

House Study Bill 764 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON MOHR)

A BILL FOR

1 An Act relating to the application for and acceptance of
2 certain federal grants by state agencies.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 8.42 High-impact federal grants.

2 1. For purposes of this section:

3 a. "Federal guidance document" means a written statement,
4 memorandum, letter, bulletin, or advisory that is issued by the
5 federal government to a department or establishment and that
6 suggests or mandates a specific policy, procedure, or outcome
7 as a condition of receiving a high-impact federal grant.

8 b. "High-impact federal grant" means an award of financial
9 assistance by the federal government to a department or
10 establishment, including but not limited to a grant, loan, or
11 cooperative agreement, that does any of the following:

12 (1) Exceeds five million dollars in one state fiscal year.

13 (2) Requires a state matching expenditure of any amount.

14 (3) Requires the state to enact legislation.

15 2. A department or establishment shall not apply for or
16 accept a high-impact federal grant unless the department or
17 establishment has received prior approval from the general
18 assembly by law or from the legislative council if the general
19 assembly is not in session.

20 3. Prior to applying for or accepting a high-impact federal
21 grant, a department or establishment shall submit a federal
22 grant request report to the legislative services agency in a
23 manner determined by the legislative services agency. The
24 report must include all of the following:

25 a. The duration and dollar amount of the grant.

26 b. Any condition or requirement that is a condition of
27 receiving the grant.

28 c. A detailed analysis of any required state matching
29 moneys, including a maintenance of effort requirement.

30 d. A withdrawal plan describing how the department or
31 establishment will change the program or service funded by the
32 grant if the grant is reduced or eliminated.

33 4. The legislative services agency shall post federal grant
34 request reports on the general assembly's internet site.

35 5. A department or establishment that receives a federal

1 guidance document shall submit to the legislative services
2 agency, in a manner determined by the legislative services
3 agency, all of the following:

4 *a.* A copy of the federal guidance document within ten
5 business days of receipt by the department or establishment.

6 *b.* A guidance impact statement summarizing the operational
7 and fiscal impact of complying with the federal guidance.

8 6. The legislative services agency shall maintain on the
9 general assembly's internet site a publicly accessible database
10 of all federal guidance documents received from a department
11 or establishment.

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EXPLANATION

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

15 This bill prohibits a department or establishment from
16 applying for or accepting a high-impact federal grant, defined
17 in the bill, without approval from the general assembly or
18 from the legislative council if the general assembly is not
19 in session. For purposes of Code chapter 8, "department or
20 establishment" includes any executive department, commission,
21 board, institution, bureau, office, or other agency of state
22 government, excluding the courts and the general assembly.

23 Prior to applying for or accepting a high-impact federal
24 grant, a department or establishment must also submit a
25 federal grant request report to the legislative services agency
26 (LSA) that includes the duration and amount of the grant, the
27 conditions for receiving the grant, and a description for how
28 the department or establishment will change the program or
29 service being funded by the grant if the grant is reduced or
30 eliminated. The LSA must post federal grant request reports on
31 the general assembly's internet site.

32 The bill requires a department or establishment that
33 receives a federal guidance document, defined in the bill,
34 to submit to the LSA a copy of the guidance document within
35 10 business days of receipt and a statement summarizing the

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1 operational and fiscal impact of compliance. The LSA must
2 maintain a publicly accessible database of the federal guidance
3 documents on the general assembly's internet site.