

Senate File 482 - Reprinted

SENATE FILE 482
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO SSB 1182)

(As Amended and Passed by the Senate March 16, 2011)

A BILL FOR

1 An Act relating to requirements of the department of human
2 services involving individuals and families.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

CHILD CARE RESOURCE AND REFERRAL AGENCIES

Section 1. Section 237A.26, Code 2011, is amended to read as follows:

237A.26 Statewide resource and referral services —grants.

1. The department shall administer the funding for a statewide grant program for child care resource and referral services. Grants shall only be awarded to community-based nonprofit incorporated agencies and public agencies. Grants shall be awarded to facilitate the establishment of regional resource and referral agencies throughout the state, based upon the distribution of the child population in the state.

2. The department shall provide oversight of and annually evaluate an agency which is awarded a grant to provide resource and referral services to a region.

3. An agency which receives a grant to provide resource and referral services shall perform both of the following functions:

a. Organize assistance to child care homes and child ~~development homes~~ care facilities utilizing training levels based upon the ~~homes'~~ child care providers' degrees of experience and interest.

b. Operate in partnership with both public and private interests and coordinate resource and referral services with existing community services.

4. An agency, ~~to be eligible to receive a grant to provide resource and referral services, must~~ may be required by the department to match the grant with financial resources equal to at least of not more than twenty-five percent of the amount of the grant. The financial resources may include a private donation, an in-kind contribution, or a public funding source other than a separate state grant for child care service improvement.

5. An agency, to be eligible to receive a grant to provide resource and referral services, must have a board of directors

1 if the agency is an incorporated nonprofit agency or must
2 have an advisory board if the agency is a public agency, to
3 oversee the provision of resource and referral services. The
4 board shall include providers, consumers, and other persons
5 interested in the provision or delivery of child care services.

6 6. An agency which receives a child care resource and
7 referral grant ~~shall~~ may be awarded funding to provide all
8 various child care-related services, which may include but are
9 not limited to any of the following services:

10 a. Assist families in selecting quality child care. The
11 agency must provide referrals to registered and licensed child
12 care facilities, and to persons providing care, supervision,
13 and guidance of a child which is not defined as child care
14 under section 237A.1 and may provide referrals to unregistered
15 providers.

16 b. Assist child care providers in adopting appropriate
17 program and business practices to provide quality child care
18 services.

19 c. Provide information to the public regarding the
20 availability of child care services in the communities within
21 the agency's region.

22 d. Actively encourage the development of new and expansion
23 of existing child care facilities in response to identified
24 community needs.

25 e. Provide specialized services to employers, including the
26 provision of resource and referral services to employee groups
27 identified by the employer and the provision of technical
28 assistance to develop employer-supported child care programs.
29 The specialized services may include but are not limited to
30 working with employers to identify networks of recommended
31 registered and licensed child care providers for employee
32 groups and to implement employer-supported quality improvement
33 initiatives among the network providers.

34 f. Refer eligible child care facilities to the federal child
35 care food programs.

1 g. Loan toys, other equipment, and resource materials to
2 child care facilities.

3 ~~h. Administer funding designated within the grant to provide~~
4 ~~a substitute caregiver program for registered child development~~
5 ~~homes to provide substitute child care in a home when the~~
6 ~~home provider is ill, on vacation, receiving training, or is~~
7 ~~otherwise unable to provide the care.~~

8 7. The department may contract with an agency receiving
9 a child care resource and referral grant to perform any of
10 the following functions relating to publicly funded services
11 providing care, supervision, and guidance of a child:

12 a. Determine an individual's eligibility for the services in
13 accordance with income requirements.

14 b. Administer a voucher, certificate, or other system for
15 reimbursing an eligible provider of the services.

16 8. For purposes of improving the quality and consistency
17 of data collection, consultation, and other support to child
18 care home and child development home providers, a resource and
19 referral services agency grantee shall coordinate and assist
20 with publicly and privately funded efforts administered at
21 the community level to provide the support. The support and
22 efforts addressed by a grantee may include but are not limited
23 to community-funded child care home and child development home
24 consultants. Community members involved with the assistance
25 may include but are not limited to the efforts of an early
26 childhood Iowa area board under chapter 256I, and of community
27 representatives of education, health, human services, business,
28 faith, and public interests.

29 DIVISION II

30 FOSTER HOME INSURANCE FUND

31 Sec. 2. Section 237.13, subsection 1, Code 2011, is amended
32 to read as follows:

33 1. For the purposes of this section, "*foster home*" means
34 ~~either of the following:~~

35 a. ~~An~~ an individual, as defined in section 237.1, subsection

1 7, who is licensed to provide child foster care and shall also
2 be known as a "*licensed foster home*".

3 ~~b. A guardian appointed on a voluntary petition pursuant
4 to section 232.178, or a voluntary petition of a ward pursuant
5 to section 633.557, or a conservator appointed on a voluntary
6 petition of a ward pursuant to section 633.572, provided the
7 ward has an income that does not exceed one hundred fifty
8 percent of the current federal office of management and budget
9 poverty guidelines and who does not have resources in excess
10 of the criteria for resources under the federal supplemental
11 security income program. However, the ward's ownership of
12 one residence and one vehicle shall not be considered in
13 determining resources.~~

14 Sec. 3. Section 237.13, subsection 5, Code 2011, is amended
15 by striking the subsection.

16 DIVISION III

17 UNIT FOR SEXUALLY VIOLENT PREDATORS — BARBERING LICENSE

18 EXEMPTION

19 Sec. 4. Section 158.2, Code 2011, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 8. Persons committed pursuant to chapter
22 229A to the custody of the director of the department of human
23 services in the unit for sexually violent predators who cut the
24 hair or trim or shave the beard of any other person within the
25 unit, without receiving direct compensation from the person
26 receiving the service.

27 DIVISION IV

28 ADOPTION PLACEMENT INVESTIGATIONS AND REPORTS

29 Sec. 5. Section 600.8, subsection 9, Code 2011, is amended
30 to read as follows:

31 9. The department may investigate, on its own initiative or
32 on order of the juvenile court ~~or court~~, any placement made or
33 adoption petition filed under this chapter or chapter 600A and
34 may report its resulting recommendation to the juvenile court
35 ~~or court~~.

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DIVISION V

RETAINING CHILD IN NEED OF ASSISTANCE COMPLAINT INFORMATION

Sec. 6. Section 232.81, subsection 4, Code 2011, is amended by striking the subsection.

DIVISION VI

REGISTRY ACCESS — CERTIFIED NURSE AIDES AND JUVENILE SHELTER AND DETENTION FACILITY VOLUNTEERS

Sec. 7. Section 232.142, subsection 4, Code 2011, is amended to read as follows:

4. The director shall adopt minimal rules and standards for the establishment, maintenance, and operation of such homes as shall be necessary to effect the purposes of this chapter. The rules shall apply the requirements of section 237.8, concerning employment and evaluation of persons with direct responsibility for a child or with access to a child when the child is alone and persons residing in a child foster care facility, to persons employed by, ~~or~~ residing in, or volunteering for a home approved under this section. The director shall, upon request, give guidance and consultation in the establishment and administration of the homes and programs for the homes.

Sec. 8. Section 235A.15, subsection 2, paragraph e, Code 2011, is amended by adding the following new subparagraphs:

NEW SUBPARAGRAPH. (20) To the administrator of a certified nurse aide program, if the data relates to a record check of a student of the program performed pursuant to section 135C.33.

NEW SUBPARAGRAPH. (21) To the administrator of a juvenile detention or shelter care home, if the data relates to a record check of an existing or prospective employee, resident, or volunteer for or in the home.

Sec. 9. Section 235B.6, subsection 2, paragraph e, Code 2011, is amended by adding the following new subparagraphs:

NEW SUBPARAGRAPH. (16) To the administrator of a certified nurse aide program, if the data relates to a record check of a student of the program performed pursuant to section 135C.33.

NEW SUBPARAGRAPH. (17) To the administrator of a juvenile

1 detention or shelter care home, if the data relates to a record
2 check of an existing or prospective employee, resident, or
3 volunteer for or in the home.

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DIVISION VII

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MEDICAID FAMILY PLANNING SERVICES

6 Sec. 10. Section 249A.3, subsection 2, paragraph a,
7 subparagraph (10), Code 2011, is amended to read as follows:

8 (10) ~~Women~~ Individuals eligible for family planning
9 services under a federally approved demonstration waiver.