required for maintenance of effort, the state share of
35 either amount may be transferred to or retained in the child

1 support payments account.

2 2. Of the funds appropriated in this section, \$3,075,000
3 shall be used for continuation of the department's initiative
4 to provide for adequate developmental surveillance and
5 screening during a child's first five years. The funds shall
6 be used first to fully fund the current participating counties
7 to ensure that those counties are fully operational, with the
8 remaining funds to be used for expanding participation to
9 additional counties. The full implementation and expansion
10 shall include enhancing the scope of the initiative through
11 collaboration with the child health specialty clinics to
12 promote the use of developmental surveillance and screening to
13 support healthy child development through early identification
14 and response to both biomedical and social determinants of
15 healthy development by providing practitioner consultation
16 and continuous improvement through training and education,
17 particularly for children with behavioral conditions and
18 needs. The department shall also collaborate with the Medicaid
19 program and the child health specialty clinics to assist in
20 coordinating the activities of the first five initiative into
21 the establishment of patient-centered medical homes developed
22 to improve health quality and population health while reducing
23 health care costs. To the maximum extent possible, funding
24 allocated in this subsection shall be utilized as matching
25 funds for Medicaid program reimbursement.

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

31 CHILD SUPPORT SERVICES

32 Sec. 8. CHILD SUPPORT SERVICES. There is appropriated from
33 the general fund of the state to the department of health and
34 human services for the fiscal year beginning July 1, 2024, and
35 ending June 30, 2025, the following amount, or so much thereof

1 as is necessary, to be used for the purposes designated:

2 For child support services, including salaries, support,
3 maintenance, and miscellaneous purposes:

4 \$ 15,434,282

5 1. Federal access and visitation grant moneys shall be used
6 for services designed to increase compliance with the child
7 access provisions of court orders, including but not limited to
8 neutral visitation sites and mediation services.

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

15 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT

16 Sec. 9. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
17 GRANT. There is appropriated from the special fund created in
18 section 8.41 to the department of health and human services
19 for the fiscal year beginning July 1, 2024, and ending June
20 30, 2025, from moneys received under the federal temporary
21 assistance for needy families (TANF) block grant pursuant
22 to the federal Personal Responsibility and Work Opportunity
23 Reconciliation Act of 1996, Pub. L. No. 104-193, and successor
24 legislation, the following amounts, or so much thereof as is
25 necessary, to be used for the purposes designated:

26 1. For community access and eligibility, FIP, the PROMISE
27 JOBS program, implementing family investment agreements in
28 accordance with chapter 239B, and for continuation of the
29 program promoting awareness of the benefits of a healthy
30 marriage:

31 \$ 12,988,627

32 2. For community access and eligibility to provide
33 pregnancy prevention grants on the condition that family
34 planning services are funded:

35 \$ 1,913,203

1 Pregnancy prevention grants shall be awarded to programs
2 in existence on or before July 1, 2024, if the programs have
3 demonstrated positive outcomes. Grants shall be awarded to
4 pregnancy prevention programs which are developed after July
5 1, 2024, if the programs are based on existing models that
6 have demonstrated positive outcomes. Grants shall comply with
7 the requirements provided in 1997 Iowa Acts, chapter 208,
8 section 14, subsections 1 and 2, including the requirement that
9 grant programs must emphasize sexual abstinence. Priority in
10 the awarding of grants shall be given to programs that serve
11 areas of the state which demonstrate the highest percentage of
12 unplanned pregnancies of females of childbearing age within the
13 geographic area to be served by the grant.

14 3. For community access and eligibility to meet one of the
15 four core purposes of TANF as specified in 45 C.F.R. §260.20,
16 including by modernizing the program to promote economic
17 mobility and self-sufficiency, ensuring that families are able
18 to overcome benefit cliffs, encouraging healthy families, and
19 streamlining service delivery to reduce duplication:
20 \$ 5,000,000

21 4. For technology needs related to child support
22 modernization of the Iowa collections and reporting (ICAR)
23 system and for a closed loop referral system for the thrive
24 Iowa program:
25 \$ 5,000,000

26 5. For early intervention and supports for the family
27 development and self-sufficiency (FaDSS) grant program in
28 accordance with section 216A.107:
29 \$ 2,888,980

30 Of the funds allocated for the FaDSS grant program in this
31 subsection, not more than 5 percent of the funds shall be used
32 for administrative purposes.

33 6. For early intervention and supports for child abuse
34 prevention grants:
35 \$ 125,000

1 7. For accountability, compliance, program integrity,
 2 technology needs, and other resources necessary to meet federal
 3 and state reporting, tracking, and case management requirements
 4 and other departmental needs:
 5 \$ 3,533,647
 6 8. For state child care assistance:
 7 \$ 47,166,826
 8 9. For child protective services:
 9 \$ 62,364,100
 10 10. For child protective services for the kinship stipend
 11 program:
 12 \$ 3,000,000

DIVISION VI

14 MEDICAL ASSISTANCE — STATE SUPPLEMENTARY ASSISTANCE — HEALTHY
 15 AND WELL KIDS IN IOWA PROGRAM AND OTHER HEALTH-RELATED PROGRAMS
 16 — FY 2024-2025

17 Sec. 10. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
 18 ASSISTANCE, AND HEALTHY AND WELL KIDS IN IOWA PROGRAM. There
 19 is appropriated from the general fund of the state to the
 20 department of health and human services for the fiscal year
 21 beginning July 1, 2024, and ending June 30, 2025, the following
 22 amount, or so much thereof as is necessary, to be used for the
 23 purposes designated:

24 For medical assistance program reimbursement and associated
 25 costs as specifically provided in the reimbursement
 26 methodologies in effect on June 30, 2024, except as otherwise
 27 expressly authorized by law, consistent with options under
 28 federal law and regulations, and contingent upon receipt of
 29 approval from the office of the governor of reimbursement
 30 for each abortion performed under the program; for the state
 31 supplementary assistance program; for the health insurance
 32 premium payment program; and for maintenance of the healthy and
 33 well kids in Iowa (Hawki) program pursuant to chapter 514I,
 34 including supplemental dental services, for receipt of federal
 35 financial participation under Tit. XXI of the federal Social

1 Security Act, which creates the children's health insurance
2 program; and for other specified health-related programs:
3 \$ 1,627,974,166

4 1. Of the funds appropriated in this section,
5 \$1,581,251,282 is allocated for medical assistance program
6 reimbursement and associated costs.

7 a. Of the funds allocated in this subsection, \$800,000 shall
8 be used for the renovation and construction of certain nursing
9 facilities, consistent with the provisions of chapter 249K.

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

24 c. Of the funds allocated in this subsection, \$3,383,880
25 shall be used for program administration, outreach, and
26 enrollment activities of the state family planning services
27 program pursuant to section 217.41B, and of this amount, the
28 department may use \$200,000 for administrative expenses.

29 2. Iowans support reducing the number of abortions
30 performed in our state. Funds appropriated under this section
31 shall not be used for abortions, unless otherwise authorized
32 under this section.

33 3. The provisions of this section relating to abortions
34 shall also apply to the Iowa health and wellness plan created
35 pursuant to chapter 249N.

1 4. Of the funds appropriated in this section, \$4,479,762 is
2 allocated for the state supplementary assistance program.

3 5. Of the funds appropriated in this section, \$42,243,122
4 is allocated for maintenance of the Hawki program pursuant
5 to chapter 514I, including supplemental dental services, for
6 receipt of federal financial participation under Tit. XXI of
7 the federal Social Security Act, which creates the children's
8 health insurance program.

9 HEALTH PROGRAM OPERATIONS

10 Sec. 11. HEALTH PROGRAM OPERATIONS. There is appropriated
11 from the general fund of the state to the department of health
12 and human services for the fiscal year beginning July 1,
13 2024, and ending June 30, 2025, the following amount, or so
14 much thereof as is necessary, to be used for the purposes
15 designated:

16 For health program operations and the autism support
17 program:

18 \$ 39,597,231

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

25 2. Of the funds appropriated in this section, a sufficient
26 amount shall be used for the administration of the health
27 insurance premium payment program, including salaries, support,
28 maintenance, and miscellaneous purposes.

29 3. Of the funds appropriated in this section, \$750,000 shall
30 be used for the state poison control center. Pursuant to the
31 directive under 2014 Iowa Acts, chapter 1140, section 102, the
32 federal matching funds available to the state poison control
33 center from the department under the federal Children's Health
34 Insurance Program Reauthorization Act of 2009 allotment shall
35 be subject to the federal administrative cap rule of 10 percent

1 applicable to funding provided under Tit. XXI of the federal
2 Social Security Act and included within the department's
3 calculations of the cap.

4 4. Unless otherwise provided, annual increases for services
5 provided through contracts funded under this section shall
6 not exceed the amount by which the consumer price index for
7 all urban consumers increased during the most recently ended
8 calendar year.

9 HEALTH CARE ACCOUNTS AND FUNDS

10 Sec. 12. PHARMACEUTICAL SETTLEMENT ACCOUNT — DEPARTMENT
11 OF HEALTH AND HUMAN SERVICES. There is appropriated from the
12 pharmaceutical settlement account created in section 249A.33 to
13 the department of health and human services for the fiscal year
14 beginning July 1, 2024, and ending June 30, 2025, the following
15 amount, or so much thereof as is necessary, to be used for the
16 purposes designated:

17 Notwithstanding any provision of law to the contrary, to
18 supplement the appropriation made in this Act for health
19 program operations under the medical assistance program for the
20 same fiscal year:

21 \$ 234,193

22 Sec. 13. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF
23 HEALTH AND HUMAN SERVICES. Notwithstanding any provision to
24 the contrary and subject to the availability of funds, there is
25 appropriated from the quality assurance trust fund created in
26 section 249L.4 to the department of health and human services
27 for the fiscal year beginning July 1, 2024, and ending June 30,
28 2025, the following amount, or so much thereof as is necessary,
29 for the purposes designated:

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

33 \$111,216,205

34 Sec. 14. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
35 DEPARTMENT OF HEALTH AND HUMAN SERVICES. Notwithstanding any

1 provision to the contrary and subject to the availability of
2 funds, there is appropriated from the hospital health care
3 access trust fund created in section 249M.4 to the department
4 of health and human services for the fiscal year beginning July
5 1, 2024, and ending June 30, 2025, the following amount, or so
6 much thereof as is necessary, for the purposes designated:

7 To supplement the appropriation made in this Act from the
8 general fund of the state to the department of health and human
9 services for medical assistance for the same fiscal year:

10 \$ 33,920,554

11 REIMBURSEMENT RATES

12 Sec. 15. REIMBURSEMENT RATES. Reimbursement for medical
13 assistance, state supplementary assistance, and social service
14 providers and services reimbursed under the purview of the
15 department of health and human services shall remain at the
16 reimbursement rate or shall be determined pursuant to the
17 reimbursement methodology in effect on June 30, 2024, unless
18 reimbursement is otherwise negotiated by contract or pursuant
19 to an updated fee schedule.

20 DIVISION VII

21 FAMILY WELL-BEING AND PROTECTION — FY 2024-2025

22 STATE CHILD CARE ASSISTANCE

23 Sec. 16. STATE CHILD CARE ASSISTANCE. There is appropriated
24 from the general fund of the state to the department of health
25 and human services for the fiscal year beginning July 1,
26 2024, and ending June 30, 2025, the following amount, or so
27 much thereof as is necessary, to be used for the purposes
28 designated:

29 For state child care assistance in accordance with section
30 237A.13:

31 \$ 34,966,931

32 1. If the appropriations made for purposes of the state
33 child care assistance program for the fiscal year are
34 determined to be insufficient, it is the intent of the general
35 assembly to appropriate sufficient funding for the fiscal year

1 in order to avoid establishment of waiting list requirements.

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

7 EARLY INTERVENTION AND SUPPORTS

8 Sec. 17. EARLY INTERVENTION AND SUPPORTS. There is
9 appropriated from the general fund of the state to the
10 department of health and human services for the fiscal year
11 beginning July 1, 2024, and ending June 30, 2025, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For promoting the optimum health status for children
15 and adolescents from birth through 21 years of age, and for
16 families:

17 \$ 35,277,739

18 1. Of the funds appropriated in this section, not more
19 than \$734,000 shall be used for the healthy opportunities for
20 parents to experience success (HOPES)-healthy families Iowa
21 (HFI) program established pursuant to section 135.106.

22 2. Of the funds appropriated in this section, \$4,313,854 is
23 allocated for the FaDSS grant program. Of the funds allocated
24 for the FaDSS grant program in this subsection, not more than 5
25 percent of the funds shall be used for administration of the
26 grant program.

27 3. Of the funds appropriated in this section, \$29,256,799
28 shall be used for the purposes of the early childhood Iowa fund
29 created in section 256I.11.

30 4. Of the funds appropriated in this section, \$1,000,000
31 shall be used for the purposes of program administration and
32 provision of pregnancy support services through the more
33 options for maternal support program in accordance with section
34 217.41C.

35 CHILD PROTECTIVE SERVICES

1 Sec. 18. CHILD PROTECTIVE SERVICES. There is appropriated
2 from the general fund of the state to the department of health
3 and human services for the fiscal year beginning July 1,
4 2024, and ending June 30, 2025, the following amount, or so
5 much thereof as is necessary, to be used for the purposes
6 designated:

7 For child, family, and adoption services, and for salaries,
8 support, maintenance, and miscellaneous purposes:

9 \$164,644,037

10 1. Of the funds appropriated in this section, \$1,717,000
11 is allocated specifically for expenditure for fiscal year
12 2024-2025 through the decategorization services funding pools
13 and governance boards established pursuant to section 232.188.

14 2. A portion of the funds appropriated in this section
15 may be used to provide other resources based on client need
16 required to support family preservation, emergency client need,
17 or family reunification efforts.

18 3. Of the funds appropriated in this section, a sufficient
19 amount is allocated for group foster care maintenance and
20 services, shelter care, child welfare emergency services, and
21 supervised apartment living contracts.

22 4. Federal funds received by the state during the fiscal
23 year beginning July 1, 2024, as the result of the expenditure
24 of state funds appropriated during a previous state fiscal
25 year for a service or activity funded under this section, are
26 appropriated to the department to be used as additional funding
27 for services and purposes provided for under this section.
28 Notwithstanding section 8.33, moneys received in accordance
29 with this subsection that remain unencumbered or unobligated at
30 the close of the fiscal year shall not revert to any fund but
31 shall remain available for the purposes designated until the
32 close of the succeeding fiscal year.

33 5. a. Of the funds appropriated in this section, \$748,000
34 is allocated for the payment of the expenses of court-ordered
35 services provided to children who are under the supervision

1 of the department, which expenses are a charge upon the state
2 pursuant to section 232.141, subsection 4.

3 b. Notwithstanding chapter 232 or any other provision of
4 law to the contrary, a district or juvenile court shall not
5 order any service which is a charge upon the state pursuant
6 to section 232.141 if the court-ordered services distribution
7 amount is insufficient to pay for the service.

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

20 7. Of the funds appropriated in this section, \$4,359,500 is
21 allocated for the preparation for adult living program pursuant
22 to section 234.46.

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

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

35 10. a. Of the funds appropriated in this section, a

1 sufficient amount is allocated for adoption subsidy payments
2 and related costs.

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

12 11. Of the funds appropriated in this section, a sufficient
13 amount is allocated to support training needs for child welfare
14 providers and to address disproportionality within the child
15 welfare system.

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

20 DIVISION VIII

21 STATE SPECIALTY CARE — FY 2024-2025

22 Sec. 19. STATE SPECIALTY CARE. There is appropriated from
23 the general fund of the state to the department of health and
24 human services for the fiscal year beginning July 1, 2024, and
25 ending June 30, 2025, the following amount, or so much thereof
26 as is necessary, to be used for the purposes designated:

27 For salaries, support, maintenance, and miscellaneous
28 purposes at institutions under the jurisdiction of the
29 department of health and human services:

30 \$100,006,128

31 1. The department shall utilize the funds appropriated in
32 this section as necessary to maximize bed capacity and to most
33 effectively meet the needs of the individuals served.

34 2. Of the amount appropriated in this section, the following
35 amounts are allocated to each institution as follows:

- 1 a. For the state mental health institute at Cherokee:
- 2 \$ 18,482,310
- 3 b. For the state mental health institute at Independence:
- 4 \$ 22,876,090
- 5 c. For the civil commitment unit for sexual offenders at
- 6 Cherokee:
- 7 \$ 16,793,575
- 8 d. For the state resource center at Woodward:
- 9 \$ 13,389,577
- 10 e. For the state resource center at Glenwood:
- 11 \$ 5,255,132
- 12 f. For the state training school at Eldora:
- 13 \$ 18,529,635

DIVISION IX

ADMINISTRATION AND COMPLIANCE — FY 2024-2025

Sec. 20. ACCOUNTABILITY, COMPLIANCE, AND PROGRAM

INTEGRITY. There is appropriated from the general fund of the state to the department of health and human services for the fiscal year beginning July 1, 2024, and ending June 30, 2025, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For accountability, compliance, and program integrity, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 21,194,894

1. Of the funds appropriated in this section, \$200,000 shall be transferred to and deposited in the Iowa ABLE savings plan trust administrative fund created in section 12I.4, to be used for implementation and administration activities of the Iowa ABLE savings plan trust.

2. Of the funds appropriated in this section, \$2,602,312 shall be used for foster care review and the court appointed special advocate program, including for salaries, support, maintenance, and miscellaneous purposes.

3. Of the funds appropriated in this section, \$1,148,959

1 shall be used for the office of long-term care ombudsman
2 for salaries, support, administration, maintenance, and
3 miscellaneous purposes.

4 4. For the fiscal year beginning July 1, 2024, and ending
5 June 30, 2025, the department of health and human services
6 may utilize the funds appropriated from the general fund of
7 the state to the department under this Act for up to 4,156.00
8 full-time equivalent positions. The department shall report to
9 the general assembly by December 15, 2024, the distribution of
10 the approved number of full-time equivalent positions across
11 the organizational divisions of the department.

12 DIVISION X

13 DEPARTMENT OF HEALTH AND HUMAN SERVICES TRANSFERS, CASHFLOW,
14 AND NONREVERSIONS

15 Sec. 21. DEPARTMENT OF HEALTH AND HUMAN SERVICES TRANSFERS
16 AND CASHFLOW.

17 1. The department of health and human services may transfer
18 funds appropriated in this Act to support continuing alignment
19 efforts, to maximize federal support in accordance with the
20 department's federal costs allocation plan, and for resources
21 necessary to implement and administer the services for which
22 funds are provided. The department shall report any transfers
23 made pursuant to this subsection to the general assembly.

24 2. If the savings to the appropriations made for the
25 Medicaid program from ongoing cost management efforts exceed
26 the associated costs for the fiscal year, the department may
27 transfer any savings generated for the fiscal year due to cost
28 management efforts to the appropriations made in this Act for
29 health program operations or for accountability, compliance,
30 and program integrity to defray the costs associated with
31 implementation of the cost management efforts.

32 3. The department may transfer funds appropriated for
33 child protective services to pay the nonfederal share costs of
34 services reimbursed under the medical assistance program, state
35 child care assistance program, or the family investment program

1 which are provided to children who would otherwise receive
2 services paid under the appropriation for child protective
3 services.

4 4. The department may transfer funds from the temporary
5 assistance for needy families block grant to the federal social
6 services block grant appropriation, and to the child care and
7 development block grant appropriation, in accordance with
8 federal law.

9 5. To the extent the department determines that moneys
10 appropriated under this Act or allocated for a specific purpose
11 under the Act will remain unencumbered or unobligated at the
12 close of the fiscal year, such unencumbered or unobligated
13 moneys may be used in the same fiscal year for any other
14 purpose for which the moneys appropriated may be used, or for
15 any other allocation within the same appropriation.

16 6. To the extent the department determines that moneys
17 appropriated under this Act will remain unencumbered or
18 unobligated at the close of the fiscal year or that services
19 will not be impacted, the department may utilize such
20 unencumbered or unobligated moneys appropriated to develop and
21 support the thrive Iowa program, a closed-loop referral system
22 utilizing a navigator model, that acts as the connection point
23 to link Iowans on an individualized path to prosperity and
24 self-sufficiency to available resources in all sectors of the
25 community.

26 Sec. 22. DEPARTMENT OF HEALTH AND HUMAN SERVICES
27 NONREVERSIONS.

28 1. Notwithstanding section 8.33, moneys appropriated from
29 the general fund of the state and the temporary assistance for
30 needy families block grant to the department of health and
31 human services for the fiscal year beginning July 1, 2024,
32 and ending June 30, 2025, for the purposes of the FaDSS grant
33 program that remain unencumbered or unobligated at the close of
34 the fiscal year shall not revert, but shall remain available
35 for expenditure for the purposes designated until the close of

1 the succeeding fiscal year.

2 2. Notwithstanding section 8.33, of the moneys appropriated
3 from the general fund of the state, the quality assurance trust
4 fund, and the hospital health care access trust fund to the
5 department of health and human services for the fiscal year
6 beginning July 1, 2024, and ending June 30, 2025, for the
7 purposes of the medical assistance program, the amount that is
8 in excess of actual expenditures for the medical assistance
9 program that remains unencumbered or unobligated at the close
10 of the fiscal year shall not revert, but shall remain available
11 for expenditure for the medical assistance program until the
12 close of the succeeding fiscal year.

13 3. Notwithstanding section 8.33, and notwithstanding the
14 nonreversion amount limitation specified in section 222.92,
15 moneys appropriated from the general fund of the state to the
16 department of health and human services for the fiscal year
17 beginning July 1, 2024, and ending June 30, 2025, for the
18 purposes of state specialty care that remain unencumbered or
19 unobligated at the close of the fiscal year shall not revert,
20 but shall remain available for expenditure for the purposes
21 designated for subsequent fiscal years.

22 4. Notwithstanding section 8.33, moneys appropriated from
23 the general fund of the state to the department of health and
24 human services for the fiscal year beginning July 1, 2024,
25 and ending June 30, 2025, and allocated for rural psychiatric
26 residencies to annually fund eight psychiatric residents who
27 will provide mental health services to underserved areas of the
28 state that remain unencumbered or unobligated at the close of
29 the fiscal year shall not revert, but shall remain available
30 for expenditure for the purposes designated until the close of
31 the succeeding fiscal year.

32 5. Notwithstanding section 8.33, moneys appropriated from
33 the general fund of the state to the department of health and
34 human services for the fiscal year beginning July 1, 2024,
35 and ending June 30, 2025, and allocated for adoption subsidy

1 payments and related costs or for post-adoption services
2 and related allowable purposes that remain unencumbered or
3 unobligated at the close of the fiscal year shall not revert,
4 but shall remain available for expenditure for the purposes
5 designated until the close of the succeeding fiscal year.

6 DIVISION XI

7 HEALTH AND HUMAN SERVICES — PRIOR APPROPRIATIONS AND OTHER
8 PROVISIONS — FY 2022-2023
9 RURAL PSYCHIATRIC RESIDENCIES

10 Sec. 23. 2022 Iowa Acts, chapter 1131, section 3, subsection
11 4, paragraph j, is amended to read as follows:

12 j. Of the funds appropriated in this subsection, \$800,000
13 shall be used for rural psychiatric residencies to support the
14 annual creation and training of ~~six~~ eight psychiatric residents
15 who will provide mental health services in underserved areas of
16 the state. Notwithstanding [section 8.33](#), moneys that remain
17 unencumbered or unobligated at the close of the fiscal year
18 shall not revert but shall remain available for expenditure for
19 the purposes designated for subsequent fiscal years.

20 FAMILY INVESTMENT PROGRAM

21 Sec. 24. 2022 Iowa Acts, chapter 1131, section 9, subsection
22 7, as enacted by 2023 Iowa Acts, chapter 112, section 41, is
23 amended to read as follows:

24 7. Notwithstanding [section 8.33](#), moneys appropriated in
25 this section that remain unencumbered or unobligated at the
26 close of the fiscal year shall not revert but shall remain
27 available for the purposes designated, or may be transferred to
28 other appropriations in this division of this Act or used as
29 necessary to enhance agency accountability, program integrity,
30 compliance, and efficiency, until the close of the succeeding
31 fiscal year.

32 STATE SUPPLEMENTARY ASSISTANCE

33 Sec. 25. 2022 Iowa Acts, chapter 1131, section 15,
34 subsection 4, is amended to read as follows:

35 4. Notwithstanding [section 8.33](#), moneys appropriated

1 in this section that remain unencumbered or unobligated
2 at the close of the fiscal year shall not revert but
3 shall remain available for expenditure for the purposes
4 designated, including for liability amounts associated with
5 the supplemental nutrition assistance program payment error
6 rate, or may be transferred to other appropriations in this
7 division of this Act or used as necessary to enhance agency
8 accountability, program integrity, compliance, and efficiency,
9 until the close of the succeeding fiscal year.

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

12 Sec. 27. RETROACTIVE APPLICABILITY. This division of this
13 Act applies retroactively to July 1, 2022.

14 DIVISION XII

15 HEALTH AND HUMAN SERVICES — PRIOR APPROPRIATIONS AND OTHER
16 PROVISIONS — FY 2023-2024
17 OFFICE OF PUBLIC GUARDIAN

18 Sec. 28. 2023 Iowa Acts, chapter 112, section 3, is amended
19 by adding the following new subsection:

20 NEW SUBSECTION. 7. Notwithstanding section 8.33,
21 moneys appropriated in this section for the state office of
22 public guardian established under chapter 231E that remain
23 unencumbered or unobligated at the close of the fiscal year
24 shall not revert but shall remain available for the purposes
25 designated until the close of the succeeding fiscal year.

26 RURAL PSYCHIATRIC RESIDENCIES

27 Sec. 29. 2023 Iowa Acts, chapter 112, section 5, subsection
28 4, paragraph j, is amended to read as follows:

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

1 designated for subsequent fiscal years.

2 FAMILY INVESTMENT PROGRAM

3 Sec. 30. 2023 Iowa Acts, chapter 112, section 9, is amended
4 by adding the following new subsection:

5 NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys
6 appropriated in this section that remain unencumbered or
7 unobligated at the close of the fiscal year shall not revert
8 but shall remain available for the purposes designated, or may
9 be transferred to other appropriations in this division of this
10 Act or used as necessary to enhance agency accountability,
11 program integrity, compliance, and efficiency, until the close
12 of the succeeding fiscal year.

13 STATE SUPPLEMENTARY ASSISTANCE

14 Sec. 31. 2023 Iowa Acts, chapter 112, section 15, subsection
15 4, is amended to read as follows:

16 4. Notwithstanding [section 8.33](#), moneys appropriated
17 in this section that remain unencumbered or unobligated
18 at the close of the fiscal year shall not revert but
19 shall remain available for expenditure for the purposes
20 designated, including for liability amounts associated
21 with the SNAP payment error rate, or may be transferred to
22 other appropriations in this division of this Act or used as
23 necessary to enhance agency accountability, program integrity,
24 compliance, and efficiency, until the close of the succeeding
25 fiscal year.

26 CHILD CARE ASSISTANCE

27 Sec. 32. 2023 Iowa Acts, chapter 112, section 17, subsection
28 8, is amended to read as follows:

29 8. Notwithstanding [section 8.33](#), moneys ~~advanced for~~
30 ~~purposes of the programs developed by early childhood Iowa~~
31 ~~areas, advanced for purposes of wraparound child care, or~~
32 ~~received from the federal appropriations made for the purposes~~
33 ~~of~~ appropriated in this section that remain unencumbered or
34 unobligated at the close of the fiscal year shall not revert
35 to any fund but shall remain available for expenditure for the

1 purposes designated until the close of the succeeding fiscal
2 year.

3 CHILD AND FAMILY SERVICES

4 Sec. 33. 2023 Iowa Acts, chapter 112, section 19, is amended
5 by adding the following new subsection:

6 NEW SUBSECTION. 23. 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 FIELD OPERATIONS

12 Sec. 34. 2023 Iowa Acts, chapter 112, section 26, is amended
13 by adding the following new subsection:

14 NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys
15 appropriated in this section that remain unencumbered or
16 unobligated at the close of the fiscal year shall not revert
17 but shall remain available for the purposes designated until
18 the close of the succeeding fiscal year.

19 GENERAL ADMINISTRATION — MORE OPTIONS FOR MATERNAL SUPPORT
20 PROGRAM

21 Sec. 35. 2023 Iowa Acts, chapter 112, section 27, subsection
22 8, is amended to read as follows:

23 8. Of the funds appropriated under this section, \$1,000,000
24 shall be used for the purposes of program administration and
25 provision of pregnancy support services through the more
26 options for maternal support program in accordance with section
27 217.41C. Notwithstanding section 8.33, moneys allocated in
28 this subsection that remain unencumbered or unobligated at the
29 close of the fiscal year shall not revert but shall remain
30 available for the purposes designated until the close of the
31 succeeding fiscal year.

32 GENERAL ADMINISTRATION

33 Sec. 36. 2023 Iowa Acts, chapter 112, section 27, is amended
34 by adding the following new subsection:

35 NEW SUBSECTION. 10. Notwithstanding section 8.33, moneys

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

5 LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM ADMINISTRATIVE
6 ALLOCATION — FEDERAL BLOCK GRANT

7 Sec. 37. 2023 Iowa Acts, chapter 161, section 10, subsection
8 3, is amended to read as follows:

9 3. After subtracting the allocation in subsection 2, ~~up to~~
10 ~~to~~ no less than 8.4 percent of the remaining moneys for each
11 federal fiscal year are allocated for administrative expenses
12 of low-income home energy assistance program contractors and
13 up to 1.6 percent of the remaining moneys for each fiscal year
14 are allocated for the administrative expenses of the department
15 of health and human services under the low-income home energy
16 ~~assistance program of which \$377,000 is allocated each federal~~
17 ~~fiscal year for administrative expenses of the department of~~
18 ~~health and human services.~~ The costs of auditing the use and
19 administration of the portion of the appropriation in this
20 section that is retained by the state shall be paid from the
21 amount allocated in this subsection each federal fiscal year to
22 the department of health and human services. The auditor of
23 state shall bill the department of health and human services
24 for the audit costs.

25 Sec. 38. EFFECTIVE DATE. This division of this Act, being
26 deemed of immediate importance, takes effect upon enactment.

27 Sec. 39. RETROACTIVE APPLICABILITY. This division of this
28 Act applies retroactively to July 1, 2023.

29 DIVISION XIII
30 EMERGENCY RULES AND REPORTS

31 Sec. 40. EMERGENCY RULES.

32 1. If necessary to comply with federal requirements
33 including time frames, or if specifically authorized by a
34 provision of this Act, the department of health and human
35 services or the mental health and disability services

1 commission shall adopt administrative rules under section
2 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph
3 "b", to implement the applicable provisions of this Act. The
4 rules shall be effective immediately upon filing unless a
5 later date is specified in the rules. Any rules adopted in
6 accordance with this section shall also be published as a
7 notice of intended action as provided in section 17A.4.

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

20 Sec. 41. REPORTS. Unless otherwise provided, any reports or
21 other information required to be compiled and submitted under
22 this Act during the fiscal year beginning July 1, 2024, shall
23 be submitted on or before the date specified for submission of
24 the reports or information.

25 DIVISION XIV

26 CODIFIED PROVISIONS

27 SUBSTANCE USE DISORDER — BEER AND LIQUOR CONTROL FUND

28 Sec. 42. Section 123.17, subsection 5, Code 2024, is amended
29 to read as follows:

30 5. After any transfer provided for in subsection 3 is
31 made, the department shall transfer into a special revenue
32 account in the general fund of the state, a sum of money at
33 least equal to seven percent of the gross amount of sales made
34 by the department from the beer and liquor control fund on a
35 monthly basis but not less than nine million dollars annually.

1 Of the amounts transferred, two million dollars, ~~plus an~~
2 ~~additional amount determined by the general assembly,~~ shall be
3 appropriated to the department of health and human services for
4 use by the staff who administer the comprehensive substance use
5 disorder program under [chapter 125](#) for substance use disorder
6 treatment and prevention programs. Any amounts received in
7 excess of the amounts appropriated to the department of health
8 and human services for use by the staff who administer the
9 comprehensive substance use disorder program under [chapter 125](#)
10 shall be considered part of the general fund balance.

11 TOBACCO USE PREVENTION AND CONTROL

12 Sec. 43. Section 142A.5, Code 2024, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 9. Collaborate with the department of
15 revenue for enforcement of tobacco laws, regulations, and
16 ordinances and to engage in tobacco control activities approved
17 by the departments.

18 PERSONAL NEEDS ALLOWANCE FOR FACILITIES UNDER MEDICAID

19 Sec. 44. Section 249A.30A, Code 2024, is amended to read as
20 follows:

21 **249A.30A Medical assistance — personal needs allowance.**

22 1. The personal needs allowance under the medical
23 assistance program, which may be retained by a person who is a
24 resident of a nursing facility, an intermediate care facility
25 for persons with an intellectual disability, or an intermediate
26 care facility for persons with mental illness, as defined in
27 section 135C.1, or a person who is a resident of a psychiatric
28 medical institution for children as defined in [section 135H.1](#),
29 shall be fifty dollars per month.

30 2. A resident who has income of less than fifty dollars
31 per month shall receive a supplement from the state in the
32 amount necessary to receive a personal needs allowance of fifty
33 dollars per month, ~~if funding is specifically appropriated for~~
34 ~~this purpose.~~ The general assembly shall annually appropriate
35 a sufficient amount from the general fund of the state to the

1 department of health and human services for this purpose.

2 REPLACEMENT GENERATION TAX REVENUES

3 Sec. 45. Section 437A.8, subsection 4, paragraph d, Code
4 2024, is amended to read as follows:

5 d. Notwithstanding paragraph "a", a taxpayer who owns
6 or leases a new electric power generating plant and who has
7 no other operating property in the state of Iowa except for
8 operating property directly serving the new electric power
9 generating plant as described in [section 437A.16](#) shall pay
10 the replacement generation tax associated with the allocation
11 of the local amount to the county treasurer of the county in
12 which the local amount is located and shall remit the remaining
13 replacement generation tax, if any, to the director according
14 to paragraph "a" for remittance of the tax to county treasurers.
15 The director shall notify each taxpayer on or before August 31
16 following a tax year of its remaining replacement generation
17 tax to be remitted to the director. All remaining replacement
18 generation tax revenues received by the director shall be
19 ~~deposited in the property tax relief fund created in section~~
20 ~~426B.1, and shall be distributed as provided in section 426B.2~~
21 appropriated annually to the department of health and human
22 services to supplement any appropriation made for medical
23 assistance.

24 If a taxpayer has paid an amount of replacement tax,
25 penalty, or interest which was ~~deposited into the property~~
26 ~~tax relief fund~~ appropriated to the department of health and
27 human services under this paragraph and which was not due, all
28 of the provisions of [section 437A.14, subsection 1](#), paragraph
29 "b", shall apply with regard to any claim for refund or credit
30 filed by the taxpayer. The director shall have sole discretion
31 as to whether the erroneous payment will be refunded to the
32 taxpayer or credited against any replacement tax due, or to
33 become due, from the taxpayer that would be ~~subject to deposit~~
34 ~~in the property tax relief fund~~ appropriated to the department
35 of health and human services under this paragraph.

1 Sec. 46. Section 437A.15, subsection 3, paragraph f, Code
2 2024, is amended to read as follows:

3 *f.* Notwithstanding the provisions of [this section](#), if
4 a taxpayer is a municipal utility or a municipal owner of
5 an electric power facility financed under the provisions
6 of [chapter 28F](#) or [476A](#), the assessed value, other than the
7 local amount, of a new electric power generating plant shall
8 be allocated to each taxing district in which the municipal
9 utility or municipal owner is serving customers and has
10 electric meters in operation in the ratio that the number of
11 operating electric meters of the municipal utility or municipal
12 owner located in the taxing district bears to the total number
13 of operating electric meters of the municipal utility or
14 municipal owner in the state as of January 1 of the tax year.
15 If the municipal utility or municipal owner of an electric
16 power facility financed under the provisions of [chapter 28F](#)
17 or [476A](#) has a new electric power generating plant but the
18 municipal utility or municipal owner has no operating electric
19 meters in this state, the municipal utility or municipal owner
20 shall pay the replacement generation tax associated with the
21 new electric power generating plant allocation of the local
22 amount to the county treasurer of the county in which the local
23 amount is located and shall remit the remaining replacement
24 generation tax, if any, to the director at the times contained
25 in [section 437A.8, subsection 4](#), for remittance of the tax to
26 the county treasurers. All remaining replacement generation
27 tax revenues received by the director shall be ~~deposited in~~
28 ~~the property tax relief fund created in [section 426B.1](#), and~~
29 ~~shall be distributed as provided in [section 426B.2](#) appropriated~~
30 annually to the department of health and human services to
31 supplement any appropriation made for medical assistance.

32 PERSONAL NEEDS ALLOWANCE FOR STATE SUPPLEMENTARY ASSISTANCE

33 Sec. 47. NEW SECTION. **249.9A Personal needs allowance.**

34 1. The department shall increase the personal needs
35 allowance for residents of residential care facilities by the

1 same percentage and at the same time as federal supplemental
2 security income and federal social security benefits are
3 increased due to a recognized increase in the cost of living.

4 2. If during a fiscal year, the department projects that
5 state supplementary assistance expenditures for a calendar year
6 will not meet the federal pass-through requirement specified
7 in Tit. XVI of the federal Social Security Act, section 1618,
8 as codified in 42 U.S.C. §1382g, the department may take
9 actions including but not limited to increasing the personal
10 needs allowance for residential care facility residents
11 and making programmatic adjustments or upward adjustments
12 of the residential care facility or in-home health-related
13 care reimbursement rates to ensure compliance with federal
14 requirements. In addition, the department may make other
15 programmatic and rate adjustments necessary to remain within
16 the funds appropriated for a fiscal year while ensuring
17 compliance with federal requirements.

18 3. The department may adopt emergency rules under section
19 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph
20 "b", to implement the provisions of this section and the rules
21 shall be effective immediately upon filing unless a later date
22 is specified in the rules. Any rules adopted in accordance
23 with this section shall also be published as a notice of
24 intended action as provided in section 17A.4.

25 MEDICAID FRAUD FUND AND HEALTH CARE TRUST FUND

26 Sec. 48. Section 249A.50, subsection 3, Code 2024, is
27 amended to read as follows:

28 3. a. A Medicaid fraud fund is created in the state
29 treasury under the authority of the department of inspections,
30 appeals, and licensing. Moneys from penalties, investigative
31 costs recouped by the Medicaid fraud control unit, and other
32 amounts received as a result of prosecutions involving
33 the department of inspections, appeals, and licensing
34 investigations and audits to ensure compliance with the medical
35 assistance program that are not credited to the program shall

1 be credited to the fund.

2 *b.* Notwithstanding [section 8.33](#), moneys credited to the
3 fund from any other account or fund shall not revert to the
4 other account or fund. Moneys in the fund shall only be used as
5 provided in appropriations from the fund and shall be used in
6 accordance with applicable laws, regulations, and the policies
7 of the office of inspector general of the United States
8 department of health and human services.

9 *c.* Any funds remaining in the Medicaid fraud fund at the
10 close of a fiscal year are appropriated to the department of
11 health and human services to supplement any medical assistance
12 program appropriation for the same fiscal year to be used
13 for medical assistance reimbursement and associated costs,
14 including program administration and costs associated with
15 program implementation.

16 ~~*e.*~~ *d.* For the purposes of [this subsection](#), “*investigative*
17 *costs*” means the reasonable value of a Medicaid fraud control
18 unit investigator’s, auditor’s or employee’s time, any moneys
19 expended by the Medicaid fraud control unit, and the reasonable
20 fair market value of resources used or expended by the Medicaid
21 fraud control unit in a case resulting in a criminal conviction
22 of a provider under [this chapter](#) or [chapter 714](#) or [715A](#).

23 Sec. 49. Section 453A.35A, Code 2024, is amended to read as
24 follows:

25 **453A.35A Health care trust fund — appropriation to Medicaid**
26 **program.**

27 1. A health care trust fund is created in the office of
28 the treasurer of state. The fund consists of the revenues
29 generated from the tax on cigarettes pursuant to section
30 453A.6, subsection 1, and from the tax on tobacco products
31 as specified in [section 453A.43, subsections 1, 2, 3, and 4](#),
32 that are credited to the health care trust fund, annually,
33 pursuant to [section 453A.35](#). Moneys in the fund shall be
34 separate from the general fund of the state and shall not be
35 considered part of the general fund of the state. However, the

1 fund shall be considered a special account for the purposes
2 of [section 8.53](#) relating to generally accepted accounting
3 principles. Moneys in the fund shall be used only as specified
4 in [this section](#) and shall be appropriated only for the uses
5 specified. Moneys in the fund are not subject to [section 8.33](#)
6 and shall not be transferred, used, obligated, appropriated,
7 or otherwise encumbered, except as provided in [this section](#).
8 Notwithstanding [section 12C.7, subsection 2](#), interest or
9 earnings on moneys deposited in the fund shall be credited to
10 the fund.

11 2. Moneys in the fund shall be used only for purposes
12 related to health care, substance use disorder treatment and
13 prevention, and tobacco use prevention, cessation, and control.

14 3. Any funds remaining in the health care trust fund at the
15 close of a fiscal year are appropriated to the department of
16 health and human services to supplement any medical assistance
17 program appropriation for the same fiscal year to be used
18 for medical assistance reimbursement and associated costs,
19 including program administration and costs associated with
20 program implementation.

21 MENTAL HEALTH INSTITUTES — RETAINING OF REVENUE

22 Sec. 50. NEW SECTION. 218.97 Retaining of revenue by mental
23 health institutes.

24 Notwithstanding sections 218.78 and 249A.11, any revenue
25 received from the state mental health institute at Cherokee or
26 the state mental health institute at Independence pursuant to
27 42 C.F.R. §438.6(e) may be retained and expended by the mental
28 health institute.

29 RESIDENTS OF MENTAL HEALTH INSTITUTES — RETAINING MEDICAID
30 ELIGIBILITY

31 Sec. 51. NEW SECTION. 249A.38A Residents of mental health
32 institutes — retaining of Medicaid eligibility.

33 Notwithstanding any provision of law to the contrary,
34 a Medicaid recipient residing at the state mental health
35 institute at Cherokee or the state mental health institute

1 at Independence shall retain Medicaid eligibility during the
2 period of the Medicaid recipient's stay for which federal
3 financial participation is available.

4 STATE RESOURCES CENTERS — SCOPE OF SERVICES

5 Sec. 52. NEW SECTION. 218.97A State resource centers —
6 scope of services approach — time-limited assessment and respite
7 services.

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

15 2. The state resource centers may expand the time-limited
16 assessment and respite services during a fiscal year.

17 JUVENILE DETENTION HOME FUND — APPROPRIATION

18 Sec. 53. Section 232.142, Code 2024, is amended to read as
19 follows:

20 232.142 Maintenance and cost of juvenile homes — fund —
21 appropriation of moneys in fund.

22 1. County boards of supervisors which singly or in
23 conjunction with one or more other counties provide and
24 maintain juvenile detention and juvenile shelter care homes are
25 subject to [this section](#).

26 2. For the purpose of providing and maintaining a county
27 or multicounty home, the board of supervisors of any county
28 may issue general county purpose bonds in accordance with
29 sections 331.441 through 331.449. Expenses for providing and
30 maintaining a multicounty home shall be paid by the counties
31 participating in a manner to be determined by the boards of
32 supervisors.

33 3. A county or multicounty juvenile detention home approved
34 pursuant to [this section](#) shall receive financial aid from the
35 state in a manner approved by the director. Aid paid by the

1 state shall be at least ten percent and not more than fifty
2 percent of the total cost of the establishment, improvements,
3 operation, and maintenance of the home.

4 4. The director shall adopt minimal rules and standards for
5 the establishment, maintenance, and operation of such homes as
6 shall be necessary to effect the purposes of [this chapter](#). The
7 rules shall apply the requirements of [section 237.8](#), concerning
8 employment and evaluation of persons with direct responsibility
9 for a child or with access to a child when the child is
10 alone and persons residing in a child foster care facility,
11 to persons employed by, residing in, or volunteering for a
12 home approved under [this section](#). The director shall, upon
13 request, give guidance and consultation in the establishment
14 and administration of the homes and programs for the homes.

15 5. The director shall approve annually all such homes
16 established and maintained under the provisions of this
17 chapter. A home shall not be approved unless it complies with
18 minimal rules and standards adopted by the director and has
19 been inspected by the department of inspections, appeals, and
20 licensing. The statewide number of beds in the homes approved
21 by the director shall not exceed two hundred seventy-two beds
22 beginning July 1, 2017.

23 6. a. A juvenile detention home fund is created in the
24 state treasury under the authority of the department. The
25 fund shall consist of moneys deposited in the fund pursuant to
26 section 602.8108. The moneys in the fund shall be used for
27 the costs of the establishment, improvement, operation, and
28 maintenance of county or multicounty juvenile detention homes
29 in accordance with ~~annual appropriations made by the general~~
30 ~~assembly from the fund for these purposes~~ this subsection.

31 b. (1) Moneys deposited in the juvenile detention home
32 fund during a fiscal year are appropriated to the department
33 for the same fiscal year for distribution of an amount equal to
34 a percentage of the costs of the establishment, improvement,
35 operation, and maintenance of county or multicounty juvenile

1 detention homes in the prior fiscal year. Such percentage
2 shall be determined by the department based on the amount
3 available for distribution from the fund.

4 (2) Moneys appropriated for distribution in accordance with
5 this subsection shall be allocated among eligible detention
6 homes, prorated on the basis of an eligible detention home's
7 proportion of the costs of all eligible detention homes in the
8 prior fiscal year.

9 FAMILY INVESTMENT PROGRAM ACCOUNT ELIMINATION

10 Sec. 54. Section 239B.14, subsection 2, Code 2024, is
11 amended to read as follows:

12 2. An individual who commits a fraudulent practice under
13 this section is personally liable for the amount of assistance
14 or other benefits fraudulently obtained. The amount of the
15 assistance or other benefits may be recovered from the offender
16 or the offender's estate in an action brought or by claim
17 filed in the name of the state and the recovered funds shall
18 ~~be deposited in the family investment program account~~ credited
19 to the appropriation to the department for community access
20 and eligibility to be used for the purposes of the family
21 investment program. The action or claim filed in the name of
22 the state shall not be considered an election of remedies to
23 the exclusion of other remedies.

24 Sec. 55. Section 252B.27, subsection 1, Code 2024, is
25 amended to read as follows:

26 1. The director, within the limitations of the amount
27 appropriated for child support services, or moneys transferred
28 for this purpose from the ~~family investment program account~~
29 ~~created in [section 239B.11](#)~~ appropriation to the department for
30 community access and eligibility, may establish new positions
31 and add employees to child support services if the director
32 determines that both the current and additional employees
33 together can reasonably be expected to maintain or increase net
34 state revenue at or beyond the budgeted level for the fiscal
35 year.

1 Sec. 56. REPEAL. Section 239B.11, Code 2024, is repealed.

2 Sec. 57. TRANSITION PROVISION. All unencumbered and
3 unobligated moneys remaining on June 30, 2024, in the family
4 investment program account created in section 239B.11, are
5 appropriated to the department of health and human services for
6 community access and eligibility.

7 CHILD SUPPORT COLLECTION SERVICES CENTER REFUND ACCOUNT

8 Sec. 58. Section 252B.13A, Code 2024, is amended by adding
9 the following new subsection:

10 NEW SUBSECTION. 3. Support payments received by the
11 collection services center shall be deposited in the collection
12 services center refund account. The account shall be separate
13 from the general fund of the state and shall not be considered
14 part of the general fund of the state. The moneys deposited
15 in the account are not subject to section 8.33 and shall not
16 be transferred, used, obligated, appropriated, or otherwise
17 encumbered except as provided for the purposes of this chapter.
18 Notwithstanding section 12C.7, subsection 2, interest or
19 earnings on moneys deposited in the account shall be credited
20 to the account.

21 FOSTER CARE SERVICES — RESPONSIBILITY FOR SERVICES —
22 PLACEMENT WITH RELATIVE OR FICTIVE KIN

23 Sec. 59. Section 234.39, subsection 2, Code 2024, is amended
24 to read as follows:

25 2. a. A person entitled to periodic support payments
26 pursuant to an order or judgment entered in any action for
27 support, who also is or has a child receiving foster care
28 services, is deemed to have assigned to the department
29 current and accruing support payments attributable to the
30 child effective as of the date the child enters foster care
31 placement, to the extent of expenditure of foster care funds.
32 The department shall notify the clerk of the district court
33 when a child entitled to support payments is receiving foster
34 care services pursuant to [chapter 234](#). Upon notification
35 by the department that a child entitled to periodic support

1 payments is receiving foster care services, the clerk of
2 the district court shall make a notation of the automatic
3 assignment in the judgment docket and lien index. The notation
4 constitutes constructive notice of assignment. The clerk of
5 court shall furnish the department with copies of all orders
6 and decrees awarding support when the child is receiving
7 foster care services. At the time the child ceases to receive
8 foster care services, the assignment of support shall be
9 automatically terminated. Unpaid support accrued under the
10 assignment of support rights during the time that the child was
11 in foster care remains due to the department up to the amount
12 of unreimbursed foster care funds expended. The department
13 shall notify the clerk of court of the automatic termination
14 of the assignment. Unless otherwise specified in the support
15 order, an equal and proportionate share of any child support
16 awarded shall be presumed to be payable on behalf of each child
17 subject to the order or judgment for purposes of an assignment
18 under [this section](#).

19 b. This subsection shall not apply when a child is placed
20 with a relative or fictive kin as those terms are defined in
21 section 232.2, who is not licensed under chapter 237 to provide
22 child foster care.

23 QUALITY ASSURANCE ASSESSMENT — PAYMENT PERIOD BASIS

24 Sec. 60. Section 249L.3, subsection 2, Code 2024, is amended
25 to read as follows:

26 2. The quality assurance assessment shall be paid by each
27 nursing facility to the department on a ~~quarterly~~ monthly basis
28 after the nursing facility's medical assistance payment rates
29 are adjusted to include funds appropriated from the quality
30 assurance trust fund for that purpose. The department shall
31 prepare and distribute a form upon which nursing facilities
32 shall calculate and report the quality assurance assessment.
33 A nursing facility shall submit the completed form with the
34 assessment amount ~~no later than thirty days following the end~~
35 ~~of each calendar quarter.~~

1

EXPLANATION

2

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

3

4 This bill makes appropriations from the general fund of
5 the state to the department of veterans affairs and to the
6 department of health and human services (HHS) for fiscal
7 year 2024-2025. The appropriations from the general fund
8 of the state to the department of veterans affairs include
9 appropriations for administration, the state veterans
10 cemetery, the Iowa veterans home, the home ownership assistance
11 program, and county commissions of veterans affairs. The
12 appropriations from the general fund of the state to HHS
13 include appropriations for aging and disability services;
14 behavioral health; public health; community access and
15 eligibility including for child support services; Medicaid,
16 state supplementary assistance, the healthy and well kids
17 in Iowa (Hawki) program, and other specified health-related
18 programs including health program operations and reimbursement
19 rate provisions; family well-being and protection including
20 state child care assistance, early intervention and supports,
21 and child protective services; state specialty care;
22 and administration and compliance. The bill also makes
23 appropriations to HHS from the temporary assistance for needy
24 families block grant, the pharmaceutical settlement account,
25 the quality assurance trust fund, and the hospital health care
26 access trust fund.

27 The bill includes transfer, cashflow, and nonreversion
28 provisions; emergency rulemaking authority and reporting
29 requirements; and certain codified provisions relating to the
30 duties and programs under the purview of HHS.