

**House File 766 - Reprinted**

HOUSE FILE 766

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 253)

(As Amended and Passed by the House April 11, 2019)

**A BILL FOR**

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

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

DIVISION I

DEPARTMENT ON AGING — FY 2019-2020

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Section 1. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2019, and ending June 30, 2020, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$ 11,191,441
.....	FTEs 27.00

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

2. Of the funds appropriated in this section, \$279,000 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds

1 by area agencies on aging that require compliance with both  
2 state and federal laws, rules, and regulations, including but  
3 not limited to all of the following:

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

7 (2) Prohibiting prepayment for goods or services not  
8 received or performed prior to the end of the fiscal period  
9 designated for use of the funds.

10 (3) Prohibiting prepayment for goods or services not  
11 defined specifically by good or service, time period, or  
12 recipient.

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

16 b. The procedures shall provide that if any funds are  
17 expended in a manner that is not in compliance with the  
18 procedures and applicable federal and state laws, rules, and  
19 regulations, and are subsequently subject to repayment, the  
20 area agency on aging expending such funds in contravention of  
21 such procedures, laws, rules and regulations, not the state,  
22 shall be liable for such repayment.

23 4. Of the funds appropriated in this section, at least  
24 \$600,000 shall be used to fund home and community-based  
25 services through the area agencies on aging that enable older  
26 individuals to avoid more costly utilization of residential or  
27 institutional services and remain in their own homes.

28 5. Of the funds appropriated in this section, \$812,000 shall  
29 be used for the purposes of [chapter 231E](#) and to administer  
30 the prevention of elder abuse, neglect, and exploitation  
31 program pursuant to [section 231.56A](#), in accordance with the  
32 requirements of the federal Older Americans Act of 1965, 42  
33 U.S.C. §3001 et seq., as amended.

34 6. Of the funds appropriated in this section, \$1,000,000  
35 shall be used to fund continuation of the aging and disability

1 resource center lifelong links to provide individuals and  
2 caregivers with information and services to plan for and  
3 maintain independence.

4 7. Of the funds appropriated in this section, \$250,000  
5 shall be used by the department on aging, in collaboration with  
6 the department of human services and affected stakeholders, to  
7 expand the pilot initiative to provide long-term care options  
8 counseling utilizing support planning protocols, to assist  
9 non-Medicaid eligible consumers who indicate a preference  
10 to return to the community and are deemed appropriate for  
11 discharge, to return to their community following a nursing  
12 facility stay. The department on aging shall submit a report  
13 regarding the outcomes of the pilot initiative to the governor  
14 and the general assembly by December 15, 2019.

15 DIVISION II

16 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

17 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is  
18 appropriated from the general fund of the state to the office  
19 of long-term care ombudsman for the fiscal year beginning July  
20 1, 2019, and ending June 30, 2020, the following amount, or  
21 so much thereof as is necessary, to be used for the purposes  
22 designated:

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

26 .....	\$	1,149,821
27 .....	FTEs	16.00

28 DIVISION III

29 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020

30 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated  
31 from the general fund of the state to the department of public  
32 health for the fiscal year beginning July 1, 2019, and ending  
33 June 30, 2020, the following amounts, or so much thereof as is  
34 necessary, to be used for the purposes designated:

35 1. ADDICTIVE DISORDERS

1 For reducing the prevalence of the use of tobacco, alcohol,  
2 and other drugs, and treating individuals affected by addictive  
3 behaviors, including gambling, and for not more than the  
4 following full-time equivalent positions:

5 ..... \$ 25,110,000  
6 ..... FTEs 11.00

7 a. (1) Of the funds appropriated in this subsection,  
8 \$4,021,000 shall be used for the tobacco use prevention  
9 and control initiative, including efforts at the state and  
10 local levels, as provided in [chapter 142A](#). The commission  
11 on tobacco use prevention and control established pursuant  
12 to [section 142A.3](#) shall advise the director of public health  
13 in prioritizing funding needs and the allocation of moneys  
14 appropriated for the programs and initiatives. Activities  
15 of the programs and initiatives shall be in alignment with  
16 the United States centers for disease control and prevention  
17 best practices for comprehensive tobacco control programs that  
18 include the goals of preventing youth initiation of tobacco  
19 usage, reducing exposure to secondhand smoke, and promotion  
20 of tobacco cessation. To maximize resources, the department  
21 shall determine if third-party sources are available to  
22 instead provide nicotine replacement products to an applicant  
23 prior to provision of such products to an applicant under  
24 the initiative. The department shall track and report to  
25 the individuals specified in this Act, any reduction in  
26 the provision of nicotine replacement products realized by  
27 the initiative through implementation of the prerequisite  
28 screening.

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

1 (b) For the fiscal year beginning July 1, 2019, and ending  
2 June 30, 2020, the terms of the memorandum of understanding,  
3 entered into between the division of tobacco use prevention  
4 and control of the department of public health and the  
5 alcoholic beverages division of the department of commerce,  
6 governing compliance checks conducted to ensure licensed retail  
7 tobacco outlet conformity with tobacco laws, regulations, and  
8 ordinances relating to persons under 18 years of age, shall  
9 continue to restrict the number of such checks to one check per  
10 retail outlet, and one additional check for any retail outlet  
11 found to be in violation during the first check.

12 b. (1) Of the funds appropriated in this subsection,  
13 \$21,089,000 shall be used for problem gambling and  
14 substance-related disorder prevention, treatment, and recovery  
15 services, including a 24-hour helpline, public information  
16 resources, professional training, youth prevention, and program  
17 evaluation.

18 (2) Of the amount allocated under this paragraph, \$306,000  
19 shall be utilized by the department of public health, in  
20 collaboration with the department of human services, to support  
21 establishment and maintenance of a single statewide 24-hour  
22 crisis hotline for the Iowa children's behavioral health system  
23 that incorporates warmline services which may be provided  
24 through expansion of existing capabilities maintained by the  
25 department of public health as required pursuant to 2018 Iowa  
26 Acts, chapter 1056, section 16.

27 c. The requirement of [section 123.17, subsection 5](#), is met  
28 by the appropriations and allocations made in this division of  
29 this Act for purposes of substance-related disorder treatment  
30 and addictive disorders for the fiscal year beginning July 1,  
31 2019.

32 2. HEALTHY CHILDREN AND FAMILIES

33 For promoting the optimum health status for children and  
34 adolescents from birth through 21 years of age, and families,  
35 and for not more than the following full-time equivalent

1 positions:

2 ..... \$ 5,817,057  
3 ..... FTEs 13.00

4 a. Of the funds appropriated in this subsection, not more  
5 than \$734,000 shall be used for the healthy opportunities for  
6 parents to experience success (HOPES)-healthy families Iowa  
7 (HFI) program established pursuant to section 135.106. The  
8 funding shall be distributed to renew the grants that were  
9 provided to the grantees that operated the program during the  
10 fiscal year ending June 30, 2018. However, the department  
11 shall issue a request for proposals and distribute grants to  
12 the grantees selected to operate the program no later than  
13 January 1, 2020. The department shall not retain any portion  
14 of the allocation under this paragraph for administrative  
15 costs.

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

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

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

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

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

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

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

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

34 i. Of the funds appropriated in this subsection, up to  
35 \$494,000 shall be used for childhood obesity prevention.



1 3. CHRONIC CONDITIONS

2 For serving individuals identified as having chronic  
3 conditions or special health care needs, and for not more than  
4 the following full-time equivalent positions:

5 .....	\$	4,223,519
6 .....	FTEs	9.00

7 a. Of the funds appropriated in this subsection, \$153,000  
8 shall be used for grants to individual patients who have an  
9 inherited metabolic disorder to assist with the costs of  
10 medically necessary foods and formula.

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

23 c. Of the funds appropriated in this subsection, \$144,000  
24 shall be used for the public purpose of continuing to contract  
25 with an existing national-affiliated organization to provide  
26 education, client-centered programs, and client and family  
27 support for people living with epilepsy and their families.  
28 The amount allocated in this paragraph shall be matched  
29 dollar-for-dollar by the organization specified.

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

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

1 Iowa hospitals and clinics. The funds shall be used to enhance  
2 interagency collaboration and coordination of educational,  
3 medical, and other human services for persons with autism,  
4 their families, and providers of services, including delivering  
5 regionalized services of care coordination, family navigation,  
6 and integration of services through the statewide system of  
7 regional child health specialty clinics and fulfilling other  
8 requirements as specified in chapter 225D. The university of  
9 Iowa shall not receive funds allocated under this paragraph for  
10 indirect costs associated with the regional autism assistance  
11 program.

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

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

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

29 4. COMMUNITY CAPACITY

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

33 .....	\$	5,516,677
34 .....	FTEs	13.00

35 a. Of the funds appropriated in this subsection, \$95,000

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

13 b. Of the funds appropriated in this subsection,  
14 \$48,000 shall be used for a grant to a statewide association  
15 of psychologists, that is affiliated with the American  
16 psychological association, to be used for continuation of a  
17 program to rotate intern psychologists in placements in urban  
18 and rural mental health professional shortage areas. For the  
19 purposes of this paragraph "b", "mental health professional  
20 shortage area" means a geographic area in this state that has  
21 been designated by the United States department of health and  
22 human services, health resources and services administration,  
23 bureau of health professionals, as having a shortage of mental  
24 health professionals.

25 c. Of the funds appropriated in this subsection, the  
26 following amounts are allocated to be used as follows  
27 to support the goals of increased access, health system  
28 integration, and engagement:

29 (1) Not less than \$542,000 is allocated to the Iowa  
30 prescription drug corporation for continuation of the  
31 pharmaceutical infrastructure for safety net providers as  
32 described in 2007 Iowa Acts, chapter 218, section 108, and for  
33 the prescription drug donation repository program created in  
34 chapter 135M.

35 (2) (a) Not less than \$334,000 is allocated to free

1 clinics and free clinics of Iowa for necessary infrastructure,  
2 statewide coordination, provider recruitment, service delivery,  
3 and provision of assistance to patients in securing a medical  
4 home inclusive of oral health care. However, the department  
5 shall issue a request for proposals and execute a contract  
6 with the contractor selected, to perform the activities under  
7 this subparagraph division no later than January 1, 2020. The  
8 department shall not retain any portion of the allocation under  
9 this subparagraph division for administrative costs.

10 (b) Not less than \$25,000 is allocated to the Iowa  
11 association of rural health clinics for necessary  
12 infrastructure and service delivery transformation. However,  
13 the department shall issue a request for proposals and  
14 execute a contract with the contractor selected to perform  
15 the activities under this subparagraph division no later  
16 than January 1, 2020. The department shall not retain any  
17 portion of the allocation under this subparagraph division for  
18 administrative costs.

19 (c) Not less than \$205,000 is allocated to the Polk county  
20 medical society for continuation of the safety net provider  
21 patient access to specialty health care initiative as described  
22 in 2007 Iowa Acts, chapter 218, section 109. However, the  
23 department shall issue a request for proposals and execute a  
24 contract with the contractor selected to operate the initiative  
25 under this subparagraph division no later than January 1, 2020.  
26 The department shall not retain any portion of the allocation  
27 under this subparagraph division for administrative costs.

28 (3) The department may combine the allocations and  
29 activities specified in subparagraph (2) for the purposes of  
30 issuing a request for proposals.

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

34 e. Of the funds appropriated in this subsection, \$96,000  
35 shall be used for a matching dental education loan repayment

1 program to be allocated to a dental nonprofit health service  
2 corporation to continue to develop the criteria and implement  
3 the loan repayment program.

4 f. Of the funds appropriated in this subsection, \$100,000  
5 shall be used for the purposes of the Iowa donor registry as  
6 specified in [section 142C.18](#).

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

24 h. Of the funds appropriated in this subsection, \$2,000,000  
25 shall be deposited in the medical residency training account  
26 created in [section 135.175](#), subsection 5, paragraph "a", and  
27 is appropriated from the account to the department of public  
28 health to be used for the purposes of the medical residency  
29 training state matching grants program as specified in [section](#)  
30 [135.176](#).

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

1 j. Of the funds appropriated in this subsection, \$400,000  
2 shall be used for rural psychiatric residencies to support the  
3 annual creation and training of four psychiatric residents who  
4 will provide mental health services in underserved areas of the  
5 state.

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

11 5. ESSENTIAL PUBLIC HEALTH SERVICES

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

16 ..... \$ 7,662,464

17 6. INFECTIOUS DISEASES

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

21 ..... \$ 1,796,426

22 ..... FTEs 4.00

23 7. PUBLIC PROTECTION

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

27 ..... \$ 4,093,383

28 ..... FTEs 142.00

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

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

1 programming through a statewide organization representing  
2 programs serving victims of sexual violence through the  
3 department's sexual violence prevention program, and for  
4 continuation of a training program for sexual assault  
5 response team (SART) members, including representatives of  
6 law enforcement, victim advocates, prosecutors, and certified  
7 medical personnel. However, the department shall issue  
8 a request for proposals and execute a contract with the  
9 contractor selected to provide the programming and training  
10 as specified in this paragraph no later than January 1, 2020.  
11 The amount allocated in this paragraph "b" shall not be used  
12 to supplant funding administered for other sexual violence  
13 prevention or victims assistance programs. The department  
14 shall not retain any portion of the allocation under this  
15 paragraph for administrative costs.

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

26 d. Of the funds appropriated in this subsection, up to  
27 \$504,000 shall be used for childhood lead poisoning provisions.

28 8. RESOURCE MANAGEMENT

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

32 .....	\$	971,215
33 .....	FTEs	4.00

34 9. MISCELLANEOUS PROVISIONS

35 a. The university of Iowa hospitals and clinics under

1 the control of the state board of regents shall not receive  
2 indirect costs from the funds appropriated in this section.  
3 The university of Iowa hospitals and clinics billings to the  
4 department shall be on at least a quarterly basis.

5 b. The department of public health shall collaborate  
6 with applicable stakeholders to review the allocations,  
7 grants, and other distributions of funds appropriated under  
8 this division of this Act and shall submit a report to the  
9 individuals identified in this Act for submission of reports by  
10 December 15, 2019, regarding a proposal for the distribution  
11 of funds that more clearly reflects the department's stated  
12 priorities and goals, provides increased flexibility in the  
13 distribution of funds to meet these priorities and goals, and  
14 ensures stakeholder accountability and a discernable return on  
15 investment.

16 Sec. 4. CONTRACTED SERVICES — PROHIBITED USE OF GENERAL  
17 FUND MONEYS FOR LOBBYING.

18 1. The department shall submit a report to the individuals  
19 identified in this Act for submission of reports by January 1,  
20 2020, regarding the outcomes of any program or activity for  
21 which funding is appropriated or allocated from the general  
22 fund of the state to the department under this division of  
23 this Act, and for which a request for proposals process is  
24 specifically required.

25 2. The department shall incorporate into the general  
26 conditions applicable to all award documents involving funding  
27 appropriated or allocated from the general fund of the state to  
28 the department under this division of this Act, a prohibition  
29 against the use of such funding for the compensation of a  
30 lobbyist. For the purposes of this section, "lobbyist" means  
31 the same as defined in section 68B.2; however, "lobbyist"  
32 does not include a person employed by a state agency of the  
33 executive branch of state government who represents the agency  
34 relative to the passage, defeat, approval, or modification of  
35 legislation that is being considered by the general assembly.



DIVISION IV

DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020

1  
2           Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is  
3 appropriated from the general fund of the state to the  
4 department of veterans affairs for the fiscal year beginning  
5 July 1, 2019, and ending June 30, 2020, the following amounts,  
6 or so much thereof as is necessary, to be used for the purposes  
7 designated:  
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9       1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

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

13 ..... \$ 1,225,500  
14 ..... FTEs 15.00

15       2. IOWA VETERANS HOME

16       For salaries, support, maintenance, and miscellaneous  
17 purposes:

18 ..... \$ 7,162,976

19       a. The Iowa veterans home billings involving the department  
20 of human services shall be submitted to the department on at  
21 least a monthly basis.

22       b. Within available resources and in conformance with  
23 associated state and federal program eligibility requirements,  
24 the Iowa veterans home may implement measures to provide  
25 financial assistance to or on behalf of veterans or their  
26 spouses who are participating in the community reentry program.

27       c. The Iowa veterans home expenditure report shall be  
28 submitted monthly to the legislative services agency.

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

1 admission including residential or nursing level of care.

2 3. HOME OWNERSHIP ASSISTANCE PROGRAM

3 For transfer to the Iowa finance authority for the  
4 continuation of the home ownership assistance program for  
5 persons who are or were eligible members of the armed forces of  
6 the United States, pursuant to section 16.54:

7 ..... \$ 2,000,000

8 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS  
9 FUND STANDING APPROPRIATIONS. Notwithstanding the standing  
10 appropriation in section 35A.16 for the fiscal year beginning  
11 July 1, 2019, and ending June 30, 2020, the amount appropriated  
12 from the general fund of the state pursuant to that section  
13 for the following designated purposes shall not exceed the  
14 following amount:

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

17 ..... \$ 990,000

18 DIVISION V

19 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020

20 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
21 GRANT. There is appropriated from the fund created in section  
22 8.41 to the department of human services for the fiscal year  
23 beginning July 1, 2019, and ending June 30, 2020, from moneys  
24 received under the federal temporary assistance for needy  
25 families (TANF) block grant pursuant to the federal Personal  
26 Responsibility and Work Opportunity Reconciliation Act of 1996,  
27 Pub. L. No. 104-193, and successor legislation, the following  
28 amounts, or so much thereof as is necessary, to be used for the  
29 purposes designated:

30 1. To be credited to the family investment program account  
31 and used for assistance under the family investment program  
32 under chapter 239B:

33 ..... \$ 4,524,006

34 2. To be credited to the family investment program account  
35 and used for the job opportunities and basic skills (JOBS)

1 program and implementing family investment agreements in  
2 accordance with [chapter 239B](#):  
3 ..... \$ 5,412,060

4 3. To be used for the family development and  
5 self-sufficiency grant program in accordance with section  
6 216A.107:  
7 ..... \$ 2,898,980

8 Notwithstanding [section 8.33](#), moneys appropriated in this  
9 subsection that remain unencumbered or unobligated at the close  
10 of the fiscal year shall not revert but shall remain available  
11 for expenditure for the purposes designated until the close of  
12 the succeeding fiscal year. However, unless such moneys are  
13 encumbered or obligated on or before September 30, 2020, the  
14 moneys shall revert.

15 4. For field operations:  
16 ..... \$ 31,296,232

17 5. For general administration:  
18 ..... \$ 3,744,000

19 6. For state child care assistance:  
20 ..... \$ 47,166,826

21 a. Of the funds appropriated in this subsection,  
22 \$26,205,412 is transferred to the child care and development  
23 block grant appropriation made by the Eighty-eighth General  
24 Assembly, 2019 session, for the federal fiscal year beginning  
25 October 1, 2019, and ending September 30, 2020. Of this  
26 amount, \$200,000 shall be used for provision of educational  
27 opportunities to registered child care home providers in order  
28 to improve services and programs offered by this category  
29 of providers and to increase the number of providers. The  
30 department may contract with institutions of higher education  
31 or child care resource and referral centers to provide  
32 the educational opportunities. Allowable administrative  
33 costs under the contracts shall not exceed 5 percent. The  
34 application for a grant shall not exceed two pages in length.

35 b. Any funds appropriated in this subsection remaining

1 unallocated shall be used for state child care assistance  
2 payments for families who are employed including but not  
3 limited to individuals enrolled in the family investment  
4 program.

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

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

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

12 Pregnancy prevention grants shall be awarded to programs  
13 in existence on or before July 1, 2019, if the programs have  
14 demonstrated positive outcomes. Grants shall be awarded to  
15 pregnancy prevention programs which are developed after July  
16 1, 2019, if the programs are based on existing models that  
17 have demonstrated positive outcomes. Grants shall comply with  
18 the requirements provided in 1997 Iowa Acts, chapter 208,  
19 section 14, subsections 1 and 2, including the requirement that  
20 grant programs must emphasize sexual abstinence. Priority in  
21 the awarding of grants shall be given to programs that serve  
22 areas of the state which demonstrate the highest percentage of  
23 unplanned pregnancies of females of childbearing age within the  
24 geographic area to be served by the grant.

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

29 11. a. Notwithstanding any provision to the contrary,  
30 including but not limited to requirements in [section 8.41](#) or  
31 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the  
32 receipt and appropriation of federal block grants, federal  
33 funds from the temporary assistance for needy families block  
34 grant received by the state and not otherwise appropriated  
35 in this section and remaining available for the fiscal year

1 beginning July 1, 2019, are appropriated to the department of  
2 human services to the extent as may be necessary to be used in  
3 the following priority order: the family investment program,  
4 for state child care assistance program payments for families  
5 who are employed, and for the family investment program share  
6 of system costs for eligibility determination and related  
7 functions. The federal funds appropriated in this paragraph  
8 "a" shall be expended only after all other funds appropriated  
9 in subsection 1 for assistance under the family investment  
10 program, in subsection 6 for state child care assistance, or  
11 in subsection 10 for technology costs related to the family  
12 investment program, as applicable, have been expended. For  
13 the purposes of this subsection, the funds appropriated in  
14 subsection 6, paragraph "a", for transfer to the child care  
15 and development block grant appropriation are considered fully  
16 expended when the full amount has been transferred.

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

21 12. Of the amounts appropriated in this section,  
22 \$12,962,008 for the fiscal year beginning July 1, 2019, is  
23 transferred to the appropriation of the federal social services  
24 block grant made to the department of human services for that  
25 fiscal year.

26 13. For continuation of the program providing categorical  
27 eligibility for the food assistance program as specified  
28 for the program in the section of this division of this Act  
29 relating to the family investment program account:

30 ..... \$ 14,236

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

1 appropriation made in this division of this Act for the same  
2 fiscal year for the family investment program from the general  
3 fund of the state.

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

19 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

20 1. Moneys credited to the family investment program (FIP)  
21 account for the fiscal year beginning July 1, 2019, and  
22 ending June 30, 2020, shall be used to provide assistance in  
23 accordance with [chapter 239B](#).

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

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

1 fund of the state in this division of this Act for the same  
2 fiscal year.

3 4. Moneys appropriated in this division of this Act and  
4 credited to the FIP account for the fiscal year beginning July  
5 1, 2019, and ending June 30, 2020, are allocated as follows:

6 a. To be retained by the department of human services to  
7 be used for coordinating with the department of human rights  
8 to more effectively serve participants in FIP and other shared  
9 clients and to meet federal reporting requirements under the  
10 federal temporary assistance for needy families block grant:  
11 ..... \$ 20,000

12 b. To the department of human rights for staffing,  
13 administration, and implementation of the family development  
14 and self-sufficiency grant program in accordance with section  
15 216A.107:  
16 ..... \$ 6,192,834

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

21 (2) The department of human rights may continue to implement  
22 the family development and self-sufficiency grant program  
23 statewide during fiscal year 2019-2020.

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

28 c. For the diversion subaccount of the FIP account:  
29 ..... \$ 815,000

30 A portion of the moneys allocated for the diversion  
31 subaccount may be used for field operations, salaries, data  
32 management system development, and implementation costs and  
33 support deemed necessary by the director of human services  
34 in order to administer the FIP diversion program. To the  
35 extent moneys allocated in this paragraph "c" are deemed by the

1 department not to be necessary to support diversion activities,  
2 such moneys may be used for other efforts intended to increase  
3 engagement by family investment program participants in work,  
4 education, or training activities, or for the purposes of  
5 assistance under the family investment program in accordance  
6 with [chapter 239B](#).

7 d. For the food assistance employment and training program:  
8 ..... \$ 66,588

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

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

29 e. For the JOBS program:  
30 ..... \$ 12,018,258

31 5. Of the child support collections assigned under FIP,  
32 an amount equal to the federal share of support collections  
33 shall be credited to the child support recovery appropriation  
34 made in this division of this Act. Of the remainder of the  
35 assigned child support collections received by the child



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

13 6. The department may adopt emergency rules for the family  
14 investment, JOBS, food assistance, and medical assistance  
15 programs if necessary to comply with federal requirements.

16 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
17 is appropriated from the general fund of the state to the  
18 department of human services for the fiscal year beginning July  
19 1, 2019, and ending June 30, 2020, the following amount, or  
20 so much thereof as is necessary, to be used for the purpose  
21 designated:

22 To be credited to the family investment program (FIP)  
23 account and used for family investment program assistance under  
24 chapter 239B:

25 ..... \$ 40,365,037

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

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

31 3. a. Notwithstanding [section 8.39](#), for the fiscal  
32 year beginning July 1, 2019, if necessary to meet federal  
33 maintenance of effort requirements or to transfer federal  
34 temporary assistance for needy families block grant funding  
35 to be used for purposes of the federal social services block

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

- 15 (1) For the family investment program.
- 16 (2) For state child care assistance.
- 17 (3) For child and family services.
- 18 (4) For field operations.
- 19 (5) For general administration.

20 b. This subsection shall not be construed to prohibit the  
21 use of existing state transfer authority for other purposes.  
22 The department shall report any transfers made pursuant to this  
23 subsection to the legislative services agency.

24 4. Of the funds appropriated in this section, \$195,000 shall  
25 be used for continuation of a grant to an Iowa-based nonprofit  
26 organization with a history of providing tax preparation  
27 assistance to low-income Iowans in order to expand the usage  
28 of the earned income tax credit. The purpose of the grant is  
29 to supply this assistance to underserved areas of the state.  
30 However, the department shall issue a request for proposals and  
31 execute a contract with the contractor selected to administer  
32 the program no later than January 1, 2020. The department  
33 shall not retain any portion of the allocation under this  
34 subsection for administrative costs.

35 5. Of the funds appropriated in this section, \$70,000 shall

1 be used for the continuation of the parenting program, as  
 2 specified in 441 IAC ch. 100, relating to parental obligations,  
 3 in which the child support recovery unit participates, to  
 4 support the efforts of a nonprofit organization committed  
 5 to strengthening the community through youth development,  
 6 healthy living, and social responsibility headquartered in  
 7 a county with a population over 350,000 according to the  
 8 latest certified federal census. The funds allocated in this  
 9 subsection shall be used by the recipient organization to  
 10 develop a larger community effort, through public and private  
 11 partnerships, to support a broad-based multi-county fatherhood  
 12 parenthood initiative that promotes payment of child support  
 13 obligations, improved family relationships, and full-time  
 14 employment. However, the department shall issue a request for  
 15 proposals and execute a contract with the contractor selected  
 16 to administer the program no later than January 1, 2020. The  
 17 department shall not retain any portion of the allocation under  
 18 this subsection for administrative costs.

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

27 Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated  
 28 from the general fund of the state to the department of human  
 29 services for the fiscal year beginning July 1, 2019, and ending  
 30 June 30, 2020, the following amount, or so much thereof as is  
 31 necessary, to be used for the purposes designated:

32 For child support recovery, including salaries, support,  
 33 maintenance, and miscellaneous purposes, and for not more than  
 34 the following full-time equivalent positions:

35 ..... \$ 14,749,368

1 ..... FTEs 459.00

2 1. The department shall expend up to \$24,000, including  
3 federal financial participation, for the fiscal year beginning  
4 July 1, 2019, for a child support public awareness campaign.  
5 The department and the office of the attorney general shall  
6 cooperate in continuation of the campaign. The public  
7 awareness campaign shall emphasize, through a variety of  
8 media activities, the importance of maximum involvement of  
9 both parents in the lives of their children as well as the  
10 importance of payment of child support obligations.

11 2. Federal access and visitation grant moneys shall be  
12 issued directly to private not-for-profit agencies that provide  
13 services designed to increase compliance with the child access  
14 provisions of court orders, including but not limited to  
15 neutral visitation sites and mediation services.

16 3. The appropriation made to the department for child  
17 support recovery may be used throughout the fiscal year in the  
18 manner necessary for purposes of cash flow management, and for  
19 cash flow management purposes the department may temporarily  
20 draw more than the amount appropriated, provided the amount  
21 appropriated is not exceeded at the close of the fiscal year.

22 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —  
23 FY 2019-2020. Any funds remaining in the health care trust  
24 fund created in [section 453A.35A](#) for the fiscal year beginning  
25 July 1, 2019, and ending June 30, 2020, are appropriated to  
26 the department of human services to supplement the medical  
27 assistance program appropriations made in this division of this  
28 Act, for medical assistance reimbursement and associated costs,  
29 including program administration and costs associated with  
30 program implementation.

31 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY  
32 2019-2020. Any funds remaining in the Medicaid fraud fund  
33 created in [section 249A.50](#) for the fiscal year beginning  
34 July 1, 2019, and ending June 30, 2020, are appropriated to  
35 the department of human services to supplement the medical

1 assistance appropriations made in this division of this Act,  
2 for medical assistance reimbursement and associated costs,  
3 including program administration and costs associated with  
4 program implementation.

5 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the  
6 general fund of the state to the department of human services  
7 for the fiscal year beginning July 1, 2019, and ending June 30,  
8 2020, the following amount, or so much thereof as is necessary,  
9 to be used for the purpose designated:

10 For medical assistance program reimbursement and associated  
11 costs as specifically provided in the reimbursement  
12 methodologies in effect on June 30, 2019, except as otherwise  
13 expressly authorized by law, consistent with options under  
14 federal law and regulations, and contingent upon receipt of  
15 approval from the office of the governor of reimbursement for  
16 each abortion performed under the program:

17 ..... \$ 1,431,334,812

18 1. Iowans support reducing the number of abortions  
19 performed in our state. Funds appropriated under this section  
20 shall not be used for abortions, unless otherwise authorized  
21 under this section.

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

25 3. The department shall utilize not more than \$60,000 of  
26 the funds appropriated in this section to continue the AIDS/HIV  
27 health insurance premium payment program as established in 1992  
28 Iowa Acts, Second Extraordinary Session, chapter 1001, section  
29 409, subsection 6. Of the funds allocated in this subsection,  
30 not more than \$5,000 may be expended for administrative  
31 purposes.

32 4. Of the funds appropriated in this Act to the department  
33 of public health for addictive disorders, \$950,000 for  
34 the fiscal year beginning July 1, 2019, is transferred  
35 to the department of human services for an integrated

1 substance-related disorder managed care system. The  
2 departments of human services and public health shall  
3 work together to maintain the level of mental health and  
4 substance-related disorder treatment services provided by the  
5 managed care contractors. Each department shall take the steps  
6 necessary to continue the federal waivers as necessary to  
7 maintain the level of services.

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

18 b. Of the funds appropriated in this section, \$100,000  
19 shall be used for participation in one or more pilot projects  
20 operated by a private provider to allow the individual or  
21 individuals to receive service in the community in accordance  
22 with principles established in *Olmstead v. L.C.*, 527 U.S. 581  
23 (1999), for the purpose of providing medical assistance or  
24 other assistance to individuals with special needs who become  
25 ineligible to continue receiving services under the early and  
26 periodic screening, diagnostic, and treatment program under  
27 the medical assistance program due to becoming 21 years of  
28 age who have been approved for additional assistance through  
29 the department's exception to policy provisions, but who have  
30 health care needs in excess of the funding available through  
31 the exception to the policy provisions.

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

1 Medicare Prescription Drug Improvement and Modernization Act  
2 of 2003, Pub. L. No. 108-173.

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

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

19 9. The department shall continue to implement the  
20 recommendations of the assuring better child health and  
21 development initiative II (ABCDII) clinical panel to the  
22 Iowa early and periodic screening, diagnostic, and treatment  
23 services healthy mental development collaborative board  
24 regarding changes to billing procedures, codes, and eligible  
25 service providers.

26 10. Of the funds appropriated in this section, a sufficient  
27 amount is allocated to supplement the incomes of residents of  
28 nursing facilities, intermediate care facilities for persons  
29 with mental illness, and intermediate care facilities for  
30 persons with an intellectual disability, with incomes of less  
31 than \$50 in the amount necessary for the residents to receive a  
32 personal needs allowance of \$50 per month pursuant to section  
33 249A.30A.

34 11. a. Hospitals that meet the conditions specified  
35 in subparagraphs (1) and (2) shall either certify public

1 expenditures or transfer to the medical assistance program  
2 an amount equal to provide the nonfederal share for a  
3 disproportionate share hospital payment in an amount up to the  
4 hospital-specific limit as approved in the Medicaid state plan.  
5 The hospitals that meet the conditions specified shall receive  
6 and retain 100 percent of the total disproportionate share  
7 hospital payment in an amount up to the hospital-specific limit  
8 as approved in the Medicaid state plan.

9 (1) The hospital qualifies for disproportionate share and  
10 graduate medical education payments.

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

15 b. Distribution of the disproportionate share payments  
16 shall be made on a monthly basis. The total amount of  
17 disproportionate share payments including graduate medical  
18 education, enhanced disproportionate share, and Iowa  
19 state-owned teaching hospital payments shall not exceed the  
20 amount of the state's allotment under Pub. L. No. 102-234.  
21 In addition, the total amount of all disproportionate  
22 share payments shall not exceed the hospital-specific  
23 disproportionate share limits under Pub. L. No. 103-66.

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

29 13. A portion of the funds appropriated in this section  
30 may be transferred to the appropriation in this division of  
31 this Act for medical contracts to be used for administrative  
32 activities associated with the money follows the person  
33 demonstration project.

34 14. Of the funds appropriated in this section, \$349,011  
35 shall be used for the administration of the health insurance



1 premium payment program, including salaries, support,  
2 maintenance, and miscellaneous purposes.

3 15. a. The department may increase the amounts allocated  
4 for salaries, support, maintenance, and miscellaneous purposes  
5 associated with the medical assistance program, as necessary,  
6 to sustain cost management efforts. The department shall  
7 report any such increase to the legislative services agency and  
8 the department of management.

9 b. If the savings to the medical assistance program from  
10 ongoing cost management efforts exceed the associated cost  
11 for the fiscal year beginning July 1, 2019, the department  
12 may transfer any savings generated for the fiscal year due  
13 to medical assistance program cost management efforts to the  
14 appropriation made in this division of this Act for medical  
15 contracts or general administration to defray the costs  
16 associated with implementing the efforts.

17 16. For the fiscal year beginning July 1, 2019, and ending  
18 June 30, 2020, the replacement generation tax revenues required  
19 to be deposited in the property tax relief fund pursuant to  
20 section 437A.8, subsection 4, paragraph "d", and section  
21 437A.15, subsection 3, paragraph "f", shall instead be credited  
22 to and supplement the appropriation made in this section and  
23 used for the allocations made in this section.

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

32 b. Of the funds appropriated in this section, up to \$400,000  
33 may be transferred by the department to the appropriation made  
34 to the department in this division of this Act for the same  
35 fiscal year for Medicaid program-related general administration

1 planning and implementation activities. The funds may be used  
2 for contracts or for personnel in addition to the amounts  
3 appropriated for and the positions authorized for general  
4 administration for the fiscal year.

5 c. Of the funds appropriated in this section, up to  
6 \$3,000,000 may be transferred by the department to the  
7 appropriations made in this division of this Act for the same  
8 fiscal year for general administration or medical contracts  
9 to be used to support the development and implementation of  
10 standardized assessment tools for persons with mental illness,  
11 an intellectual disability, a developmental disability, or a  
12 brain injury.

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

27 19. Of the funds appropriated in this section, up to  
28 \$3,383,880 shall be used for administration of the state family  
29 planning services program pursuant to section 217.41B, and  
30 of this amount, the department may use up to \$200,000 for  
31 administrative expenses.

32 20. Of the funds appropriated in this section, \$1,545,530  
33 shall be used and may be transferred to other appropriations  
34 in this division of this Act as necessary to administer the  
35 provisions in the division of this Act relating to Medicaid

1 program administration.

2 21. The department shall continue to implement and  
3 administer the provisions of 2018 Iowa Acts, chapter 1056.  
4 Of the funds appropriated in this section, up to \$39,069 may  
5 be transferred to the department of inspections and appeals  
6 for inspection costs related to such implementation and  
7 administration.

8 22. Of the funds appropriated in this section, up to  
9 \$1,200,000 shall be used to implement reductions in the waiting  
10 list for the children's mental health home and community-based  
11 services waiver.

12 23. Of the funds appropriated in this section, a sufficient  
13 amount shall be used to reinstate cost-based reimbursement and  
14 the settlement process under both fee-for-service and managed  
15 care administration of the Medicaid program for critical access  
16 hospitals in the state, as designated pursuant to 42 U.S.C.  
17 §1395i-4, to provide reimbursement at the rate provided for  
18 such hospitals under the federal Medicare program.

19 24. Of the funds appropriated in this section, the  
20 department shall use a sufficient amount to audit all  
21 prescription drug benefit claims managed by a pharmacy  
22 benefit manager under the Medicaid program. The audit shall  
23 address issues including but not limited to transparency of  
24 data on pharmacy services, the relationship between pharmacy  
25 reimbursement and overall costs to the Medicaid program or  
26 spread pricing, any potential conflicts of interest related  
27 to a retail pharmacy chain that is affiliated with a pharmacy  
28 benefit manager and any reported reductions in pharmacy  
29 reimbursements, and the impact of reduction in pharmacy  
30 reimbursement on access to care, especially in rural areas.  
31 The department shall report the findings and recommendations of  
32 the audit to the governor and the general assembly by December  
33 15, 2019.

34 Sec. 14. MEDICAL CONTRACTS. There is appropriated from the  
35 general fund of the state to the department of human services

1 for the fiscal year beginning July 1, 2019, and ending June 30,  
2 2020, the following amount, or so much thereof as is necessary,  
3 to be used for the purpose designated:

4 For medical contracts:

5 ..... \$ 17,992,530

6 1. The department of inspections and appeals shall  
7 provide all state matching funds for survey and certification  
8 activities performed by the department of inspections  
9 and appeals. The department of human services is solely  
10 responsible for distributing the federal matching funds for  
11 such activities.

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

17 3. Of the amount appropriated in this section, up to  
18 \$200,000 may be transferred to the appropriation for general  
19 administration in this division of this Act to be used for  
20 additional full-time equivalent positions in the development  
21 of key health initiatives such as development and oversight  
22 of managed care programs and development of health strategies  
23 targeted toward improved quality and reduced costs in the  
24 Medicaid program.

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

29 5. a. Of the funds appropriated in this section, \$573,000  
30 shall be credited to the autism support program fund created  
31 in [section 225D.2](#) to be used for the autism support program  
32 created in [chapter 225D](#), with the exception of the following  
33 amount of this allocation which shall be used as follows:

34 b. Of the funds allocated in this subsection, \$25,000 shall  
35 be used for the public purpose of continuation of a grant to a

1 nonprofit provider of child welfare services that has been in  
2 existence for more than 115 years, is located in a county with  
3 a population between 200,000 and 220,000 according to the most  
4 recent federal decennial census, is licensed as a psychiatric  
5 medical institution for children, and provides school-based  
6 programming, to be used for support services for children with  
7 autism spectrum disorder and their families.

8 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

9 1. There is appropriated from the general fund of the  
10 state to the department of human services for the fiscal year  
11 beginning July 1, 2019, and ending June 30, 2020, the following  
12 amount, or so much thereof as is necessary, to be used for the  
13 purpose designated:

14 For the state supplementary assistance program:

15 ..... \$ 7,812,909

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

23 3. If during the fiscal year beginning July 1, 2019,  
24 the department projects that state supplementary assistance  
25 expenditures for a calendar year will not meet the federal  
26 pass-through requirement specified in Tit. XVI of the federal  
27 Social Security Act, section 1618, as codified in 42 U.S.C.  
28 §1382g, the department may take actions including but not  
29 limited to increasing the personal needs allowance for  
30 residential care facility residents and making programmatic  
31 adjustments or upward adjustments of the residential care  
32 facility or in-home health-related care reimbursement rates  
33 prescribed in this division of this Act to ensure that federal  
34 requirements are met. In addition, the department may make  
35 other programmatic and rate adjustments necessary to remain

1 within the amount appropriated in this section while ensuring  
2 compliance with federal requirements. The department may adopt  
3 emergency rules to implement the provisions of this subsection.

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

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

10 1. There is appropriated from the general fund of the  
11 state to the department of human services for the fiscal year  
12 beginning July 1, 2019, and ending June 30, 2020, the following  
13 amount, or so much thereof as is necessary, to be used for the  
14 purpose designated:

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

20 ..... \$ 19,361,112

21 2. Of the funds appropriated in this section, \$79,486 is  
22 allocated for continuation of the contract for outreach with  
23 the department of public health.

24 3. A portion of the funds appropriated in this section may  
25 be transferred to the appropriations made in this division of  
26 this Act for field operations or medical contracts to be used  
27 for the integration of hawk-i program eligibility, payment, and  
28 administrative functions under the purview of the department  
29 of human services, including for the Medicaid management  
30 information system upgrade.

31 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated  
32 from the general fund of the state to the department of human  
33 services for the fiscal year beginning July 1, 2019, and ending  
34 June 30, 2020, the following amount, or so much thereof as is  
35 necessary, to be used for the purpose designated:

1 For child care programs:

2 ..... \$ 40,816,931

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

6 2. Nothing in this section shall be construed or is  
7 intended as or shall imply a grant of entitlement for services  
8 to persons who are eligible for assistance due to an income  
9 level consistent with the waiting list requirements of section  
10 237A.13. Any state obligation to provide services pursuant to  
11 this section is limited to the extent of the funds appropriated  
12 in this section.

13 3. A list of the registered and licensed child care  
14 facilities operating in the area served by a child care  
15 resource and referral service shall be made available to the  
16 families receiving state child care assistance in that area.

17 4. Of the funds appropriated in this section, \$5,850,000  
18 shall be credited to the early childhood programs grants  
19 account in the early childhood Iowa fund created in section  
20 256I.11. The moneys shall be distributed for funding of  
21 community-based early childhood programs targeted to children  
22 from birth through five years of age developed by early  
23 childhood Iowa areas in accordance with approved community  
24 plans as provided in [section 256I.8](#).

25 5. The department may use any of the funds appropriated  
26 in this section as a match to obtain federal funds for use in  
27 expanding child care assistance and related programs. For  
28 the purpose of expenditures of state and federal child care  
29 funding, funds shall be considered obligated at the time  
30 expenditures are projected or are allocated to the department's  
31 service areas. Projections shall be based on current and  
32 projected caseload growth, current and projected provider  
33 rates, staffing requirements for eligibility determination  
34 and management of program requirements including data systems  
35 management, staffing requirements for administration of the

1 program, contractual and grant obligations and any transfers  
2 to other state agencies, and obligations for decategorization  
3 or innovation projects.

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

9 7. If a uniform reduction ordered by the governor under  
10 section 8.31 or other operation of law, transfer, or federal  
11 funding reduction reduces the appropriation made in this  
12 section for the fiscal year, the percentage reduction in the  
13 amount paid out to or on behalf of the families participating  
14 in the state child care assistance program shall be equal to or  
15 less than the percentage reduction made for any other purpose  
16 payable from the appropriation made in this section and the  
17 federal funding relating to it. The percentage reduction to  
18 the other allocations made in this section shall be the same as  
19 the uniform reduction ordered by the governor or the percentage  
20 change of the federal funding reduction, as applicable. If  
21 there is an unanticipated increase in federal funding provided  
22 for state child care services, the entire amount of the  
23 increase, except as necessary to meet federal requirements  
24 including quality set asides, shall be used for state child  
25 care assistance payments. If the appropriations made for  
26 purposes of the state child care assistance program for the  
27 fiscal year are determined to be insufficient, it is the intent  
28 of the general assembly to appropriate sufficient funding for  
29 the fiscal year in order to avoid establishment of waiting list  
30 requirements.

31 8. Notwithstanding [section 8.33](#), moneys advanced for  
32 purposes of the programs developed by early childhood Iowa  
33 areas, advanced for purposes of wraparound child care, or  
34 received from the federal appropriations made for the purposes  
35 of this section that remain unencumbered or unobligated at the



1 close of the fiscal year shall not revert to any fund but shall  
2 remain available for expenditure for the purposes designated  
3 until the close of the succeeding fiscal year.

4 Sec. 18. JUVENILE INSTITUTION. There is appropriated  
5 from the general fund of the state to the department of human  
6 services for the fiscal year beginning July 1, 2019, and ending  
7 June 30, 2020, the following amounts, or so much thereof as is  
8 necessary, to be used for the purposes designated:

9 1. a. For operation of the state training school at Eldora  
10 and for salaries, support, maintenance, and miscellaneous  
11 purposes, and for not more than the following full-time  
12 equivalent positions:

13 .....	\$ 13,920,757
14 .....	FTEs 207.00

15 b. Of the funds appropriated in this subsection, \$91,000  
16 shall be used for distribution to licensed classroom teachers  
17 at this and other institutions under the control of the  
18 department of human services based upon the average student  
19 yearly enrollment at each institution as determined by the  
20 department.

21 c. The additional full-time equivalent positions authorized  
22 in paragraph "a" shall include 1.00 youth services technician,  
23 1.00 clinical supervisor, and 1.00 registered nurse, or  
24 comparable additional, full-time equivalent positions.

25 2. A portion of the moneys appropriated in this section  
26 shall be used by the state training school at Eldora for  
27 grants for adolescent pregnancy prevention activities at the  
28 institution in the fiscal year beginning July 1, 2019.

29 3. Of the funds appropriated in this subsection, \$212,000  
30 shall be used by the state training school at Eldora for a  
31 substance use disorder treatment program at the institution for  
32 the fiscal year beginning July 1, 2019.

33 4. Notwithstanding [section 8.33](#), moneys appropriated in  
34 this section that remain unencumbered or unobligated at the  
35 close of the fiscal year shall not revert but shall remain

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

3 Sec. 19. CHILD AND FAMILY SERVICES.

4 1. There is appropriated from the general fund of the  
5 state to the department of human services for the fiscal year  
6 beginning July 1, 2019, and ending June 30, 2020, the following  
7 amount, or so much thereof as is necessary, to be used for the  
8 purpose designated:

9 For child and family services:

10 ..... \$ 89,071,761

11 2. The department may transfer funds appropriated in this  
12 section as necessary to pay the nonfederal costs of services  
13 reimbursed under the medical assistance program, state child  
14 care assistance program, or the family investment program which  
15 are provided to children who would otherwise receive services  
16 paid under the appropriation in this section. The department  
17 may transfer funds appropriated in this section to the  
18 appropriations made in this division of this Act for general  
19 administration and for field operations for resources necessary  
20 to implement and operate the services funded in this section.

21 3. a. Of the funds appropriated in this section, up to  
22 \$34,536,000 is allocated as the statewide expenditure target  
23 under [section 232.143](#) for group foster care maintenance and  
24 services. If the department projects that such expenditures  
25 for the fiscal year will be less than the target amount  
26 allocated in this paragraph "a", the department may reallocate  
27 the excess to provide additional funding for family foster  
28 care, independent living, family safety, risk and permanency  
29 services, shelter care, or the child welfare emergency services  
30 addressed with the allocation for shelter care.

31 b. If at any time after September 30, 2019, annualization  
32 of a service area's current expenditures indicates a service  
33 area is at risk of exceeding its group foster care expenditure  
34 target under [section 232.143](#) by more than 5 percent, the  
35 department and juvenile court services shall examine all

1 group foster care placements in that service area in order to  
2 identify those which might be appropriate for termination.  
3 In addition, any aftercare services believed to be needed  
4 for the children whose placements may be terminated shall be  
5 identified. The department and juvenile court services shall  
6 initiate action to set dispositional review hearings for the  
7 placements identified. In such a dispositional review hearing,  
8 the juvenile court shall determine whether needed aftercare  
9 services are available and whether termination of the placement  
10 is in the best interest of the child and the community.

11 4. In accordance with the provisions of [section 232.188](#),  
12 the department shall continue the child welfare and juvenile  
13 justice funding initiative during fiscal year 2019-2020. Of  
14 the funds appropriated in this section, \$1,717,000 is allocated  
15 specifically for expenditure for fiscal year 2019-2020 through  
16 the decategorization services funding pools and governance  
17 boards established pursuant to [section 232.188](#).

18 5. A portion of the funds appropriated in this section  
19 may be used for emergency family assistance to provide other  
20 resources required for a family participating in a family  
21 preservation or reunification project or successor project to  
22 stay together or to be reunified.

23 6. Of the funds appropriated in this section, a sufficient  
24 amount is allocated for shelter care and the child welfare  
25 emergency services contracting implemented to provide for or  
26 prevent the need for shelter care.

27 7. Federal funds received by the state during the fiscal  
28 year beginning July 1, 2019, as the result of the expenditure  
29 of state funds appropriated during a previous state fiscal  
30 year for a service or activity funded under this section are  
31 appropriated to the department to be used as additional funding  
32 for services and purposes provided for under this section.  
33 Notwithstanding [section 8.33](#), moneys received in accordance  
34 with this subsection that remain unencumbered or unobligated at  
35 the close of the fiscal year shall not revert to any fund but

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

3 8. a. Of the funds appropriated in this section, up to  
4 \$3,290,000 is allocated for the payment of the expenses of  
5 court-ordered services provided to juveniles who are under the  
6 supervision of juvenile court services, which expenses are a  
7 charge upon the state pursuant to section 232.141, subsection  
8 4. Of the amount allocated in this paragraph "a", up to  
9 \$1,556,000 shall be made available to provide school-based  
10 supervision of children adjudicated under [chapter 232](#), of which  
11 not more than \$15,000 may be used for the purpose of training.  
12 A portion of the cost of each school-based liaison officer  
13 shall be paid by the school district or other funding source as  
14 approved by the chief juvenile court officer.

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

20 c. Notwithstanding [section 232.141](#) or any other provision  
21 of law to the contrary, the amounts allocated in this  
22 subsection shall be distributed to the judicial districts  
23 as determined by the state court administrator and to the  
24 department's service areas as determined by the administrator  
25 of the department of human services' division of child and  
26 family services. The state court administrator and the  
27 division administrator shall make the determination of the  
28 distribution amounts on or before June 15, 2019.

29 d. Notwithstanding [chapter 232](#) or any other provision of  
30 law to the contrary, a district or juvenile court shall not  
31 order any service which is a charge upon the state pursuant  
32 to [section 232.141](#) if there are insufficient court-ordered  
33 services funds available in the district court or departmental  
34 service area distribution amounts to pay for the service. The  
35 chief juvenile court officer and the departmental service area

1 manager shall encourage use of the funds allocated in this  
2 subsection such that there are sufficient funds to pay for  
3 all court-related services during the entire year. The chief  
4 juvenile court officers and departmental service area managers  
5 shall attempt to anticipate potential surpluses and shortfalls  
6 in the distribution amounts and shall cooperatively request the  
7 state court administrator or division administrator to transfer  
8 funds between the judicial districts' or departmental service  
9 areas' distribution amounts as prudent.

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

15 f. Of the funds allocated in this subsection, not more than  
16 \$83,000 may be used by the judicial branch for administration  
17 of the requirements under this subsection.

18 g. Of the funds allocated in this subsection, \$17,000  
19 shall be used by the department of human services to support  
20 the interstate commission for juveniles in accordance with  
21 the interstate compact for juveniles as provided in section  
22 232.173.

23 9. Of the funds appropriated in this section, \$12,253,000 is  
24 allocated for juvenile delinquent graduated sanctions services.  
25 Any state funds saved as a result of efforts by juvenile court  
26 services to earn a federal Tit. IV-E match for juvenile court  
27 services administration may be used for the juvenile delinquent  
28 graduated sanctions services.

29 10. Of the funds appropriated in this section, \$1,658,000 is  
30 transferred to the department of public health to be used for  
31 the child protection center grant program for child protection  
32 centers located in Iowa in accordance with [section 135.118](#).  
33 The grant amounts under the program shall be equalized so that  
34 each center receives a uniform base amount of \$245,000, and so  
35 that the remaining funds are awarded through a funding formula

1 based upon the volume of children served. To increase access  
2 to child protection center services for children in rural  
3 areas, the funding formula for the awarding of the remaining  
4 funds shall provide for the awarding of an enhanced amount to  
5 eligible grantees to develop and maintain satellite centers in  
6 underserved regions of the state.

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

10 12. Of the funds appropriated in this section, \$227,000  
11 shall be used for the public purpose of continuing a grant to a  
12 nonprofit human services organization, providing services to  
13 individuals and families in multiple locations in southwest  
14 Iowa and Nebraska for support of a project providing immediate,  
15 sensitive support and forensic interviews, medical exams, needs  
16 assessments, and referrals for victims of child abuse and their  
17 nonoffending family members.

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

21 14. Of the funds appropriated in this section, \$202,000 is  
22 allocated for use pursuant to [section 235A.1](#) for continuation  
23 of the initiative to address child sexual abuse implemented  
24 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection  
25 21.

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

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

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

35 18. Of the funds appropriated in this section, at least

1 \$147,000 shall be used for the continuation of the child  
2 welfare provider training academy, a collaboration between the  
3 coalition for family and children's services in Iowa and the  
4 department.

5 19. Of the funds appropriated in this section, \$211,000  
6 shall be used for continuation of the central Iowa system of  
7 care program grant through June 30, 2020.

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

15 21. Of the funds appropriated in this section, at least  
16 \$25,000 shall be used to continue and to expand the foster  
17 care respite pilot program in which postsecondary students in  
18 social work and other human services-related programs receive  
19 experience by assisting family foster care providers with  
20 respite and other support.

21 22. Of the funds appropriated in this section, \$110,000  
22 shall be used for the public purpose of funding community-based  
23 services and other supports with a system of care approach  
24 for children with a serious emotional disturbance and their  
25 families through a nonprofit provider of child welfare services  
26 that has been in existence for more than 115 years, is located  
27 in a county with a population of more than 200,000 but less  
28 than 220,000 according to the latest certified federal census,  
29 is licensed as a psychiatric medical institution for children,  
30 and was a system of care grantee prior to July 1, 2019.

31 23. If a separate funding source is identified that reduces  
32 the need for state funds within an allocation under this  
33 section, the allocated state funds may be redistributed to  
34 other allocations under this section for the same fiscal year.

35 Sec. 20. ADOPTION SUBSIDY.

1 1. There is appropriated from the general fund of the  
2 state to the department of human services for the fiscal year  
3 beginning July 1, 2019, and ending June 30, 2020, the following  
4 amount, or so much thereof as is necessary, to be used for the  
5 purpose designated:

6 a. For adoption subsidy payments and services:  
7 ..... \$ 40,596,007

8 b. (1) The funds appropriated in this section shall be used  
9 as authorized or allowed by federal law or regulation for any  
10 of the following purposes:

11 (a) For adoption subsidy payments and related costs.

12 (b) For post-adoption services and for other purposes under  
13 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

14 (2) The department of human services may transfer funds  
15 appropriated in this subsection to the appropriation for  
16 child and family services in this Act for the purposes of  
17 post-adoption services as specified in this paragraph "b".

18 c. Notwithstanding [section 8.33](#), moneys corresponding to  
19 the state savings resulting from implementation of the federal  
20 Fostering Connections to Success and Increasing Adoptions Act  
21 of 2008, Pub. L. No. 110-351, and successor legislation, as  
22 determined in accordance with 42 U.S.C. §673(a)(8), that remain  
23 unencumbered or unobligated at the close of the fiscal year,  
24 shall not revert to any fund but shall remain available for the  
25 purposes designated in this subsection until expended. The  
26 amount of such savings and any corresponding funds remaining  
27 at the close of the fiscal year shall be determined separately  
28 and any changes in either amount between fiscal years shall not  
29 result in an unfunded need.

30 2. The department may transfer funds appropriated in  
31 this section to the appropriation made in this division of  
32 this Act for general administration for costs paid from the  
33 appropriation relating to adoption subsidy.

34 3. Federal funds received by the state during the  
35 fiscal year beginning July 1, 2019, as the result of the



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

10     Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited  
11 in the juvenile detention home fund created in [section 232.142](#)  
12 during the fiscal year beginning July 1, 2019, and ending June  
13 30, 2020, are appropriated to the department of human services  
14 for the fiscal year beginning July 1, 2019, and ending June 30,  
15 2020, for distribution of an amount equal to a percentage of  
16 the costs of the establishment, improvement, operation, and  
17 maintenance of county or multicounty juvenile detention homes  
18 in the fiscal year beginning July 1, 2018. Moneys appropriated  
19 for distribution in accordance with this section shall be  
20 allocated among eligible detention homes, prorated on the basis  
21 of an eligible detention home's proportion of the costs of all  
22 eligible detention homes in the fiscal year beginning July  
23 1, 2018. The percentage figure shall be determined by the  
24 department based on the amount available for distribution for  
25 the fund. Notwithstanding [section 232.142, subsection 3](#), the  
26 financial aid payable by the state under that provision for the  
27 fiscal year beginning July 1, 2019, shall be limited to the  
28 amount appropriated for the purposes of this section.

29     Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

30     1. There is appropriated from the general fund of the  
31 state to the department of human services for the fiscal year  
32 beginning July 1, 2019, and ending June 30, 2020, the following  
33 amount, or so much thereof as is necessary, to be used for the  
34 purpose designated:

35     For the family support subsidy program subject to the

1 enrollment restrictions in [section 225C.37, subsection 3](#):  
2 ..... \$ 949,282

3 2. At least \$819,275 of the moneys appropriated in this  
4 section is transferred to the department of public health for  
5 the family support center component of the comprehensive family  
6 support program under [chapter 225C](#), subchapter V.

7 3. If at any time during the fiscal year, the amount of  
8 funding available for the family support subsidy program  
9 is reduced from the amount initially used to establish the  
10 figure for the number of family members for whom a subsidy  
11 is to be provided at any one time during the fiscal year,  
12 notwithstanding [section 225C.38, subsection 2](#), the department  
13 shall revise the figure as necessary to conform to the amount  
14 of funding available.

15 Sec. 23. CONNER DECREE. There is appropriated from the  
16 general fund of the state to the department of human services  
17 for the fiscal year beginning July 1, 2019, and ending June 30,  
18 2020, the following amount, or so much thereof as is necessary,  
19 to be used for the purpose designated:

20 For building community capacity through the coordination  
21 and provision of training opportunities in accordance with the  
22 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.  
23 Iowa, July 14, 1994):  
24 ..... \$ 33,632

25 Sec. 24. MENTAL HEALTH INSTITUTES.

26 1. There is appropriated from the general fund of the  
27 state to the department of human services for the fiscal year  
28 beginning July 1, 2019, and ending June 30, 2020, the following  
29 amounts, or so much thereof as is necessary, to be used for the  
30 purposes designated:

31 a. (1) For operation of the state mental health institute  
32 at Cherokee as required by [chapters 218](#) and [226](#) for salaries,  
33 support, maintenance, and miscellaneous purposes, and for not  
34 more than the following full-time equivalent positions:  
35 ..... \$ 14,216,149

1 ..... FTEs 169.00

2 (2) The additional full-time equivalent positions  
3 authorized in this paragraph "a" shall include 3.50 security  
4 staff and 3.00 support staff, or comparable additional,  
5 full-time equivalent positions.

6 b. (1) For operation of the state mental health institute  
7 at Independence as required by chapters 218 and 226 for  
8 salaries, support, maintenance, and miscellaneous purposes, and  
9 for not more than the following full-time equivalent positions:  
10 ..... \$ 19,165,110  
11 ..... FTEs 208.00

12 (2) The additional full-time equivalent positions  
13 authorized in this paragraph "b" shall include 3.50 security  
14 staff, or comparable additional, full-time equivalent  
15 positions.

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

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

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

32 Sec. 25. STATE RESOURCE CENTERS.

33 1. There is appropriated from the general fund of the  
34 state to the department of human services for the fiscal year  
35 beginning July 1, 2019, and ending June 30, 2020, the following

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

3 a. For the state resource center at Glenwood for salaries,  
4 support, maintenance, and miscellaneous purposes:  
5 ..... \$ 16,048,348

6 b. For the state resource center at Woodward for salaries,  
7 support, maintenance, and miscellaneous purposes:  
8 ..... \$ 10,872,356

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

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

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

34 5. If existing capacity limitations are reached in  
35 operating units, a waiting list is in effect for a service or

1 a special need for which a payment source or other funding  
2 is available for the service or to address the special need,  
3 and facilities for the service or to address the special need  
4 can be provided within the available payment source or other  
5 funding, the superintendent of a state resource center may  
6 authorize opening not more than two units or other facilities  
7 and begin implementing the service or addressing the special  
8 need during fiscal year 2019-2020.

9 6. Notwithstanding [section 8.33](#), and notwithstanding  
10 the amount limitation specified in [section 222.92](#), moneys  
11 appropriated in this section that remain unencumbered or  
12 unobligated at the close of the fiscal year shall not revert  
13 but shall remain available for expenditure for the purposes  
14 designated until the close of the succeeding fiscal year.

15 Sec. 26. SEXUALLY VIOLENT PREDATORS.

16 1. a. There is appropriated from the general fund of the  
17 state to the department of human services for the fiscal year  
18 beginning July 1, 2019, and ending June 30, 2020, the following  
19 amount, or so much thereof as is necessary, to be used for the  
20 purpose designated:

21 For costs associated with the commitment and treatment of  
22 sexually violent predators in the unit located at the state  
23 mental health institute at Cherokee, including costs of legal  
24 services and other associated costs, including salaries,  
25 support, maintenance, and miscellaneous purposes, and for not  
26 more than the following full-time equivalent positions:  
27 ..... \$ 12,053,093  
28 ..... FTEs 139.00

29 b. The additional full-time equivalent positions authorized  
30 in paragraph "a" shall include 7.00 clinical and support staff,  
31 or comparable additional, full-time equivalent positions.

32 2. Unless specifically prohibited by law, if the amount  
33 charged provides for recoupment of at least the entire amount  
34 of direct and indirect costs, the department of human services  
35 may contract with other states to provide care and treatment

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

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

11 Sec. 27. FIELD OPERATIONS.

12 1. There is appropriated from the general fund of the  
13 state to the department of human services for the fiscal year  
14 beginning July 1, 2019, and ending June 30, 2020, the following  
15 amount, or so much thereof as is necessary, to be used for the  
16 purposes designated:

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

20 .....	\$ 55,396,906
21 .....	FTEs 1,539.00

22 2. The additional full-time equivalent positions authorized  
23 in subsection 1 shall include 29.00 full-time equivalent staff  
24 positions to relieve caseloads and 6.00 full-time equivalent  
25 positions related to the eligibility integrated application  
26 solution (ELIAS) system.

27 3. Priority in filling full-time equivalent positions  
28 shall be given to those positions related to child protection  
29 services and eligibility determination for low-income families.

30 Sec. 28. GENERAL ADMINISTRATION. There is appropriated  
31 from the general fund of the state to the department of human  
32 services for the fiscal year beginning July 1, 2019, and ending  
33 June 30, 2020, the following amount, or so much thereof as is  
34 necessary, to be used for the purpose designated:

35 For general administration, including salaries, support,

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

3 .....	\$ 13,833,040
4 .....	FTEs 294.00

5 1. The department shall report at least monthly to the  
6 legislative services agency concerning the department's  
7 operational and program expenditures.

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

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

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

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

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

34 a. To fund not more than one full-time equivalent position  
35 to address the department's responsibility to support the work

1 of the children's system state board and implementation of the  
2 services required pursuant to 2018 Iowa Acts, chapter 1056,  
3 section 13.

4 b. To support the cost of establishing and implementing new  
5 or additional services required pursuant to 2018 Iowa Acts,  
6 chapter 1056, and any legislation enacted by the 2019 general  
7 assembly establishing a children's behavioral health system.

8 c. Of the amount allocated, \$32,000 shall be transferred  
9 to the department of public health to support the costs of  
10 establishing and implementing new or additional services  
11 required pursuant to 2018 Iowa Acts, chapter 1056, and any  
12 legislation enacted by the 2019 general assembly establishing a  
13 children's behavioral health system.

14 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated  
15 from the general fund of the state to the department of human  
16 services for the fiscal year beginning July 1, 2019, and ending  
17 June 30, 2020, the following amount, or so much thereof as is  
18 necessary, to be used for the purposes designated:

19 For salaries, support, maintenance, and miscellaneous  
20 purposes at facilities under the purview of the department of  
21 human services:

22 ..... \$ 2,879,274

23 Sec. 30. VOLUNTEERS. There is appropriated from the general  
24 fund of the state to the department of human services for the  
25 fiscal year beginning July 1, 2019, and ending June 30, 2020,  
26 the following amount, or so much thereof as is necessary, to be  
27 used for the purpose designated:

28 For development and coordination of volunteer services:

29 ..... \$ 84,686

30 Sec. 31. CORPORATE TECHNOLOGY. There is appropriated  
31 from the general fund of the state to the department of human  
32 services for the fiscal year beginning July 1, 2019, and ending  
33 June 30, 2020, the following amount, or so much thereof as is  
34 necessary, to be used for the purposes designated:

35 For the purchase of department-wide technology and software



1 update needs:

2 ..... \$ 824,832

3 Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
4 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
5 DEPARTMENT OF HUMAN SERVICES.

6 1. a. (1) (a) For the fiscal year beginning July 1,  
7 2019, the department shall rebase case-mix nursing facility  
8 rates effective July 1, 2019, to the extent possible within the  
9 state funding, including the \$27,479,942, appropriated for this  
10 purpose.

11 (b) For the fiscal year beginning July 1, 2019, non-case-mix  
12 and special population nursing facilities shall be reimbursed  
13 in accordance with the methodology in effect on June 30 of the  
14 prior fiscal year.

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

27 (d) For the fiscal year beginning July 1, 2019, Medicaid  
28 managed care long-term services and supports capitation  
29 rates shall be adjusted to reflect the rebasing pursuant to  
30 subparagraph division (a) for the patient populations residing  
31 in Medicaid-certified nursing facilities.

32 (2) Medicaid managed care organizations shall adjust  
33 facility-specific rates based upon payment rate listings issued  
34 by the department. The rate adjustments shall be applied  
35 prospectively from the effective date of the rate letter issued

1 by the department.

2 b. (1) For the fiscal year beginning July 1, 2019,  
3 the department shall establish the pharmacy dispensing fee  
4 reimbursement at \$10.07 per prescription, until a cost of  
5 dispensing survey is completed. The actual dispensing fee  
6 shall be determined by a cost of dispensing survey performed  
7 by the department and required to be completed by all medical  
8 assistance program participating pharmacies every two years,  
9 adjusted as necessary to maintain expenditures within the  
10 amount appropriated to the department for this purpose for the  
11 fiscal year.

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

16 c. (1) For the fiscal year beginning July 1, 2019,  
17 reimbursement rates for outpatient hospital services shall  
18 remain at the rates in effect on June 30, 2019, subject to  
19 Medicaid program upper payment limit rules, and adjusted  
20 as necessary to maintain expenditures within the amount  
21 appropriated to the department for this purpose for the fiscal  
22 year.

23 (2) For the fiscal year beginning July 1, 2019,  
24 reimbursement rates for inpatient hospital services shall  
25 remain at the rates in effect on June 30, 2019, subject to  
26 Medicaid program upper payment limit rules, and adjusted  
27 as necessary to maintain expenditures within the amount  
28 appropriated to the department for this purpose for the fiscal  
29 year.

30 (3) For the fiscal year beginning July 1, 2019, under  
31 both fee-for-service and managed care administration of the  
32 Medicaid program, critical access hospitals in the state,  
33 as designated pursuant to 42 U.S.C. §1395i-4, shall receive  
34 cost-based reimbursement utilizing a settlement process to  
35 provide reimbursement at the rate provided such hospitals under

1 the federal Medicare program.

2 (4) For the fiscal year beginning July 1, 2019, the graduate  
3 medical education and disproportionate share hospital fund  
4 shall remain at the amount in effect on June 30, 2019, except  
5 that the portion of the fund attributable to graduate medical  
6 education shall be reduced in an amount that reflects the  
7 elimination of graduate medical education payments made to  
8 out-of-state hospitals.

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

15 d. For the fiscal year beginning July 1, 2019, reimbursement  
16 rates for hospices and acute psychiatric hospitals shall be  
17 increased in accordance with increases under the federal  
18 Medicare program or as supported by their Medicare audited  
19 costs.

20 e. For the fiscal year beginning July 1, 2019, independent  
21 laboratories and rehabilitation agencies shall be reimbursed  
22 using the same methodology in effect on June 30, 2019.

23 f. (1) For the fiscal year beginning July 1, 2019,  
24 reimbursement rates for home health agencies shall be rebased,  
25 to the extent possible, within the state funding appropriated  
26 for this purpose, and shall continue to be based on the  
27 Medicare low utilization payment adjustment (LUPA) methodology  
28 with state geographic wage adjustments to reflect the most  
29 recent Medicare LUPA rates to the extent possible within the  
30 state funding appropriated for this purpose.

31 (2) For the fiscal year beginning July 1, 2019, rates for  
32 private duty nursing and personal care services under the early  
33 and periodic screening, diagnostic, and treatment program  
34 benefit shall be calculated based on the methodology in effect  
35 on June 30, 2019.

1 g. For the fiscal year beginning July 1, 2019, federally  
2 qualified health centers and rural health clinics shall receive  
3 cost-based reimbursement for 100 percent of the reasonable  
4 costs for the provision of services to recipients of medical  
5 assistance.

6 h. For the fiscal year beginning July 1, 2019, the  
7 reimbursement rates for dental services shall remain at the  
8 rates in effect on June 30, 2019.

9 i. (1) For the fiscal year beginning July 1, 2019,  
10 reimbursement rates for non-state-owned psychiatric medical  
11 institutions for children shall be based on the reimbursement  
12 methodology in effect on June 30, 2019.

13 (2) As a condition of participation in the medical  
14 assistance program, enrolled providers shall accept the medical  
15 assistance reimbursement rate for any covered goods or services  
16 provided to recipients of medical assistance who are children  
17 under the custody of a psychiatric medical institution for  
18 children.

19 j. For the fiscal year beginning July 1, 2019, unless  
20 otherwise specified in this Act, all noninstitutional medical  
21 assistance provider reimbursement rates shall remain at the  
22 rates in effect on June 30, 2019, except for area education  
23 agencies, local education agencies, infant and toddler  
24 services providers, home and community-based services providers  
25 including consumer-directed attendant care providers under a  
26 section 1915(c) or 1915(i) waiver, targeted case management  
27 providers, and those providers whose rates are required to be  
28 determined pursuant to [section 249A.20](#), or to meet federal  
29 mental health parity requirements.

30 k. Notwithstanding any provision to the contrary, for the  
31 fiscal year beginning July 1, 2019, the reimbursement rate for  
32 anesthesiologists shall remain at the rates in effect on June  
33 30, 2019, and updated on January 1, 2020, to align with the  
34 most current Iowa Medicare anesthesia rate.

35 l. Notwithstanding [section 249A.20](#), for the fiscal year

1 beginning July 1, 2019, the average reimbursement rate for  
2 health care providers eligible for use of the federal Medicare  
3 resource-based relative value scale reimbursement methodology  
4 under [section 249A.20](#) shall remain at the rate in effect on  
5 June 30, 2019; however, this rate shall not exceed the maximum  
6 level authorized by the federal government.

7 m. For the fiscal year beginning July 1, 2019, the  
8 reimbursement rate for residential care facilities shall not  
9 be less than the minimum payment level as established by the  
10 federal government to meet the federally mandated maintenance  
11 of effort requirement. The flat reimbursement rate for  
12 facilities electing not to file annual cost reports shall not  
13 be less than the minimum payment level as established by the  
14 federal government to meet the federally mandated maintenance  
15 of effort requirement.

16 n. For the fiscal year beginning July 1, 2019, the  
17 reimbursement rates for inpatient mental health services  
18 provided at hospitals shall remain at the rates in effect on  
19 June 30, 2019, subject to Medicaid program upper payment limit  
20 rules; and psychiatrists shall be reimbursed at the medical  
21 assistance program fee-for-service rate in effect on June 30,  
22 2019.

23 o. For the fiscal year beginning July 1, 2019, community  
24 mental health centers may choose to be reimbursed for the  
25 services provided to recipients of medical assistance through  
26 either of the following options:

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

28 (2) In accordance with the alternative reimbursement rate  
29 methodology approved by the department of human services in  
30 effect on June 30, 2019.

31 p. For the fiscal year beginning July 1, 2019, the  
32 reimbursement rate for providers of family planning services  
33 that are eligible to receive a 90 percent federal match shall  
34 remain at the rates in effect on June 30, 2019.

35 q. Unless otherwise subject to a tiered rate methodology,

1 for the fiscal year beginning July 1, 2019, the upper  
2 limits and reimbursement rates for providers of home and  
3 community-based services waiver services shall be reimbursed  
4 using the reimbursement methodology in effect on June 30, 2019.

5 r. For the fiscal year beginning July 1, 2019, the  
6 reimbursement rates for emergency medical service providers  
7 shall remain at the rates in effect on June 30, 2019.

8 s. For the fiscal year beginning July 1, 2019, reimbursement  
9 rates for substance-related disorder treatment programs  
10 licensed under [section 125.13](#) shall remain at the rates in  
11 effect on June 30, 2019.

12 t. For the fiscal year beginning July 1, 2019, assertive  
13 community treatment per diem rates shall be adjusted to  
14 reflect an actual average per diem cost within the additional  
15 \$1,088,437 appropriated for this purpose.

16 2. For the fiscal year beginning July 1, 2019, the  
17 reimbursement rate for providers reimbursed under the  
18 in-home-related care program shall not be less than the minimum  
19 payment level as established by the federal government to meet  
20 the federally mandated maintenance of effort requirement.

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

27 4. Notwithstanding [section 234.38](#), for the fiscal  
28 year beginning July 1, 2019, the foster family basic daily  
29 maintenance rate and the maximum adoption subsidy rate for  
30 children ages 0 through 5 years shall be \$16.78, the rate for  
31 children ages 6 through 11 years shall be \$17.45, the rate for  
32 children ages 12 through 15 years shall be \$19.10, and the  
33 rate for children and young adults ages 16 and older shall  
34 be \$19.35. For youth ages 18 to 21 who have exited foster  
35 care, the preparation for adult living program maintenance rate

1 shall be \$602.70 per month. The maximum payment for adoption  
2 subsidy nonrecurring expenses shall be limited to \$500 and the  
3 disallowance of additional amounts for court costs and other  
4 related legal expenses implemented pursuant to 2010 Iowa Acts,  
5 chapter 1031, section 408, shall be continued.

6 5. For the fiscal year beginning July 1, 2019, the maximum  
7 reimbursement rates for social services providers under  
8 contract shall remain at the rates in effect on June 30, 2019,  
9 or the provider's actual and allowable cost plus inflation for  
10 each service, whichever is less. However, if a new service  
11 or service provider is added after June 30, 2019, the initial  
12 reimbursement rate for the service or provider shall be based  
13 upon a weighted average of provider rates for similar services.

14 6. a. For the fiscal year beginning July 1, 2019, the  
15 reimbursement rates for resource family recruitment and  
16 retention contractors shall be established by contract.

17 b. For the fiscal year beginning July 1, 2019, the  
18 reimbursement rates for supervised apartment living foster care  
19 providers shall be established by contract.

20 7. For the fiscal year beginning July 1, 2019, the  
21 reimbursement rate for group foster care providers shall be the  
22 combined service and maintenance reimbursement rate established  
23 by contract.

24 8. The group foster care reimbursement rates paid for  
25 placement of children out of state shall be calculated  
26 according to the same rate-setting principles as those used for  
27 in-state providers, unless the director of human services or  
28 the director's designee determines that appropriate care cannot  
29 be provided within the state. The payment of the daily rate  
30 shall be based on the number of days in the calendar month in  
31 which service is provided.

32 9. a. For the fiscal year beginning July 1, 2019, the  
33 reimbursement rate paid for shelter care and the child welfare  
34 emergency services implemented to provide or prevent the need  
35 for shelter care shall be established by contract.

1 b. For the fiscal year beginning July 1, 2019, the combined  
2 service and maintenance components of the reimbursement rate  
3 paid for shelter care services shall be based on the financial  
4 and statistical report submitted to the department. The  
5 maximum reimbursement rate shall be \$101.83 per day. The  
6 department shall reimburse a shelter care provider at the  
7 provider's actual and allowable unit cost, plus inflation, not  
8 to exceed the maximum reimbursement rate.

9 c. Notwithstanding [section 232.141, subsection 8](#), for the  
10 fiscal year beginning July 1, 2019, the amount of the statewide  
11 average of the actual and allowable rates for reimbursement of  
12 juvenile shelter care homes that is utilized for the limitation  
13 on recovery of unpaid costs shall remain at the amount in  
14 effect for this purpose in the fiscal year beginning July 1,  
15 2018.

16 10. For the fiscal year beginning July 1, 2019, the  
17 department shall calculate reimbursement rates for intermediate  
18 care facilities for persons with an intellectual disability  
19 at the 80th percentile. Beginning July 1, 2019, the rate  
20 calculation methodology shall utilize the consumer price index  
21 inflation factor applicable to the fiscal year beginning July  
22 1, 2019.

23 11. Effective July 1, 2019, the child care provider  
24 reimbursement rates shall remain at the rates in effect on June  
25 30, 2019. The department shall set rates in a manner so as  
26 to provide incentives for a nonregistered provider to become  
27 registered by applying any increase only to registered and  
28 licensed providers.

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

31 Sec. 33. CONTRACTED SERVICES — PROHIBITED USE OF STATE  
32 FUNDING FOR LOBBYING.

33 1. The department shall submit a report to the individuals  
34 identified in this Act for submission of reports by December  
35 15, 2019, regarding the outcomes of any program or activity for



1 which funding is appropriated or allocated from the general  
2 fund of the state to the department under this division of this  
3 Act, and for which a request for proposals process is required.

4 2. The department shall incorporate into the general  
5 conditions applicable to all award documents involving funding  
6 appropriated or allocated from the general fund of the state to  
7 the department under this division of this Act, a prohibition  
8 against the use of such funding for the compensation of a  
9 lobbyist. For the purposes of this section, "lobbyist" means  
10 the same as defined in section 68B.2; however, "lobbyist"  
11 does not include a person employed by a state agency of the  
12 executive branch of state government who represents the agency  
13 relative to the passage, defeat, approval, or modification of  
14 legislation that is being considered by the general assembly.

15 Sec. 34. LEGISLATIVE INTERIM COMMITTEE — HEALTH DATA  
16 COLLECTION. The legislative council shall establish a  
17 legislative interim committee to review the collection,  
18 maintaining, and disseminating of hospital inpatient,  
19 outpatient, and ambulatory data pursuant to section 135.166.  
20 The committee shall report findings and recommendations to the  
21 general assembly by December 15, 2019.

22 Sec. 35. EMERGENCY RULES.

23 1. If specifically authorized by a provision of this  
24 division of this Act, the department of human services or  
25 the mental health and disability services commission may  
26 adopt administrative rules under section 17A.4, subsection  
27 3, and [section 17A.5, subsection 2](#), paragraph "b", to  
28 implement the provisions of this division of this Act and  
29 the rules shall become effective immediately upon filing or  
30 on a later effective date specified in the rules, unless the  
31 effective date of the rules is delayed or the applicability  
32 of the rules is suspended by the administrative rules review  
33 committee. Any rules adopted in accordance with this section  
34 shall not take effect before the rules are reviewed by the  
35 administrative rules review committee. The delay authority

1 provided to the administrative rules review committee under  
2 section 17A.4, subsection 7, and [section 17A.8, subsection 9](#),  
3 shall be applicable to a delay imposed under this section,  
4 notwithstanding a provision in those sections making them  
5 inapplicable to [section 17A.5, subsection 2](#), paragraph "b".  
6 Any rules adopted in accordance with the provisions of this  
7 section shall also be published as a notice of intended action  
8 as provided in [section 17A.4](#).

9     2. If during a fiscal year, the department of human  
10 services is adopting rules in accordance with this section  
11 or as otherwise directed or authorized by state law, and the  
12 rules will result in an expenditure increase beyond the amount  
13 anticipated in the budget process or if the expenditure was  
14 not addressed in the budget process for the fiscal year, the  
15 department shall notify the persons designated by this division  
16 of this Act for submission of reports, the chairpersons and  
17 ranking members of the committees on appropriations, and  
18 the department of management concerning the rules and the  
19 expenditure increase. The notification shall be provided at  
20 least 30 calendar days prior to the date notice of the rules  
21 is submitted to the administrative rules coordinator and the  
22 administrative code editor.

23     Sec. 36. REPORTS. Any reports or other information  
24 required to be compiled and submitted under this Act during the  
25 fiscal year beginning July 1, 2019, shall be submitted to the  
26 chairpersons and ranking members of the joint appropriations  
27 subcommittee on health and human services, the legislative  
28 services agency, and the legislative caucus staffs on or  
29 before the dates specified for submission of the reports or  
30 information.

31     Sec. 37. EFFECTIVE UPON ENACTMENT. The following  
32 provisions of this division of this Act, being deemed of  
33 immediate importance, take effect upon enactment:

34     1. The provision relating to section 232.141 and directing  
35 the state court administrator and the division administrator of

1 the department of human services division of child and family  
2 services to make the determination, by June 15, 2019, of the  
3 distribution of funds allocated for the payment of the expenses  
4 of court-ordered services provided to juveniles which are a  
5 charge upon the state.

6 DIVISION VI

7 HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

8 Sec. 38. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
9 appropriated from the pharmaceutical settlement account created  
10 in section 249A.33 to the department of human services for the  
11 fiscal year beginning July 1, 2019, and ending June 30, 2020,  
12 the following amount, or so much thereof as is necessary, to be  
13 used for the purpose designated:

14 Notwithstanding any provision of law to the contrary, to  
15 supplement the appropriations made in this Act for medical  
16 contracts under the medical assistance program for the fiscal  
17 year beginning July 1, 2019, and ending June 30, 2020:

18 ..... \$ 234,193

19 Sec. 39. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN  
20 SERVICES. Notwithstanding any provision to the contrary and  
21 subject to the availability of funds, there is appropriated  
22 from the quality assurance trust fund created in section  
23 249L.4 to the department of human services for the fiscal year  
24 beginning July 1, 2019, and ending June 30, 2020, the following  
25 amounts, or so much thereof as is necessary, for the purposes  
26 designated:

27 To supplement the appropriation made in this Act from the  
28 general fund of the state to the department of human services  
29 for medical assistance for the same fiscal year:

30 ..... \$ 58,570,397

31 Sec. 40. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
32 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
33 the contrary and subject to the availability of funds, there is  
34 appropriated from the hospital health care access trust fund  
35 created in section 249M.4 to the department of human services

1 for the fiscal year beginning July 1, 2019, and ending June  
2 30, 2020, the following amounts, or so much thereof as is  
3 necessary, for the purposes designated:

4 To supplement the appropriation made in this Act from the  
5 general fund of the state to the department of human services  
6 for medical assistance for the same fiscal year:

7 ..... \$ 33,920,554

8 Sec. 41. MEDICAL ASSISTANCE PROGRAM — NONREVERSION  
9 FOR FY 2019-2020. Notwithstanding section 8.33, if moneys  
10 appropriated for purposes of the medical assistance program for  
11 the fiscal year beginning July 1, 2019, and ending June 30,  
12 2020, from the general fund of the state, the quality assurance  
13 trust fund and the hospital health care access trust fund, are  
14 in excess of actual expenditures for the medical assistance  
15 program and remain unencumbered or unobligated at the close  
16 of the fiscal year, the excess moneys shall not revert but  
17 shall remain available for expenditure for the purposes of the  
18 medical assistance program until the close of the succeeding  
19 fiscal year.

20 DIVISION VII

21 GRADUATED SANCTION, COURT-ORDERED, AND GROUP FOSTER CARE  
22 SERVICES AND FUNDING WORK GROUP

23 Sec. 42. GRADUATED SANCTION, COURT-ORDERED, AND GROUP  
24 FOSTER CARE SERVICES AND FUNDING WORK GROUP.

25 1. As used in this section, unless the context otherwise  
26 requires:

27 a. "Court-ordered services" means the defined or specific  
28 care and treatment that is ordered by the court for an eligible  
29 child and for which no other payment source is available to  
30 cover the cost.

31 b. "Department" means the department of human services.

32 c. "Eligible child" means a child who has been adjudicated  
33 delinquent, is at risk, or has been certified by the chief  
34 juvenile court officer as eligible for court-ordered services.

35 d. "Graduated sanction services" includes community-based

1 interventions, school-based supervision, and supportive  
2 enhancements provided in community-based settings to an  
3 eligible child who is adjudicated delinquent or who is at risk  
4 of adjudication.

5 2. The division of criminal and juvenile justice planning  
6 of the department of human rights shall convene and provide  
7 administrative support to a work group to review and develop  
8 a plan to transfer the administration of graduated sanctions  
9 and court-ordered services and funding and the oversight of  
10 group foster care placements for eligible children from the  
11 department to the office of the state court administrator.  
12 The plan shall ensure that the office of the state court  
13 administrator has the capacity, resources, and expertise to  
14 manage the funding and services effectively.

15 3. a. In addition to a representative of the division of  
16 criminal and juvenile justice planning of the department of  
17 human rights, the membership of the work group shall include  
18 but is not limited to representatives of all of the following:

19 (1) The judicial branch, including the state court  
20 administrator or the state court administrator's designee,  
21 a juvenile court judge, at least one chief juvenile court  
22 officer, and a representative with fiscal and contract  
23 experience.

24 (2) The department of human services, including  
25 representatives with experience managing graduated sanctions  
26 funding and group foster care placements.

27 (3) The department of justice.

28 (4) The juvenile justice advisory committee.

29 (5) Member and nonmember agencies of the coalition for  
30 family and children's services in Iowa.

31 (6) Providers of community-based services for eligible  
32 children.

33 (7) Providers of group foster care.

34 (8) Attorneys who represent children in juvenile justice  
35 proceedings.

1 (9) County attorneys.

2 (10) Federal Title IV-E funding and services subject matter  
3 experts.

4 (11) Individuals who formerly received services as eligible  
5 children or their parents.

6 b. In addition, the work group membership shall include  
7 four members of the general assembly. The legislative members  
8 shall serve as ex officio, nonvoting members of the work group,  
9 with one member to be appointed by each of the following: the  
10 majority leader of the senate, the minority leader of the  
11 senate, the speaker of the house of representatives, and the  
12 minority leader of the house of representatives.

13 c. In addition to the members specified, the division  
14 of criminal and juvenile justice planning may include other  
15 stakeholders with interest or expertise on the work group.

16 d. Any expenses incurred by a member of the work group  
17 shall be the responsibility of the individual member or the  
18 respective entity represented by the member.

19 4. The work group shall do all of the following:

20 a. Develop an action plan to transfer the administration  
21 of juvenile court graduated sanction services, court-ordered  
22 services, and associated funding from the department to the  
23 office of the state court administrator.

24 b. Develop an action plan to transfer the oversight of  
25 group foster care services for eligible children from the  
26 department to the office of the state court administrator or  
27 other appropriate state entity with the necessary expertise to  
28 provide such services.

29 c. Develop an action plan to transfer administration of the  
30 juvenile detention home fund created in section 232.142 from  
31 the department to the office of the state court administrator  
32 or other appropriate state entity.

33 d. Evaluate current resources to determine the most  
34 efficient means of suitably equipping the office of the state  
35 court administrator with the policies and legal authority;

1 staffing; contracting, procurement, data, and quality assurance  
2 capabilities; and other resources necessary to manage such  
3 funds and associated services effectively. The evaluation  
4 shall require collaboration with the department to manage  
5 transition activities.

6 e. Recommend statutory and administrative policies and  
7 court rules to promote collaborative case planning and quality  
8 assurance between the department and juvenile court services  
9 for youth who may be involved in both the child welfare and  
10 juvenile justice systems or who may utilize the same providers  
11 or services.

12 f. Determine the impact and role of the federal Family  
13 First Prevention Services Act relative to the various funding  
14 streams and services under the purview of the work group, and  
15 recommend statutory and administrative policies and rules to  
16 coordinate the duties of the work group with implementation and  
17 administration of the federal Act.

18 g. Determine the role of the decategorization of child  
19 welfare and juvenile justice funding initiative pursuant  
20 to section 232.188 relative to the other funding streams  
21 and services under the purview of the work group, and make  
22 recommendations regarding the future of the initiative  
23 including the potential transfer of administration of the  
24 initiative from the department to the office of the state court  
25 administrator.

26 h. Consult with other state juvenile court systems and  
27 subject matter experts to review administration of similar  
28 programs, to glean information on lessons learned and best  
29 practices, and to determine the types of community and  
30 residential services that have demonstrated effectiveness for  
31 eligible children.

32 5. The division of criminal and juvenile justice planning  
33 of the department of human rights shall submit a report of the  
34 findings and recommendations of the work group to the governor  
35 and the general assembly by December 15, 2019.

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DIVISION VIII

CO-OCCURRING CONDITIONS — ENHANCED DELIVERY OF SERVICES REVIEW

Sec. 43. REVIEW TO PROVIDE ENHANCED DELIVERY OF SERVICES FOR CO-OCCURRING CONDITIONS. The director of the department of public health and the director of the department of human services shall develop recommendations for the enhanced delivery of co-occurring conditions services. The directors shall examine the current service delivery system to identify opportunities for reducing the administrative burden on the departments and providers, evaluate the use of an integrated helpline and website and improvements in data collection and sharing of outcomes, and create a structure for ongoing collaboration. The directors shall submit a report including findings, a five-year plan to address co-occurring conditions across provider types and payors, and other recommendations to the governor and general assembly by December 15, 2019.

DIVISION IX

MEDICAID MANAGED CARE CONTRACTS

Sec. 44. MEDICAID MANAGED CARE CONTRACTS — NOTIFICATION TO GENERAL ASSEMBLY. The department of human services shall notify the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, and the legislative caucus staffs as follows:

- 1. Within thirty days of the execution of a Medicaid managed care contract or amendment to a Medicaid managed care contract.
- 2. Within thirty days of the determination by the department during each measurement year whether to return the incentive payment withhold amount to the Medicaid managed care organization based upon performance and the criteria used in making the determination.

DIVISION X

IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING

Sec. 45. IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING. The department on aging and the department of human services shall



1 continue to collaborate to develop a cost allocation plan  
2 requesting Medicaid administrative funding to provide for the  
3 claiming of federal financial participation for aging and  
4 disability resource center activities that are performed to  
5 assist with administration of the Medicaid program. By January  
6 1, 2021, the department of human services shall submit to  
7 the centers for Medicare and Medicaid services of the United  
8 States department of health and human services any Medicaid  
9 state plan amendment as necessary and shall enter into any  
10 interagency agreement with the department on aging to implement  
11 this section.

12 DIVISION XI

13 DECATEGORYIZATION FY 2017 CARRYOVER FUNDING

14 Sec. 46. DECATEGORYIZATION CARRYOVER FUNDING FY 2017 —  
15 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,  
16 subsection 5, paragraph "b", any state-appropriated moneys in  
17 the funding pool that remained unencumbered or unobligated  
18 at the close of the fiscal year beginning July 1, 2016, and  
19 were deemed carryover funding to remain available for the two  
20 succeeding fiscal years that still remain unencumbered or  
21 unobligated at the close of the fiscal year beginning July 1,  
22 2018, shall not revert but shall be transferred to the medical  
23 assistance program for the fiscal year beginning July 1, 2019.

24 Sec. 47. EFFECTIVE DATE. This division of this Act, being  
25 deemed of immediate importance, takes effect upon enactment.

26 Sec. 48. RETROACTIVE APPLICABILITY. This division of this  
27 Act applies retroactively to July 1, 2018.

28 DIVISION XII

29 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

30 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

31 Sec. 49. 2017 Iowa Acts, chapter 174, section 45, as amended  
32 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read  
33 as follows:

34 SEC. 45. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
35 GRANT. There is appropriated from the fund created in section

1 8.41 to the department of human services for the fiscal year  
2 beginning July 1, 2018, and ending June 30, 2019, from moneys  
3 received under the federal temporary assistance for needy  
4 families (TANF) block grant pursuant to the federal Personal  
5 Responsibility and Work Opportunity Reconciliation Act of 1996,  
6 Pub. L. No. 104-193, and successor legislation, the following  
7 amounts, or so much thereof as is necessary, to be used for the  
8 purposes designated:

9 1. To be credited to the family investment program account  
10 and used for assistance under the family investment program  
11 under [chapter 239B](#):  
12 ..... \$ ~~4,539,006~~  
13 4,025,108

14 2. To be credited to the family investment program account  
15 and used for the job opportunities and basic skills (JOBS)  
16 program and implementing family investment agreements in  
17 accordance with [chapter 239B](#):  
18 ..... \$ ~~5,412,060~~  
19 5,192,060

20 3. To be used for the family development and  
21 self-sufficiency grant program in accordance with section  
22 216A.107:  
23 ..... \$ ~~2,883,980~~  
24 2,898,980

25 Notwithstanding [section 8.33](#), moneys appropriated in this  
26 subsection that remain unencumbered or unobligated at the close  
27 of the fiscal year shall not revert but shall remain available  
28 for expenditure for the purposes designated until the close of  
29 the succeeding fiscal year. However, unless such moneys are  
30 encumbered or obligated on or before September 30, 2019, the  
31 moneys shall revert.

32 4. For field operations:  
33 ..... \$ ~~31,296,232~~  
34 32,465,681

35 5. For general administration:

H.F. 766

1 ..... \$ 3,744,000  
2 6. For state child care assistance:  
3 ..... \$ 47,166,826  
4 a. Of the funds appropriated in this subsection,  
5 \$26,205,412 is transferred to the child care and development  
6 block grant appropriation made by the Eighty-seventh General  
7 Assembly, 2018 session, for the federal fiscal year beginning  
8 October 1, 2018, and ending September 30, 2019. Of this  
9 amount, \$200,000 shall be used for provision of educational  
10 opportunities to registered child care home providers in order  
11 to improve services and programs offered by this category  
12 of providers and to increase the number of providers. The  
13 department may contract with institutions of higher education  
14 or child care resource and referral centers to provide  
15 the educational opportunities. Allowable administrative  
16 costs under the contracts shall not exceed 5 percent. The  
17 application for a grant shall not exceed two pages in length.  
18 b. Any funds appropriated in this subsection remaining  
19 unallocated shall be used for state child care assistance  
20 payments for families who are employed including but not  
21 limited to individuals enrolled in the family investment  
22 program.  
23 7. For child and family services:  
24 ..... \$ 32,380,654  
25 8. For child abuse prevention grants:  
26 ..... \$ 125,000  
27 9. For pregnancy prevention grants on the condition that  
28 family planning services are funded:  
29 ..... \$ ~~1,913,203~~  
30 ..... 1,890,203  
31 Pregnancy prevention grants shall be awarded to programs  
32 in existence on or before July 1, 2018, if the programs have  
33 demonstrated positive outcomes. Grants shall be awarded to  
34 pregnancy prevention programs which are developed after July  
35 1, 2018, if the programs are based on existing models that

1 have demonstrated positive outcomes. Grants shall comply with  
2 the requirements provided in 1997 Iowa Acts, chapter 208,  
3 section 14, subsections 1 and 2, including the requirement that  
4 grant programs must emphasize sexual abstinence. Priority in  
5 the awarding of grants shall be given to programs that serve  
6 areas of the state which demonstrate the highest percentage of  
7 unplanned pregnancies of females of childbearing age within the  
8 geographic area to be served by the grant.

9 10. For technology needs and other resources necessary  
10 to meet federal welfare reform reporting, tracking, and case  
11 management requirements:

12 ..... \$ 1,037,186  
13 862,186

14 11. a. Notwithstanding any provision to the contrary,  
15 including but not limited to requirements in [section 8.41](#) or  
16 provisions in 2017 or 2018 Iowa Acts regarding the receipt and  
17 appropriation of federal block grants, federal funds from the  
18 temporary assistance for needy families block grant received by  
19 the state and not otherwise appropriated in this section and  
20 remaining available for the fiscal year beginning July 1, 2018,  
21 are appropriated to the department of human services to the  
22 extent as may be necessary to be used in the following priority  
23 order: the family investment program, for state child care  
24 assistance program payments for families who are employed, and  
25 for the family investment program share of system costs for  
26 eligibility determination and related functions. The federal  
27 funds appropriated in this paragraph "a" shall be expended  
28 only after all other funds appropriated in subsection 1 for  
29 assistance under the family investment program, in subsection 6  
30 for child care assistance, or in subsection 10 for technology  
31 costs related to the family investment program, as applicable,  
32 have been expended. For the purposes of this subsection, the  
33 funds appropriated in subsection 6, paragraph "a", for transfer  
34 to the child care and development block grant appropriation  
35 are considered fully expended when the full amount has been

1 transferred.

2 b. The department shall, on a quarterly basis, advise the  
3 legislative services agency and department of management of  
4 the amount of funds appropriated in this subsection that was  
5 expended in the prior quarter.

6 12. Of the amounts appropriated in this section,  
7 \$12,962,008 for the fiscal year beginning July 1, 2018, is  
8 transferred to the appropriation of the federal social services  
9 block grant made to the department of human services for that  
10 fiscal year.

11 13. For continuation of the program providing categorical  
12 eligibility for the food assistance program as specified  
13 for the program in the section of this division of this Act  
14 relating to the family investment program account:

15 .....	\$	<del>14,236</del>
16		<u>13,000</u>

17 14. The department may transfer funds allocated in this  
18 section to the appropriations made in this division of this Act  
19 for the same fiscal year for general administration and field  
20 operations for resources necessary to implement and operate the  
21 services referred to in this section and those funded in the  
22 appropriation made in this division of this Act for the same  
23 fiscal year for the family investment program from the general  
24 fund of the state.

25 15. With the exception of moneys allocated under this  
26 section for the family development and self-sufficiency grant  
27 program, to the extent moneys allocated in this section are  
28 deemed by the department not to be necessary to support the  
29 purposes for which they are allocated, such moneys may be  
30 used in the same fiscal year for any other purpose for which  
31 funds are allocated in this section or in section 7 of this  
32 division for the family investment program account. If there  
33 are conflicting needs, priority shall first be given to the  
34 family investment program account as specified under subsection  
35 1 of this section and used for the purposes of assistance under

1 the family investment program under **chapter 239B**, followed by  
2 state child care assistance program payments for families who  
3 are employed, followed by other priorities as specified by the  
4 department.

5 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

6 Sec. 50. 2017 Iowa Acts, chapter 174, section 46, subsection  
7 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is  
8 amended to read as follows:

9 4. Moneys appropriated in this division of this Act and  
10 credited to the FIP account for the fiscal year beginning July  
11 1, 2018, and ending June 30, 2019, are allocated as follows:

12 a. To be retained by the department of human services to	
13 be used for coordinating with the department of human rights	
14 to more effectively serve participants in FIP and other shared	
15 clients and to meet federal reporting requirements under the	
16 federal temporary assistance for needy families block grant:	
17 .....	\$ 5,000
18	<u>20,000</u>

19 b. To the department of human rights for staffing,	
20 administration, and implementation of the family development	
21 and self-sufficiency grant program in accordance with section	
22 216A.107:	
23 .....	\$ 6,192,834

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

28 (2) The department of human rights may continue to implement  
29 the family development and self-sufficiency grant program  
30 statewide during fiscal year 2018-2019.

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

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

1 .....	\$	<del>749,694</del>
2		<u>815,000</u>

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

15 d. For the food assistance employment and training program:  
16 ..... \$ 66,588

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

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

1 are incarcerated or otherwise ineligible.

2 e. For the JOBS program:

3 .....	\$ <del>12,139,821</del>
4	<u>11,919,821</u>

5 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

6 Sec. 51. 2017 Iowa Acts, chapter 174, section 51, unnumbered  
7 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,  
8 section 18, is amended to read as follows:

9 For medical assistance program reimbursement and associated  
10 costs as specifically provided in the reimbursement  
11 methodologies in effect on June 30, 2018, except as otherwise  
12 expressly authorized by law, consistent with options under  
13 federal law and regulations, and contingent upon receipt of  
14 approval from the office of the governor of reimbursement for  
15 each abortion performed under the program:

16 .....	\$ <del>1,337,841,375</del>
17	<u>1,488,141,375</u>

18 GROUP FOSTER CARE REALLOCATION

19 Sec. 52. 2017 Iowa Acts, chapter 174, section 57, subsection  
20 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,  
21 section 28, is amended to read as follows:

22 a. Of the funds appropriated in this section, up to  
23 \$34,536,648 is allocated as the statewide expenditure target  
24 under [section 232.143](#) for group foster care maintenance and  
25 services. If the department projects that such expenditures  
26 for the fiscal year will be less than the target amount  
27 allocated in this paragraph "a", the department may reallocate  
28 the excess to provide additional funding for family foster  
29 care, independent living, family safety, risk and permanency  
30 services, shelter care, or the child welfare emergency services  
31 addressed with the allocation for shelter care.

32 SHELTER CARE ALLOCATION

33 Sec. 53. 2017 Iowa Acts, chapter 174, section 57, subsection  
34 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is  
35 amended to read as follows:



1 6. ~~Notwithstanding section 234.35 or any other provision of~~  
2 ~~law to the contrary, state funding~~ Of the funds appropriated  
3 in this section, a sufficient amount is allocated for shelter  
4 care and the child welfare emergency services contracting  
5 implemented to provide for or prevent the need for shelter care  
6 ~~shall be limited to \$8,096,158.~~

7 OTHER FUNDING FOR CHILD WELFARE SERVICES

8 Sec. 54. 2017 Iowa Acts, chapter 174, section 57, subsection  
9 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is  
10 amended by adding the following new subsection:

11 NEW SUBSECTION. 24. If a separate funding source is  
12 identified that reduces the need for state funds within an  
13 allocation under this section, the allocated state funds may be  
14 redistributed to other allocations under this section for the  
15 same fiscal year.

16 Sec. 55. EFFECTIVE DATE. This division of this Act, being  
17 deemed of immediate importance, takes effect upon enactment.

18 Sec. 56. RETROACTIVE APPLICABILITY. This division of this  
19 Act applies retroactively to July 1, 2018.

20 DIVISION XIII

21 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL

22 Sec. 57. Section 249M.5, Code 2019, is amended to read as  
23 follows:

24 **249M.5 Future repeal.**

25 This chapter is repealed July 1, ~~2019~~ 2021.

26 Sec. 58. EFFECTIVE DATE. This division of this Act, being  
27 deemed of immediate importance, takes effect upon enactment.

28 DIVISION XIV

29 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

30 Sec. 59. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER  
31 OF FUNDS. Notwithstanding section 331.432, a county with a  
32 population of over 300,000 based on the most recent federal  
33 decennial census, may transfer funds from any other fund of the  
34 county to the mental health and disability regional services  
35 fund for the purposes of providing mental health and disability

1 services for the fiscal year beginning July 1, 2019, and  
2 ending June 30, 2020. The county shall submit a report to  
3 the governor and the general assembly by September 1, 2020,  
4 including the source of any funds transferred, the amount of  
5 the funds transferred, and the mental health and disability  
6 services provided with the transferred funds.

7 DIVISION XV

8 OPERATION OF BOARD OF MEDICINE, BOARD OF NURSING, BOARD OF  
9 PHARMACY, AND THE DENTAL BOARD

10 Sec. 60. Section 135.11A, subsection 1, Code 2019, is  
11 amended to read as follows:

12 1. There shall be a professional licensure division within  
13 the department of public health. Each board under [chapter 147](#)  
14 or under the administrative authority of the department, except  
15 the board of nursing, board of medicine, dental board, and  
16 board of pharmacy, shall receive administrative and clerical  
17 support from the division and may not employ its own support  
18 staff for administrative and clerical duties. The executive  
19 director of the board of nursing, board of medicine, dental  
20 board, and board of pharmacy shall be appointed pursuant to  
21 section 135.11B.

22 Sec. 61. NEW SECTION. 135.11B **Appointment of certain**  
23 **executive directors.**

24 1. The director shall appoint and supervise a full-time  
25 executive director for each of the following boards:

- 26 a. The board of medicine.
- 27 b. The board of nursing.
- 28 c. The dental board.
- 29 d. The board of pharmacy.

30 2. Each board listed in subsection 1 shall advise the  
31 director in evaluating potential candidates for the position of  
32 executive director, consult with the director in the hiring of  
33 the executive director, and review and advise the director on  
34 the performance of the executive director in the discharge of  
35 the executive director's duties.

1     3. Each board listed in subsection 1 shall retain sole  
2 discretion and authority to execute the core functions of the  
3 board including but not limited to policymaking, advocating  
4 for and against legislation, rulemaking, licensing, licensee  
5 investigations, licensee disciplinary proceedings, and  
6 oversight of professional health programs. The director's  
7 supervision of the executive director shall not interfere with  
8 the board's discretion and authority in executing the core  
9 functions of the board.

10     Sec. 62. Section 147.80, subsection 3, Code 2019, is amended  
11 to read as follows:

12     3. The board of medicine, the board of pharmacy, the  
13 dental board, and the board of nursing shall retain individual  
14 executive officers pursuant to section 135.11B, but shall  
15 make every effort to share administrative, clerical, and  
16 investigative staff to the greatest extent possible.

17     Sec. 63. Section 152.2, Code 2019, is amended to read as  
18 follows:

19     **152.2 Executive director.**

20     The board shall ~~appoint~~ retain a full-time executive  
21 director, who shall be appointed pursuant to section 135B.11.  
22 The executive director shall be a registered nurse ~~and shall~~  
23 ~~not be a member of the board.~~ The governor, with the approval  
24 of the executive council pursuant to section 8A.413, subsection  
25 3, under the pay plan for exempt positions in the executive  
26 branch of government, shall set the salary of the executive  
27 director.

28     Sec. 64. Section 153.33, subsection 2, Code 2019, is amended  
29 to read as follows:

30     2. All employees needed to administer **this chapter** except  
31 the executive director shall be appointed pursuant to the merit  
32 system. The executive director shall ~~serve at the pleasure of~~  
33 ~~the board~~ be appointed pursuant to section 135.11B and shall  
34 be exempt from the merit system provisions of chapter 8A,  
35 subchapter IV.

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DIVISION XVI

MEDICAID PRIOR AUTHORIZATION — UNIFORM PROCESS — CENTRAL PORTAL

Sec. 65. MEDICAID — PRIOR AUTHORIZATION UNIFORM PROCESS. The department of human services shall adopt rules pursuant to chapter 17A to require, and shall contractually require, that both managed care and fee-for-service payment and delivery systems utilize a uniform process, including but not limited to uniform forms, information requirements, and time frames, to request prior authorization under the Medicaid program no later than October 1, 2019.

Sec. 66. MEDICAID MANAGEMENT INFORMATION SYSTEM — CENTRAL PORTAL — REVIEW. The department shall review the costs associated with expanding the medical assistance management information system to integrate a single, statewide system to serve as a central portal for submission of all prior authorization requests for the Medicaid program. The portal shall not be designed to make or review final determinations of managed care organization prior authorization requests, but shall only serve as a conduit to deliver prior authorization requests to the appropriate managed care organization. The results of the study shall be submitted to the governor and the general assembly no later than March 31, 2020.

Sec. 67. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XVII

HEALTH AND HUMAN SERVICES EXECUTIVE BRANCH ENTITIES — REFORM IOWA COLLABORATIVE SAFETY NET PROVIDER NETWORK

Sec. 68. Section 135.24, subsection 7, paragraph e, Code 2019, is amended to read as follows:

*e.* “*Specialty health care provider office*” means the private office or clinic of an individual specialty health care provider or group of specialty health care providers as referred by the Iowa collaborative safety net provider network established in ~~section 135.153~~, but does not include a field

1 dental clinic, a free clinic, or a hospital.

2 Sec. 69. Section 135.159, subsection 1, paragraph h, Code  
3 2019, is amended by striking the paragraph.

4 Sec. 70. REPEAL. Section 135.153, Code 2019, is repealed.

5 HOSPITAL HEALTH CARE ACCESS TRUST FUND BOARD

6 Sec. 71. Section 249M.4, Code 2019, is amended to read as  
7 follows:

8 **249M.4 Hospital health care access trust fund —board.**

9 1. A hospital health care access trust fund is created  
10 in the state treasury under the authority of the department.  
11 Moneys received through the collection of the hospital health  
12 care access assessment imposed under [this chapter](#) and any  
13 other moneys specified for deposit in the trust fund shall be  
14 deposited in the trust fund.

15 2. Moneys in the trust fund shall be used, subject to  
16 their appropriation by the general assembly, by the department  
17 to reimburse participating hospitals the medical assistance  
18 program upper payment limit for inpatient and outpatient  
19 hospital services as calculated in [this section](#). Following  
20 payment of such upper payment limit to participating hospitals,  
21 any remaining funds in the trust fund on an annual basis may be  
22 used for any of the following purposes:

23 a. To support medical assistance program utilization  
24 shortfalls.

25 b. To maintain the state's capacity to provide access to and  
26 delivery of services for vulnerable Iowans.

27 c. To fund the health care workforce support initiative  
28 created pursuant to [section 135.175](#).

29 d. To support access to health care services for uninsured  
30 Iowans.

31 e. To support Iowa hospital programs and services which  
32 expand access to health care services for Iowans.

33 3. The trust fund shall be separate from the general fund  
34 of the state and shall not be considered part of the general  
35 fund. The moneys in the trust fund shall not be considered

1 revenue of the state, but rather shall be funds of the hospital  
2 health care access assessment program. The moneys deposited  
3 in the trust fund are not subject to [section 8.33](#) and shall not  
4 be transferred, used, obligated, appropriated, or otherwise  
5 encumbered, except to provide for the purposes of [this chapter](#).  
6 Notwithstanding [section 12C.7, subsection 2](#), interest or  
7 earnings on moneys deposited in the trust fund shall be  
8 credited to the trust fund.

9 4. The department shall adopt rules pursuant to chapter  
10 17A to administer the trust fund and reimbursements and  
11 expenditures as specified in [this chapter](#) made from the trust  
12 fund.

13 5. *a.* Beginning July 1, 2010, or the implementation date  
14 of the hospital health care access assessment program as  
15 determined by receipt of approval from the centers for Medicare  
16 and Medicaid services of the United States department of health  
17 and human services, whichever is later, the department shall  
18 increase the diagnostic related groups and ambulatory patient  
19 classifications base rates to provide payments to participating  
20 hospitals at the Medicare upper payment limit for the fiscal  
21 year beginning July 1, 2010, calculated as of July 31, 2010.  
22 Each participating hospital shall receive the same percentage  
23 increase, but the percentage may differ depending on whether  
24 the basis for the base rate increase is the diagnostic related  
25 groups or ambulatory patient classifications.

26 *b.* The percentage increase shall be calculated by dividing  
27 the amount calculated under subparagraph (1) by the amount  
28 calculated under subparagraph (2) as follows:

29 (1) The amount under the Medicare upper payment limit for  
30 the fiscal year beginning July 1, 2010, for participating  
31 hospitals.

32 (2) The projected expenditures for participating hospitals  
33 for the fiscal year beginning July 1, 2010, as determined by  
34 the fiscal management division of the department, plus the  
35 amount calculated under subparagraph (1).

1 6. For the fiscal year beginning July 1, 2011, and for  
2 each fiscal year beginning July 1, thereafter, the payments to  
3 participating hospitals shall continue to be calculated based  
4 on the upper payment limit as calculated for the fiscal year  
5 beginning July 1, 2010.

6 7. Reimbursement of participating hospitals shall  
7 incorporate the rebasing process for inpatient and outpatient  
8 services for state fiscal year 2012. However, the total amount  
9 of increased funding available for reimbursement attributable  
10 to rebasing shall not exceed four million five hundred thousand  
11 dollars for state fiscal year 2012 and six million dollars for  
12 state fiscal year 2013.

13 8. Any payments to participating hospitals under this  
14 section shall result in budget neutrality to the general fund  
15 of the state.

16 ~~9. a. A hospital health care access trust fund board is  
17 established consisting of the following members:~~

18 ~~(1) The co-chairpersons and the ranking members of the joint  
19 appropriations subcommittee on health and human services.~~

20 ~~(2) The Iowa medical assistance program director.~~

21 ~~(3) Two hospital executives representing the two largest  
22 private health care systems in the state.~~

23 ~~(4) The president of the Iowa hospital association.~~

24 ~~(5) A representative of a consumer advocacy group, involved  
25 in both state and national initiatives, that provides data on  
26 key indicators of well-being for children and families in order  
27 to inform policymakers to help children and families succeed.~~

28 ~~b. The board shall do all of the following:~~

29 ~~(1) Provide oversight of the trust fund.~~

30 ~~(2) Make recommendations regarding the hospital health care  
31 access assessment program, including recommendations regarding  
32 the assessment calculation, assessment amounts, payments to  
33 participating hospitals, and use of the moneys in the trust  
34 fund.~~

35 ~~(3) Submit an annual report to the governor and the general~~

1 ~~assembly regarding the use and expenditure of moneys deposited~~  
2 ~~in the trust fund.~~

3 ~~c. The department shall provide administrative assistance~~  
4 ~~to the board.~~

5 ADVISORY COMMITTEE TO THE CENTER FOR RURAL HEALTH AND PRIMARY  
6 CARE

7 Sec. 72. Section 135.107, subsection 5, Code 2019, is  
8 amended by striking the subsection.

9 Sec. 73. Section 262.78, subsection 3, Code 2019, is amended  
10 to read as follows:

11 3. The president of the university of Iowa, in consultation  
12 with the president of Iowa state university of science and  
13 technology, shall employ a full-time director of the center.  
14 The center may employ staff to carry out the center's purpose.  
15 The director shall coordinate the agricultural health and  
16 safety programs of the center. The director shall regularly  
17 meet and consult with the ~~advisory committee to the center for~~  
18 rural health and primary care. The director shall provide  
19 the board of regents with relevant information regarding the  
20 center.

21 GOVERNMENTAL PUBLIC HEALTH ADVISORY COUNCIL

22 Sec. 74. Section 135A.2, subsection 2, Code 2019, is amended  
23 by striking the subsection.

24 Sec. 75. Section 135A.9, subsection 1, Code 2019, is amended  
25 by striking the subsection.

26 Sec. 76. REPEAL. Section 135A.4, Code 2019, is repealed.

27 PATIENT-CENTERED HEALTH ADVISORY COUNCIL

28 Sec. 77. REPEAL. Section 135.159, Code 2019, is repealed.

29 COMBINING STATE MEDICAL EXAMINER ADVISORY COUNCIL WITH THE  
30 INTERAGENCY COORDINATING COUNCIL

31 Sec. 78. Section 691.6B, Code 2019, is amended to read as  
32 follows:

33 **691.6B Interagency coordinating council.**

34 1. An interagency coordinating council is created to advise  
35 do all of the following:



1 a. Advise and consult with the state medical examiner on a  
2 range of issues affecting the organization and functions of the  
3 office of the state medical examiner and the effectiveness of  
4 the medical examiner system in the state.

5 b. Advise the state medical examiner concerning the  
6 assurance of effective coordination of the functions and  
7 operations of the office of the state medical examiner with the  
8 needs and interests of the departments of public safety and  
9 public health.

10 2. Members of the interagency coordinating council shall  
11 include ~~the~~ all of the following:

12 a. The state medical examiner, or when the state medical  
13 examiner is not available, the deputy state medical examiner,  
14 ~~the.~~

15 b. The commissioner of public safety or the commissioner's  
16 designee,~~the.~~

17 c. The director of public health or the director's designee,  
18 ~~and the.~~

19 d. The governor or the governor's designee.

20 e. Representatives from the office of the attorney  
21 general, the Iowa county attorneys association, the Iowa  
22 medical society, the Iowa association of pathologists, the  
23 Iowa association of county medical examiners, the statewide  
24 emergency medical system, and the Iowa funeral directors  
25 association.

26 3. The interagency coordinating council shall meet on  
27 a regular basis, and shall be organized and function as  
28 established by the state medical examiner by rule.

29 Sec. 79. REPEAL. Section 691.6C, Code 2019, is repealed.

30 TOBACCO USE PREVENTION AND CONTROL COMMISSION — MEMBERSHIP —  
31 MEETINGS — EXPENSES

32 Sec. 80. Section 142A.3, subsection 6, Code 2019, is amended  
33 to read as follows:

34 ~~6. Citizen members shall be reimbursed for actual and~~  
35 ~~necessary expenses incurred in performance of their duties.~~

1 ~~Citizen members shall be paid a per diem as specified in~~  
2 ~~section 7E.6.~~ Legislative members are eligible for per diem  
3 and expenses as provided in [section 2.10](#).

4 Sec. 81. Section 142A.3, subsection 9, Code 2019, is amended  
5 to read as follows:

6 9. The commission shall elect a chairperson from among its  
7 voting members and may select other officers from among its  
8 voting members, as determined necessary by the commission.  
9 The commission shall meet regularly no more than quarterly as  
10 determined by the commission, upon the call of the chairperson,  
11 or upon the call of a majority of the voting members.

12 Sec. 82. TOBACCO USE PREVENTION AND CONTROL COMMISSION —  
13 MEMBERSHIP REDUCTION. The tobacco use prevention and control  
14 commission shall evaluate the membership of the commission  
15 and shall submit to the department of public health the  
16 commission's recommendation, to be submitted by the director  
17 of public health as proposed legislation in compliance with  
18 section 2.16 for consideration by the general assembly during  
19 the 2020 legislative session, to reduce the number of voting  
20 members from nine to seven members.

21 TRAUMA SYSTEM ADVISORY COUNCIL

22 Sec. 83. Section 147A.24, subsection 2, Code 2019, is  
23 amended to read as follows:

24 2. The council shall consist of seven members to be  
25 appointed by the director from the recommendations of  
26 the organizations in [subsection 1](#) for terms of two years.  
27 Vacancies on the council shall be filled for the remainder of  
28 the term of the original appointment. Members whose terms  
29 expire may be reappointed.

30 Sec. 84. TRANSITION PROVISIONS. Notwithstanding any  
31 provision of section 147A.24, subsection 2, to the contrary, a  
32 member of the trauma system advisory council on July 1, 2019,  
33 shall continue serving until the expiration of that member's  
34 term or until a vacancy occurs prior to the expiration of the  
35 applicable term, and such vacancy shall only be filled to the

1 extent consistent with and necessary to maintain the total  
2 number of members of the council specified in section 147A.24,  
3 subsection 2, as amended in this Act.

4 TELECONFERENCE OPTION FOR STATE ENTITIES

5 Sec. 85. NEW SECTION. 135.11B Statutory board, commission,  
6 committee, or council of committee — teleconference option.

7 Any statutorily established board, commission, committee, or  
8 council established under the purview of the department shall  
9 provide for a teleconference option for board, commission,  
10 committee, or council members to participate in official  
11 meetings.

12 ELIMINATION OF PAYMENT OF EXPENSES FOR PUBLIC MEMBERS OF  
13 CERTAIN STATE ENTITIES

14 Sec. 86. Section 105.3, subsection 6, Code 2019, is amended  
15 by striking the subsection.

16 Sec. 87. Section 135.43, subsection 2, unnumbered paragraph  
17 1, Code 2019, is amended to read as follows:

18 The membership of the review team is subject to the  
19 provisions of sections 69.16 and 69.16A, relating to political  
20 affiliation and gender balance. Review team members who  
21 are not designated by another appointing authority shall be  
22 appointed by the state medical examiner. Membership terms  
23 shall be for three years. A membership vacancy shall be filled  
24 in the same manner as the original appointment. The review  
25 team shall elect a chairperson and other officers as deemed  
26 necessary by the review team. The review team shall meet upon  
27 the call of the state medical examiner or as determined by  
28 the review team. ~~The members of the team are eligible for~~  
29 ~~reimbursement of actual and necessary expenses incurred in the~~  
30 ~~performance of their official duties.~~ The review team shall  
31 include the following:

32 Sec. 88. Section 135.62, subsection 2, paragraph e, Code  
33 2019, is amended by striking the paragraph.

34 Sec. 89. Section 147A.3, Code 2019, is amended to read as  
35 follows:

1     **147A.3 Meetings of the council — quorum — expenses.**

2     Membership, terms of office, and quorum, ~~and expenses~~ shall  
3 be determined by the director pursuant to **chapter 135**.

4     Sec. 90. Section 256I.3, subsection 3, Code 2019, is amended  
5 by striking the subsection.

6             ELIMINATION OF CHILD WELFARE ADVISORY COMMITTEE, CHILD  
7 SUPPORT ADVISORY COMMITTEE, CHILDREN'S MENTAL HEALTH WAIVER  
8 IMPLEMENTATION COMMITTEE, AND PROPERTY TAX RELIEF FUND RISK  
9   POOL

10     Sec. 91. Section 217.3A, subsection 1, Code 2019, is amended  
11 to read as follows:

12     1. *General.* The council on human services shall establish  
13 and utilize the advisory ~~committees~~ committee identified in  
14 this section and may establish and utilize other advisory  
15 committees. The council shall establish appointment  
16 provisions, membership terms, operating guidelines, and other  
17 operational requirements for committees established pursuant to  
18 this section.

19     Sec. 92. Section 217.3A, subsections 3 and 4, Code 2019, are  
20 amended by striking the subsections.

21     Sec. 93. Section 426B.5, subsection 1, Code 2019, is amended  
22 by striking the subsection.

23     Sec. 94. 2005 Iowa Acts, chapter 117, section 4, subsection  
24 3, is amended by striking the subsection.

25             MEDICAL ASSISTANCE ADVISORY COUNCIL

26     Sec. 95. MEDICAL ASSISTANCE ADVISORY COUNCIL — VOTING  
27 MEMBER SUSPENSION. Notwithstanding any provision of law to the  
28 contrary, if a representative of a professional or business  
29 entity, a public member, or a member of the hawk-i board who  
30 is a voting member of the medical assistance advisory council  
31 pursuant to section 249A.4B, subsection 2, is absent for  
32 two consecutive meetings of the medical assistance advisory  
33 council, the member shall be suspended from participation in  
34 the deliberations of the advisory council for a period of  
35 twelve months from the date of the member's second absence.

1 During the member's suspension period, the voting rights of the  
2 professional or business entity, consumer group or consumer  
3 organization, or the hawk-i board shall not be exercised, but  
4 the vacancy in voting membership shall not prohibit the medical  
5 assistance advisory council from achieving a quorum.

6 DIVISION XVIII

7 MEDICAID MANAGED CARE TERMINATION — EXPEDITED CLAIMS DISPUTE  
8 PROCESS

9 Sec. 96. MEDICAID MANAGED CARE TERMINATION — EXPEDITED  
10 CLAIMS DISPUTE PROCESS. No later than July 1, 2019, the  
11 department of human services shall require an expedited claims  
12 dispute process for all outstanding claims to be applicable  
13 if a managed care organization terminates coverage under the  
14 Medicaid program. Such an expedited claims dispute process  
15 shall, beginning on the date a managed care organization  
16 terminates coverage, allow a provider, a member, or a member's  
17 authorized representative the option to dispute the managed  
18 care organization's claim adjudication within the required time  
19 frames and consistent with this section. The managed care  
20 organization shall report all disputed claims being processed  
21 and the outcomes of such disputed claims to the department on a  
22 monthly basis for at least two years following termination of  
23 the managed care organization's contract with the state.