

**House File 2698 - Reprinted**

HOUSE FILE 2698

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 5004HB)

(As Amended and Passed by the House April 19, 2024)

**A BILL FOR**

1 An Act relating to and making appropriations for veterans  
2 and health and human services, including other related  
3 provisions and appropriations including but not limited  
4 to the personal needs allowance for certain persons under  
5 Medicaid and the state supplementary assistance programs,  
6 replacement generation tax revenues, the Medicaid fraud and  
7 health care trust funds, the retention of certain revenues  
8 by the mental health institutes, the retention of Medicaid  
9 eligibility by residents of mental health institutes,  
10 the scope of services of the state resource centers, the  
11 appropriation of moneys in the juvenile detention home fund,  
12 the family investment program account and diversion program,  
13 the child support collection services center refund account,  
14 the quality assurance assessment payment period, the centers  
15 of excellence grant program, an assisted living program  
16 revised payment model study, funding for county commissions  
17 of veteran affairs, foster care provisions including  
18 those relating to a relative or fictive kin, health care  
19 employment agencies and health care technology platforms,  
20 medical cannabidiol practitioner requirements, nursing  
21 facility oversight, and state-funded psychiatry residency  
22 and fellowship positions, providing penalties, and including  
23 effective date and retroactive applicability provisions.  
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

DEPARTMENT OF VETERANS AFFAIRS — FY 2024-2025

Section 1. DEPARTMENT OF VETERANS AFFAIRS. There is

appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2024, and ending June 30, 2025, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

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

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

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

|       |    |           |
|-------|----|-----------|
| ..... | \$ | 8,145,736 |
|-------|----|-----------|

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

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

3. HOME OWNERSHIP ASSISTANCE PROGRAM

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

|       |    |           |
|-------|----|-----------|
| ..... | \$ | 2,200,000 |
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DIVISION II

AGING AND DISABILITY SERVICES — FY 2024-2025

Sec. 2. DEPARTMENT OF HEALTH AND HUMAN SERVICES — AGING AND DISABILITY SERVICES. There is appropriated from the general fund of the state to the department of health and human services for the fiscal year beginning July 1, 2024, and ending

1 June 30, 2025, the following amount, or so much thereof as is  
2 necessary, to be used for the purposes designated:

3 For aging programs for the department of health and human  
4 services and area agencies on aging to provide citizens of  
5 Iowa who are 60 years of age and older with case management;  
6 Iowa's aging and disabilities resource centers; for the  
7 return to community program; for the purposes of chapter 231E,  
8 to administer the prevention of elder abuse, neglect, and  
9 exploitation program pursuant to section 231.56A, in accordance  
10 with the requirements of the federal Older Americans Act of  
11 1965, 42 U.S.C. §3001 et seq., as amended; for the reporting  
12 and evaluation of cases of dependant adult abuse pursuant to  
13 chapter 235B; and for other services which may include but are  
14 not limited to adult day, respite care, chore, information  
15 and assistance, and material aid, for information and options  
16 counseling for persons with disabilities, and for salaries,  
17 support, administration, maintenance, and miscellaneous  
18 purposes:

19 ..... \$ 19,088,714

20 1. Funds appropriated in this section may be used to  
21 supplement federal funds under federal regulations. To  
22 receive funds appropriated in this section, a local area  
23 agency on aging shall match the funds with moneys from other  
24 sources according to rules adopted by the department. Funds  
25 appropriated in this section may be used for services not  
26 specifically enumerated in this section only if approved by the  
27 department as part of an area agency on aging's area plan.

28 2. Of the funds appropriated in this section, \$949,282  
29 shall be used for the family support center component of the  
30 comprehensive family support program under chapter 225C,  
31 subchapter V.

32 3. Of the funds appropriated in this section, \$33,632 shall  
33 be used to build community capacity through the coordination  
34 and provision of training opportunities in accordance with the  
35 consent decree of Conner v. Branstad, No. 4-86-CV-30871 (S.D.

1 Iowa, July 14, 1994).

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DIVISION III

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BEHAVIORAL HEALTH — FY 2024-2025

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Sec. 3. DEPARTMENT OF HEALTH AND HUMAN SERVICES —

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

10

For behavioral health prevention, treatment, and recovery efforts to reduce the prevalence of the use of, provide treatment for, and support recovery from tobacco and substance use and misuse pursuant to the applicable policy, purpose, and intent described in sections 125.1 and 142A.1, alcohol, problem gambling, and other addictive behaviors. Activities shall align with accepted best practice guidance standards for behavioral health including those published by the centers for disease control and prevention and the substance abuse and mental health services administration of the United States department of health and human services for health promotion; universal, selective, and indicated prevention; treatment; and recovery services and supports; and shall include a 24-hour helpline, public information resources, professional training, youth prevention, program evaluation, and efforts at the state and local levels:

26

..... \$ 24,400,114

27

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

33

2. Of the funds appropriated in this section, \$950,000 shall be used for an integrated substance use disorder managed care system. The department shall maintain the level of mental

1 health and substance use disorder treatment services provided  
2 by the managed care contractors. The department shall take the  
3 steps necessary to continue the federal waivers as needed to  
4 maintain the level of services.

5 Sec. 4. DEPARTMENT OF HEALTH AND HUMAN SERVICES — SPORTS  
6 WAGERING RECEIPTS FUND. There is appropriated from the sports  
7 wagering receipts fund created in section 8.57, subsection 6,  
8 to the department of health and human services for the fiscal  
9 year beginning July 1, 2024, and ending June 30, 2025, the  
10 following amount, or so much thereof as is necessary, to be  
11 used for behavioral health prevention, treatment, and recovery  
12 efforts to reduce the prevalence of the use of, provide  
13 treatment for, and support recovery from tobacco and substance  
14 use and misuse pursuant to the applicable policy, purpose, and  
15 intent described in sections 125.1 and 142A.1, alcohol, problem  
16 gambling, and other addictive behaviors:

17 ..... \$ 1,750,000

18 DIVISION IV

19 PUBLIC HEALTH — FY 2024-2025

20 Sec. 5. DEPARTMENT OF HEALTH AND HUMAN SERVICES — PUBLIC  
21 HEALTH. There is appropriated from the general fund of the  
22 state to the department of health and human services for the  
23 fiscal year beginning July 1, 2024, and ending June 30, 2025,  
24 the following amount, or so much thereof as is necessary, to be  
25 used for the purposes designated:

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

34 ..... \$ 22,531,821

35 1. Of the funds appropriated in this section, \$2,100,000

1 shall be deposited in the medical residency training account  
2 created in section 135.175, subsection 5, paragraph "a", and is  
3 appropriated from the account to the department to be used for  
4 the purposes of the medical residency training state matching  
5 grants program as specified in section 135.176.

6 2. Of the funds appropriated in this section, the following  
7 amounts are allocated to be used as follows to support the  
8 goals of increased access, health system integration, and  
9 engagement:

10 a. \$600,000 is allocated to the Iowa prescription  
11 drug corporation for continuation of the pharmaceutical  
12 infrastructure for safety net providers originally established  
13 as described in 2007 Iowa Acts, chapter 218, section 108, and  
14 for the prescription drug donation repository program created  
15 in chapter 135M. Funds allocated under this paragraph shall  
16 be distributed in their entirety for the purpose specified on  
17 July 1, 2024.

18 b. \$374,000 is allocated to free clinics and free clinics  
19 of Iowa for necessary infrastructure, statewide coordination,  
20 provider recruitment, service delivery, and provision of  
21 assistance to patients in securing a medical home inclusive  
22 of oral health care. Of the funds allocated, \$40,000 shall  
23 be used to cover fees associated with using an electronic  
24 prescribing system. Funds allocated under this paragraph shall  
25 be distributed in their entirety for the purpose specified on  
26 July 1, 2024.

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

32 d. \$225,000 is allocated to the Polk county medical society  
33 for continuation of the safety net provider patients access  
34 to specialty care initiative as described in 2007 Iowa Acts,  
35 chapter 218, section 109. Funds allocated under this paragraph

1 shall be distributed in their entirety for the purpose  
2 specified on July 1, 2024.

3 3. Of the funds appropriated in this section, \$800,000  
4 shall be used for rural psychiatric residencies to annually  
5 fund eight psychiatric residents who will provide mental health  
6 services in underserved areas of the state.

7 4. Of the funds appropriated in this section, \$560,000 shall  
8 be deposited in the state-funded family medicine obstetrics  
9 fellowship program fund to be used for the state-funded family  
10 medicine obstetrics fellowship program, in accordance with  
11 section 135.193.

12 5. The department shall work with the board established  
13 in chapter 135D to develop plans for program enhancements  
14 in the Iowa health information network for the purpose of  
15 empowering Iowa patients to access and direct their health  
16 information utilizing the Iowa health information network.  
17 Program enhancements shall protect data privacy, facilitate the  
18 interchange of health data for the purpose of improving public  
19 health outcomes, and increase participation by health care  
20 providers.

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

26 DIVISION V

27 COMMUNITY ACCESS AND ELIGIBILITY — FY 2024-2025

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

34 To be used for salaries, support, maintenance, and  
35 miscellaneous purposes and for family investment program (FIP)

1 assistance in accordance with chapter 239B, and for other costs  
2 associated with providing needs-based benefits or assistance  
3 including but not limited to maternal and child health, oral  
4 health, obesity prevention, the promoting independence and  
5 self-sufficiency through employment, job opportunities and  
6 basic skills (PROMISE JOBS) program, supplemental nutrition  
7 assistance program (SNAP) employment and training, the FIP  
8 diversion program, family planning, rent reimbursement,  
9 and eligibility determinations for medical assistance, food  
10 assistance, and the children's health insurance program:

11 ..... \$ 68,043,944

12 1. Of the child support collections assigned under FIP,  
13 the federal share of support collections shall be credited to  
14 the child support services appropriation made in this division  
15 of this Act. Of the remainder of the assigned child support  
16 collections received by child support services, a portion  
17 shall be credited to community access and eligibility, and  
18 the remaining funds may be used to increase recoveries, to  
19 sustain cash flow in the child support payments account, or for  
20 technology needs. If child support collections assigned under  
21 FIP are greater than estimated or are otherwise determined not  
22 to be required for maintenance of effort, the state share of  
23 either amount may be transferred to or retained in the child  
24 support payments account.

25 2. Of the funds appropriated in this section, \$3,075,000  
26 shall be used for continuation of the department's initiative  
27 to provide for adequate developmental surveillance and  
28 screening during a child's first five years. The funds shall  
29 be used first to fully fund the current participating counties  
30 to ensure that those counties are fully operational, with the  
31 remaining funds to be used for expanding participation to  
32 additional counties. The full implementation and expansion  
33 shall include enhancing the scope of the initiative through  
34 collaboration with the child health specialty clinics to  
35 promote the use of developmental surveillance and screening to



1 support healthy child development through early identification  
2 and response to both biomedical and social determinants of  
3 healthy development by providing practitioner consultation  
4 and continuous improvement through training and education,  
5 particularly for children with behavioral conditions and  
6 needs. The department shall also collaborate with the Medicaid  
7 program and the child health specialty clinics to assist in  
8 coordinating the activities of the first five initiative into  
9 the establishment of patient-centered medical homes developed  
10 to improve health quality and population health while reducing  
11 health care costs. To the maximum extent possible, funding  
12 allocated in this subsection shall be utilized as matching  
13 funds for Medicaid program reimbursement.

14 3. Of the funds appropriated in this section, \$1,145,102  
15 is allocated to the Iowa commission on volunteer service for  
16 programs and grants.

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

22 CHILD SUPPORT SERVICES

23 Sec. 7. CHILD SUPPORT SERVICES. There is appropriated from  
24 the general fund of the state to the department of health and  
25 human services for the fiscal year beginning July 1, 2024, and  
26 ending June 30, 2025, the following amount, or so much thereof  
27 as is necessary, to be used for the purposes designated:

28 For child support services, including salaries, support,  
29 maintenance, and miscellaneous purposes:

30 ..... \$ 15,434,282

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

35 2. The appropriation made to the department for child

1 support services may be used throughout the fiscal year in the  
2 manner necessary for purposes of cash flow management, and for  
3 cash flow management purposes the department may temporarily  
4 draw more than the amount appropriated, provided the amount  
5 appropriated is not exceeded at the close of the fiscal year.

6 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT

7 Sec. 8. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
8 GRANT. There is appropriated from the special fund created in  
9 section 8.41 to the department of health and human services  
10 for the fiscal year beginning July 1, 2024, and ending June  
11 30, 2025, from moneys received under the federal temporary  
12 assistance for needy families (TANF) block grant pursuant  
13 to the federal Personal Responsibility and Work Opportunity  
14 Reconciliation Act of 1996, Pub. L. No. 104-193, and successor  
15 legislation, the following amounts, or so much thereof as is  
16 necessary, to be used for the purposes designated:

17 1. For community access and eligibility, FIP, the PROMISE  
18 JOBS program, implementing family investment agreements in  
19 accordance with chapter 239B, and for continuation of the  
20 program promoting awareness of the benefits of a healthy  
21 marriage:

22 ..... \$ 12,988,627

23 2. For community access and eligibility to provide  
24 pregnancy prevention grants on the condition that family  
25 planning services are funded:

26 ..... \$ 1,913,203

27 Pregnancy prevention grants shall be awarded to programs  
28 in existence on or before July 1, 2024, if the programs have  
29 demonstrated positive outcomes. Grants shall be awarded to  
30 pregnancy prevention programs which are developed after July  
31 1, 2024, if the programs are based on existing models that  
32 have demonstrated positive outcomes. Grants shall comply with  
33 the requirements provided in 1997 Iowa Acts, chapter 208,  
34 section 14, subsections 1 and 2, including the requirement that  
35 grant programs must emphasize sexual abstinence. Priority in

1 the awarding of grants shall be given to programs that serve  
2 areas of the state which demonstrate the highest percentage of  
3 unplanned pregnancies of females of childbearing age within the  
4 geographic area to be served by the grant.

5 3. For community access and eligibility to meet one of the  
6 four core purposes of TANF as specified in 45 C.F.R. §260.20,  
7 including by modernizing the program to promote economic  
8 mobility and self-sufficiency, ensuring that families are able  
9 to overcome benefit cliffs, encouraging healthy families, and  
10 streamlining service delivery to reduce duplication:

11 ..... \$ 5,000,000

12 4. For technology needs related to child support  
13 modernization of the Iowa collections and reporting (ICAR)  
14 system and for a closed loop referral system for the thrive  
15 Iowa program:

16 ..... \$ 5,000,000

17 5. For early intervention and supports for the family  
18 development and self-sufficiency (FaDSS) grant program in  
19 accordance with section 216A.107:

20 ..... \$ 2,888,980

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

24 6. For early intervention and supports for child abuse  
25 prevention grants:

26 ..... \$ 125,000

27 7. For accountability, compliance, program integrity,  
28 technology needs, and other resources necessary to meet federal  
29 and state reporting, tracking, and case management requirements  
30 and other departmental needs:

31 ..... \$ 3,533,647

32 8. For state child care assistance:

33 ..... \$ 47,166,826

34 9. For child protective services:

35 ..... \$ 62,364,100

1 10. For child protective services for the kinship stipend  
2 program:  
3 ..... \$ 3,000,000

4 DIVISION VI

5 MEDICAL ASSISTANCE — STATE SUPPLEMENTARY ASSISTANCE — HEALTHY  
6 AND WELL KIDS IN IOWA PROGRAM AND OTHER HEALTH-RELATED PROGRAMS  
7 — FY 2024-2025

8 Sec. 9. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
9 ASSISTANCE, AND HEALTHY AND WELL KIDS IN IOWA PROGRAM. There  
10 is appropriated from the general fund of the state to the  
11 department of health and human services for the fiscal year  
12 beginning July 1, 2024, and ending June 30, 2025, the following  
13 amount, or so much thereof as is necessary, to be used for the  
14 purposes designated:

15 For medical assistance program reimbursement and associated  
16 costs as specifically provided in the reimbursement  
17 methodologies in effect on June 30, 2024, except as otherwise  
18 expressly authorized by law, consistent with options under  
19 federal law and regulations, and contingent upon receipt of  
20 approval from the office of the governor of reimbursement  
21 for each abortion performed under the program; for the state  
22 supplementary assistance program; for the health insurance  
23 premium payment program; and for maintenance of the healthy and  
24 well kids in Iowa (Hawki) program pursuant to chapter 514I,  
25 including supplemental dental services, for receipt of federal  
26 financial participation under Tit. XXI of the federal Social  
27 Security Act, which creates the children’s health insurance  
28 program; and for other specified health-related programs:  
29 ..... \$ 1,650,866,536

30 1. Of the funds appropriated in this section,  
31 \$1,605,063,804 is allocated for medical assistance program  
32 reimbursement and associated costs.

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

1 b. Of the funds allocated in this subsection, \$3,383,880  
2 shall be used for program administration, outreach, and  
3 enrollment activities of the state family planning services  
4 program pursuant to section 217.41B, and of this amount, the  
5 department may use \$200,000 for administrative expenses.

6 c. Of the funds allocated in this subsection,  
7 \$1,700,000 shall be used to provide for additional home and  
8 community-based services waiver slots for individuals with an  
9 intellectual disability.

10 2. Iowans support reducing the number of abortions  
11 performed in our state. Funds appropriated under this section  
12 shall not be used for abortions, unless otherwise authorized  
13 under this section.

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

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

19 5. Of the funds appropriated in this section, \$41,322,970  
20 is allocated for maintenance of the Hawki program pursuant  
21 to chapter 514I, including supplemental dental services, for  
22 receipt of federal financial participation under Tit. XXI of  
23 the federal Social Security Act, which creates the children's  
24 health insurance program.

25 HEALTH PROGRAM OPERATIONS

26 Sec. 10. HEALTH PROGRAM OPERATIONS. There is appropriated  
27 from the general fund of the state to the department of health  
28 and human services for the fiscal year beginning July 1,  
29 2024, and ending June 30, 2025, the following amount, or so  
30 much thereof as is necessary, to be used for the purposes  
31 designated:

32 For health program operations and the autism support  
33 program:

34 ..... \$ 39,597,231

35 1. The department of inspections, appeals, and licensing

1 shall provide all state matching funds for survey and  
2 certification activities performed by the department of  
3 inspections, appeals, and licensing. The department of health  
4 and human services is solely responsible for distributing the  
5 federal matching funds for such activities.

6 2. Of the funds appropriated in this section, a sufficient  
7 amount shall be used for the administration of the health  
8 insurance premium payment program, including salaries, support,  
9 maintenance, and miscellaneous purposes.

10 3. Of the funds appropriated in this section, \$750,000 shall  
11 be used for the state poison control center. Pursuant to the  
12 directive under 2014 Iowa Acts, chapter 1140, section 102, the  
13 federal matching funds available to the state poison control  
14 center from the department under the federal Children's Health  
15 Insurance Program Reauthorization Act of 2009 allotment shall  
16 be subject to the federal administrative cap rule of 10 percent  
17 applicable to funding provided under Tit. XXI of the federal  
18 Social Security Act and included within the department's  
19 calculations of the cap.

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

25 HEALTH CARE ACCOUNTS AND FUNDS

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

33 Notwithstanding any provision of law to the contrary, to  
34 supplement the appropriation made in this Act for health  
35 program operations under the medical assistance program for the

1 same fiscal year:

2 ..... \$ 234,193

3 Sec. 12. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF  
4 HEALTH AND HUMAN SERVICES. Notwithstanding any provision to  
5 the contrary and subject to the availability of funds, there is  
6 appropriated from the quality assurance trust fund created in  
7 section 249L.4 to the department of health and human services  
8 for the fiscal year beginning July 1, 2024, and ending June 30,  
9 2025, the following amount, or so much thereof as is necessary,  
10 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 health and human  
13 services for medical assistance for the same fiscal year:

14 ..... \$111,216,205

15 Sec. 13. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
16 DEPARTMENT OF HEALTH AND HUMAN SERVICES. Notwithstanding any  
17 provision to the contrary and subject to the availability of  
18 funds, there is appropriated from the hospital health care  
19 access trust fund created in section 249M.4 to the department  
20 of health and human services for the fiscal year beginning July  
21 1, 2024, and ending June 30, 2025, the following amount, or so  
22 much thereof as is necessary, for the purposes designated:

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

26 ..... \$ 33,920,554

27 REIMBURSEMENT RATES

28 Sec. 14. REIMBURSEMENT RATES.

29 1. Reimbursement for medical assistance, state  
30 supplementary assistance, and social service providers and  
31 services reimbursed under the purview of the department of  
32 health and human services shall remain at the reimbursement  
33 rate or shall be determined pursuant to the reimbursement  
34 methodology in effect on June 30, 2024, with the exception of  
35 the following:

1 a. If reimbursement is otherwise negotiated by contract or  
2 pursuant to an updated fee schedule.

3 b. As otherwise provided in this section.

4 2. a. Notwithstanding any provision of law to the contrary,  
5 for the fiscal year beginning July 1, 2024, and ending June  
6 30, 2025, the department of health and human services shall  
7 reimburse case-mix nursing facility rates at the amounts in  
8 effect on June 30, 2024.

9 b. The department of health and human services shall  
10 calculate each nursing facility's case-mix index for the period  
11 beginning July 1, 2023, using weighting based on the current  
12 patient driven payment model (PDPM) schedule. Rosters shall be  
13 made to show a separate calculation to determine the average  
14 case-mix index for a nursing-facility-wide case mix index, and  
15 a case-mix index for the residents of a nursing facility who  
16 are Medicaid recipients using all minimum data set reports by  
17 the nursing facility for the previous semi-annual period using  
18 a day weighted calculation.

19 3. For the fiscal year beginning July 1, 2024, Medicaid  
20 provider rates shall be adjusted to 85 percent of the benchmark  
21 rates based on the department's 2023 Medicaid rate review for  
22 all of the following Medicaid providers:

23 a. Medical supply providers.

24 b. Physician assistants.

25 c. Physical therapists.

26 d. Occupational therapists.

27 e. Certified nurse midwives.

28 4. For the fiscal year beginning July 1, 2024, reimbursement  
29 rates for home and community-based services providers shall be  
30 increased compared to the rates in effect on June 30, 2024, to  
31 the extent possible within the state funding, including the  
32 \$14,600,000 provided for this purpose.

33 5. For the fiscal year beginning July 1, 2024, reimbursement  
34 rates for community mental health centers shall be increased  
35 compared to the rates in effect on June 30, 2024, to the extent



1 possible within the state funding, including the \$276,947  
2 provided for this purpose.

3 6. For the fiscal year beginning July 1, 2024, enhanced  
4 reimbursement shall be provided within the additional \$369,000  
5 appropriated for this purpose for a psychiatric medical  
6 institution for children that meets the selection criteria  
7 specified in 2024 Iowa Acts, House File 2402, or successor  
8 legislation, if enacted.

9 7. For the fiscal year beginning July 1, 2024, the pharmacy  
10 dispensing fee shall be adjusted within the additional \$500,000  
11 appropriated for this purpose.

12 8. For the fiscal year beginning July 1, 2024, the  
13 reimbursement rates for mental health providers shall be  
14 increased within the additional \$2,104,186 appropriated for  
15 this purpose.

16 9. For the fiscal year beginning July 1, 2024,  
17 residential-based supported community living provider  
18 rates shall be increased within the additional \$1,352,750  
19 appropriated for this purpose.

20 10. For the fiscal year beginning July 1, 2024,  
21 reimbursement rates for home health agencies shall continue to  
22 be based on the Medicare low utilization payment adjustment  
23 (LUPA) methodology with state geographic wage adjustments and  
24 shall be adjusted to increase the rates to the extent possible  
25 within the state funding appropriated. The department shall  
26 continue to update the rates every two years to reflect the  
27 most recent Medicare LUPA rates.

28 11. For the fiscal year beginning July 1, 2024,  
29 reimbursement rates for air medical services provided by an  
30 entity that has over 40 years of experience and is the largest  
31 community-based provider of air medical services shall be  
32 increased within the additional \$250,000 appropriated for this  
33 purpose.

34 DIVISION VII

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

1 STATE CHILD CARE ASSISTANCE

2 Sec. 15. STATE CHILD CARE ASSISTANCE. There is appropriated  
3 from the general fund of the state to the department of health  
4 and human services for the fiscal year beginning July 1,  
5 2024, and ending June 30, 2025, the following amount, or so  
6 much thereof as is necessary, to be used for the purposes  
7 designated:

8 For state child care assistance in accordance with section  
9 237A.13:

10 ..... \$ 34,966,931

11 1. If the appropriations made for purposes of the state  
12 child care assistance program for the fiscal year are  
13 determined to be insufficient, it is the intent of the general  
14 assembly to appropriate sufficient funding for the fiscal year  
15 in order to avoid establishment of waiting list requirements.

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

21 EARLY INTERVENTION AND SUPPORTS

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

28 For promoting the optimum health status for children  
29 and adolescents from birth through 21 years of age, and for  
30 families:

31 ..... \$ 35,277,739

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

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

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

9 4. Of the funds appropriated in this section, \$1,000,000  
10 shall be used for the purposes of program administration and  
11 provision of pregnancy support services through the more  
12 options for maternal support program in accordance with section  
13 217.41C.

14 CHILD PROTECTIVE SERVICES

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

21 For child, family, and adoption services, and for salaries,  
22 support, maintenance, and miscellaneous purposes:  
23 ..... \$166,101,034

24 1. Of the funds appropriated in this section, \$1,717,000  
25 is allocated specifically for expenditure for fiscal year  
26 2024-2025 through the decategorization services funding pools  
27 and governance boards established pursuant to section 232.188.

28 2. A portion of the funds appropriated in this section  
29 may be used to provide other resources based on client need  
30 required to support family preservation, emergency client need,  
31 or family reunification efforts.

32 3. Of the funds appropriated in this section, a sufficient  
33 amount is allocated for foster family care, group foster care  
34 maintenance and services, shelter care, child welfare emergency  
35 services, and supervised apartment living contracts.

1 4. Federal funds received by the state during the fiscal  
2 year beginning July 1, 2024, as the result of the expenditure  
3 of state funds appropriated during a previous state fiscal  
4 year for a service or activity funded under this section, are  
5 appropriated to the department to be used as additional funding  
6 for services and purposes provided for under this section.  
7 Notwithstanding section 8.33, moneys received in accordance  
8 with this subsection that remain unencumbered or unobligated at  
9 the close of the fiscal year shall not revert to any fund but  
10 shall remain available for the purposes designated until the  
11 close of the succeeding fiscal year.

12 5. a. Of the funds appropriated in this section, \$748,000  
13 is allocated for the payment of the expenses of court-ordered  
14 services provided to children who are under the supervision  
15 of the department, which expenses are a charge upon the state  
16 pursuant to section 232.141, subsection 4.

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

22 6. Of the funds appropriated in this section, \$1,658,000  
23 shall be used for the child protection center grant program for  
24 child protection centers located in Iowa in accordance with  
25 section 135.118. The grant amounts under the program shall be  
26 equalized so that each center receives a uniform base amount of  
27 \$245,000, and so that the remaining funds are awarded through  
28 a funding formula based upon the volume of children served.  
29 To increase access to child protection center services for  
30 children in rural areas, the funding formula for the awarding  
31 of the remaining funds shall provide for the awarding of an  
32 enhanced amount to eligible grantees to develop and maintain  
33 satellite centers in underserved regions of the state.

34 7. Of the funds appropriated in this section, \$4,359,500 is  
35 allocated for the preparation for adult living program pursuant

1 to section 234.46.

2 8. Of the funds appropriated in this section, up to \$227,000  
3 shall be used for the public purpose of continuing a grant to a  
4 nonprofit human services organization, providing services to  
5 individuals and families in multiple locations in southwest  
6 Iowa and Nebraska for support of a project providing immediate,  
7 sensitive support and forensic interviews, medical exams, needs  
8 assessments, and referrals for victims of child abuse and their  
9 nonoffending family members.

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

14 10. a. Of the funds appropriated in this section, a  
15 sufficient amount is allocated for adoption subsidy payments  
16 and related costs.

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

26 c. Of the funds appropriated in this section, \$148,232  
27 shall be used to increase the adoption subsidy paid to a person  
28 pursuant to section 600.17 who adopts a child after July 1,  
29 2024, by five percent over the rates in effect on June 30,  
30 2024.

31 11. Of the funds appropriated in this section, a sufficient  
32 amount is allocated to support training needs for child welfare  
33 providers and to address disproportionality within the child  
34 welfare system.

35 12. Of the funds appropriated in this section, \$308,765

1 shall be used to increase the foster care reimbursement rates  
2 paid pursuant to section 234.38, by five percent over the rates  
3 in effect on June 30, 2024.

4 13. Of the funds appropriated in this section, \$1,000,000 is  
5 allocated for enhanced training for child protective services  
6 workers and for additional social worker supervisors to  
7 appropriately manage caseloads.

8 14. If a separate funding source is identified that reduces  
9 the need for state funds within an allocation under this  
10 section, the allocated state funds may be redistributed to  
11 other allocations under this section for the same fiscal year.

12 DIVISION VIII

13 STATE SPECIALTY CARE — FY 2024-2025

14 Sec. 18. STATE SPECIALTY CARE. There is appropriated from  
15 the general fund of the state to the department of health and  
16 human services for the fiscal year beginning July 1, 2024, and  
17 ending June 30, 2025, the following amount, or so much thereof  
18 as is necessary, to be used for the purposes designated:

19 For salaries, support, maintenance, and miscellaneous  
20 purposes at institutions under the jurisdiction of the  
21 department of health and human services:

22 ..... \$100,006,128

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

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

28 a. For the state mental health institute at Cherokee:

29 ..... \$ 19,439,086

30 b. For the state mental health institute at Independence:

31 ..... \$ 23,916,279

32 c. For the civil commitment unit for sexual offenders at  
33 Cherokee:

34 ..... \$ 17,755,397

35 d. For the state resource center at Woodward:

1 ..... \$ 14,018,717  
 2 e. For the state resource center at Glenwood:  
 3 ..... \$ 5,255,132  
 4 f. For the state training school at Eldora:  
 5 ..... \$ 19,621,517

DIVISION IX

ADMINISTRATION AND COMPLIANCE — FY 2024-2025

Sec. 19. ACCOUNTABILITY, COMPLIANCE, AND PROGRAM

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

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

17 ..... \$ 22,356,598

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

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

27 3. Of the funds appropriated in this section, \$1,148,959  
 28 shall be used for the office of long-term care ombudsman  
 29 for salaries, support, administration, maintenance, and  
 30 miscellaneous purposes.

31 4. For the fiscal year beginning July 1, 2024, and ending  
 32 June 30, 2025, the department of health and human services  
 33 may utilize the funds appropriated from the general fund of  
 34 the state to the department under this Act for up to 4,156.00  
 35 full-time equivalent positions. The department shall report to

1 the general assembly by December 15, 2024, the distribution of  
2 the approved number of full-time equivalent positions across  
3 the organizational divisions of the department.

4 DIVISION X

5 AUTISM SUPPORT FUND

6 Sec. 20. AUTISM SUPPORT FUND — APPROPRIATION.

7 Notwithstanding any provision to the contrary under section  
8 225D.2, there is appropriated from the autism support fund  
9 created in section 225D.2 to the department of health and human  
10 services for the fiscal year beginning July 1, 2024, and ending  
11 June 30, 2025, the following amount, or so much thereof as is  
12 necessary, for the purposes designated:

13 For allocation to a nonprofit agency that provides expert  
14 care for children with medical complexity as infrastructure  
15 funding to expand its facilities to provide behavioral analysis  
16 treatment for eligible individuals:

17 ..... \$ 750,000

18 DIVISION XI

19 DEPARTMENT OF HEALTH AND HUMAN SERVICES TRANSFERS, CASHFLOW,  
20 AND NONREVERSIONS

21 Sec. 21. DEPARTMENT OF HEALTH AND HUMAN SERVICES TRANSFERS  
22 AND CASHFLOW.

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

30 2. If the savings to the appropriations made for the  
31 Medicaid program from ongoing cost management efforts exceed  
32 the associated costs for the fiscal year, the department may  
33 transfer any savings generated for the fiscal year due to cost  
34 management efforts to the appropriations made in this Act for  
35 health program operations or for accountability, compliance,



1 and program integrity to defray the costs associated with  
2 implementation of the cost management efforts.

3 3. The department may transfer funds appropriated for  
4 child protective services to pay the nonfederal share costs of  
5 services reimbursed under the medical assistance program, state  
6 child care assistance program, or the family investment program  
7 which are provided to children who would otherwise receive  
8 services paid under the appropriation for child protective  
9 services.

10 4. The department may transfer funds from the temporary  
11 assistance for needy families block grant to the federal social  
12 services block grant appropriation, and to the child care and  
13 development block grant appropriation, in accordance with  
14 federal law.

15 5. To the extent the department determines that moneys  
16 appropriated under this Act or allocated for a specific purpose  
17 under the Act will remain unencumbered or unobligated at the  
18 close of the fiscal year, such unencumbered or unobligated  
19 moneys may be used in the same fiscal year for any other  
20 purpose for which the moneys appropriated may be used, or for  
21 any other allocation within the same appropriation.

22 6. To the extent the department determines that moneys  
23 appropriated under this Act will remain unencumbered or  
24 unobligated at the close of the fiscal year or that services  
25 will not be impacted, the department may utilize up to  
26 \$3,000,000 of such unencumbered or unobligated moneys  
27 appropriated to develop and support the thrive Iowa program,  
28 a closed-loop referral system utilizing a navigator model,  
29 that acts as the connection point to link Iowans on an  
30 individualized path to prosperity and self-sufficiency to  
31 available resources in all sectors of the community.

32 Sec. 22. DEPARTMENT OF HEALTH AND HUMAN SERVICES  
33 NONREVERSIONS.

34 1. Notwithstanding section 8.33, moneys appropriated from  
35 the general fund of the state and the temporary assistance for

1 needy families block grant to the department of health and  
2 human services for the fiscal year beginning July 1, 2024,  
3 and ending June 30, 2025, for the purposes of the FaDSS grant  
4 program that remain unencumbered or unobligated at the close of  
5 the fiscal year shall not revert, but shall remain available  
6 for expenditure for the purposes designated until the close of  
7 the succeeding fiscal year.

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

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

28 4. Notwithstanding section 8.33, moneys appropriated from  
29 the general fund of the state to the department of health and  
30 human services for the fiscal year beginning July 1, 2024,  
31 and ending June 30, 2025, for the commission on volunteer  
32 service for purposes of the Iowa state commission grant program  
33 that remain unencumbered or unobligated at the close of the  
34 fiscal year shall not revert, but shall remain available for  
35 expenditure for the purposes designated for subsequent fiscal

1 years.

2 5. Notwithstanding section 8.33, moneys appropriated from  
3 the general fund of the state to the department of health and  
4 human services for the fiscal year beginning July 1, 2024,  
5 and ending June 30, 2025, and allocated for rural psychiatric  
6 residencies to annually fund eight psychiatric residents who  
7 will provide mental health services to underserved areas of the  
8 state that remain unencumbered or unobligated at the close of  
9 the fiscal year shall not revert, but shall remain available  
10 for expenditure for the purposes designated until the close of  
11 the succeeding fiscal year.

12 6. Notwithstanding section 8.33, moneys appropriated from  
13 the general fund of the state to the department of health and  
14 human services for the fiscal year beginning July 1, 2024,  
15 and ending June 30, 2025, and allocated for adoption subsidy  
16 payments and related costs or for post-adoption services  
17 and related allowable purposes that remain unencumbered or  
18 unobligated at the close of the fiscal year shall not revert,  
19 but shall remain available for expenditure for the purposes  
20 designated until the close of the succeeding fiscal year.

21 DIVISION XII

22 HEALTH AND HUMAN SERVICES — PRIOR APPROPRIATIONS AND OTHER  
23 PROVISIONS — FY 2022-2023

24 RURAL PSYCHIATRIC RESIDENCIES

25 Sec. 23. 2022 Iowa Acts, chapter 1131, section 3, subsection  
26 4, paragraph j, is amended to read as follows:

27 j. Of the funds appropriated in this subsection, \$800,000  
28 shall be used for rural psychiatric residencies to support the  
29 annual creation and training of ~~six~~ eight psychiatric residents  
30 who 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 FAMILY INVESTMENT PROGRAM

1     Sec. 24. 2022 Iowa Acts, chapter 1131, section 9, subsection  
2 7, as enacted by 2023 Iowa Acts, chapter 112, section 41, is  
3 amended to read as follows:

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

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

14     Sec. 26. RETROACTIVE APPLICABILITY. This division of this  
15 Act applies retroactively to July 1, 2022.

16                                   DIVISION XIII

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

20     Sec. 27. 2023 Iowa Acts, chapter 112, section 3, is amended  
21 by adding the following new subsection:

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

28                                   AUDIOLOGICAL SERVICES

29     Sec. 28. 2023 Iowa Acts, chapter 112, section 5, subsection  
30 2, paragraph e, is amended to read as follows:

31     e. Of the funds appropriated in this subsection, \$156,000  
32 shall be used to provide audiological services and hearing aids  
33 for children. Notwithstanding section 8.33, moneys allocated  
34 in this paragraph that remain unencumbered or unobligated at  
35 the close of the fiscal year shall not revert but shall remain

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

3 RURAL PSYCHIATRIC RESIDENCIES

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

6 j. Of the funds appropriated in this subsection, \$800,000  
7 shall be used for rural psychiatric residencies to annually  
8 fund ~~six~~ eight psychiatric residents who will provide  
9 mental health services in underserved areas of the state.

10 Notwithstanding [section 8.33](#), moneys that remain unencumbered  
11 or unobligated at the close of the fiscal year shall not revert  
12 but shall remain available for expenditure for the purposes  
13 designated for subsequent fiscal years.

14 CHILD AND FAMILY SERVICES — CHILD PROTECTIVE SERVICES

15 Sec. 30. 2023 Iowa Acts, chapter 112, section 7, subsection  
16 7, is amended to read as follows:

17 7. For child ~~and family~~ protective services:

18 ..... \$ ~~32,380,654~~  
19 35,380,654

20 Of the funds appropriated in this subsection, up to  
21 \$3,000,000 shall be used for the kinship caregiver stipend  
22 program.

23 FAMILY INVESTMENT PROGRAM

24 Sec. 31. 2023 Iowa Acts, chapter 112, section 9, is amended  
25 by adding the following new subsection:

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

34 CHILD CARE ASSISTANCE

35 Sec. 32. 2023 Iowa Acts, chapter 112, section 17, subsection

1 8, is amended to read as follows:

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

11 CHILD AND FAMILY SERVICES

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

14 NEW SUBSECTION. 23. Notwithstanding section 8.33, moneys  
15 appropriated in this section that remain unencumbered or  
16 unobligated at the close of the fiscal year shall not revert  
17 but shall remain available for the purposes designated until  
18 the close of the succeeding fiscal year.

19 ADOPTION SUBSIDY — QUALIFIED RESIDENTIAL TREATMENT PROVIDERS  
20 — PMIC PROVIDER

21 Sec. 34. 2023 Iowa Acts, chapter 112, section 20, subsection  
22 4, is amended to read as follows:

23 4. Notwithstanding [section 8.33](#), moneys appropriated in  
24 this section that remain unencumbered or unobligated at the  
25 close of the fiscal year shall not revert but shall remain  
26 available for the purposes designated; and may be used for  
27 child protective services qualified residential treatment  
28 provider rates and security enhancements; and up to \$3,000,000  
29 may be used by the department, notwithstanding any provision  
30 of law to the contrary regarding competitive bidding, to enter  
31 into a sole source contract with a nonprofit provider founded  
32 in 1912, with centers in 11 states that provide a comprehensive  
33 behavioral health network of clinical, therapeutic, education,  
34 and employment programs and services, for renovation or  
35 purchase of a facility for use as a psychiatric medical

1 institution for children, until the close of the succeeding  
2 fiscal year.

3 FIELD OPERATIONS

4 Sec. 35. 2023 Iowa Acts, chapter 112, section 26, is amended  
5 by adding the following new subsection:

6 NEW SUBSECTION. 4. Notwithstanding section 8.33, moneys  
7 appropriated in this section that remain unencumbered or  
8 unobligated at the close of the fiscal year shall not revert  
9 but shall remain available for the purposes designated until  
10 the close of the succeeding fiscal year.

11 GENERAL ADMINISTRATION — MORE OPTIONS FOR MATERNAL SUPPORT  
12 PROGRAM

13 Sec. 36. 2023 Iowa Acts, chapter 112, section 27, subsection  
14 8, is amended to read as follows:

15 8. Of the funds appropriated under this section, \$1,000,000  
16 shall be used for the purposes of program administration and  
17 provision of pregnancy support services through the more  
18 options for maternal support program in accordance with section  
19 217.41C. Notwithstanding section 8.33, moneys allocated in  
20 this subsection that remain unencumbered or unobligated at the  
21 close of the fiscal year shall not revert but shall remain  
22 available for the purposes designated until the close of the  
23 succeeding fiscal year.

24 LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM ADMINISTRATIVE  
25 ALLOCATION — FEDERAL BLOCK GRANT

26 Sec. 37. 2023 Iowa Acts, chapter 161, section 10, subsection  
27 3, is amended to read as follows:

28 3. After subtracting the allocation in subsection 2, ~~up to~~  
29 ~~10~~ no less than 8.4 percent of the remaining moneys for each  
30 federal fiscal year are allocated for administrative expenses  
31 of low-income home energy assistance program contractors and  
32 up to 1.6 percent of the remaining moneys for each fiscal year  
33 are allocated for the administrative expenses of the department  
34 of health and human services under the low-income home energy  
35 assistance program of which \$377,000 is allocated each federal

1 ~~fiscal year for administrative expenses of the department of~~  
2 ~~health and human services.~~ The costs of auditing the use and  
3 administration of the portion of the appropriation in this  
4 section that is retained by the state shall be paid from the  
5 amount allocated in this subsection each federal fiscal year to  
6 the department of health and human services. The auditor of  
7 state shall bill the department of health and human services  
8 for the audit costs.

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

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

13 DIVISION XIV

14 REPORT ON NONREVERSION OF FUNDS

15 Sec. 40. REPORT ON NONREVERSION OF FUNDS. The department  
16 of health and human services shall report the expenditure of  
17 any moneys for which nonreversion authorization was provided  
18 for the fiscal year beginning July 1, 2023, and ending June 30,  
19 2024, to the general assembly on a quarterly basis beginning  
20 October 1, 2024.

21 DIVISION XV

22 EMERGENCY RULES AND REPORTS

23 Sec. 41. EMERGENCY RULES.

24 1. If necessary to comply with federal requirements  
25 including time frames, or if specifically authorized by a  
26 provision of this Act, the department of health and human  
27 services or the mental health and disability services  
28 commission shall adopt administrative rules under section  
29 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph  
30 "b", to implement the applicable provisions of this Act. The  
31 rules shall be effective immediately upon filing unless a  
32 later date is specified in the rules. Any rules adopted in  
33 accordance with this section shall also be published as a  
34 notice of intended action as provided in section 17A.4.

35 2. If during a fiscal year, the department of health and



1 human services is adopting rules in accordance with this  
2 section or as otherwise directed or authorized by state  
3 law, and the rules will result in an expenditure increase  
4 beyond the amount anticipated in the budget process or if the  
5 expenditure was not addressed in the budget process for the  
6 fiscal year, the department shall notify the general assembly  
7 and the department of management concerning the rules and the  
8 expenditure increase. The notification shall be provided at  
9 least thirty calendar days prior to the date notice of the  
10 rules is submitted to the administrative rules coordinator and  
11 the administrative code editor.

12 Sec. 42. REPORTS. Unless otherwise provided, any reports or  
13 other information required to be compiled and submitted under  
14 this Act during the fiscal year beginning July 1, 2024, shall  
15 be submitted on or before the date specified for submission of  
16 the reports or information.

17 DIVISION XVI

18 CODIFIED PROVISIONS

19 PERSONAL NEEDS ALLOWANCE FOR FACILITIES UNDER MEDICAID

20 Sec. 43. Section 249A.30A, Code 2024, is amended to read as  
21 follows:

22 **249A.30A Medical assistance — personal needs allowance.**

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

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

1 a sufficient amount from the general fund of the state to the  
2 department of health and human services for this purpose.

3 REPLACEMENT GENERATION TAX REVENUES

4 Sec. 44. Section 437A.8, subsection 4, paragraph d, Code  
5 2024, is amended to read as follows:

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

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

1 of health and human services under this paragraph.

2 Sec. 45. Section 437A.15, subsection 3, paragraph f, Code  
3 2024, is amended to read as follows:

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

33 **PERSONAL NEEDS ALLOWANCE FOR STATE SUPPLEMENTARY ASSISTANCE**

34 Sec. 46. **NEW SECTION. 249.9A Personal needs allowance.**

35 1. The department shall increase the personal needs

1 allowance for residents of residential care facilities by the  
2 same percentage and at the same time as federal supplemental  
3 security income and federal social security benefits are  
4 increased due to a recognized increase in the cost of living.

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

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

26 MEDICAID FRAUD FUND AND HEALTH CARE TRUST FUND

27 Sec. 47. Section 249A.50, subsection 3, Code 2024, is  
28 amended to read as follows:

29 3. a. A Medicaid fraud fund is created in the state  
30 treasury under the authority of the department of inspections,  
31 appeals, and licensing. Moneys from penalties, investigative  
32 costs recouped by the Medicaid fraud control unit, and other  
33 amounts received as a result of prosecutions involving  
34 the department of inspections, appeals, and licensing  
35 investigations and audits to ensure compliance with the medical

1 assistance program that are not credited to the program shall  
2 be credited to the fund.

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

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

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

24 Sec. 48. Section 453A.35A, Code 2024, is amended to read as  
25 follows:

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

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

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

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

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

22 MENTAL HEALTH INSTITUTES — RETAINING OF REVENUE

23 Sec. 49. NEW SECTION. 218.97 Retaining of revenue by mental  
24 health institutes.

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

30 RESIDENTS OF MENTAL HEALTH INSTITUTES — RETAINING MEDICAID  
31 ELIGIBILITY

32 Sec. 50. NEW SECTION. 249A.38A Residents of mental health  
33 institutes — retaining of Medicaid eligibility.

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

1 institute at Cherokee or the state mental health institute  
2 at Independence shall retain Medicaid eligibility during the  
3 period of the Medicaid recipient's stay for which federal  
4 financial participation is available.

5 STATE RESOURCE CENTERS — SCOPE OF SERVICES

6 Sec. 51. NEW SECTION. 218.97A State resource centers —  
7 scope of services approach — time-limited assessment and respite  
8 services.

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

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

18 JUVENILE DETENTION HOME FUND — APPROPRIATION

19 Sec. 52. Section 232.142, Code 2024, is amended to read as  
20 follows:

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

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

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

34 3. A county or multicounty juvenile detention home approved  
35 pursuant to [this section](#) shall receive financial aid from the

1 state in a manner approved by the director. Aid paid by the  
2 state shall be at least ten percent and not more than fifty  
3 percent of the total cost of the establishment, improvements,  
4 operation, and maintenance of the home.

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

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

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

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



1 operation, and maintenance of county or multicounty juvenile  
2 detention homes in the prior fiscal year. Such percentage  
3 shall be determined by the department based on the amount  
4 available for distribution from the fund.

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

10 FAMILY INVESTMENT PROGRAM ACCOUNT ELIMINATION

11 Sec. 53. Section 239B.11, Code 2024, is amended to read as  
12 follows:

13 **239B.11 Family investment program account — diversion**  
14 **program subaccount — diversion program.**

15 ~~1. An account is established in the state treasury to~~  
16 ~~be known as the family investment program account under~~  
17 ~~control of the department to which shall be credited all funds~~  
18 ~~appropriated by the state for the payment of assistance and~~  
19 ~~JOBS program expenditures. All other moneys received at any~~  
20 ~~time for these purposes, including child support revenues,~~  
21 ~~shall be deposited into the account as provided by law. All~~  
22 ~~assistance and JOBS program expenditures under this chapter~~  
23 ~~shall be paid from the account.~~

24 ~~2. a. A diversion program subaccount is created within~~  
25 ~~the family investment program account. The subaccount may be~~  
26 ~~used to provide incentives to divert a family's participation~~  
27 ~~in the family investment program if the family meets the~~  
28 ~~department's income eligibility requirements for the diversion~~  
29 ~~program. Incentives may be provided in the form of payment or~~  
30 ~~services to help a family to obtain or retain employment. The~~  
31 ~~diversion program subaccount may also be used for payments to~~  
32 ~~participants as necessary to cover the expenses of removing~~  
33 ~~barriers to employment and to assist in stabilizing employment.~~  
34 ~~In addition, the diversion program subaccount may be used for~~  
35 ~~funding of services and payments for persons whose family~~

1 ~~investment program eligibility has ended, in order to help the~~  
2 ~~persons to stabilize or improve their employment status.~~

3 b.—The A diversion program is created under the family  
4 investment program. The program shall provide incentives  
5 to divert a family's participation in or transition of  
6 a family from the family investment program by helping a  
7 participant obtain or retain employment, by removing barriers  
8 to employment, by stabilizing a participant's employment, or  
9 by improving a participant's employment status. The program  
10 shall be implemented statewide in a manner that preserves local  
11 flexibility in program design. The department shall assess and  
12 screen individuals who would most likely benefit from diversion  
13 program assistance. The department ~~may~~ shall adopt income  
14 eligibility requirements and additional eligibility criteria  
15 for the diversion program as necessary for compliance with  
16 federal law and for screening those families ~~who would be~~ most  
17 likely to become eligible for the family investment program if  
18 diversion program incentives ~~would~~ were not be provided ~~to the~~  
19 ~~families.~~

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

22 2. An individual who commits a fraudulent practice under  
23 this section is personally liable for the amount of assistance  
24 or other benefits fraudulently obtained. The amount of the  
25 assistance or other benefits may be recovered from the offender  
26 or the offender's estate in an action brought or by claim  
27 filed in the name of the state and the recovered funds shall  
28 ~~be deposited in the family investment program account~~ credited  
29 to the appropriation to the department for community access  
30 and eligibility to be used for the purposes of the family  
31 investment program. The action or claim filed in the name of  
32 the state shall not be considered an election of remedies to  
33 the exclusion of other remedies.

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

1 1. The director, within the limitations of the amount  
2 appropriated for child support services, or moneys transferred  
3 for this purpose from the ~~family investment program account~~  
4 ~~created in section 239B.11~~ appropriation to the department for  
5 community access and eligibility, may establish new positions  
6 and add employees to child support services if the director  
7 determines that both the current and additional employees  
8 together can reasonably be expected to maintain or increase net  
9 state revenue at or beyond the budgeted level for the fiscal  
10 year.

11 Sec. 56. TRANSITION PROVISION. All unencumbered and  
12 unobligated moneys remaining on June 30, 2024, in the family  
13 investment program account created in section 239B.11, are  
14 appropriated to the department of health and human services for  
15 community access and eligibility.

16 CHILD SUPPORT COLLECTION SERVICES CENTER REFUND ACCOUNT

17 Sec. 57. Section 252B.13A, Code 2024, is amended by adding  
18 the following new subsection:

19 NEW SUBSECTION. 3. Support payments received by the  
20 collection services center shall be deposited in the collection  
21 services center refund account. The account shall be separate  
22 from the general fund of the state and shall not be considered  
23 part of the general fund of the state. The moneys deposited  
24 in the account are not subject to section 8.33 and shall not  
25 be transferred, used, obligated, appropriated, or otherwise  
26 encumbered except as provided for the purposes of this chapter.  
27 Notwithstanding section 12C.7, subsection 2, interest or  
28 earnings on moneys deposited in the account shall be credited  
29 to the account.

30 QUALITY ASSURANCE ASSESSMENT — PAYMENT PERIOD BASIS

31 Sec. 58. Section 249L.3, subsection 2, Code 2024, is amended  
32 to read as follows:

33 2. The quality assurance assessment shall be paid by each  
34 nursing facility to the department on a quarterly basis, or  
35 other schedule as determined by the department due to a nursing



1 stakeholders, shall explore options for a revised payment model  
2 for reimbursement of assisted living programs that provide  
3 services to Medicaid recipients. The study shall include  
4 consideration of all sources of funding utilized by residents  
5 of assisted living programs. The department of health and  
6 human services shall report all options identified to the  
7 general assembly by December 1, 2024.

8 COUNTY COMMISSIONS OF VETERAN AFFAIRS — APPROPRIATION

9 Sec. 61. Section 35A.16, subsection 1, paragraph b, Code  
10 2024, is amended to read as follows:

11 b. There is appropriated from the general fund of the state  
12 to the department, for the fiscal year beginning July 1, 2009,  
13 and for each subsequent fiscal year, the sum of ~~one million~~  
14 nine hundred ninety thousand dollars to be credited to the  
15 county commissions of veteran affairs fund.

16 FOSTER CARE — RELATIVE OR FICTIVE KIN

17 Sec. 62. Section 234.39, subsection 2, Code 2024, is amended  
18 to read as follows:

19 2. a. A person entitled to periodic support payments  
20 pursuant to an order or judgment entered in any action for  
21 support, who also is or has a child receiving foster care  
22 services, is deemed to have assigned to the department  
23 current and accruing support payments attributable to the  
24 child effective as of the date the child enters foster care  
25 placement, to the extent of expenditure of foster care funds.  
26 The department shall notify the clerk of the district court  
27 when a child entitled to support payments is receiving foster  
28 care services pursuant to [chapter 234](#). Upon notification  
29 by the department that a child entitled to periodic support  
30 payments is receiving foster care services, the clerk of  
31 the district court shall make a notation of the automatic  
32 assignment in the judgment docket and lien index. The notation  
33 constitutes constructive notice of assignment. The clerk of  
34 court shall furnish the department with copies of all orders  
35 and decrees awarding support when the child is receiving

1 foster care services. At the time the child ceases to receive  
2 foster care services, the assignment of support shall be  
3 automatically terminated. Unpaid support accrued under the  
4 assignment of support rights during the time that the child was  
5 in foster care remains due to the department up to the amount  
6 of unreimbursed foster care funds expended. The department  
7 shall notify the clerk of court of the automatic termination  
8 of the assignment. Unless otherwise specified in the support  
9 order, an equal and proportionate share of any child support  
10 awarded shall be presumed to be payable on behalf of each child  
11 subject to the order or judgment for purposes of an assignment  
12 under [this section](#).

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

17 DIVISION XVII

18 HEALTH CARE EMPLOYMENT AGENCIES AND HEALTH CARE TECHNOLOGY  
19 PLATFORMS

20 Sec. 63. Section 135Q.1, Code 2024, is amended to read as  
21 follows:

22 **135Q.1 Definitions.**

23 As used in [this chapter](#), unless the context otherwise  
24 requires:

25 1. "Affiliate" means an entity that directly or indirectly  
26 is controlled with or by, or is under the common control with,  
27 a health care entity. For the purposes of this subsection,  
28 "control" means the same as defined in section 423.3, subsection  
29 92, paragraph "e".

30 ~~1.~~ 2. "Department" means the department of inspections,  
31 appeals, and licensing.

32 ~~2.~~ 3. a. "Health care employment agency" or "agency"  
33 means an agency that contracts with a health care entity  
34 in this state to provide agency workers for temporary or  
35 temporary-to-hire employee placements.

1 b. "Health care employment agency" does not include a health  
2 care entity or an affiliate of a health care entity when acting  
3 as a health care employment agency for the sole purpose of  
4 providing agency workers to the health care entity itself or to  
5 an affiliate of the health care entity.

6 c. "Health care employment agency" does not include a health  
7 care technology platform.

8 ~~3.~~ 4. "Health care employment agency worker" or "agency  
9 worker" means an individual who contracts with or is employed by  
10 a health care employment agency to provide nursing services to  
11 health care entity consumers.

12 ~~4.~~ 5. "Health care entity" means a facility, agency, or  
13 program licensed or certified by the department or by the  
14 centers for Medicare and Medicaid services of the United States  
15 department of health and human services.

16 6. "Health care technology platform" or "platform" includes  
17 an individual, a trust, a partnership, a corporation, a limited  
18 liability partnership or company, or any other business entity  
19 that develops and operates, offers, or maintains a system or  
20 technology that provides an internet-based or application-based  
21 marketplace through which an independent nursing services  
22 professional bids on open shifts posted by a health care entity  
23 to provide nursing services for the health care entity.

24 7. "Independent nursing services professional" means a person  
25 engaged as an independent contractor through a health care  
26 technology platform to provide nursing services for a health  
27 care entity. An independent nursing services professional  
28 shall be considered an independent contractor provided the  
29 independent nursing services professional in the independent  
30 nursing services professional's sole discretion bids on open  
31 shifts and chooses where, when, and how often to work.

32 8. "Individual agency worker category" includes registered  
33 nurses, licensed practical nurses, certified nurse aides,  
34 certified medication aides, home health aides, medication  
35 managers, and noncertified or nonlicensed staff providing

1 personal care as defined in section 231C.2 who are health care  
2 employment agency workers.

3 ~~5.~~ 9. *"Managing entity"* means a business entity,  
4 owner, ownership group, chief executive officer, program  
5 administrator, director, or other decision maker whose  
6 responsibilities include directing the management or policies  
7 of a health care employment agency or a health care technology  
8 platform. *"Managing entity"* includes an individual who,  
9 directly or indirectly, holds a beneficial interest in a  
10 corporation, partnership, or other business entity that  
11 constitutes a managing entity.

12 ~~6.~~ 10. *"Nursing services"* means those services which may be  
13 provided only by or under the supervision of a nurse. *"Nursing*  
14 *services"* includes services performed by a registered nurse, a  
15 licensed practical nurse, a certified nurse aide, a certified  
16 medication aide, a home health aide, a medication manager, or  
17 by noncertified or nonlicensed staff providing personal care  
18 as defined in [section 231C.2](#). *"Nursing services"* does not  
19 include the practice of nursing by an advanced registered nurse  
20 practitioner or an advanced practice registered nurse licensed  
21 under [chapter 152](#) or [152E](#).

22 11. *"Nursing services professionals"* includes registered  
23 nurses, licensed practical nurses, certified nurse aides,  
24 certified medication aides, home health aides, medication  
25 managers, and noncertified or nonlicensed staff providing  
26 personal care as defined in section 231C.2, who are not  
27 health care employment agency workers but instead are employed  
28 directly by or contract directly with a health care entity.

29 Sec. 64. Section 135Q.2, Code 2024, is amended to read as  
30 follows:

31 **135Q.2 Health care employment agency requirements —**  
32 **registration — liability — penalties.**

33 1. a. A health care employment agency operating in the  
34 state shall register annually with the department. Each  
35 separate location of a health care employment agency shall



1 register annually with and pay an annual registration fee of  
2 five hundred dollars to the department. The department shall  
3 issue each location a separate certification of registration  
4 upon approval of registration and payment of the fee. The  
5 annual registration fees shall be retained by the department as  
6 repayment receipts as defined in [section 8.2](#).

7 b. A health care employment agency that fails to register  
8 with the department as required under this subsection shall be  
9 prohibited from contracting with any health care entity in this  
10 state.

11 2. A health care employment agency shall do all of the  
12 following:

13 a. Ensure that agency workers comply with all applicable  
14 requirements relating to the health requirements and  
15 qualifications of personnel in health care entity settings.

16 b. Document that each agency worker meets the minimum  
17 licensing, certification, training, and health requirements  
18 and the continuing education standards for the agency worker's  
19 position in the health care entity setting.

20 c. Maintain records for each agency worker and report,  
21 file, or otherwise provide any required documentation to  
22 external parties or regulators which would otherwise be the  
23 responsibility of the health care entity if the agency worker  
24 was directly employed by the health care entity.

25 d. Maintain professional and general liability insurance  
26 coverage with minimum per occurrence coverage of one million  
27 dollars and aggregate coverage of three million dollars to  
28 insure against loss, damage, or expense incident to a claim  
29 arising out of the death or injury of any person as the result  
30 of negligence or malpractice in the provision of services by  
31 the agency or an agency worker.

32 3. a. A health care employment agency shall not do any of  
33 the following:

34 (1) Restrict in any manner the employment opportunities  
35 of an agency worker by including a noncompete clause in any

1 contract with an agency worker or health care entity.

2 (2) In any contract with an agency worker or health care  
3 entity, require payment of liquidated damages, employment fees,  
4 or other compensation if the agency worker is subsequently  
5 hired as a permanent employee of the health care entity.

6 *b.* This subsection shall not apply to a contract between  
7 a health care employment agency and an agency worker or a  
8 health care entity if the contract meets all of the following  
9 criteria:

10 (1) The contract is entered into for the purpose of placing  
11 an agency worker the health care employment agency assisted in  
12 obtaining authorization to work in the United States.

13 (2) The contract contains an initial duration term of  
14 not less than twenty-four months and a total duration term,  
15 including any renewals or extensions, of not more than  
16 thirty-six months.

17 (3) The contract requires the agency worker to work for  
18 a single health care entity for the entire duration of the  
19 contract.

20 *c.* Any contract that violates this subsection shall be  
21 unenforceable in court.

22 4. A health care employment agency shall submit a report to  
23 the department on a quarterly basis for each health care entity  
24 participating in Medicare or Medicaid with whom the agency  
25 contracts that includes all of the following by provider type:

26 *a.* A detailed list of the average amount charged to the  
27 health care entity for each individual agency worker category.

28 *b.* A detailed list of the average amount paid by the agency  
29 to agency workers in each individual agency worker category.

30 ~~5. *a.* A health care employment agency that violates  
31 subsection 1 or subsection 2 is subject to denial or revocation  
32 of registration for a period of one year and a monetary penalty  
33 of five hundred dollars for a first offense and five thousand  
34 dollars for each offense thereafter.~~

35 ~~*b.* A health care employment agency that violates subsection~~

~~1 3 or that knowingly provides an agency worker who has an  
2 illegally or fraudulently obtained or issued diploma,  
3 registration, license, certification, or background check to  
4 a health care entity is subject to immediate revocation of  
5 registration. The department shall notify the agency thirty  
6 days in advance of the date of such revocation.~~

~~7 c. (1) The managing entity of an agency for which  
8 registration has been denied or revoked under this subsection  
9 shall not be eligible to apply for or be granted registration  
10 for another agency during the two-year period following the  
11 date of the denial or revocation.~~

~~12 (2) The department shall not approve a new registration  
13 or renew an existing registration for any agency for which  
14 the managing entity is also the managing entity of an agency  
15 for which registration has been denied or revoked during the  
16 two-year period in which registration of the violating agency  
17 is denied or revoked.~~

18 ~~6.~~ 5. The department shall establish a system for members  
19 of the public to report complaints against an agency or  
20 agency worker. The department shall investigate any complaint  
21 received and shall report the department's findings to the  
22 complaining party and the agency involved.

23 Sec. 65. NEW SECTION. 135Q.3 **Health care technology**  
24 **platform requirements — registration — liability.**

25 1. a. A health care technology platform operating in  
26 the state shall register annually with the department and  
27 pay an annual registration fee of five hundred dollars to  
28 the department. The department shall issue each health  
29 care technology platform a certificate of registration upon  
30 approval of registration and payment of the fee. The annual  
31 registration fees shall be retained by the department as  
32 repayment receipts as defined in section 8.2.

33 b. A health care technology platform that fails to register  
34 with the department as required under this subsection shall be  
35 prohibited from contracting with any health care entity in this

1 state.

2     *c.* A health care technology platform that allows independent  
3 nursing services professionals to utilize the platform to bid  
4 on open shifts is an authorized agency for purposes of access  
5 to the single contact repository. A health care technology  
6 platform shall rerun background checks for an independent  
7 nursing services professional following two consecutive years  
8 of inactivity on the platform by the independent nursing  
9 services professional.

10     2. A health care technology platform shall verify that  
11 an independent nursing services professional utilizing the  
12 platform does all of the following:

13     *a.* Supplies documentation demonstrating that the independent  
14 nursing services professional meets all applicable state  
15 requirements and qualifications of personnel in a health care  
16 entity setting.

17     *b.* Meets all applicable minimum state licensing and  
18 certification requirements.

19     *c.* Maintains professional liability insurance coverage with  
20 the minimum per occurrence coverage of one million dollars and  
21 aggregate coverage of three million dollars to insure against  
22 loss, damage, or expense incident to a claim arising out of  
23 the death or injury of any person as the result of negligence  
24 or malpractice in the provision of services by the independent  
25 nursing services professional.

26     3. *a.* A health care technology platform shall not do any  
27 of the following:

28         (1) Restrict in any manner the employment opportunities of  
29 an independent nursing services professional by including a  
30 noncompete clause in any contract with an independent nursing  
31 services professional or health care entity.

32         (2) In any contract with an independent nursing services  
33 professional or health care entity, require payment of  
34 liquidated damages, employment fees, or other compensation if  
35 the independent nursing services professional is subsequently

1 hired as a permanent employee or is engaged directly as a  
2 contractor of the health care entity.

3 *b.* Any contract that violates this subsection shall be  
4 unenforceable in court.

5 4. The department shall establish a system for members  
6 of the public to report complaints against a health care  
7 technology platform or an independent nursing services  
8 professional. The department shall investigate any complaint  
9 received and shall report the department's findings to the  
10 complaining party and the health care technology platform  
11 involved.

12 **Sec. 66. NEW SECTION. 135Q.4 Penalties — enforcement.**

13 1. *a.* A health care employment agency that violates  
14 section 135Q.2, subsection 1 or 4, is subject to an initial  
15 monetary penalty of five thousand dollars and shall be provided  
16 notification by the department and given a thirty-day grace  
17 period in which to comply.

18 *b.* A health care employment agency that fails to comply  
19 following the notification and within the thirty-day grace  
20 period under paragraph "a", shall be subject to a monetary  
21 penalty of twenty-five thousand dollars.

22 *c.* If a health care employment agency fails to comply  
23 with paragraph "b", the health care employment agency shall  
24 be subject to an additional monetary penalty of twenty-five  
25 thousand dollars, revocation of registration, and denial of  
26 subsequent registration for up to three years.

27 2. *a.* A health care employment agency that violates section  
28 135Q.2, subsection 2, or that knowingly provides an agency  
29 worker who has an illegally or fraudulently obtained or issued  
30 diploma, registration, license, certification, or background  
31 check to a health care entity is subject to a monetary penalty  
32 of five thousand dollars for each violation.

33 *b.* If a health care employment agency commits a second or  
34 subsequent violation of section 135Q.2, subsection 2, within  
35 any three-year period, the health care employment agency shall

1 be subject to immediate revocation of registration. The  
2 department shall notify the agency thirty days in advance of  
3 the date of such revocation.

4 3. A health care employment agency that violates section  
5 135Q.2, subsection 3, is subject to a monetary penalty of  
6 twenty-five thousand dollars for the first violation. If  
7 a health care employment agency violates section 135Q.2,  
8 subsection 3, a second or subsequent time, the health care  
9 employment agency shall be subject to immediate revocation of  
10 registration, and shall not be eligible to apply for or be  
11 granted registration for the three-year period immediately  
12 following the date of revocation.

13 4. *a.* (1) A health care technology platform that violates  
14 section 135Q.3, subsection 1, is subject to an initial  
15 monetary penalty of five thousand dollars and shall be provided  
16 notification by the department and given a thirty-day grace  
17 period in which to comply.

18 (2) A health care technology platform that fails to comply  
19 with the notification and within the thirty-day grace period  
20 under subparagraph (1) shall be subject to a monetary penalty  
21 of twenty-five thousand dollars.

22 (3) If a health care technology platform knowingly fails  
23 to comply with subparagraph (2), the health care technology  
24 platform shall be subject to an additional monetary penalty of  
25 twenty-five thousand dollars, revocation of registration, and  
26 denial of subsequent registration for up to three years.

27 *b.* (1) A health care technology platform that violates  
28 section 135Q.3, subsection 2, or that knowingly allows  
29 an independent nursing services professional who has an  
30 illegally obtained or issued diploma, registration, license,  
31 certification, or background check to utilize the platform to  
32 bid on a shift for a health care entity is subject to a monetary  
33 penalty of five thousand dollars for each violation.

34 (2) If a health care technology platform commits a second or  
35 subsequent violation of section 135Q.3, subsection 2, within

1 any three-year period, the health care technology platform  
2 shall be subject to immediate revocation of registration. The  
3 department shall notify the health care technology platform  
4 thirty days in advance of the date of such revocation.

5 *c.* (1) A health care technology platform that violates  
6 section 135Q.3, subsection 3, is subject to a monetary penalty  
7 of twenty-five thousand dollars for the first violation.

8 (2) If a health care technology platform violates section  
9 135Q.3, subsection 3, a second or subsequent time, the health  
10 care technology platform shall be subject to immediate  
11 revocation of registration, and shall not be eligible to apply  
12 for or be granted registration for the three-year period  
13 immediately following the date of revocation.

14 5. *a.* The managing entity of an agency for which  
15 registration has been denied or revoked under this section  
16 shall not be eligible to apply for or be granted registration  
17 for another agency during the three-year period following the  
18 date of the denial or revocation.

19 *b.* The department shall not approve a new registration  
20 or renew an existing registration for any agency for which  
21 the managing entity is also the managing entity of an agency  
22 for which registration has been denied or revoked during the  
23 three-year period in which registration of the violating agency  
24 is denied or revoked.

25 6. *a.* The managing entity of a health care technology  
26 platform for which registration has been denied or revoked  
27 under this section shall not be eligible to apply for or  
28 be granted registration for another health care technology  
29 platform during the two-year period following the date of the  
30 denial or revocation.

31 *b.* The department shall not approve a new registration or  
32 renew an existing registration for any health care technology  
33 platform for which the managing entity is also the managing  
34 entity of a health care technology platform for which  
35 registration has been denied or revoked during the two-year

1 period in which registration of the violating health care  
2 technology platform is denied or revoked.

3 7. Any monetary penalties collected under this section  
4 shall be retained by the department as repayment receipts as  
5 defined in section 8.2.

6 8. The attorney general shall enforce this chapter.

7 Sec. 67. NEW SECTION. 135Q.5 **Department annual report.**

8 The department shall submit an annual report to the general  
9 assembly by January 15, for the immediately preceding fiscal  
10 year, that includes a summary of the number of registrations  
11 issued and the amount of registration fees collected, the  
12 violations of this chapter, the amount of monetary penalties  
13 collected, the number of health care employment agencies,  
14 health care technology platforms, and managing entities  
15 for whom a registration was revoked or denied, and any  
16 recommendations for changes to the chapter.

17 Sec. 68. EFFECTIVE DATE. This division of this Act, being  
18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION XVIII

20 MEDICAL CANNABIDIOL REGISTRATION CARD — TELEMEDICINE —  
21 PRACTITIONER REQUIREMENTS

22 Sec. 69. Section 124E.3, Code 2024, is amended by adding the  
23 following new subsection:

24 NEW SUBSECTION. 4. A health care practitioner that  
25 establishes or maintains a relationship with a patient through  
26 the use of telemedicine shall comply with the requirements of  
27 653 IAC 13.11(7).

28 DIVISION XIX

29 NURSING FACILITY OVERSIGHT

30 Sec. 70. NEW SECTION. 135C.35C **Nursing facilities — joint  
31 training sessions.**

32 The department shall semiannually provide joint training  
33 sessions for inspectors and nursing facilities to review at  
34 least three of the ten most frequently issued federal citations  
35 in the state during the immediately preceding calendar year.



1 The department shall develop a protocol to identify regional  
2 citation patterns relating to complaints, standards, and  
3 outcomes in the nursing facility inspection process. The  
4 department shall include the state long-term care ombudsman,  
5 or the state long-term care ombudsman's designee, and  
6 representatives of each nursing facility provider association  
7 in the state in the planning process for the joint training  
8 sessions.

9 Sec. 71. Section 135C.40, subsection 1, Code 2024, is  
10 amended by adding the following new paragraph:

11 NEW PARAGRAPH. *d.* (1) The department shall establish and  
12 maintain a process to review each citation issued for immediate  
13 jeopardy or substandard quality of care prior to issuance of  
14 final findings under section 135C.40A. Representatives of the  
15 nursing facility issued such a citation may participate in  
16 the review to provide context and evidence for the department  
17 to consider in determining if a final finding of immediate  
18 jeopardy or substandard quality of care should be issued. The  
19 review shall ensure consistent and accurate application of  
20 federal and state inspection protocols and defined regulatory  
21 standards.

22 (2) For the purposes of this paragraph:

23 (a) "*Immediate jeopardy*" means a situation in which the  
24 provider's noncompliance with one or more requirements of  
25 participation has caused, or is likely to cause, serious  
26 injury, harm, impairment, or death to a resident.

27 (b) "*Likely*" means probable and reasonably to be expected,  
28 and suggests a greater degree of probability than a mere risk,  
29 potential, or possibility that a particular event will cause  
30 serious injury, harm, impairment, or death to a resident.

31 (c) "*Substandard quality of care*" means the same as defined  
32 in 42 C.F.R. §488.301.

33

DIVISION XX

34 STATE-FUNDED PSYCHIATRY RESIDENCY AND FELLOWSHIP POSITIONS

35 Sec. 72. Section 135.180, Code 2024, is amended to read as

1 follows:

2 135.180 State-funded psychiatry residency and fellowship  
3 ~~program positions~~ — fund — appropriations.

4 1. a. The university of Iowa hospitals and clinics shall  
5 administer a state-funded psychiatry residency and fellowship  
6 ~~program positions~~ for up to ~~nine~~ seven residents and up to two  
7 fellows, annually. In addition, a county medical center, and  
8 a medical center operating for more than one hundred forty  
9 years, that are members of separate health systems, administer  
10 psychiatry residency programs, and are located in a county with  
11 a population over five hundred thousand shall each administer  
12 state-funded psychiatry residency positions for one resident,  
13 annually. The university of Iowa hospitals and clinics and the  
14 specified medical centers shall expand ~~the~~ their psychiatry  
15 residency ~~program programs~~ to provide additional residency  
16 positions by providing financial support for residency  
17 positions which are in excess of the federal residency cap  
18 established by the federal Balanced Budget Act of 1997, Pub.  
19 L. No. 105-33.

20 b. The university of Iowa hospitals and clinics and the  
21 specified medical centers shall cooperate with the state  
22 mental health institutes at Independence and Cherokee, the  
23 state resource center at Woodward, the state training school  
24 at Eldora, and the Iowa medical and classification center  
25 at Oakdale in administering ~~the program~~ the positions.  
26 Participating residents and fellows shall complete a portion  
27 of their psychiatry training at one of the state mental health  
28 institutes, the state resource center, the state training  
29 school, or the Iowa medical and classification center at  
30 Oakdale. For accreditation-required clinical experiences  
31 not available at the state mental health institutes, the  
32 state resource center, the state training school, or the Iowa  
33 medical and classification center at Oakdale, the residents ~~of~~  
34 ~~the psychiatry residency and fellowship program~~ awarded the  
35 residency positions administered by the university of Iowa

1 hospitals and clinics may utilize clinical rotations at the  
 2 university of Iowa hospitals and clinics and its affiliates  
 3 across the state and the residents awarded the residency  
 4 positions administered by the specified medical centers may  
 5 utilize clinical rotations at affiliates of such medical  
 6 centers across the state.

7 2. The university of Iowa hospitals and clinics shall apply  
 8 to the accreditation council for graduate medical education  
 9 for approval of ~~nine~~ seven additional residency positions  
 10 for each class of residents and ~~the psychiatry residency and~~  
 11 ~~fellowship program~~ shall award the total number of residency  
 12 positions approved for each class of residents. The university  
 13 of Iowa hospitals and clinics shall approve and award up to  
 14 two fellowship positions annually. The specified medical  
 15 centers shall apply to the accreditation council for graduate  
 16 medical education for approval of one additional residency  
 17 position each for each class of residents and shall award the  
 18 total number of residency positions approved for each class  
 19 of residents. Preference in the awarding of residency and  
 20 fellowship positions shall be given to candidates who are  
 21 residents of Iowa, attended and earned an undergraduate degree  
 22 from an Iowa college or university, or attended and earned a  
 23 medical degree from a medical school in Iowa.

24 3. A psychiatry residency and fellowship ~~program~~ positions  
 25 fund is created in the state treasury consisting of the moneys  
 26 appropriated or credited to the fund by law. Notwithstanding  
 27 section 8.33, moneys in the fund at the end of each fiscal  
 28 year shall not revert to any other fund but shall remain in  
 29 the psychiatry residency and fellowship ~~program~~ positions fund  
 30 for use in subsequent fiscal years. Moneys in the fund are  
 31 appropriated to the university of Iowa hospitals and clinics  
 32 to be used for the purposes of ~~the program~~ this section. For  
 33 the fiscal years beginning on or after July 1, 2023, there  
 34 is appropriated from the general fund of the state to the  
 35 psychiatry residency and fellowship ~~program~~ positions fund one

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1 hundred thousand dollars for each residency position approved  
2 and awarded ~~under the program~~ and one hundred fifty thousand  
3 dollars for each fellowship position approved and awarded under  
4 ~~the program~~ this section. Of the amount appropriated annually  
5 from the fund to the university of Iowa hospitals and clinics,  
6 the university of Iowa hospitals and clinics shall distribute  
7 one hundred thousand dollars to each of the specified medical  
8 centers for each residency position approved and awarded.