

House File 891 - Reprinted

HOUSE FILE 891

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 1004YC)

(As Amended and Passed by the House May 17, 2021)

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 2021-2022

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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, 2021, and ending June 30, 2022, 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, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day, respite care, chore, 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:

.....	\$ 11,304,082
.....	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, \$418,700 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 by area agencies on aging that require compliance with both

1 state and federal laws, rules, and regulations, including but
2 not limited to all of the following:

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

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

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

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

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

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

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

33 6. Of the funds appropriated in this section, \$1,000,000
34 shall be used to fund continuation of the aging and disability
35 resource center lifelong links to provide individuals and

1 caregivers with information and services to plan for and
2 maintain independence.

3 7. Of the funds appropriated in this section, \$250,000
4 shall be used by the department on aging, in collaboration with
5 the department of human services and affected stakeholders,
6 to continue to expand the pilot initiative to provide
7 long-term care options counseling utilizing support planning
8 protocols, to assist non-Medicaid eligible consumers who
9 indicate a preference to return to the community and are
10 deemed appropriate for discharge, to return to their community
11 following a nursing facility stay. The department on aging
12 shall submit a report regarding the outcomes of the pilot
13 initiative to the governor and the general assembly by December
14 15, 2021.

15 DIVISION II

16 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2021-2022

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, 2021, and ending June 30, 2022, 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 2021-2022

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, 2021, and ending
33 June 30, 2022, 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 \$ 23,659,379
6 FTEs 12.00

7 a. (1) Of the funds appropriated in this subsection,
8 \$4,020,894 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
18 that include the goals of preventing youth initiation of
19 tobacco usage, reducing exposure to secondhand smoke, and
20 promotion of tobacco cessation. To maximize resources,
21 the department shall determine if third-party sources are
22 available to instead provide nicotine replacement products
23 to an applicant prior to provision of such products to an
24 applicant under the initiative. The department shall track and
25 report to the governor and the general assembly any reduction
26 in the provision of nicotine replacement products realized
27 by 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, 2021, and ending
2 June 30, 2022, 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 21 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 \$19,638,485 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
21 maintain a single statewide 24-hour crisis hotline for the Iowa
22 children's behavioral health system that incorporates warmlines
23 services which may be provided through expansion of existing
24 capabilities maintained by the department of public health as
25 required pursuant to [2018 Iowa Acts, chapter 1056, section 16](#).

26 c. The requirement of [section 123.17, subsection 5](#), is met
27 by the appropriations and allocations made in this division of
28 this Act for purposes of substance-related disorder treatment
29 and addictive disorders for the fiscal year beginning July 1,
30 2021.

31 2. HEALTHY CHILDREN AND FAMILIES

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

1 \$ 5,816,681

2 FTEs 14.00

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

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

11 c. Of the funds appropriated in this subsection, \$3,075,000
12 shall be used for continuation of the department's initiative
13 to provide for adequate developmental surveillance and
14 screening during a child's first five years. The funds shall
15 be used first to fully fund the current sites to ensure that
16 the sites are fully operational, with the remaining funds
17 to be used for expansion to additional sites. The full
18 implementation and expansion shall include enhancing the scope
19 of the initiative through collaboration with the child health
20 specialty clinics to promote healthy child development through
21 early identification and response to both biomedical and social
22 determinants of healthy development; by monitoring child
23 health metrics to inform practice, document long-term health
24 impacts and savings, and provide for continuous improvement
25 through training, education, and evaluation; and by providing
26 for practitioner consultation particularly for children with
27 behavioral conditions and needs. The department of public
28 health shall also collaborate with the Iowa Medicaid enterprise
29 and the child health specialty clinics to integrate the
30 activities of the first five initiative into the establishment
31 of patient-centered medical homes, community utilities,
32 accountable care organizations, and other integrated care
33 models developed to improve health quality and population
34 health while reducing health care costs. To the maximum extent
35 possible, funding allocated in this paragraph shall be utilized

1 as matching funds for medical assistance program reimbursement.

2 d. Of the funds appropriated in this subsection, \$64,000
3 shall be distributed to a statewide dental carrier to provide
4 funds to continue the donated dental services program patterned
5 after the projects developed by the dental lifeline network to
6 provide dental services to indigent individuals who are elderly
7 or with disabilities.

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

11 f. Of the funds appropriated in this subsection, \$23,000 is
12 transferred to the university of Iowa college of dentistry for
13 provision of primary dental services to children. State funds
14 shall be matched on a dollar-for-dollar basis. The university
15 of Iowa college of dentistry shall coordinate efforts with the
16 department of public health, oral and health delivery system
17 bureau, to provide dental care to underserved populations
18 throughout the state.

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

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

25 i. Of the funds appropriated in this subsection, up to
26 \$494,000 shall be used for childhood obesity prevention.

27 3. CHRONIC CONDITIONS

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

31	\$	4,258,373
32	FTEs	10.00

33 a. Of the funds appropriated in this subsection, \$188,000
34 shall be used for grants to individual patients who have an
35 inherited metabolic disorder to assist with the costs of

1 medically necessary foods and formula.

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

14 c. Of the funds appropriated in this subsection, \$144,000
15 shall be used for the public purpose of continuing to contract
16 with an existing nationally affiliated organization to provide
17 education, client-centered programs, and client and family
18 support for people living with epilepsy and their families.
19 The amount allocated in this paragraph in excess of \$50,000
20 shall be matched dollar-for-dollar by the organization
21 specified. Funds allocated under this paragraph shall be
22 distributed in their entirety for the purpose specified on July
23 1, 2021.

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

26 e. Of the funds appropriated in this subsection, \$384,000
27 shall be used by the regional autism assistance program
28 established pursuant to [section 256.35](#), and administered by
29 the child health specialty clinic located at the university of
30 Iowa hospitals and clinics. The funds shall be used to enhance
31 interagency collaboration and coordination of educational,
32 medical, and other human services for persons with autism,
33 their families, and providers of services, including delivering
34 regionalized services of care coordination, family navigation,
35 and integration of services through the statewide system of

1 regional child health specialty clinics and fulfilling other
2 requirements as specified in [chapter 225D](#). The university of
3 Iowa shall not receive funds allocated under this paragraph for
4 indirect costs associated with the regional autism assistance
5 program.

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

14 g. Of the funds appropriated in this subsection, \$97,000
15 shall be used for cervical and colon cancer screening, and
16 \$177,000 shall be used to enhance the capacity of the cervical
17 cancer screening program to include provision of recommended
18 prevention and early detection measures to a broader range of
19 low-income women.

20 h. Of the funds appropriated in this subsection, \$506,000
21 shall be used for the center for congenital and inherited
22 disorders.

23 4. COMMUNITY CAPACITY

24 For strengthening the health care delivery system at the
25 local level, and for not more than the following full-time
26 equivalent positions:

27	\$	7,319,306
28	FTEs	13.00

29 a. Of the funds appropriated in this subsection, \$95,000
30 is allocated for continuation of the child vision screening
31 program implemented through the university of Iowa hospitals
32 and clinics in collaboration with early childhood Iowa areas.
33 The program shall submit a report to the department regarding
34 the use of funds allocated under this paragraph "a". The
35 report shall include the objectives and results for the

1 program year including the target population and how the funds
2 allocated assisted the program in meeting the objectives; the
3 number, age, and location within the state of individuals
4 served; the type of services provided to the individuals
5 served; the distribution of funds based on service provided;
6 and the continuing needs of the program.

7 b. Of the funds appropriated in this subsection,
8 \$48,000 shall be used for a grant to a statewide association
9 of psychologists, that is affiliated with the American
10 psychological association, to be used for continuation of a
11 program to rotate intern psychologists in placements that
12 serve urban and rural mental health professional shortage
13 areas. Once an intern psychologist begins service, the intern
14 psychologist may continue serving in the location of the intern
15 psychologist's placement, notwithstanding any change in the
16 mental health professional shortage area designation of such
17 location. The intern psychologist may also provide services
18 via telehealth, to underserved populations, and to Medicaid
19 members. For the purposes of this paragraph "b", "mental
20 health professional shortage area" means a geographic area
21 in this state that has been designated by the United States
22 department of health and human services, health resources and
23 services administration, bureau of health professionals, as
24 having a shortage of mental 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 \$1,600,000 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. Of the amount allocated in this subparagraph,
35 \$1,000,000 shall be used as one-time funding to support

1 program expansion and to implement an automated multi-dose
2 prescription packaging system. Funds allocated under this
3 subparagraph shall be distributed in their entirety for the
4 purpose specified on July 1, 2021.

5 (2) Not less than \$334,000 is allocated to free clinics and
6 free clinics of Iowa for necessary infrastructure, statewide
7 coordination, provider recruitment, service delivery, and
8 provision of assistance to patients in securing a medical home
9 inclusive of oral health care. Funds allocated under this
10 subparagraph shall be distributed in their entirety for the
11 purpose specified on July 1, 2021.

12 (3) Not less than \$25,000 is allocated to the Iowa
13 association of rural health clinics for necessary
14 infrastructure and service delivery transformation. Funds
15 allocated under this subparagraph shall be distributed in their
16 entirety for the purpose specified on July 1, 2021.

17 (4) Not less than \$225,000 is allocated to the Polk county
18 medical society for continuation of the safety net provider
19 patient access to specialty health care initiative as described
20 in [2007 Iowa Acts, chapter 218, section 109](#). Funds allocated
21 under this subparagraph shall be distributed in their entirety
22 for the purpose specified on July 1, 2021.

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

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

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

34 g. Of the funds appropriated in this subsection, \$96,000
35 shall be used for continuation of a grant to a nationally

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

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

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

27 j. Of the funds appropriated in this subsection, \$600,000
28 shall be used for rural psychiatric residencies to support the
29 annual creation and training of four psychiatric residents who
30 will provide mental health services in underserved areas of
31 the state. Notwithstanding section 8.33, moneys that remain
32 unencumbered or unobligated at the close of the fiscal year
33 shall not revert but shall remain available for expenditure for
34 the purposes designated for subsequent fiscal years.

35 k. Of the funds appropriated in this subsection, \$150,000

1 shall be used for psychiatric training to increase access to
2 mental health care services by expanding the mental health
3 workforce via training of additional physician assistants and
4 nurse practitioners.

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

20 5. ESSENTIAL PUBLIC HEALTH SERVICES

21 To provide public health services that reduce risks and
22 invest in promoting and protecting good health over the
23 course of a lifetime with a priority given to older Iowans and
24 vulnerable populations:

25 \$ 7,662,464

26 6. INFECTIOUS DISEASES

27 For reducing the incidence and prevalence of communicable
28 diseases, and for not more than the following full-time
29 equivalent positions:

30 \$ 1,796,206

31 FTEs 6.00

32 7. PUBLIC PROTECTION

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

1 \$ 4,466,601

2 FTEs 142.00

3 a. Of the funds appropriated in this subsection, not more
4 than \$304,000 shall be credited to the emergency medical
5 services fund created in section 135.25. Moneys in the
6 emergency medical services fund are appropriated to the
7 department to be used for the purposes of the fund.

8 b. Of the funds appropriated in this subsection, up
9 to \$243,000 shall be used for sexual violence prevention
10 programming through a statewide organization representing
11 programs serving victims of sexual violence through the
12 department's sexual violence prevention program, and for
13 continuation of a training program for sexual assault
14 response team (SART) members, including representatives of
15 law enforcement, victim advocates, prosecutors, and certified
16 medical personnel. The amount allocated in this paragraph "b"
17 shall not be used to supplant funding administered for other
18 sexual violence prevention or victims assistance programs.

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

29 d. Of the funds appropriated in this subsection, up to
30 \$504,000 shall be used for childhood lead poisoning provisions.

31 8. RESOURCE MANAGEMENT

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

35 \$ 933,871

1 FTEs 4.00

2 9. MISCELLANEOUS PROVISIONS

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

8 Sec. 4. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING
9 RECEIPTS FUND. There is appropriated from the sports wagering
10 receipts fund created in section 8.57, subsection 6, to the
11 department of public health for the fiscal year beginning July
12 1, 2021, and ending June 30, 2022, the following amount, or
13 so much thereof as is necessary, to be used for the purposes
14 designated:

15 For problem gambling and substance-related disorder
16 prevention, treatment, and recovery services, including a
17 24-hour helpline, public information resources, professional
18 training, youth prevention, and program evaluation:

19 \$ 1,750,000

20 DIVISION IV

21 DEPARTMENT OF VETERANS AFFAIRS — FY 2021-2022

22 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is
23 appropriated from the general fund of the state to the
24 department of veterans affairs for the fiscal year beginning
25 July 1, 2021, and ending June 30, 2022, the following amounts,
26 or so much thereof as is necessary, to be used for the purposes
27 designated:

28 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

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

32 \$ 1,229,763

33 FTEs 15.00

34 2. IOWA VETERANS HOME

35 For salaries, support, maintenance, and miscellaneous

1 purposes:

2 \$ 7,131,552

3 a. The Iowa veterans home billings involving the department
4 of human services shall be submitted to the department on at
5 least a monthly basis.

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

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

16 3. HOME OWNERSHIP ASSISTANCE PROGRAM

17 For transfer to the Iowa finance authority for the
18 continuation of the home ownership assistance program for
19 persons who are or were eligible members of the armed forces of
20 the United States, pursuant to [section 16.54](#):

21 \$ 2,000,000

22 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
23 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
24 appropriation in [section 35A.16](#) for the fiscal year beginning
25 July 1, 2021, and ending June 30, 2022, the amount appropriated
26 from the general fund of the state pursuant to that section
27 for the following designated purposes shall not exceed the
28 following amount:

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

31 \$ 990,000

32 DIVISION V

33 DEPARTMENT OF HUMAN SERVICES — FY 2021-2022

34 Sec. 7. 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, 2021, and ending June 30, 2022, 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 \$ 5,002,006

13 2. To be credited to the family investment program account
14 and used for the job opportunities and basic skills (JOBS)
15 program and implementing family investment agreements in
16 accordance with [chapter 239B](#):

17 \$ 5,412,060

18 3. To be used for the family development and
19 self-sufficiency grant program in accordance with section
20 216A.107:

21 \$ 2,888,980

22 Notwithstanding [section 8.33](#), moneys appropriated in this
23 subsection that remain unencumbered or unobligated at the close
24 of the fiscal year shall not revert but shall remain available
25 for expenditure for the purposes designated until the close of
26 the succeeding fiscal year. However, unless such moneys are
27 encumbered or obligated on or before September 30, 2022, the
28 moneys shall revert.

29 4. For field operations:

30 \$ 31,296,232

31 5. For general administration:

32 \$ 3,744,000

33 6. For state child care assistance:

34 \$ 47,166,826

35 a. Of the funds appropriated in this subsection,

1 \$26,205,412 is transferred to the child care and development
2 block grant appropriation made by the Eighty-ninth General
3 Assembly, 2021 session, for the federal fiscal year beginning
4 October 1, 2021, and ending September 30, 2022. Of this
5 amount, \$200,000 shall be used for provision of educational
6 opportunities to registered child care home providers in order
7 to improve services and programs offered by this category
8 of providers and to increase the number of providers. The
9 department may contract with institutions of higher education
10 or child care resource and referral centers to provide
11 the educational opportunities. Allowable administrative
12 costs under the contracts shall not exceed 5 percent. The
13 application for a grant shall not exceed two pages in length.

14 b. Any funds appropriated in this subsection remaining
15 unallocated shall be used for state child care assistance
16 payments for families who are employed including but not
17 limited to individuals enrolled in the family investment
18 program.

19 7. For child and family services:

20 \$ 32,380,654

21 8. For child abuse prevention grants:

22 \$ 125,000

23 9. For pregnancy prevention grants on the condition that
24 family planning services are funded:

25 \$ 1,913,203

26 Pregnancy prevention grants shall be awarded to programs
27 in existence on or before July 1, 2021, if the programs have
28 demonstrated positive outcomes. Grants shall be awarded to
29 pregnancy prevention programs which are developed after July
30 1, 2021, if the programs are based on existing models that
31 have demonstrated positive outcomes. Grants shall comply with
32 the requirements provided in 1997 Iowa Acts, chapter 208,
33 section 14, subsections 1 and 2, including the requirement that
34 grant programs must emphasize sexual abstinence. Priority in
35 the awarding of grants shall be given to programs that serve

1 areas of the state which demonstrate the highest percentage of
2 unplanned pregnancies of females of childbearing age within the
3 geographic area to be served by the grant.

4 10. For technology needs and other resources necessary to
5 meet federal, state, and welfare reform reporting, tracking,
6 and case management requirements and other departmental needs:
7 \$ 1,037,186

8 11. a. Notwithstanding any provision to the contrary,
9 including but not limited to requirements in [section 8.41](#) or
10 provisions in 2020 Iowa Acts or 2021 Iowa Acts regarding the
11 receipt and appropriation of federal block grants, federal
12 funds from the temporary assistance for needy families block
13 grant received by the state and not otherwise appropriated
14 in this section and remaining available for the fiscal year
15 beginning July 1, 2021, are appropriated to the department of
16 human services to the extent as may be necessary to be used in
17 the following priority order: the family investment program,
18 for state child care assistance program payments for families
19 who are employed, and for the family investment program share
20 of system costs for eligibility determination and related
21 functions. The federal funds appropriated in this paragraph
22 "a" shall be expended only after all other funds appropriated
23 in subsection 1 for assistance under the family investment
24 program, in subsection 6 for state child care assistance, or
25 in subsection 10 for technology costs related to the family
26 investment program, as applicable, have been expended. For
27 the purposes of this subsection, the funds appropriated in
28 subsection 6, paragraph "a", for transfer to the child care
29 and development block grant appropriation are considered fully
30 expended when the full amount has been transferred.

31 b. The department shall, on a quarterly basis, advise the
32 general assembly and department of management of the amount of
33 funds appropriated in this subsection that was expended in the
34 prior quarter.

35 12. Of the amounts appropriated in this section,

1 \$12,962,008 for the fiscal year beginning July 1, 2021, is
2 transferred to the appropriation of the federal social services
3 block grant made to the department of human services for that
4 fiscal year.

5 13. For continuation of the program providing categorical
6 eligibility for the food assistance program as specified
7 for the program in the section of this division of this Act
8 relating to the family investment program account:

9 \$ 14,236

10 14. The department may transfer funds allocated in this
11 section to the appropriations made in this division of this Act
12 for the same fiscal year for general administration and field
13 operations for resources necessary to implement and operate the
14 services referred to in this section and those funded in the
15 appropriation made in this division of this Act for the same
16 fiscal year for the family investment program from the general
17 fund of the state.

18 15. With the exception of moneys allocated under this
19 section for the family development and self-sufficiency grant
20 program, to the extent moneys allocated in this section are
21 deemed by the department not to be necessary to support the
22 purposes for which they are allocated, such moneys may be used
23 in the same fiscal year for any other purpose for which funds
24 are allocated in this section or in section 8 of this division
25 of this Act for the family investment program account. If
26 there are conflicting needs, priority shall first be given
27 to the family investment program account as specified under
28 subsection 1 of this section and used for the purposes of
29 assistance under the family investment program in accordance
30 with [chapter 239B](#), followed by state child care assistance
31 program payments for families who are employed, followed by
32 other priorities as specified by the department.

33 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

34 1. Moneys credited to the family investment program (FIP)
35 account for the fiscal year beginning July 1, 2021, and

1 ending June 30, 2022, shall be used to provide assistance in
2 accordance with [chapter 239B](#).

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

6 3. The department may transfer funds allocated in
7 subsection 4, excluding the allocation under subsection 4,
8 paragraph "b", to the appropriations made in this division of
9 this Act for the same fiscal year for general administration
10 and field operations for resources necessary to implement
11 and operate the services referred to in this section and
12 those funded in the appropriations made in section 7 for the
13 temporary assistance for needy families block grant and in
14 section 9 for the family investment program from the general
15 fund of the state in this division of this Act for the same
16 fiscal year.

17 4. Moneys appropriated in this division of this Act and
18 credited to the FIP account for the fiscal year beginning July
19 1, 2021, and ending June 30, 2022, are allocated as follows:

20 a. To be retained by the department of human services to
21 be used for coordinating with the department of human rights
22 to more effectively serve participants in FIP and other shared
23 clients and to meet federal reporting requirements under the
24 federal temporary assistance for needy families block grant:
25 \$ 10,000

26 b. To the department of human rights for staffing,
27 administration, and implementation of the family development
28 and self-sufficiency grant program in accordance with section
29 216A.107:
30 \$ 7,192,834

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

35 (2) The department of human rights may continue to implement

1 the family development and self-sufficiency grant program
2 statewide during fiscal year 2021-2022.

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

7 c. For the diversion subaccount of the FIP account:
8 \$ 1,293,000

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

21 d. For the food assistance employment and training program:
22 \$ 66,588

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

34 (2) The department shall continue the categorical federal
35 food assistance program eligibility at 160 percent of the

1 federal poverty level and continue to eliminate the asset test
2 from eligibility requirements, consistent with federal food
3 assistance program requirements. The department shall include
4 as many food assistance households as is allowed by federal
5 law. The eligibility provisions shall conform to all federal
6 requirements including requirements addressing individuals who
7 are incarcerated or otherwise ineligible.

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

9 \$ 12,018,258

10 5. Of the child support collections assigned under FIP,
11 an amount equal to the federal share of support collections
12 shall be credited to the child support recovery appropriation
13 made in this division of this Act. Of the remainder of the
14 assigned child support collections received by the child
15 support recovery unit, a portion shall be credited to the FIP
16 account, a portion may be used to increase recoveries, and a
17 portion may be used to sustain cash flow in the child support
18 payments account. If as a consequence of the appropriations
19 and allocations made in this section the resulting amounts
20 are insufficient to sustain cash assistance payments and meet
21 federal maintenance of effort requirements, the department
22 shall seek supplemental funding. If child support collections
23 assigned under FIP are greater than estimated or are otherwise
24 determined not to be required for maintenance of effort, the
25 state share of either amount may be transferred to or retained
26 in the child support payments account.

27 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
28 is appropriated from the general fund of the state to the
29 department of human services for the fiscal year beginning July
30 1, 2021, and ending June 30, 2022, the following amount, or
31 so much thereof as is necessary, to be used for the purpose
32 designated:

33 To be credited to the family investment program (FIP)
34 account and used for family investment program assistance
35 under [chapter 239B](#) and other costs associated with providing

1 needs-based benefits or assistance:

2 \$ 41,003,978

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

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

8 3. a. Notwithstanding [section 8.39](#), for the fiscal
9 year beginning July 1, 2021, if necessary to meet federal
10 maintenance of effort requirements or to transfer federal
11 temporary assistance for needy families block grant funding
12 to be used for purposes of the federal social services block
13 grant or to meet cash flow needs resulting from delays in
14 receiving federal funding or to implement, in accordance with
15 this division of this Act, activities currently funded with
16 juvenile court services, county, or community moneys and state
17 moneys used in combination with such moneys; to comply with
18 federal requirements; or to maximize the use of federal funds;
19 the department of human services may transfer funds within or
20 between any of the appropriations made in this division of this
21 Act and appropriations in law for the federal social services
22 block grant to the department for the following purposes,
23 provided that the combined amount of state and federal
24 temporary assistance for needy families block grant funding
25 for each appropriation remains the same before and after the
26 transfer:

27 (1) For the family investment program.

28 (2) For state child care assistance.

29 (3) For child and family services.

30 (4) For field operations.

31 (5) For general administration.

32 b. This subsection shall not be construed to prohibit the
33 use of existing state transfer authority for other purposes.
34 The department shall report any transfers made pursuant to this
35 subsection to the general assembly.

1 4. Of the funds appropriated in this section, \$195,000
2 shall be used for a contract for tax preparation assistance
3 to low-income Iowans to expand the usage of the earned income
4 tax credit. The purpose of the contract is to supply this
5 assistance to underserved areas of the state. The department
6 shall not retain any portion of the allocation under this
7 subsection for administrative costs.

8 5. Of the funds appropriated in this section, \$70,000 shall
9 be used for the continuation of the parenting program, as
10 specified in [441 IAC ch. 100](#), relating to parental obligations,
11 in which the child support recovery unit participates, to
12 support the efforts of a nonprofit organization committed to
13 strengthening the community through youth development, healthy
14 living, and social responsibility headquartered in a county
15 with a population over 350,000 according to the 2010 certified
16 federal census. The funds allocated in this subsection shall
17 be used by the recipient organization to develop a larger
18 community effort, through public and private partnerships, to
19 support a broad-based multi-county parenthood initiative that
20 promotes payment of child support obligations, improved family
21 relationships, and full-time employment.

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

30 Sec. 10. CHILD SUPPORT RECOVERY. 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, 2021, and ending
33 June 30, 2022, the following amount, or so much thereof as is
34 necessary, to be used for the purposes designated:

35 For child support recovery, including salaries, support,

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

3 \$ 15,942,885
4 FTEs 459.00

5 1. The department shall expend up to \$24,000, including
6 federal financial participation, for the fiscal year beginning
7 July 1, 2021, for a child support public awareness campaign.
8 The department and the office of the attorney general shall
9 cooperate in continuation of the campaign. The public
10 awareness campaign shall emphasize, through a variety of
11 media activities, the importance of maximum involvement of
12 both parents in the lives of their children as well as the
13 importance of payment of child support obligations.

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

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

25 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
26 FY 2021-2022. Any funds remaining in the health care trust
27 fund created in [section 453A.35A](#) for the fiscal year beginning
28 July 1, 2021, and ending June 30, 2022, are appropriated to
29 the department of human services to supplement the medical
30 assistance program appropriations made in this division of this
31 Act, for medical assistance reimbursement and associated costs,
32 including program administration and costs associated with
33 program implementation.

34 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
35 2021-2022. Any funds remaining in the Medicaid fraud fund

1 created in [section 249A.50](#) for the fiscal year beginning
2 July 1, 2021, and ending June 30, 2022, are appropriated to
3 the department of human services to supplement the medical
4 assistance appropriations made in this division of this Act,
5 for medical assistance reimbursement and associated costs,
6 including program administration and costs associated with
7 program implementation.

8 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
9 general fund of the state to the department of human services
10 for the fiscal year beginning July 1, 2021, and ending June 30,
11 2022, the following amount, or so much thereof as is necessary,
12 to be used for the purpose designated:

13 For medical assistance program reimbursement and associated
14 costs as specifically provided in the reimbursement
15 methodologies in effect on June 30, 2021, except as otherwise
16 expressly authorized by law, consistent with options under
17 federal law and regulations, and contingent upon receipt of
18 approval from the office of the governor of reimbursement for
19 each abortion performed under the program:

20 \$ 1,503,848,253

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

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

28 3. The department shall utilize not more than \$60,000 of
29 the funds appropriated in this section to continue the AIDS/HIV
30 health insurance premium payment program as established in 1992
31 Iowa Acts, Second Extraordinary Session, chapter 1001, section
32 409, subsection 6. Of the funds allocated in this subsection,
33 not more than \$5,000 may be expended for administrative
34 purposes.

35 4. Of the funds appropriated in this Act to the department

1 of public health for addictive disorders, \$950,000 for
2 the fiscal year beginning July 1, 2021, is transferred
3 to the department of human services for an integrated
4 substance-related disorder managed care system. The
5 departments of human services and public health shall
6 work together to maintain the level of mental health and
7 substance-related disorder treatment services provided by the
8 managed care contractors. Each department shall take the steps
9 necessary to continue the federal waivers as necessary to
10 maintain the level of services.

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

21 6. Of the funds appropriated in this section, up to
22 \$3,050,082 may be transferred to the field operations or
23 general administration appropriations in this division of this
24 Act for operational costs associated with Part D of the federal
25 Medicare Prescription Drug Improvement and Modernization Act
26 of 2003, Pub. L. No. 108-173.

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

31 8. A portion of the funds appropriated in this section may
32 be transferred to the appropriations in this division of this
33 Act for general administration, health program operations, the
34 children's health insurance program, or field operations to be
35 used for the state match cost to comply with the payment error

1 rate measurement (PERM) program for both the medical assistance
2 and children's health insurance programs as developed by the
3 centers for Medicare and Medicaid services of the United States
4 department of health and human services to comply with the
5 federal Improper Payments Information Act of 2002, Pub. L.
6 No. 107-300, and to support other reviews and quality control
7 activities to improve the integrity of these programs.

8 9. Of the funds appropriated in this section, a sufficient
9 amount is allocated to supplement the incomes of residents of
10 nursing facilities, intermediate care facilities for persons
11 with mental illness, and intermediate care facilities for
12 persons with an intellectual disability, with incomes of less
13 than \$50 in the amount necessary for the residents to receive a
14 personal needs allowance of \$50 per month pursuant to section
15 249A.30A.

16 10. a. Hospitals that meet the conditions specified
17 in subparagraphs (1) and (2) shall either certify public
18 expenditures or transfer to the medical assistance program
19 an amount equal to provide the nonfederal share for a
20 disproportionate share hospital payment in an amount up to the
21 hospital-specific limit as approved in the Medicaid state plan.
22 The hospitals that meet the conditions specified shall receive
23 and retain 100 percent of the total disproportionate share
24 hospital payment in an amount up to the hospital-specific limit
25 as approved in the Medicaid state plan.

26 (1) The hospital qualifies for disproportionate share and
27 graduate medical education payments.

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

32 b. Distribution of the disproportionate share payments
33 shall be made on a monthly basis. The total amount of
34 disproportionate share payments including graduate medical
35 education, enhanced disproportionate share, and Iowa

1 state-owned teaching hospital payments shall not exceed the
2 amount of the state's allotment under Pub. L. No. 102-234.
3 In addition, the total amount of all disproportionate
4 share payments shall not exceed the hospital-specific
5 disproportionate share limits under Pub. L. No. 103-66.

6 11. One hundred percent of the nonfederal share of payments
7 to area education agencies that are medical assistance
8 providers for medical assistance-covered services provided to
9 medical assistance-covered children, shall be made from the
10 appropriation made in this section.

11 12. A portion of the funds appropriated in this section may
12 be transferred to the appropriation in this division of this
13 Act for health program operations to be used for administrative
14 activities associated with the money follows the person
15 demonstration project.

16 13. Of the funds appropriated in this section, \$349,011
17 shall be used for the administration of the health insurance
18 premium payment program, including salaries, support,
19 maintenance, and miscellaneous purposes.

20 14. a. The department may increase the amounts allocated
21 for salaries, support, maintenance, and miscellaneous purposes
22 associated with the medical assistance program, as necessary,
23 to sustain cost management efforts. The department shall
24 report any such increase to the general assembly and the
25 department of management.

26 b. If the savings to the medical assistance program from
27 ongoing cost management efforts exceed the associated cost
28 for the fiscal year beginning July 1, 2021, the department
29 may transfer any savings generated for the fiscal year due
30 to medical assistance program cost management efforts to the
31 appropriation made in this division of this Act for health
32 program operations or general administration to defray the
33 costs associated with implementing the efforts.

34 15. For the fiscal year beginning July 1, 2021, and ending
35 June 30, 2022, the replacement generation tax revenues required

1 to be deposited in the property tax relief fund pursuant to
2 section 437A.8, subsection 4, paragraph "d", and section
3 437A.15, subsection 3, paragraph "f", shall instead be credited
4 to and supplement the appropriation made in this section and
5 used for the allocations made in this section.

6 16. a. Of the funds appropriated in this section, up
7 to \$50,000 may be transferred by the department to the
8 appropriation made in this division of this Act to the
9 department for the same fiscal year for general administration
10 to be used for associated administrative expenses and for not
11 more than 1.00 full-time equivalent position, in addition to
12 those authorized for the same fiscal year, to be assigned to
13 implementing the children's mental health home project.

14 b. Of the funds appropriated in this section, up to \$400,000
15 may be transferred by the department to the appropriation made
16 to the department in this division of this Act for the same
17 fiscal year for Medicaid program-related general administration
18 planning and implementation activities. The funds may be used
19 for contracts or for personnel in addition to the amounts
20 appropriated for and the positions authorized for general
21 administration for the fiscal year.

22 c. Of the funds appropriated in this section, up to
23 \$3,000,000 may be transferred by the department to the
24 appropriations made in this division of this Act for the
25 same fiscal year for general administration or health
26 program operations to be used to support the development
27 and implementation of standardized assessment tools for
28 persons with mental illness, an intellectual disability, a
29 developmental disability, or a brain injury.

30 17. Of the funds appropriated in this section, \$150,000
31 shall be used for lodging expenses associated with care
32 provided at the university of Iowa hospitals and clinics for
33 patients with cancer whose travel distance is 30 miles or more
34 and whose income is at or below 200 percent of the federal
35 poverty level as defined by the most recently revised poverty

1 income guidelines published by the United States department of
2 health and human services. The department of human services
3 shall establish the maximum number of overnight stays and the
4 maximum rate reimbursed for overnight lodging, which may be
5 based on the state employee rate established by the department
6 of administrative services. The funds allocated in this
7 subsection shall not be used as nonfederal share matching
8 funds.

9 18. Of the funds appropriated in this section, up to
10 \$3,383,880 shall be used for administration of the state family
11 planning services program pursuant to [section 217.41B](#), and
12 of this amount, the department may use up to \$200,000 for
13 administrative expenses.

14 19. Of the funds appropriated in this section, \$1,545,530
15 shall be used and may be transferred to other appropriations
16 in this division of this Act as necessary to administer the
17 provisions in the division of this Act relating to Medicaid
18 program administration.

19 20. The department shall comply with the centers for
20 Medicare and Medicaid services' guidance related to Medicaid
21 program and children's health insurance program maintenance
22 of effort provisions, including eligibility standards,
23 methodologies, procedures, and continuous enrollment, to
24 receive the enhanced federal medical assistance percentage
25 under section 6008(b) of the federal Families First Coronavirus
26 Response Act, Pub. L. No. 116-127. The department shall
27 utilize and implement all tools, processes, and resources
28 available to expediently return to normal eligibility and
29 enrollment operations in compliance with federal guidance and
30 expectations.

31 21. Of the funds appropriated in this section, up to
32 \$1,031,530 shall be used to implement reductions in the waiting
33 list for the children's mental health home and community-based
34 services waiver.

35 22. Of the funds appropriated in this section, a sufficient

1 amount is allocated to fund up to three full-time equivalent
2 positions to support the administrative work associated with
3 existing and potential supplemental payment programs.

4 Sec. 14. HEALTH PROGRAM OPERATIONS. 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, 2021, and ending
7 June 30, 2022, the following amount, or so much thereof as is
8 necessary, to be used for the purpose designated:

9 For health program operations:

10 \$ 17,831,343

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

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

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

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

34 5. a. Of the funds appropriated in this section, \$573,000
35 shall be credited to the autism support program fund created

1 in section 225D.2 to be used for the autism support program
2 created in chapter 225D, with the exception of the following
3 amount of this allocation which shall be used as follows:

4 b. Of the funds allocated in this subsection, \$25,000 shall
5 be used for the public purpose of continuation of a grant to
6 a nonprofit provider of child welfare services that has been
7 in existence for more than 115 years, is located in a county
8 with a population between 200,000 and 220,000 according to the
9 2010 federal decennial census, is licensed as a psychiatric
10 medical institution for children, and provides school-based
11 programming, to be used for support services for children with
12 autism spectrum disorder and their families.

13 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

14 1. There is appropriated from the general fund of the
15 state to the department of human services for the fiscal year
16 beginning July 1, 2021, and ending June 30, 2022, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purpose designated:

19 For the state supplementary assistance program:

20 \$ 7,349,002

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

28 3. If during the fiscal year beginning July 1, 2021,
29 the department projects that state supplementary assistance
30 expenditures for a calendar year will not meet the federal
31 pass-through requirement specified in Tit. XVI of the federal
32 Social Security Act, section 1618, as codified in 42 U.S.C.
33 §1382g, the department may take actions including but not
34 limited to increasing the personal needs allowance for
35 residential care facility residents and making programmatic

1 adjustments or upward adjustments of the residential care
2 facility or in-home health-related care reimbursement rates
3 prescribed in this division of this Act to ensure that federal
4 requirements are met. In addition, the department may make
5 other programmatic and rate adjustments necessary to remain
6 within the amount appropriated in this section while ensuring
7 compliance with federal requirements. The department may adopt
8 emergency rules to implement the provisions of this subsection.

9 4. Notwithstanding [section 8.33](#), moneys appropriated
10 in this section that remain unencumbered or unobligated
11 at the close of the fiscal year shall not revert but
12 shall remain available for expenditure for the purposes
13 designated, including for liability amounts associated with the
14 supplemental nutrition assistance program payment error rate,
15 until the close of the succeeding fiscal year.

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

17 1. There is appropriated from the general fund of the
18 state to the department of human services for the fiscal year
19 beginning July 1, 2021, and ending June 30, 2022, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purpose designated:

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

27 \$ 37,957,643

28 2. Of the funds appropriated in this section, \$149,189 is
29 allocated for continuation of the contract for outreach with
30 the department of public health.

31 3. A portion of the funds appropriated in this section may
32 be transferred to the appropriations made in this division of
33 this Act for field operations or health program operations to
34 be used for the integration of hawk-i program eligibility,
35 payment, and administrative functions under the purview of

1 the department of human services, including for the Medicaid
2 management information system upgrade.

3 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated
4 from the general fund of the state to the department of human
5 services for the fiscal year beginning July 1, 2021, and ending
6 June 30, 2022, the following amount, or so much thereof as is
7 necessary, to be used for the purpose designated:

8 For child care programs:

9 \$ 40,816,931

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

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

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

24 4. Of the funds appropriated in this section, \$5,850,000
25 shall be credited to the early childhood programs grants
26 account in the early childhood Iowa fund created in section
27 256I.11. The moneys shall be distributed for funding of
28 community-based early childhood programs targeted to children
29 from birth through five years of age developed by early
30 childhood Iowa areas in accordance with approved community
31 plans as provided in [section 256I.8](#).

32 5. The department may use any of the funds appropriated
33 in this section as a match to obtain federal funds for use in
34 expanding child care assistance and related programs. For
35 the purpose of expenditures of state and federal child care

1 funding, funds shall be considered obligated at the time
2 expenditures are projected or are allocated to the department's
3 service areas. Projections shall be based on current and
4 projected caseload growth, current and projected provider
5 rates, staffing requirements for eligibility determination
6 and management of program requirements including data systems
7 management, staffing requirements for administration of the
8 program, contractual and grant obligations and any transfers
9 to other state agencies, and obligations for decategorization
10 or innovation projects.

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

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

1 the fiscal year in order to avoid establishment of waiting list
2 requirements.

3 8. Notwithstanding section 8.33, moneys advanced for
4 purposes of the programs developed by early childhood Iowa
5 areas, advanced for purposes of wraparound child care, or
6 received from the federal appropriations made for the purposes
7 of this section that remain unencumbered or unobligated at the
8 close of the fiscal year shall not revert to any fund but shall
9 remain available for expenditure for the purposes designated
10 until the close of the succeeding fiscal year.

11 Sec. 18. JUVENILE INSTITUTION. There is appropriated
12 from the general fund of the state to the department of human
13 services for the fiscal year beginning July 1, 2021, and ending
14 June 30, 2022, the following amounts, or so much thereof as is
15 necessary, to be used for the purposes designated:

16 1. a. For operation of the state training school at Eldora
17 and for salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$ 17,397,068
21	FTEs 207.00

22 b. Of the funds appropriated in this subsection, \$91,000
23 shall be used for distribution to licensed classroom teachers
24 at this and other institutions under the control of the
25 department of human services based upon the average student
26 yearly enrollment at each institution as determined by the
27 department.

28 2. A portion of the moneys appropriated in this section
29 shall be used by the state training school at Eldora for
30 grants for adolescent pregnancy prevention activities at the
31 institution in the fiscal year beginning July 1, 2021.

32 3. Of the funds appropriated in this subsection, \$212,000
33 shall be used by the state training school at Eldora for a
34 substance use disorder treatment program at the institution for
35 the fiscal year beginning July 1, 2021.

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

6 Sec. 19. CHILD AND FAMILY SERVICES.

7 1. There is appropriated from the general fund of the
8 state to the department of human services for the fiscal year
9 beginning July 1, 2021, and ending June 30, 2022, the following
10 amount, or so much thereof as is necessary, to be used for the
11 purpose designated:

12 For child and family services:

13 \$ 89,071,930

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

24 3. a. Of the funds appropriated in this section, up to
25 \$31,500,000 is allocated as the statewide expenditure target
26 under [section 232.143](#) for group foster care maintenance and
27 services. If the department projects that such expenditures
28 for the fiscal year will be less than the target amount
29 allocated in this paragraph "a", the department may reallocate
30 the excess to provide additional funding for family foster
31 care, independent living, family-centered services, shelter
32 care, or the child welfare emergency services addressed with
33 the allocation for shelter care.

34 b. If at any time after September 30, 2021, annualization
35 of a service area's current expenditures indicates a service

1 area is at risk of exceeding its group foster care expenditure
2 target under [section 232.143](#) by more than 5 percent, the
3 department and juvenile court services shall examine all
4 group foster care placements in that service area in order to
5 identify those which might be appropriate for termination.
6 In addition, any aftercare services believed to be needed
7 for the children whose placements may be terminated shall be
8 identified. The department and juvenile court services shall
9 initiate action to set dispositional review hearings for the
10 placements identified. In such a dispositional review hearing,
11 the juvenile court shall determine whether needed aftercare
12 services are available and whether termination of the placement
13 is in the best interest of the child and the community.

14 4. In accordance with the provisions of [section 232.188](#),
15 the department shall continue the child welfare and juvenile
16 justice funding initiative during fiscal year 2021-2022. Of
17 the funds appropriated in this section, \$1,717,000 is allocated
18 specifically for expenditure for fiscal year 2021-2022 through
19 the decategorization services funding pools and governance
20 boards established pursuant to [section 232.188](#).

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

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

30 7. Federal funds received by the state during the fiscal
31 year beginning July 1, 2021, as the result of the expenditure
32 of state funds appropriated during a previous state fiscal
33 year for a service or activity funded under this section are
34 appropriated to the department to be used as additional funding
35 for services and purposes provided for under this section.

1 Notwithstanding [section 8.33](#), moneys received in accordance
2 with this subsection that remain unencumbered or unobligated at
3 the close of the fiscal year shall not revert to any fund but
4 shall remain available for the purposes designated until the
5 close of the succeeding fiscal year.

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

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

23 c. Notwithstanding [section 232.141](#) or any other provision
24 of law to the contrary, the amounts allocated in this
25 subsection shall be distributed to the judicial districts
26 as determined by the state court administrator and to the
27 department's service areas as determined by the administrator
28 of the department of human services' division of child and
29 family services. The state court administrator and the
30 division administrator shall make the determination of the
31 distribution amounts on or before June 15, 2021.

32 d. Notwithstanding [chapter 232](#) or any other provision of
33 law to the contrary, a district or juvenile court shall not
34 order any service which is a charge upon the state pursuant
35 to [section 232.141](#) if there are insufficient court-ordered

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

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

18 f. Of the funds allocated in this subsection, not more than
19 \$83,000 may be used by the judicial branch for administration
20 of the requirements under this subsection.

21 g. Of the funds allocated in this subsection, \$17,000
22 shall be used by the department of human services to support
23 the interstate commission for juveniles in accordance with
24 the interstate compact for juveniles as provided in section
25 232.173.

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

32 10. Of the funds appropriated in this section, \$1,658,000 is
33 transferred to the department of public health to be used for
34 the child protection center grant program for child protection
35 centers located in Iowa in accordance with [section 135.118](#).

1 The grant amounts under the program shall be equalized so that
2 each center receives a uniform base amount of \$245,000, and so
3 that the remaining funds are awarded through a funding formula
4 based upon the volume of children served. To increase access
5 to child protection center services for children in rural
6 areas, the funding formula for the awarding of the remaining
7 funds shall provide for the awarding of an enhanced amount to
8 eligible grantees to develop and maintain satellite centers in
9 underserved regions of the state.

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

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

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

24 14. Of the funds appropriated in this section, \$202,000 is
25 allocated for use pursuant to [section 235A.1](#) for continuation
26 of the initiative to address child sexual abuse implemented
27 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
28 21.

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

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

35 17. Of the funds appropriated in this section, \$851,000

1 is allocated for funding of the community circle of care
2 collaboration for children and youth in northeast Iowa.

3 18. Of the funds appropriated in this section, at least
4 \$147,000 shall be used for the continuation of the child
5 welfare provider training academy, a collaboration between the
6 coalition for family and children's services in Iowa and the
7 department.

8 19. Of the funds appropriated in this section, \$211,000
9 shall be used for continuation of the central Iowa system of
10 care program grant for the purposes of funding community-based
11 services and other supports with a system of care approach for
12 children with serious emotional disturbance and their families
13 through a nonprofit provider that is located in a county
14 with a population of more than 420,000 but less than 450,000
15 according to the 2010 certified federal census, is licensed
16 as a psychiatric medical institution for children, and was a
17 system of care grantee prior to July 1, 2021.

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

25 21. Of the funds appropriated in this section, \$110,000
26 shall be used for the public purpose of funding community-based
27 services and other supports with a system of care approach
28 for children with a serious emotional disturbance and their
29 families through a nonprofit provider of child welfare services
30 that has been in existence for more than 115 years, is located
31 in a county with a population of more than 200,000 but less
32 than 220,000 according to the 2010 certified federal census, is
33 licensed as a psychiatric medical institution for children, and
34 was a system of care grantee prior to July 1, 2021.

35 22. If a separate funding source is identified that reduces

1 the need for state funds within an allocation under this
2 section, the allocated state funds may be redistributed to
3 other allocations under this section for the same fiscal year.

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

8 Sec. 20. ADOPTION SUBSIDY.

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, 2021, and ending June 30, 2022, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purpose designated:

14 a. For adoption subsidy payments and related costs and for
15 other services provided for under paragraph "b", subparagraph
16 (2):

17 \$ 40,596,007

18 b. (1) Of the funds appropriated in this section, a
19 sufficient amount is allocated for adoption subsidy payments
20 and related costs.

21 (2) Any funds appropriated in this section remaining after
22 the allocation under subparagraph (1) are designated and
23 allocated as state savings resulting from implementation of
24 the federal Fostering Connections to Success and Increasing
25 Adoptions Act of 2008, Pub. L. No. 110-351, and successor
26 legislation, as determined in accordance with 42 U.S.C.
27 §673(a)(8), and shall be used for post-adoption services and
28 for other purposes allowed under these federal laws, Tit. IV-B
29 or Tit. IV-E of the federal Social Security Act.

30 (a) The department of human services may transfer funds
31 allocated in this subparagraph (2) to the appropriation for
32 child and family services in this division of this Act for the
33 purposes designated in this subparagraph (2).

34 (b) Notwithstanding section 8.33, moneys allocated
35 under this subparagraph (2) shall not revert to any fund but

1 shall remain available for the purposes designated in this
2 subparagraph (2) until expended.

3 2. The department may transfer funds appropriated in
4 this section to the appropriation made in this division of
5 this Act for general administration for costs paid from the
6 appropriation relating to adoption subsidy.

7 3. Federal funds received by the state during the
8 fiscal year beginning July 1, 2021, as the result of the
9 expenditure of state funds during a previous state fiscal
10 year for a service or activity funded under this section are
11 appropriated to the department to be used as additional funding
12 for the services and activities funded under this section.
13 Notwithstanding [section 8.33](#), moneys received in accordance
14 with this subsection that remain unencumbered or unobligated
15 at the close of the fiscal year shall not revert to any fund
16 but shall remain available for expenditure for the purposes
17 designated until the close of the succeeding fiscal year.

18 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited
19 in the juvenile detention home fund created in [section 232.142](#)
20 during the fiscal year beginning July 1, 2021, and ending June
21 30, 2022, are appropriated to the department of human services
22 for the fiscal year beginning July 1, 2021, and ending June 30,
23 2022, for distribution of an amount equal to a percentage of
24 the costs of the establishment, improvement, operation, and
25 maintenance of county or multicounty juvenile detention homes
26 in the fiscal year beginning July 1, 2020. Moneys appropriated
27 for distribution in accordance with this section shall be
28 allocated among eligible detention homes, prorated on the basis
29 of an eligible detention home's proportion of the costs of all
30 eligible detention homes in the fiscal year beginning July
31 1, 2020. The percentage figure shall be determined by the
32 department based on the amount available for distribution for
33 the fund. Notwithstanding [section 232.142, subsection 3](#), the
34 financial aid payable by the state under that provision for the
35 fiscal year beginning July 1, 2021, shall be limited to the

1 amount appropriated for the purposes of this section.

2 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

3 1. There is appropriated from the general fund of the
4 state to the department of human services for the fiscal year
5 beginning July 1, 2021, and ending June 30, 2022, the following
6 amount, or so much thereof as is necessary, to be used for the
7 purpose designated:

8 For the family support subsidy program subject to the
9 enrollment restrictions in [section 225C.37, subsection 3](#):

10 \$ 949,282

11 2. At least \$899,291 of the moneys appropriated in this
12 section is transferred to the department of public health for
13 the family support center component of the comprehensive family
14 support program under [chapter 225C, subchapter V](#).

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

23 Sec. 23. CONNER DECREE. There is appropriated from the
24 general fund of the state to the department of human services
25 for the fiscal year beginning July 1, 2021, and ending June 30,
26 2022, the following amount, or so much thereof as is necessary,
27 to be used for the purpose designated:

28 For building community capacity through the coordination
29 and provision of training opportunities in accordance with the
30 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
31 Iowa, July 14, 1994):

32 \$ 33,632

33 Sec. 24. MENTAL HEALTH INSTITUTES.

34 1. There is appropriated from the general fund of the
35 state to the department of human services for the fiscal year

1 beginning July 1, 2021, and ending June 30, 2022, the following
2 amounts, or so much thereof as is necessary, to be used for the
3 purposes designated:

4 a. For operation of the state mental health institute at
5 Cherokee as required by chapters 218 and 226 for salaries,
6 support, maintenance, and miscellaneous purposes, and for not
7 more than the following full-time equivalent positions:
8 \$ 15,457,597
9 FTEs 169.00

10 b. For operation of the state mental health institute at
11 Independence as required by chapters 218 and 226 for salaries,
12 support, maintenance, and miscellaneous purposes, and for not
13 more than the following full-time equivalent positions:
14 \$ 19,652,379
15 FTEs 208.00

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

21 b. Notwithstanding sections 218.78 and 249A.11, any
22 COVID-19 related funding received through federal funding
23 sources by the state mental health institute at Cherokee or the
24 state mental health institute at Independence may be retained
25 and expended by the mental health institute.

26 3. Notwithstanding any provision of law to the contrary,
27 a Medicaid member residing at the state mental health
28 institute at Cherokee or the state mental health institute
29 at Independence shall retain Medicaid eligibility during
30 the period of the Medicaid member's stay for which federal
31 financial participation is available.

32 4. Notwithstanding section 8.33, moneys appropriated in
33 this section that remain unencumbered or unobligated at the
34 close of the fiscal year shall not revert but shall remain
35 available for expenditure for the purposes designated until the

1 close of the succeeding fiscal year.

2 Sec. 25. STATE RESOURCE CENTERS.

3 1. There is appropriated from the general fund of the
4 state to the department of human services for the fiscal year
5 beginning July 1, 2021, and ending June 30, 2022, the following
6 amounts, or so much thereof as is necessary, to be used for the
7 purposes designated:

8 a. For the state resource center at Glenwood for salaries,
9 support, maintenance, and miscellaneous purposes:
10 \$ 14,802,873

11 b. For the state resource center at Woodward for salaries,
12 support, maintenance, and miscellaneous purposes:
13 \$ 12,237,937

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

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

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

1 agreement, pool vacant positions and position classifications
2 during the course of the fiscal year in order to assist one
3 another in filling necessary positions.

4 5. If existing capacity limitations are reached in
5 operating units, a waiting list is in effect for a service or
6 a special need for which a payment source or other funding
7 is available for the service or to address the special need,
8 and facilities for the service or to address the special need
9 can be provided within the available payment source or other
10 funding, the superintendent of a state resource center may
11 authorize opening not more than two units or other facilities
12 and begin implementing the service or addressing the special
13 need during fiscal year 2021-2022.

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

20 Sec. 26. SEXUALLY VIOLENT PREDATORS.

21 1. There is appropriated from the general fund of the
22 state to the department of human services for the fiscal year
23 beginning July 1, 2021, and ending June 30, 2022, the following
24 amount, or so much thereof as is necessary, to be used for the
25 purpose designated:

26 For costs associated with the commitment and treatment of
27 sexually violent predators in the unit located at the state
28 mental health institute at Cherokee, including costs of legal
29 services and other associated costs, including salaries,
30 support, maintenance, and miscellaneous purposes, and for not
31 more than the following full-time equivalent positions:
32 \$ 13,643,727
33 FTEs 139.00

34 2. Unless specifically prohibited by law, if the amount
35 charged provides for recoupment of at least the entire amount

1 of direct and indirect costs, the department of human services
2 may contract with other states to provide care and treatment
3 of persons placed by the other states at the unit for sexually
4 violent predators at Cherokee. The moneys received under
5 such a contract shall be considered to be repayment receipts
6 and used for the purposes of the appropriation made in this
7 section.

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

13 Sec. 27. FIELD OPERATIONS.

14 1. There is appropriated from the general fund of the
15 state to the department of human services for the fiscal year
16 beginning July 1, 2021, and ending June 30, 2022, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purposes designated:

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

22 \$ 60,596,667
23 FTEs 1,539.00

24 2. Priority in filling full-time equivalent positions
25 shall be given to those positions related to child protection
26 services and eligibility determination for low-income families.

27 Sec. 28. GENERAL ADMINISTRATION. 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, 2021, and ending
30 June 30, 2022, the following amount, or so much thereof as is
31 necessary, to be used for the purpose designated:

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

35 \$ 15,342,189

1 FTEs 294.00

2 1. The department shall report at least monthly to the
3 general assembly concerning the department's operational and
4 program expenditures.

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

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

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

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

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

29 a. To fund not more than one full-time equivalent position
30 to address the department's responsibility to support the work
31 of the children's behavioral health system state board and
32 implementation of the services required pursuant to section
33 331.397.

34 b. To support the cost of establishing and implementing new
35 or additional services required pursuant to sections 331.397

1 and 331.397A.

2 c. Of the amount allocated, \$32,000 shall be transferred
3 to the department of public health to support the costs of
4 establishing and implementing new or additional services
5 required pursuant to sections 331.397 and 331.397A.

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

9 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated
10 from the general fund of the state to the department of human
11 services for the fiscal year beginning July 1, 2021, and ending
12 June 30, 2022, the following amount, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 For salaries, support, maintenance, and miscellaneous
15 purposes at facilities under the purview of the department of
16 human services:

17 \$ 2,879,274

18 Sec. 30. VOLUNTEERS. There is appropriated from the general
19 fund of the state to the department of human services for the
20 fiscal year beginning July 1, 2021, and ending June 30, 2022,
21 the following amount, or so much thereof as is necessary, to be
22 used for the purpose designated:

23 For development and coordination of volunteer services:

24 \$ 84,686

25 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
26 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
27 DEPARTMENT OF HUMAN SERVICES.

28 1. a. (1) (a) Notwithstanding any provision of law to
29 the contrary, for the fiscal year beginning July 1, 2021, the
30 department shall not rebase case-mix nursing facility rates,
31 but shall instead reimburse case-mix nursing facilities by
32 adjusting the nursing facility case-mix adjusted rates that
33 were effective July 1, 2019, using the mid-points of each of
34 the most recent cost reports submitted by the nursing facility
35 for the period ending on or before December 31, 2018, and

1 inflating these costs forward applying the inflation factor as
2 determined using the latest available quarterly publication of
3 the HCFA/SNF index, to the extent possible within the state
4 funding, including the \$19,080,860 provided for this purpose.

5 (b) For the fiscal year beginning July 1, 2021, non-case-mix
6 and special population nursing facilities shall be reimbursed
7 in accordance with the methodology in effect on June 30 of the
8 prior fiscal year.

9 (c) For managed care claims, the department of human
10 services shall adjust the payment rate floor for nursing
11 facilities, annually, to maintain a rate floor that is no
12 lower than the Medicaid fee-for-service case-mix adjusted rate
13 calculated in accordance with subparagraph division (a) and
14 441 IAC 81.6. The department shall then calculate adjusted
15 reimbursement rates, including but not limited to add-on
16 payments, annually, and shall notify Medicaid managed care
17 organizations of the adjusted reimbursement rates within 30
18 days of determining the adjusted reimbursement rates. Any
19 adjustment of reimbursement rates under this subparagraph
20 division shall be budget neutral to the state budget.

21 (d) For the fiscal year beginning July 1, 2021, Medicaid
22 managed care long-term services and supports capitation rates
23 shall be adjusted to reflect the case-mix adjusted rates
24 specified pursuant to subparagraph division (a) for the patient
25 populations residing in Medicaid-certified nursing facilities.

26 (2) Medicaid managed care organizations shall adjust
27 facility-specific rates based upon payment rate listings issued
28 by the department. The rate adjustments shall be applied
29 prospectively from the effective date of the rate letter issued
30 by the department.

31 b. (1) For the fiscal year beginning July 1, 2021,
32 contingent upon implementation of the contractual agreements
33 with Medicaid managed care organizations as described pursuant
34 to subparagraph (2), the department shall establish the
35 fee-for-service pharmacy dispensing fee reimbursement at

1 \$10.38 per prescription, until a cost of dispensing survey is
2 completed. The actual dispensing fee shall be determined by
3 a cost of dispensing survey performed by the department and
4 required to be completed by all medical assistance program
5 participating pharmacies every two years. A change in the
6 dispensing fee shall become effective following federal
7 approval of the Medicaid state plan.

8 (2) The department shall amend Medicaid managed care
9 organization contracts to authorize establishment of a managed
10 care pharmacy dispensing fee reimbursement in accordance with
11 either of the following:

12 (a) The established fee-for-service pharmacy dispensing
13 fee reimbursement per prescription as specified pursuant to
14 subparagraph (1).

15 (b) A dispensing fee determined contractually by mutual
16 agreement between the managed care organization and a
17 participating pharmacy with more than thirty locations in
18 the state and headquarters located outside the state, not to
19 exceed the established fee-for-service pharmacy dispensing
20 fee reimbursement per prescription as specified pursuant to
21 subparagraph (1).

22 (3) The department shall utilize an average acquisition
23 cost reimbursement methodology for all drugs covered under the
24 medical assistance program in accordance with 2012 Iowa Acts,
25 chapter 1133, section 33.

26 c. (1) For the fiscal year beginning July 1, 2021,
27 reimbursement rates for outpatient hospital services shall
28 remain at the rates in effect on June 30, 2021, subject to
29 Medicaid program upper payment limit rules, and adjusted
30 as necessary to maintain expenditures within the amount
31 appropriated to the department for this purpose for the fiscal
32 year.

33 (2) For the fiscal year beginning July 1, 2021,
34 reimbursement rates for inpatient hospital services shall
35 be rebased effective October 1, 2021, subject to Medicaid

1 program upper payment limit rules, and adjusted as necessary
2 to maintain expenditures within the amount appropriated to the
3 department for this purpose for the fiscal year.

4 (3) For the fiscal year beginning July 1, 2021, under
5 both fee-for-service and managed care administration of
6 the Medicaid program, critical access hospitals shall be
7 reimbursed for inpatient and outpatient services based on the
8 hospital-specific critical access hospital cost adjustment
9 factor methodology utilizing the most recent and complete cost
10 reporting period as applied prospectively within the funds
11 appropriated for such purpose for the fiscal year.

12 (4) For the fiscal year beginning July 1, 2021, the graduate
13 medical education and disproportionate share hospital fund
14 shall remain at the amount in effect on June 30, 2021, except
15 that the portion of the fund attributable to graduate medical
16 education shall be reduced in an amount that reflects the
17 elimination of graduate medical education payments made to
18 out-of-state hospitals.

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

25 d. For the fiscal year beginning July 1, 2021, reimbursement
26 rates for hospices and acute psychiatric hospitals shall be
27 increased in accordance with increases under the federal
28 Medicare program or as supported by their Medicare audited
29 costs.

30 e. For the fiscal year beginning July 1, 2021, independent
31 laboratories and rehabilitation agencies shall be reimbursed
32 using the same methodology in effect on June 30, 2021.

33 f. (1) For the fiscal year beginning July 1, 2021,
34 reimbursement rates for home health agencies shall continue to
35 be based on the Medicare low utilization payment adjustment

1 (LUPA) methodology with state geographic wage adjustments and
2 shall be adjusted to increase the rates to the extent possible
3 within the state funding, including the \$2,000,000 appropriated
4 for this purpose. The department shall continue to update the
5 rates every two years to reflect the most recent Medicare LUPA
6 rates.

7 (2) For the fiscal year beginning July 1, 2021, rates for
8 private duty nursing and personal care services under the early
9 and periodic screening, diagnostic, and treatment program
10 benefit shall be calculated based on the methodology in effect
11 on June 30, 2021.

12 g. For the fiscal year beginning July 1, 2021, federally
13 qualified health centers and rural health clinics shall receive
14 cost-based reimbursement for 100 percent of the reasonable
15 costs for the provision of services to recipients of medical
16 assistance.

17 h. For the fiscal year beginning July 1, 2021, the
18 reimbursement rates for dental services shall remain at the
19 rates in effect on June 30, 2021.

20 i. (1) For the fiscal year beginning July 1, 2021,
21 reimbursement rates for non-state-owned psychiatric medical
22 institutions for children shall be increased to the extent
23 possible within the \$3,900,000 appropriated for this purpose.

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

30 j. For the fiscal year beginning July 1, 2021, unless
31 otherwise specified in this Act, all noninstitutional medical
32 assistance provider reimbursement rates shall remain at the
33 rates in effect on June 30, 2021, except for area education
34 agencies, local education agencies, infant and toddler
35 services providers, home and community-based services providers

1 including consumer-directed attendant care providers under a
2 section 1915(c) or 1915(i) waiver, targeted case management
3 providers, and those providers whose rates are required to be
4 determined pursuant to [section 249A.20](#), or to meet federal
5 mental health parity requirements.

6 k. Notwithstanding any provision to the contrary, for the
7 fiscal year beginning July 1, 2021, the reimbursement rate for
8 anesthesiologists shall remain at the rates in effect on June
9 30, 2021, and updated on January 1, 2022, to align with the
10 most current Iowa Medicare anesthesia rate.

11 l. Notwithstanding [section 249A.20](#), for the fiscal year
12 beginning July 1, 2021, the average reimbursement rate for
13 health care providers eligible for use of the federal Medicare
14 resource-based relative value scale reimbursement methodology
15 under [section 249A.20](#) shall remain at the rate in effect on
16 June 30, 2021; however, this rate shall not exceed the maximum
17 level authorized by the federal government.

18 m. For the fiscal year beginning July 1, 2021, the
19 reimbursement rate for residential care facilities shall not
20 be less than the minimum payment level as established by the
21 federal government to meet the federally mandated maintenance
22 of effort requirement. The flat reimbursement rate for
23 facilities electing not to file annual cost reports shall not
24 be less than the minimum payment level as established by the
25 federal government to meet the federally mandated maintenance
26 of effort requirement.

27 n. For the fiscal year beginning July 1, 2021, the
28 reimbursement rates for inpatient mental health services
29 provided at hospitals shall be rebased effective October 1,
30 2021, subject to Medicaid program upper payment limit rules
31 and adjusted as necessary to maintain expenditures within the
32 amount appropriated to the department for this purpose for
33 the fiscal year; and psychiatrists shall be reimbursed at the
34 medical assistance program fee-for-service rate in effect on
35 June 30, 2021.

1 o. For the fiscal year beginning July 1, 2021, community
2 mental health centers may choose to be reimbursed for the
3 services provided to recipients of medical assistance through
4 either of the following options:

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

6 (2) In accordance with the alternative reimbursement rate
7 methodology approved by the department of human services in
8 effect on June 30, 2021.

9 p. For the fiscal year beginning July 1, 2021, the
10 reimbursement rate for providers of family planning services
11 that are eligible to receive a 90 percent federal match shall
12 remain at the rates in effect on June 30, 2021.

13 q. (1) For the fiscal year beginning July 1, 2021,
14 reimbursement rates for providers of home and community-based
15 services waiver and habilitation services shall be increased
16 to the extent possible within the \$11,002,240 appropriated for
17 this purpose.

18 (2) For the fiscal year beginning July 1, 2021,
19 reimbursement rates for providers of state plan home and
20 community-based services home-based habilitation services
21 shall be increased with the \$7,134,214 appropriated for this
22 purpose. The reimbursement rates for home-based habilitation
23 services shall be based on a fee schedule that incorporates the
24 acuity-based tiers.

25 r. For the fiscal year beginning July 1, 2021, the
26 reimbursement rates for emergency medical service providers
27 shall remain at the rates in effect on June 30, 2021, or as
28 approved by the centers for Medicare and Medicaid services of
29 the United States department of health and human services.

30 s. For the fiscal year beginning July 1, 2021, reimbursement
31 rates for substance-related disorder treatment programs
32 licensed under [section 125.13](#) shall remain at the rates in
33 effect on June 30, 2021.

34 t. For the fiscal year beginning July 1, 2021, assertive
35 community treatment per diem rates shall remain at the rates in

1 effect on June 30, 2021.

2 u. For the fiscal year beginning July 1, 2021, the
3 reimbursement rate for family-centered services providers shall
4 be established by contract.

5 v. For the fiscal year beginning July 1, 2021, the
6 reimbursement rate for air ambulance services shall be
7 increased to the extent possible within the additional \$100,000
8 appropriated for this purpose.

9 2. For the fiscal year beginning July 1, 2021, the
10 reimbursement rate for providers reimbursed under the
11 in-home-related care program shall not be less than the minimum
12 payment level as established by the federal government to meet
13 the federally mandated maintenance of effort requirement.

14 3. Unless otherwise directed in this section, when the
15 department's reimbursement methodology for any provider
16 reimbursed in accordance with this section includes an
17 inflation factor, this factor shall not exceed the amount
18 by which the consumer price index for all urban consumers
19 increased during the calendar year ending December 31, 2002.

20 4. Notwithstanding [section 234.38](#), for the fiscal
21 year beginning July 1, 2021, the foster family basic daily
22 maintenance rate and the maximum adoption subsidy rate for
23 children ages 0 through 5 years shall be \$16.78, the rate for
24 children ages 6 through 11 years shall be \$17.45, the rate for
25 children ages 12 through 15 years shall be \$19.10, and the
26 rate for children and young adults ages 16 and older shall
27 be \$19.35. For youth ages 18 to 23 who have exited foster
28 care, the preparation for adult living program maintenance
29 rate shall be up to \$602.70 per month as calculated based on
30 the age of the participant. The maximum payment for adoption
31 subsidy nonrecurring expenses shall be limited to \$500 and the
32 disallowance of additional amounts for court costs and other
33 related legal expenses implemented pursuant to 2010 Iowa Acts,
34 chapter 1031, section 408, shall be continued.

35 5. For the fiscal year beginning July 1, 2021, the maximum

1 reimbursement rates for social services providers under
2 contract shall remain at the rates in effect on June 30, 2021,
3 or the provider's actual and allowable cost plus inflation for
4 each service, whichever is less. However, if a new service
5 or service provider is added after June 30, 2021, the initial
6 reimbursement rate for the service or provider shall be based
7 upon a weighted average of provider rates for similar services.

8 6. a. For the fiscal year beginning July 1, 2021, the
9 reimbursement rates for resource family recruitment and
10 retention contractors shall be established by contract.

11 b. For the fiscal year beginning July 1, 2021, the
12 reimbursement rates for supervised apartment living foster care
13 providers shall be established by contract.

14 7. For the fiscal year beginning July 1, 2021, the
15 reimbursement rate for group foster care providers shall be the
16 combined service and maintenance reimbursement rate established
17 by contract.

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

26 9. a. For the fiscal year beginning July 1, 2021, the
27 reimbursement rate paid for shelter care and the child welfare
28 emergency services implemented to provide or prevent the need
29 for shelter care shall be established by contract.

30 b. For the fiscal year beginning July 1, 2021, the combined
31 service and maintenance components of the reimbursement rate
32 paid for shelter care services shall be based on the financial
33 and statistical report submitted to the department. The
34 maximum reimbursement rate shall be \$101.83 per day. The
35 department shall reimburse a shelter care provider at the

1 provider's actual and allowable unit cost, plus inflation, not
2 to exceed the maximum reimbursement rate.

3 c. Notwithstanding [section 232.141, subsection 8](#), for the
4 fiscal year beginning July 1, 2021, the amount of the statewide
5 average of the actual and allowable rates for reimbursement of
6 juvenile shelter care homes that is utilized for the limitation
7 on recovery of unpaid costs shall remain at the amount in
8 effect for this purpose in the fiscal year beginning July 1,
9 2020.

10 10. For the fiscal year beginning July 1, 2021, the
11 department shall calculate reimbursement rates for intermediate
12 care facilities for persons with an intellectual disability
13 at the 80th percentile. Beginning July 1, 2021, the rate
14 calculation methodology shall utilize the consumer price index
15 inflation factor applicable to the fiscal year beginning July
16 1, 2021.

17 11. Effective July 1, 2021, the department of human services
18 shall set the reimbursement rate of child care providers whose
19 reimbursement rates are below the fiftieth percentile of the
20 most recent market rate survey at the fiftieth percentile of
21 the most recent market rate survey. Reimbursement rates of
22 child care providers whose reimbursement rates are at or above
23 the fiftieth percentile of the most recent market rate survey
24 shall remain at the rates in effect on June 30, 2021. The
25 department shall also adjust quality rating system bonuses to
26 reflect increased child care provider reimbursement rates as
27 appropriate. The department shall set rates in a manner so as
28 to provide incentives for a nonregistered provider to become
29 registered by applying any increase only to registered and
30 licensed providers.

31 12. The department may adopt emergency rules to implement
32 this section.

33 Sec. 32. EMERGENCY RULES.

34 1. If necessary to comply with federal requirements
35 including time frames, or if specifically authorized by a

1 provision of this division of this Act, the department of
2 human services or the mental health and disability services
3 commission may adopt administrative rules under section 17A.4,
4 subsection 3, and section 17A.5, subsection 2, paragraph "b",
5 to implement the provisions of this division of this Act and
6 the rules shall become effective immediately upon filing or
7 on a later effective date specified in the rules, unless the
8 effective date of the rules is delayed or the applicability
9 of the rules is suspended by the administrative rules review
10 committee. Any rules adopted in accordance with this section
11 shall not take effect before the rules are reviewed by the
12 administrative rules review committee. The delay authority
13 provided to the administrative rules review committee under
14 section 17A.4, subsection 7, and section 17A.8, subsections
15 9 and 10, shall be applicable to a delay imposed under this
16 section, notwithstanding a provision in those subsections
17 making them inapplicable to section 17A.5, subsection 2,
18 paragraph "b". Any rules adopted in accordance with the
19 provisions of this section shall also be published as a notice
20 of intended action as provided in section 17A.4.

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

33 Sec. 33. REPORTS. Unless otherwise provided, any reports or
34 other information required to be compiled and submitted under
35 this Act during the fiscal year beginning July 1, 2021, shall

1 be submitted on or before the dates specified for submission
2 of the reports or information.

3 Sec. 34. EFFECTIVE UPON ENACTMENT. The following provision
4 of this division of this Act, being deemed of immediate
5 importance, takes effect upon enactment:

6 1. The provision relating to [section 232.141](#) and directing
7 the state court administrator and the division administrator of
8 the department of human services division of child and family
9 services to make the determination, by June 15, 2021, of the
10 distribution of funds allocated for the payment of the expenses
11 of court-ordered services provided to juveniles which are a
12 charge upon the state.

13 DIVISION VI

14 HEALTH CARE ACCOUNTS AND FUNDS — FY 2021-2022

15 Sec. 35. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
16 appropriated from the pharmaceutical settlement account created
17 in [section 249A.33](#) to the department of human services for the
18 fiscal year beginning July 1, 2021, and ending June 30, 2022,
19 the following amount, or so much thereof as is necessary, to be
20 used for the purpose designated:

21 Notwithstanding any provision of law to the contrary, to
22 supplement the appropriations made in this Act for health
23 program operations under the medical assistance program for the
24 fiscal year beginning July 1, 2021, and ending June 30, 2022:
25 \$ 234,193

26 Sec. 36. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
27 SERVICES. Notwithstanding any provision to the contrary and
28 subject to the availability of funds, there is appropriated
29 from the quality assurance trust fund created in section
30 249L.4 to the department of human services for the fiscal year
31 beginning July 1, 2021, and ending June 30, 2022, the following
32 amounts, or so much thereof as is necessary, for the purposes
33 designated:

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

1 for medical assistance for the same fiscal year:
2 \$ 56,305,139

3 Sec. 37. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
4 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
5 the contrary and subject to the availability of funds, there is
6 appropriated from the hospital health care access trust fund
7 created in section 249M.4 to the department of human services
8 for the fiscal year beginning July 1, 2021, and ending June
9 30, 2022, the following amounts, or so much thereof as is
10 necessary, for the purposes designated:

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

15 Sec. 38. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
16 FOR FY 2021-2022. Notwithstanding section 8.33, if moneys
17 appropriated for purposes of the medical assistance program for
18 the fiscal year beginning July 1, 2021, and ending June 30,
19 2022, from the general fund of the state, the quality assurance
20 trust fund, and the hospital health care access trust fund, are
21 in excess of actual expenditures for the medical assistance
22 program and remain unencumbered or unobligated at the close
23 of the fiscal year, the excess moneys shall not revert but
24 shall remain available for expenditure for the purposes of the
25 medical assistance program until the close of the succeeding
26 fiscal year.

27 DIVISION VII

28 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD
29 JULY 1, 2023, THROUGH JUNE 30, 2025

30 Sec. 39. NURSING FACILITY REIMBURSEMENT METHODOLOGY —
31 FISCAL PERIOD JULY 1, 2023, THROUGH JUNE 30, 2025.
32 Notwithstanding any provision of law to the contrary, for the
33 fiscal period beginning July 1, 2023, and ending June 30, 2025,
34 the department of human services shall rebase case-mix nursing
35 facility rates beginning July 1, 2023, using the Medicaid cost

1 reports on file for the period ending December 31, 2022, and
2 applying a minimum occupancy factor of 70 percent.

3 DIVISION VIII

4 NURSING FACILITY REIMBURSEMENT STUDY

5 Sec. 40. NURSING FACILITY CASE-MIX REIMBURSEMENT — STUDY
6 AND RECOMMENDATIONS. The department of human services shall
7 convene a workgroup including representatives of nursing
8 facilities, managed care organizations, and other appropriate
9 stakeholders to review the case-mix reimbursement methodology
10 and process for nursing facilities, including but not limited
11 to rebasing, the use of cost reports, and the application
12 of quarterly case-mix index adjustments, and shall submit
13 recommendations to the governor and the general assembly by
14 December 1, 2021, for improvements including those related to
15 the methodology, the process, the use of prospective payments,
16 and the applicable time frames to increase efficiencies
17 and accuracy in the determination of reimbursements, reduce
18 duplication of effort, more adequately reflect the actual costs
19 of care, address changes in patient acuity levels without
20 reliance on retroactive rate adjustments, and incentivize
21 quality outcomes.

22 DIVISION IX

23 MEDICAID-ELIGIBLE CHILDREN — PEDIATRIC HEALTH CARE SERVICES

24 Sec. 41. MEDICAID-ELIGIBLE CHILDREN — PROVISION OF
25 PEDIATRIC HEALTH CARE SERVICES — REVIEW AND REPORT. The
26 department of human services shall review federal Medicare
27 and state law and administrative rule restrictions related
28 to the provision of physical therapy, occupational therapy,
29 speech-language pathology, applied behavior analysis, and other
30 pediatric health care services to Medicaid-eligible children
31 to determine necessary changes in law and policy to ensure
32 that these services are provided consistent with the early and
33 periodic screening, diagnostic, and treatment program. The
34 department shall submit a report including the findings of the
35 review and recommendations to the governor and the general

1 assembly by October 1, 2021.

2 DIVISION X

3 DECATEGORYIZATION CARRYOVER FUNDING

4 Sec. 42. DECATEGORYIZATION CARRYOVER FUNDING FY 2019 —
5 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
6 subsection 5, paragraph "b", any state-appropriated moneys in
7 the funding pool that remained unencumbered or unobligated
8 at the close of the fiscal year beginning July 1, 2018, and
9 were deemed carryover funding to remain available for the two
10 succeeding fiscal years that still remain unencumbered or
11 unobligated at the close of the fiscal year beginning July 1,
12 2020, shall not revert but shall be transferred to the medical
13 assistance program for the fiscal year beginning July 1, 2021.

14 Sec. 43. EFFECTIVE DATE. This division of this Act, being
15 deemed of immediate importance, takes effect upon enactment.

16 Sec. 44. RETROACTIVE APPLICABILITY. This division of this
17 Act applies retroactively to July 1, 2020.

18 DIVISION XI

19 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

20 COURT-ORDERED SERVICES REIMBURSEMENT BY MANAGED CARE

21 ORGANIZATIONS

22 Sec. 45. 2018 Iowa Acts, chapter 1165, section 128,
23 subsection 2, paragraph a, is amended to read as follows:

24 a. If a Medicaid member is receiving court-ordered services
25 ~~or treatment~~ for a substance-related disorder pursuant to
26 ~~chapter 125~~ or for a mental illness pursuant to ~~chapter 229~~,
27 such services ~~or treatment~~ shall be provided and reimbursed
28 for an initial period of three days before a managed care
29 organization may apply medical necessity criteria to determine
30 the most appropriate services, ~~treatment~~, or placement for the
31 Medicaid member.

32 FAMILY INVESTMENT PROGRAM ACCOUNT

33 Sec. 46. 2019 Iowa Acts, chapter 85, section 9, as amended
34 by 2020 Iowa Acts, chapter 1121, section 20, is amended by
35 adding the following new subsection:

1 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys
2 appropriated in this section that remain unencumbered or
3 unobligated at the close of the fiscal year shall not revert
4 but shall remain available for expenditure for the purposes
5 designated, and may be transferred to other appropriations made
6 in this division of this Act as necessary to carry out the
7 initiatives included in the report submitted on nonreversion
8 of funds required pursuant to 2020 Iowa Acts, chapter 1121,
9 section 43, until the close of the succeeding fiscal year.

10 CHILD AND FAMILY SERVICES

11 Sec. 47. 2019 Iowa Acts, chapter 85, section 19, as amended
12 by 2020 Iowa Acts, chapter 1121, section 23, is amended by
13 adding the following new subsection:

14 NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys
15 appropriated in this section that remain unencumbered or
16 unobligated at the close of the fiscal year shall not revert
17 but shall remain available for expenditure for the purpose of
18 the redesign of the child welfare system, until the close of
19 the succeeding fiscal year.

20 FIELD OPERATIONS

21 Sec. 48. 2019 Iowa Acts, chapter 85, section 27, as amended
22 by 2020 Iowa Acts, chapter 1121, section 25, is amended by
23 adding the following new subsection:

24 NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys
25 appropriated in this section that remain unencumbered or
26 unobligated at the close of the fiscal year shall not revert
27 but shall remain available for expenditure for the purposes
28 designated until the close of the succeeding fiscal year.

29 GENERAL ADMINISTRATION

30 Sec. 49. 2019 Iowa Acts, chapter 85, section 28, as amended
31 by 2020 Iowa Acts, chapter 1121, section 26, is amended by
32 adding the following new subsection:

33 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys
34 appropriated in this section that remain unencumbered or
35 unobligated at the close of the fiscal year shall not revert

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

3 Sec. 50. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 DIVISION XII

6 EXTENSION OF FUTURE REPEAL — HOSPITAL HEALTH CARE ACCESS
7 ASSESSMENT PROGRAM

8 Sec. 51. Section 249M.5, Code 2021, is amended to read as
9 follows:

10 **249M.5 Future repeal.**

11 This chapter is repealed July 1, ~~2021~~ 2023.

12 Sec. 52. EFFECTIVE DATE. This division of this Act, being
13 deemed of immediate importance, takes effect upon enactment.

14 DIVISION XIII

15 PUBLIC HEALTH EMERGENCY PROVISIONS COVID-19 REGULATIONS

16 Sec. 53. COVID-19 FEDERAL REGULATIONS. For the time
17 period beginning on the effective date of this division of
18 this Act, and ending June 30, 2022, notwithstanding state
19 administrative rules to the contrary, to the extent federal
20 regulations relating to the COVID-19 pandemic differ from state
21 administrative rules, including applicable federal waivers,
22 the federal regulations are controlling during the pendency of
23 the federally declared state of emergency and for such period
24 of time following the end of the federally declared state of
25 emergency applicable to the respective federal regulations.

26 DIVISION XIV

27 FOSTER HOME INSURANCE FUND

28 Sec. 54. Section 237.13, subsection 2, Code 2021, is amended
29 to read as follows:

30 2. The foster home insurance fund shall be administered by
31 the department of human services. The fund shall consist of
32 all moneys appropriated by the general assembly for deposit
33 in the fund. The department shall use moneys in the fund to
34 provide home and property coverage for foster parents to cover
35 damages to property resulting from the actions of a foster

1 child residing in a foster home or to reimburse foster parents
2 for the cost of purchasing foster care liability insurance and
3 to perform the administrative functions necessary to carry out
4 this section. The department may establish limitations of
5 liability for individual claims as deemed reasonable by the
6 department.

7 DIVISION XV

8 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

9 Sec. 55. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
10 OF FUNDS. Notwithstanding section 331.432, a county with a
11 population of over 300,000 based on the 2010 federal decennial
12 census may transfer funds from any other fund of the county to
13 the mental health and disability regional services fund for the
14 purposes of providing mental health and disability services for
15 the fiscal year beginning July 1, 2021, and ending June 30,
16 2022. The county shall submit a report to the governor and the
17 general assembly by September 1, 2022, including the source of
18 any funds transferred, the amount of the funds transferred, and
19 the mental health and disability services provided with the
20 transferred funds. The county shall work with the department
21 to maximize the use of the medical assistance program and other
22 third-party payment sources, including but not limited to
23 identifying individuals enrolled with or eligible for Medicaid
24 whose Medicaid-covered services are being paid by the county or
25 could be converted to Medicaid-covered services.

26 DIVISION XVI

27 IN-PERSON SUPERVISION REQUIREMENTS FOR LICENSURE — CERTAIN

28 PROFESSIONALS

29 Sec. 56. Section 154C.3, subsection 1, paragraph c,
30 subparagraph (5), subparagraph division (a), Code 2021, is
31 amended by adding the following new subparagraph subdivision:
32 NEW SUBPARAGRAPH SUBDIVISION. (0ii) By a person licensed
33 under section 154D.2 to practice marital and family therapy
34 without supervision or mental health counseling without
35 supervision.

1 Sec. 57. Section 154C.3, Code 2021, is amended by adding the
2 following new subsection:

3 NEW SUBSECTION. 4. *Supervision.* The board shall not, by
4 rule or other means, require that supervision be completed in
5 person as a condition for an applicant to receive a license, a
6 reciprocal license, or a renewed license under this chapter.

7 Sec. 58. Section 154D.2, Code 2021, is amended to read as
8 follows:

9 **154D.2 Licensure — marital and family therapy — mental**
10 **health counseling.**

11 1. An applicant for a license to practice marital and family
12 therapy or mental health counseling shall be granted a license
13 by the board when the applicant satisfies all of the following
14 requirements:

15 ~~1-~~ a. Possesses a master's degree in marital and family
16 therapy or mental health counseling, as applicable, consisting
17 of at least sixty semester hours, or its equivalent, from a
18 nationally accredited institution or from a program approved
19 by the board.

20 ~~2-~~ b. Has at least two years of supervised clinical
21 experience or its equivalent as approved by the board.
22 Standards for supervision, including the required
23 qualifications for supervisors, shall be determined in
24 accordance with subsection 2 and by the board by rule, provided
25 that a supervisor may be a person licensed under this section
26 to practice marital and family therapy or mental health
27 counseling without supervision or a licensed independent social
28 worker licensed under chapter 154C.

29 ~~3-~~ c. Passes an examination approved by the board.

30 2. The board shall not, by rule or other means, require any
31 in-person supervised clinical experience.

32 Sec. 59. Section 154D.4, subsection 2, paragraph b, Code
33 2021, is amended to read as follows:

34 b. A person who practices marital and family therapy or
35 mental health counseling under the supervision of a person

1 licensed under [this chapter](#) as part of a clinical experience as
2 described in [section 154D.2, subsection 2 1, paragraph `b`](#).

3 Sec. 60. BOARD OF SOCIAL WORK AND BOARD OF BEHAVIORAL
4 SCIENCE — RULES. The board of social work and the board
5 of behavioral science shall amend their administrative
6 rules pursuant to chapter 17A to remove any requirement for
7 supervised clinical experience and supervised professional
8 practice to be completed in person as a condition for the
9 licensure of marital and family therapists, mental health
10 counselors, and social workers pursuant to chapters 154C and
11 154D. The board of social work and the board of behavioral
12 science shall replace all licensing requirements for in-person
13 supervision with the ability to have supervision requirements
14 completed electronically.

15 Sec. 61. EMERGENCY RULES.

16 1. The board of social work and the board of behavioral
17 science shall adopt emergency rules under section 17A.4,
18 subsection 3, and section 17A.5, subsection 2, to implement
19 the sections of this division of this Act amending section
20 154C.3 and section 154D.2, and the rules shall be effective
21 immediately upon filing unless a later date is specified in the
22 rules. Any emergency rules adopted in accordance with this
23 section shall also be published as a notice of intended action
24 as provided in section 17A.4, subsection 1.

25 2. The board of social work and the board of behavioral
26 science shall jointly develop rules adopted pursuant to this
27 subsection through a collaborative process. The respective
28 boards may establish subcommittees or designate other personnel
29 to facilitate such a process. Such rules shall consist of
30 substantively identical standards applicable to the professions
31 regulated by the respective boards and shall, to the greatest
32 extent possible, consist of substantially similar language
33 in a substantially similar format. Prior to a vote to adopt
34 such rules by either board, each board shall, by a separate
35 vote, approve the language to be adopted by the other board.

1 Neither board shall vote to adopt such rules until the rules
2 to be adopted by both boards have been so approved. Such rules
3 shall have the same effective date and shall be submitted to
4 the administrative rules coordinator and the administrative
5 code editor for publication in the same issue of the Iowa
6 administrative bulletin pursuant to sections 17A.4 and 17A.5.

7 Sec. 62. EFFECTIVE DATE. This division of this Act, being
8 deemed of immediate importance, takes effect upon enactment.

9

DIVISION XVII

10

MEDICAL RESIDENCY LIABILITY COSTS

11 Sec. 63. Section 135.176, subsection 1, Code 2021, is
12 amended by adding the following new paragraph:

13 NEW PARAGRAPH. *d.* For the period beginning July 1, 2021,
14 and ending June 30, 2026, the payment by the sponsor of medical
15 residency program liability costs subject to provision by the
16 sponsor of dollar-for-dollar matching funds used for payment
17 of such costs. This paragraph shall not apply to medical
18 residency programs to which chapter 669 applies.

19 Sec. 64. Section 135.176, subsection 2, paragraphs e and f,
20 Code 2021, are amended to read as follows:

21 *e.* The maximum award of grant funds to a particular
22 individual sponsor per year. An individual sponsor that
23 establishes a new or alternative campus accredited medical
24 residency training program as defined in subsection 1,
25 paragraph "a", shall not receive more than fifty percent
26 of the state matching funds available each year to support
27 the program. An individual sponsor proposing the provision
28 of a new residency position within an existing accredited
29 medical residency or fellowship training program as specified
30 in subsection 1, paragraph "b", ~~or~~ the funding of residency
31 positions which are in excess of the federal residency cap as
32 defined in subsection 1, paragraph "c", or the funding of the
33 payment by the sponsor of medical residency program liability
34 costs subject to provision by the sponsor of dollar-for-dollar
35 matching funds used for payment of such costs as specified

1 in subsection 1, paragraph "d", shall not receive more than
2 twenty-five percent of the state matching funds available each
3 year to support the program.

4 *f.* Use of the funds awarded. Funds may be used to pay the
5 costs of establishing, expanding, or supporting an accredited
6 graduate medical education program as specified in this
7 section, including but not limited to the costs associated
8 with residency stipends and physician faculty stipends. For
9 the period beginning July 1, 2021, and ending June 30, 2026,
10 use of the funds awarded may include payment by the sponsor of
11 medical residency program liability costs in accordance with
12 subsection 1, paragraph "d", and subject to provision by the
13 sponsor of dollar-for-dollar matching funds used for payment
14 of such costs.

15 DIVISION XVIII

16 REPORT ON NONREVERSION OF FUNDS

17 Sec. 65. REPORT ON NONREVERSION OF FUNDS. The department
18 of human services shall report the expenditure of any moneys
19 for which nonreversion authorization was provided for the
20 fiscal year beginning July 1, 2020, and ending June 30, 2021,
21 for field operations or general administration to the general
22 assembly on a quarterly basis beginning October 1, 2021.

23 DIVISION XIX

24 PHYSICIAN ORDERS FOR SCOPE OF TREATMENT

25 Sec. 66. Section 144D.2, subsection 1, paragraph e,
26 subparagraph (4), Code 2021, is amended by striking the
27 subparagraph.