

Health and Human Services Appropriations Bill House Study Bill 736

Last Action:

Joint Subcommittee

March 9, 2010

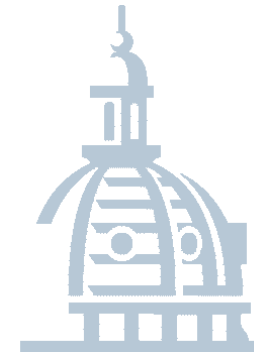
An Act relating to and making appropriations for health and human services and including other related provisions and appropriations, providing penalties, and providing effective, retroactive, and applicability date provisions.

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

Fiscal Services Division

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**EXECUTIVE SUMMARY
NOBA**

**HOUSE STUDY BILL 736
HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

FUNDING SUMMARY

- Appropriates a total of \$942.6 million from the General Fund and 7,723.3 FTE positions to the Department on Aging, Departments of Public Health, Human Services, and Veterans Affairs, and the Iowa Veterans Home. This is a decrease of \$180.1 million and an increase of 734.6 FTE positions compared to estimated net FY 2010.
- Appropriates a total of \$451.9 million from other funds. This is a decrease of \$8.3 million compared to estimated net FY 2010. This includes:
 - \$90,000 from the Merchant Marine Bonus Fund to supplement the Veteran County Grant Program. This is a new appropriation for FY 2011. (Page 14, Line 35)
 - \$160.9 million from the Temporary Assistance to Needy Families (TANF) Fund to the Department of Human Services. This is an increase of \$15.2 million compared to estimated net FY 2010. (Page 15, Line 11 through Page 19, Line 15)
 - \$48.3 million from the Senior Living Trust Fund (SLTF) to the Department on Aging, the Departments of Human Services, and Inspections and Appeals, and the Iowa Finance Authority. This is an increase of \$20.1 million compared to estimated net FY 2010. (Page 58, Line 21 through Page 61, Line 5)
 - \$3.3 million from the Pharmaceutical Settlement Account to Medical Contracts. This is an increase of \$2.0 million compared to estimated net FY 2010. (Page 61, Line 6)
 - \$127.3 million from the IowaCare Account to the University of Iowa Hospitals and Clinics and Polk County Broadlawns Medical Center. This is an increase of \$7.0 million compared to estimated net FY 2010. (Page 61, Line 15 through Page 64, Line 21)
 - \$5.2 million from the Health Care Transformation Account (HCTA) to the DHS. This is a decrease of \$200,000 compared to estimated net FY 2010. (Page 64, Line 22 through Page 66, Line 1)
 - \$106.9 million from the Health Care Trust Fund to the DHS. This is no change compared to estimated net FY 2010. The entire FY 2011 appropriation from the Health Care Trust Fund goes to Medicaid. Other FY 2010 appropriations are transferred to the General Fund. (Page 24, Line 11)

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HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

**MAJOR INCREASES, DECREASES,
AND TRANSFERS OF EXISTING
PROGRAMS**

Makes the following General Fund or other fund changes for FY 2011:

- **Department on Aging:** An increase of \$201,000 and 1.00 FTE position compared to estimated net FY 2010 with a change in funding source from the Health Care Trust Fund to the General Fund for that amount. (Page 1, Line 8)
- **Department of Public Health:** An increase of \$7.2 million and 1.2 FTE positions compared to estimated net FY 2010. The significant changes result from a change in funding source from the Health Care Trust Fund to the General Fund and include:
 - An increase of \$3.2 million and a decrease of 0.5 FTE position for Addictive Disorders. (Page 2, Line 35)
 - An increase of \$669,000 and no change in FTE positions for Healthy Children and Families. (Page 6, Line 7)
 - An increase of \$954,000 and 1.5 FTE positions for Chronic Conditions. (Page 7, Line 12)
 - An increase of \$1.8 million and no change in FTE positions for Community Capacity. (Page 8, Line 15)
 - An increase of \$535,000 for Healthy Aging. (Page 12, Line 3)
- **Department of Human Services:** A decrease of \$175.6 million and an increase of 772.5 FTE positions compared to estimated net FY 2010. The changes include:
 - An increase of \$602,000 for the Family Investment Program. (Page 21, Line 33)
 - A decrease of \$251,000 for the Child Support Recovery Unit. (Page 23, Line 5)
 - A decrease of \$188.1 million for the Medical Assistance Program. (Page 24, Line 21)
 - A decrease of \$1.9 million for Medical Contracts. (Page 30, Line 15)
 - An increase of \$1.8 million for State Supplementary Assistance. (Page 30, Line 30)
 - An increase of \$10.5 million for the State Children's Health Insurance Program. (Page 31, Line 26)
 - A decrease of \$222,000 for the Child Care Assistance Program. (Page 32, Line 12)
 - A decrease of \$137,000 and 26.7 FTE positions for the two juvenile institutions. (Page 34, Lines 25 and 30)
 - A decrease of \$1.9 million for Child and Family Services. (Page 35, Line 6)
 - An increase of \$862,000 for the Adoption Subsidy Program. (Page 41, Line 8)
 - A decrease of \$355,000 for the Family Support Subsidy Program. (Page 42, Line 17)
 - A decrease of \$324,000 and 37.7 FTE positions for the four Mental Health Institutes. (Page 43, Line 19 through Page 44, Line 4)
 - A decrease of \$1.3 million and an increase of 74.98 FTE positions for the two State Resource Centers. (Page 44, Line 17 through Line 22)

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**HOUSE STUDY BILL 736
HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

**MAJOR INCREASES, DECREASES,
AND TRANSFERS OF EXISTING
PROGRAMS (CONTINUED)**

- An increase of \$458,000 and a decrease of 30.4 FTE positions for the Sexual Predator Commitment Program. (Page 48, Line 1)
- A decrease of \$1.4 million and an increase of 781.1 FTE positions for Field Operations and General Administration. (Page 48, Line 24 and Page 49, Line 2)
- **Veterans Affairs:** An increase of \$38,000 and no change in FTE positions from the General Fund for the Department of Veterans Affairs compared to estimated net FY 2010. This includes:
 - An increase of \$128,000 for the Injured Veterans Grant Program. This is a result of the tracking document showing the impact of the FY 2010 across-the-board reduction on an appropriation from a previous year that is carried forward. There is no net change to the funding available for the Program.
 - A decrease of \$90,000 for the County Veterans Grant Program. This same amount is provided by an appropriation from the Merchant Marine Bonus Fund for FY 2011. (Page 14, Line 25 and line 35)
 - Transfers \$1.0 million from the Veterans Home to the DHS Field Operations budget unit to supplement that appropriation. (Page 73, Line 32)

STUDIES AND INTENT LANGUAGE

- **Department of Human Services (DHS):**
 - Requires the Department of Human Services (DHS) to maximize allowable federal matching funds for food stamp employment and training. Requires the DHS to expand usage of the food assistance program and cross-checking applications with certain correctional incarceration information. (Page 20, Line 27 and Page 21, Line 1)
 - Permits the DHS to transfer Executive Order 20 savings from Medicaid to supplement the medical contracts appropriation. (Page 29, Line 31)
 - Requires the Department of Inspections and Appeals (DIA) to provide the State matching funds for the survey and certification costs performed by the DIA. (Page 30, Line 25)
 - Requires the DHS to prioritize full coverage of children's health insurance before supplemental dental services. (Page 32, Line 7)
 - Requires the DHS to prioritize the child care assistance payments before other expenditures from the child care appropriation. (Page 33, Line 26)
 - Specifies legislative intent regarding avoidance of a waiting list in FY 2011 with expectation of sufficient funding for child care subsidy assistance in FY 2011. (Page 33, Line 31)
 - Permits the DHS to use \$200,000 of the shelter care services allocation for the costs of transporting juveniles needing shelter care services from a local area to an area with an available bed. (Page 37, Line 5)
 - Requires the DHS to use \$17,000 the child and family services funding to support the Interstate Compact for Juveniles. (Page 39, Line 11)
 - Requires the DHS to develop a plan for transitioning administration of the remedial services program from a fee-for-service to the Iowa Plan by December 31, 2010, and implementation by June 30, 2011. (Page 49, Line 20)

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**HOUSE STUDY BILL 736
HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

**STUDIES AND INTENT LANGUAGE
(CONTINUED)**

SIGNIFICANT CODE CHANGES

- Requires the DHS to submit proposed rules that have a fiscal impact that were not included in the FY 2011 budget to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee and the Appropriations Committees prior to the submittal for the administrative rules process. (Page 57, Line 22)
- Limits the number of the Medicaid home and community-based services intellectual disabilities waiver openings. Requires the DHS to implement a statewide allocation method and convene a working group for criteria prioritization. (Page 75, Line 19)
- ***Department on Aging:***
 - Defers implementation of the certified retirement communities program until the Department on Aging has the resources for implementation, as determined by the Director. (Page 71, Line 21)
 - Eliminates the annual training requirements for the Area Agencies on Aging board of directors. (Page 71, Line 32)
 - Delays implementation of dementia training and education programs until the Director determines funding is available. (Page 71, Line 35)
- ***Department of Public Health (DPH):***
 - Extends the Health Care Continuum Pilot Project until June 30, 2011. (Page 73, Line 7)
 - Changes the DPH Office of Multicultural Health to the Office of Minority and Multicultural Health and reflects changes in duties of the Office. (Page 97, Line 25)
- ***Department of Human Services (DHS):***
 - Reduces the FY 2011 appropriation in SF 478 (FY 2011 Standing Appropriations Act) for mental health allowed growth and provides for the FY 2011 distribution of the funds. (Page 66, Line 18 through Page 71, Line 16)
 - Extends the period of time until the end of FY 2011 for the mental health regional service network pilot project. (Page 72, Line 13)
 - Provides an interstate compact for juveniles and makes Code changes to reflect the updated compact. (Page 75, Line 34 through Page 97, Line 22)
 - Reduces the amount of funding transferred from the General Fund to the Health Care Trust Fund. (Page 98, Line 15)
 - Exempts certain residents of certain health care facilities, persons eligible for the home and community-based services waiver program, and participants in a Medicaid employment service program from the sex offender facility employee limitation. (Page 98, Line 29)
- ***Department of Veterans Affairs:***
 - Requires the Iowa Veterans Home to transfer up to \$1.0 million of the FY 2010 carryforward to the DHS field operations appropriation for FY 2011. (Page 73, Line 32)

**FY 2009 CARRYFORWARDS,
REDUCTIONS, OR
SUPPLEMENTALS**

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**HOUSE STUDY BILL 736
HEALTH AND HUMAN SERVICES APPROPRIATIONS BILL**

FY 2009 CARRYFORWARDS,
REDUCTIONS, OR
SUPPLEMENTALS (CONTINUED)

EFFECTIVE DATES

- *Department of Human Services:*
 - Decreases the previously enacted FY 2011 appropriation for the Medicaid, Healthy and Well Kids in Iowa (hawk-i), and hawk-i Expansion Programs. (Page 72, Line 24)
 - Eliminates the requirement that DHS adopt rules to extend the period for annual renewal by medical assistance members by mailing the renewal form to the member on the first day of the month prior to the month of renewal. (Page 73, Line 29)
 - Requires nonreversion of the FY 2010 TANF Family Investment Program appropriation through FY 2011. (Page 74, Line 12)
 - Requires nonreversion of funds remaining from the FY 2009 appropriations from the behavioral health services account to FY 2011 for the emergency and children mental health funding and child welfare training. The remaining funds are appropriated to Medicaid. (Page 74, Line 22)
 - Requires nonreversion of the remainder of the FY 2010 State Supplementary Assistance appropriation. (Page 75, Line 11)
- The following changes take effect on enactment:
 - Requirement that the DHS and juvenile court services develop an FY 2011 funding distribution plan. (Page 58, Line 8)
 - Deferral of implementation of the certified retirement communities program until the Department on Aging has the resources for implementation. (Page 75, Line 31)
 - Elimination of the annual training requirements for the area agencies on aging board of directors. (Page 75, Line 31)
 - Delay of implementation of dementia training and education programs. (Page 75, Line 31)
 - Extension until the end of FY 2011 for the mental health regional service network pilot project. (Page 75, Line 31)
 - Decrease of the previously enacted FY 2011 appropriation for the Medicaid, hawk-i, and hawk-i Expansion Programs. (Page 75, Line 31)
 - Extension of the health care continuum pilot project until June 30, 2011. (Page 75, Line 31)
 - Striking the requirement that DHS adopt rules to extend the period for annual renewal by medical assistance members by mailing the renewal form to the member on the first day of the month prior to the month of renewal. (Page 75, Line 31)
 - Requiring the Iowa Veterans Home to transfer up to \$1.0 million of the FY 2010 carryforward to the DHS field operations appropriation for FY 2011. (Page 75, Line 31)
 - Nonreversion of the FY 2010 TANF Family Investment Program appropriation. (Page 75, Line 31)
 - Extension and nonreversion of funds for the emergency and children's mental health projects. (Page 75, Line 31)

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EFFECTIVE DATES (CONTINUED)

- Nonreversion of the remainder of the FY 2010 State Supplementary Assistance appropriation to FY 2011 for the same purpose. (Page 75, Line 31)
- Limiting the number of the Medicaid home and community-based services intellectual disabilities waiver openings. (Page 75, Line 31)

LSB5091H provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
5	22	2.1(e)(1)	Nwthstnd	Sec. ALL	Substance Abuse System
16	2	6.2	Nwthstnd	Sec. 8.33	Nonreversion of Contract Services Funds
16	16	6.3	Nwthstnd	Sec. 8.33	FY 2008 FaDSS Carryforward
18	17	6.13	Nwthstnd	Sec. ALL	TANF Emergency Appropriation
22	13	8.3	Nwthstnd	Sec. 8.39	DHS Authority to Transfer TANF Funds
29	18	11.19	Nwthstnd	Sec. 8.33	Medicare Clawback Carryforward
34	13	16.8	Nwthstnd	Sec. 8.33	Child Care Assistance Carryforward
36	33	18.7(a)	Nwthstnd	Sec. 234.35	Shelter Care Target
37	16	18.8	Nwthstnd	Sec. 8.33	CFS Carryforward
38	13	18.10(c)	Nwthstnd	Sec. 232.141	JCS Funding Distribution
38	22	18.10(d)	Nwthstnd	Chpt. 232	JCO Limitations
39	3	18.10(e)	Nwthstnd	Sec. ALL	JCO Limitations
41	20	19.3	Nwthstnd	Sec. 8.33	Adoption Carryforward
41	33	20	Nwthstnd	Sec. 232.142(3)	Juvenile Detention Fund
46	8	25.3	Nwthstnd	Sec. 8.33	State Cases Program Carryforward
53	5	32.1(j)	Nwthstnd	Sec. ALL	Anesthesiologist Reimbursement Rate Increase
53	9	32.1(k)	Nwthstnd	Sec. 249A.20	Provider Rates
54	24	32.4	Nwthstnd	Sec. 234.38	Foster Care Rates
56	7	32.7(b)	Nwthstnd	Sec. 232.141(8)	Shelter Care Reimbursement
56	13	32.1	Nwthstnd	Sec. ALL	Inflation Rate for ICF/MR Reimbursement Rates
59	18	36.2	Nwthstnd	Sec. 249H.7	Senior Living Programs
62	18	41.1(b)	Nwthstnd	Sec. ALL	IowaCare Appropriation Payments
65	29	42.9	Nwthstnd	Sec. 8.39(1)	Funds Transfer
66	2	43	Nwthstnd	Sec. 8.33	Carryforward of Medicaid Funds
66	18	44	Amends	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
67	4	45.1	Amends	Sec 1, Chapter 179, 2009 Iowa Acts	Purchase of Services Contracts

Page #	Line #	Bill Section	Action	Code Section	Description
67	16	45.2	Adds	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
68	13	45.3	Adds	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
68	20	45.4-6	Adds	Sec 1, Chapter 179, 2009 Iowa Acts	Mental Health Allowed Growth
71	21	46	Amends	Sec. 231.24(9)	Certified Retirement Communities
71	32	47	Amends	Sec. 231.33(19)	AAA Board Training
71	35	48	Amends	Sec. 3, Chapter 1040, 2008 Iowa Acts	Dementia Training
72	13	49	Amends	Sec. 59, chapter 1187, 2008 Iowa Acts	Regional Mental Health Pilot Project
72	24	50	Amends	Sec. 16, Chapter 1188, 2008 Iowa Acts	Medicaid, hawk-i Appropriation
73	7	51	Amends	Sec. 36.1, Chapter 1188, 2008 Iowa Acts	Patient Decision Making Pilot Project
73	29	52	Amends	Sec. 38.3, Chapter 118, 2009 Iowa Acts	Medicaid Paperwork Requirements
73	32	53	Amends	Sec. 3.2, Chapter 182, 2009 Iowa Acts	Use of Iowa Veterans Home FY 2010 Carryforward
74	12	54	Amends	Sec. 5, Chapter 182, 2009 Iowa Acts	TANF Carryforward
74	22	55	Amends	Sec. 9.16(b), Chapter 182, 2009 Iowa Acts	Behavioral Health Account
75	11	56	Nwthstnd	Sec. 8.33	State Supplementary Assistance Carryforward
76	1	59	Amends	Sec. 232.2(29), 2009 Code Supplement	Interstate Compact for Juveniles
97	25	62	Amends	Sec. 135.12, Code 2009	Office of Minority and Multicultural Health
98	15	63	Amends	Sec. 435A.35(1)	Health Care Trust Fund Transfer
98	29	65	Amends	Sec. 692A.115	Sex Offender Employment

1 1 DIVISION I
1 2 DEPARTMENT ON AGING

1 3 Section 1. DEPARTMENT ON AGING. There is appropriated from
1 4 the general fund of the state to the department on aging for
1 5 the fiscal year beginning July 1, 2010, and ending June 30,
1 6 2011, the following amount, or so much thereof as is necessary,
1 7 to be used for the purposes designated:

1 8 For aging programs for the department on aging and area
1 9 agencies on aging to provide citizens of Iowa who are 60 years
1 10 of age and older with case management for the frail elderly,
1 11 resident advocate committee coordination, employment, and other
1 12 services which may include but are not limited to adult day
1 13 services, respite care, chore services, telephone reassurance,
1 14 information and assistance, and home repair services, and
1 15 for the construction of entrance ramps which make residences
1 16 accessible to the physically handicapped, and for salaries,
1 17 support, administration, maintenance, and miscellaneous
1 18 purposes, and for not more than the following full-time
1 19 equivalent positions:
1 20 \$ 4,662,988
1 21 FTEs 38.5

General Fund appropriation to the Department on Aging for FY 2011.

DETAIL: This is a net increase of \$200,581 and 1.00 FTE position compared to estimated net FY 2010. The increase is due to additional funding for unmet needs for seniors that was previously funded through the Health Care Trust Fund (HCTF).

1 22 1. Funds appropriated in this section may be used to
1 23 supplement federal funds under federal regulations. To
1 24 receive funds appropriated in this section, a local area
1 25 agency on aging shall match the funds with moneys from other
1 26 sources according to rules adopted by the department. Funds
1 27 appropriated in this section may be used for elderly services
1 28 not specifically enumerated in this section only if approved
1 29 by an area agency on aging for provision of the service within
1 30 the area.

Permits the use of funds appropriated in this Section to supplement federal funds for elderly services if those services are approved by an Area Agency on Aging. Requires local Area Agencies on Aging to match the funds for aging programs and services.

1 31 2. a. Of the funds appropriated in this section, \$1,246,514

Requires \$1,246,514 to be transferred to the Department of Human

1 32 shall be transferred to the department of human services in
 1 33 equal amounts on a quarterly basis for reimbursement of case
 1 34 management services provided under the medical assistance
 1 35 elderly waiver. The department of human services shall adopt
 2 1 rules for case management services provided under the medical
 2 2 assistance elderly waiver in consultation with the department
 2 3 on aging.

Services (DHS) in equal amounts on a quarterly basis for Case Management reimbursement under the Medicaid Elderly Waiver for the Case Management Program for the Frail Elderly.

DETAIL: This is a decrease of \$138,501 compared to the original FY 2010 transfer amount. The amount was reduced by 10.00% when the Governor issued the across-the-board (ATB) reduction.

2 4 b. The department of human services shall review
 2 5 projections for state funding expenditures for reimbursement
 2 6 of case management services under the medical assistance
 2 7 elderly waiver on a quarterly basis and shall determine if an
 2 8 adjustment to the medical assistance reimbursement rates are
 2 9 necessary to provide reimbursement within the state funding
 2 10 amounts budgeted under the appropriations made for the fiscal
 2 11 year for the medical assistance program. Any temporary
 2 12 enhanced federal financial participation that may become
 2 13 available for the medical assistance program during the fiscal
 2 14 year shall not be used in projecting the medical assistance
 2 15 elderly waiver case management budget. The department of human
 2 16 services shall revise such reimbursement rates as necessary to
 2 17 maintain expenditures for medical assistance elderly waiver
 2 18 case management services within the state funding amounts
 2 19 budgeted under the appropriations made for the fiscal year for
 2 20 the medical assistance program.

Requires the DHS to review expenditure for reimbursement of case management services under the Medicaid Elderly Waiver on a quarterly basis and adjust to provide reimbursements within the appropriation.

2 21 3. Of the funds appropriated in this section, \$129,961 shall
 2 22 be transferred to the department of economic development for
 2 23 the Iowa commission on volunteer services to be used for the
 2 24 retired and senior volunteer program.

Requires a transfer of \$129,961 to the Iowa Commission on Volunteer Services in the Department of Economic Development for the Retired Senior Volunteer Program (RSVP).

DETAIL: This is a decrease of \$50,000 compared to the FY 2010 allocation.

2 26 DEPARTMENT OF PUBLIC HEALTH

2 27 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. The allocations
 2 28 made in this section may include amounts carried forward from
 2 29 appropriations and allocations made for the same purposes in
 2 30 the previous fiscal year. There is appropriated from the
 2 31 general fund of the state to the department of public health
 2 32 for the fiscal year beginning July 1, 2010, and ending June
 2 33 30, 2011, the following amounts, or so much thereof as is
 2 34 necessary, to be used for the purposes designated:

2 35 1. ADDICTIVE DISORDERS

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

3 5 \$ 28,974,840
 3 6 FTEs 17.50

General Fund appropriation to addictive disorders programs.

DETAIL: This is a net increase of \$3,187,590 and a net decrease of 0.50 FTE positions compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$500,000 for tobacco use, prevention, cessation, and treatment to reflect available carryforward.
- A decrease of \$100,000 for savings relating to merging the Bureau of Substance Abuse Prevention and Treatment and the Division of Tobacco Use, Prevention and Control.
- The following increases reflect partial restorations of funding from the FY 2010 ATB reductions:
 - \$719,710 for substance abuse treatment and prevention.
 - \$175,000 for tobacco use, prevention, and control.
 - \$361,505 for gambling treatment.
 - \$57,552 for culturally competent substance abuse treatment pilot projects.
- The following increases were formerly funded by the Health Care Trust Fund (HCTF) but have been moved to the General Fund:
 - \$793,166 for substance abuse treatment and prevention.
 - \$242,768 for three culturally competent substance abuse treatment pilot projects.
 - \$1,437,889 for tobacco use, prevention and control.
- A decrease of 3.0 FTE positions due to the Department's ATB strategies for FY 2010.

- An increase of 2.50 FTE positions for those that were formerly funded by the HCTF that will now be funded by the General Fund.

3 7 a. Of the funds appropriated in this subsection, \$7,595,782
 3 8 shall be used for the tobacco use prevention and control
 3 9 initiative, including efforts at the state and local levels, as
 3 10 provided in chapter 142A.

Requires an allocation of \$7,595,782 to be used for tobacco use, prevention, cessation, and treatment.

DETAIL: This is a net decrease of \$432,432 compared to the FY 2010 allocation. This includes \$1,437,889 of funding from the HCTF that will now be funded from the General Fund.

3 11 (1) The director of public health shall dedicate sufficient
 3 12 resources to promote and ensure retailer compliance with
 3 13 tobacco laws and ordinances relating to persons under 18
 3 14 years of age, and shall prioritize the state's compliance in
 3 15 the allocation of available funds to comply with 42 U.S.C.
 3 16 300x=26 and section 453A.2.

Requires the Director of the Department of Public Health to promote and ensure retailer compliance with tobacco laws.

3 17 (2) Of the full-time equivalent positions authorized in
 3 18 this subsection, 2.00 full-time equivalent positions shall
 3 19 be utilized to provide for enforcement of tobacco laws,
 3 20 regulations, and ordinances under a chapter 28D agreement
 3 21 entered into between the Iowa department of public health and
 3 22 the alcoholic beverages division of the department of commerce.

Requires 2.00 FTE positions to be used jointly by the Department of Public Health and the Alcoholic Beverages Division of the Department of Commerce for enforcement of tobacco laws.

3 23 (3) Of the funds allocated in this lettered paragraph,
 3 24 \$1,796,508 shall be used for youth programs designed to
 3 25 achieve the goals of the initiative, that are directed by youth
 3 26 participants for youth pursuant to section 142A.9.

Requires an allocation of \$1,796,508 to be used for the youth component of tobacco use, prevention, and control.

DETAIL: This is a new allocation for FY 2011. In estimated net FY 2010, the Division of Tobacco Use, Prevention, and Control budgeted \$1,627,251 for Just Eliminate Lies (JEL).

<p>3 27 b. Of the funds appropriated in this subsection, 3 28 \$17,677,258 shall be used for substance abuse treatment and 3 29 prevention.</p>	<p>Requires an allocation of \$17,677,258 for substance abuse treatment and prevention.</p> <p>DETAIL: This is a net increase of \$131,006 compared to the FY 2010 allocation. This includes \$1,093,486 of funding from the HCTF that will now be funded from the General Fund.</p>
<p>3 30 (1) Of the funds allocated in this lettered paragraph, 3 31 \$943,813 shall be used for the public purpose of a grant 3 32 program to provide substance abuse prevention programming for 3 33 children.</p>	<p>Requires an allocation of \$943,813 for substance abuse prevention program for children.</p> <p>DETAIL: This is a decrease of \$49,674 compared to the FY 2010 allocation for a general reduction.</p>
<p>3 34 (a) Of the funds allocated in this subparagraph, \$449,445 3 35 shall be utilized for the public purpose of providing grant 4 1 funding for organizations that provide programming for children 4 2 by utilizing mentors. Programs approved for such grants 4 3 shall be certified or will be certified within six months of 4 4 receiving the grant award by the Iowa commission on volunteer 4 5 services as utilizing the standards for effective practice for 4 6 mentoring programs.</p>	<p>Requires an allocation of \$449,445 for substance abuse prevention programs for children to be used for programs that utilize mentors. Requires the programs that receive this funding to be verified within six months of receiving grants by the Iowa Commission on Volunteer Services as using effective standards for mentoring programs.</p> <p>DETAIL: This is a decrease of \$23,655 compared to the FY 2010 allocation for a general reduction.</p>
<p>4 7 (b) Of the funds allocated in this subparagraph, \$449,445 4 8 shall be utilized for the public purpose of providing grant 4 9 funding for organizations that provide programming that 4 10 includes youth development and leadership. The programs shall 4 11 also be recognized as being programs that are scientifically 4 12 based with evidence of their effectiveness in reducing 4 13 substance abuse in children.</p>	<p>Requires an allocation of \$449,445 for substance abuse prevention programs for children to be used to provide programs that include youth and character development, and leadership. Requires the programs to be recognized as scientifically-based with evidence of effectiveness in reducing substance abuse in children.</p> <p>DETAIL: This is a decrease of \$23,655 compared to the FY 2010 allocation for a general reduction.</p>
<p>4 14 (c) The Iowa department of public health shall utilize a 4 15 request for proposals process to implement the grant program.</p>	<p>Requires the Department of Public Health to issue a Request for Proposals (RFP) to determine grant recipients for the funds appropriated for substance abuse prevention programs for children.</p>

4 16 (d) All grant recipients shall participate in a program 4 17 evaluation as a requirement for receiving grant funds.	Requires substance abuse prevention programs for children to participate in program evaluations.
4 18 (e) Of the funds allocated for the grant program, \$44,923 4 19 shall be used to administer substance abuse prevention grants 4 20 and for program evaluations.	Requires \$44,923 of the amount appropriated for substance abuse prevention programs for children to be used to administer prevention program evaluations. DETAIL: This is a decrease of \$2,364 compared to the FY 2010 allocation for a general reduction.
4 21 (2) It is the intent of the general assembly that from the 4 22 moneys allocated in this lettered paragraph persons with a dual 4 23 diagnosis of substance abuse and gambling addictions shall be 4 24 given priority in treatment services.	Specifies it is the intent of the General Assembly that individuals with a diagnosis of both substance abuse and gambling addiction are required to be given priority in treatment services from the funds appropriated in this Section.
4 25 c. Of the funds appropriated in this subsection, \$300,320 4 26 shall be used for culturally competent substance abuse 4 27 treatment pilot projects.	Requires an allocation of \$300,320 for three culturally competent substance abuse treatment pilot projects. DETAIL: This is a decrease of \$57,550 compared to the FY 2010 allocation. This allocation was previously funded by the HCTF. The pilot projects are located in Woodbury County, Scott County, and Polk County.
4 28 (1) The department shall utilize the amount allocated 4 29 in this lettered paragraph for at least three pilot projects 4 30 to provide culturally competent substance abuse treatment in 4 31 various areas of the state. Each pilot project shall target 4 32 a particular ethnic minority population. The populations 4 33 targeted shall include but are not limited to African=American, 4 34 Asian, and Latino.	
4 35 (2) The pilot project requirements shall provide for 5 1 documentation or other means to ensure access to the cultural 5 2 competence approach used by a pilot project so that such	

5 3 approach can be replicated and improved upon in successor
5 4 programs.

5 5 d. The amount of the appropriation made in this subsection
5 6 reflects savings to be realized by the department as a result
5 7 of merging the bureau of substance abuse prevention and
5 8 treatment and the division of tobacco use prevention and
5 9 control. The department shall complete the merger during the
5 10 fiscal year beginning July 1, 2010.

Requires the Department to merge the Bureau of Substance Abuse Prevention and Treatment and the Division of Tobacco Use, Prevention and Control by the end of FY 2011.

DETAIL: It is the intent of the General Assembly that the merger of these areas save a minimum of \$100,000 for FY 2011.

5 11 e. (1) Of the funds appropriated in this subsection,
5 12 \$3,716,530 shall be used for funding of gambling treatment,
5 13 including administrative costs and to provide programs
5 14 which may include but are not limited to outpatient and
5 15 follow-up treatment for persons affected by problem gambling,
5 16 rehabilitation and residential treatment programs, information
5 17 and referral services, education and preventive services, and
5 18 financial management services. Of the amount allocated in
5 19 this lettered paragraph, up to \$100,000 may be used for the
5 20 licensing of gambling treatment programs as provided in section
5 21 135.150.

Allocates \$3,716,530 for gambling addiction treatment.

DETAIL: This is a decrease of \$361,505 compared to the FY 2010 allocation. The Department is permitted to use a maximum of \$100,000 for licensing of gambling treatment programs.

5 22 (2) (a) Notwithstanding any provision to the contrary,
5 23 to standardize the availability, delivery, cost of
5 24 delivery, and accountability of gambling and substance abuse
5 25 treatment services statewide, the department shall continue
5 26 implementation of a process to create a system for delivery
5 27 of the treatment services in accordance with the requirements
5 28 specified in 2008 Iowa Acts, chapter 1187, section 3,
5 29 subsection 4. To ensure the system provides a continuum of
5 30 treatment services that best meets the needs of Iowans, the
5 31 gambling and substance abuse treatment services in an area may
5 32 be provided either by a single agency or by separate agencies
5 33 submitting a joint proposal.

CODE: Requires the Department of Public Health to implement a process to create a system for delivery of treatment services. Requires the process to include the establishment of joint licensure for gambling and substance abuse treatment programs. Requires the process to be completed by July 1, 2010.

5 34 (b) From the amounts designated for gambling and substance
 5 35 abuse treatment, the department may use up to \$100,000 for
 6 1 administrative costs to continue developing and implementing
 6 2 the process in accordance with subparagraph division (a).

Permits the Department of Public Health to allocate up to \$100,000 for administrative costs to develop and implement the process in accordance with this Subsection.

6 3 (3) The requirement of section 123.53, subsection 3, is
 6 4 met by the appropriations and allocations made in this Act for
 6 5 purposes of substance abuse treatment and addictive disorders
 6 6 for the fiscal year beginning July 1, 2010.

The requirements of Code Section 123.53(3) are met by the appropriations made in this Act.

6 7 2. HEALTHY CHILDREN AND FAMILIES

General Fund appropriation to healthy children and families programs.

6 8 For promoting the optimum health status for children,
 6 9 adolescents from birth through 21 years of age, and families,
 6 10 and for not more than the following full-time equivalent
 6 11 positions:

DETAIL: This is an increase of \$939,217 and no change in FTE positions compared to estimated net FY 2010. The General Fund changes include:

6 12 \$ 2,963,467
 6 13 FTEs 14.00

- An increase of \$225,000 for the Healthy Opportunities for Parents to Experience Success (HOPES) Program to partially restore funding due to the FY 2010 ATB reductions.
- The following increases were programs formerly funded by the HCTF but have been moved to the General Fund:
 - \$171,295 for the Audiological Services for Kids Program.
 - \$143,643 and 0.25 FTE position for the Assuring Better Child Development (ABCD II) mental health Program.
 - \$129,279 for childhood obesity prevention programs.
- A general increase of \$270,000.

6 14 a. Of the funds appropriated in this subsection, not more
 6 15 than \$738,203 shall be used for the healthy opportunities to
 6 16 experience success (HOPES)=healthy families Iowa (HFI) program
 6 17 established pursuant to section 135.106. The funding shall
 6 18 be distributed to renew the grants that were provided to the
 6 19 grantees that operated the program during the fiscal year
 6 20 ending June 30, 2010.

Limits the General Fund amount used to fund the HOPES Program to \$738,203. The funds are required to be distributed to the grantees that received funding in FY 2010.

DETAIL: This is an increase of \$167,977 compared to the FY 2010 allocation. The Temporary Assistance for Needy Families (TANF) appropriation to the DHS for HOPES has been eliminated for FY 2011.

6 21 b. Of the funds appropriated in this subsection, \$311,459
6 22 shall be used to continue to address the healthy mental
6 23 development of children from birth through five years of age
6 24 through local evidence-based strategies that engage both the
6 25 public and private sectors in promoting healthy development,
6 26 prevention, and treatment for children.

Allocates \$311,459 for the ABCD II Program.

DETAIL: This is a decrease of \$140,935 compared to the total FY 2010 allocations and includes \$143,643 of funding from the HCTF that will now be funded from the General Fund.

6 27 c. Of the funds appropriated in this subsection, \$31,597
6 28 shall be distributed to a statewide dental carrier to provide
6 29 funds to continue the donated dental services program patterned
6 30 after the projects developed by the national foundation of
6 31 dentistry for the handicapped to provide dental services to
6 32 indigent elderly and disabled individuals.

Allocates \$31,597 for dental services for indigent elderly and disabled individuals.

DETAIL: This is a decrease of \$3,511 compared to the FY 2010 allocation for a general reduction.

6 33 d. Of the funds appropriated in this subsection, \$129,279
6 34 shall be used for childhood obesity prevention.

Allocates \$129,279 for childhood obesity programs.

DETAIL: This is a decrease of \$14,364 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

6 35 e. Of the funds appropriated in this subsection, \$171,295
7 1 shall be used to provide audiological services and hearing
7 2 aids for children. The department may enter into a contract
7 3 to administer this paragraph.

Allocates \$171,295 for the Audiological Services for Kids Program.

DETAIL: This is a decrease of \$19,033 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

7 4 f. It is the intent of the general assembly that the
7 5 department of public health shall implement the recommendations
7 6 of the postnatal tissue and fluid bank task force created in
7 7 2007 Iowa Acts, chapter 147, based upon the report submitted
7 8 to the general assembly in November 2007, as funding becomes

Specifies legislative intent that the DPH continue to implement the recommendations of the Postnatal Tissue and Fluid Bank Task Force.

7 9 available. The department shall notify the Iowa Code editor
 7 10 and the persons specified in this Act to receive reports when
 7 11 such funding becomes available.

7 12 3. CHRONIC CONDITIONS

7 13 For serving individuals identified as having chronic
 7 14 conditions or special health care needs, and for not more than
 7 15 the following full-time equivalent positions:

7 16 \$ 3,434,908
 7 17 FTEs 4.50

General Fund appropriation to chronic conditions programs.

DETAIL: This is an increase of \$954,296 and 1.50 FTE positions compared to estimated net FY 2010. The General Fund changes include:

- An increase of \$15,000 for the AIDS Drug Assistance Program (ADAPT).
- An increase of \$40,000 for phenylketonuria (PKU) specialized food assistance.
- The following increases were programs formerly funded by the HCTF but have been moved to the General Fund:
 - \$344,944 for Child Health Specialty Clinics.
 - \$408,802 and 0.40 FTE position for the Iowa Consortium for Comprehensive Cancer Control.
 - \$145,550 for cervical and colon cancer screenings.

7 18 a. Of the funds appropriated in this subsection, \$160,582
 7 19 shall be used for grants to individual patients who have
 7 20 phenylketonuria (PKU) to assist with the costs of necessary
 7 21 special foods.

Allocates \$160,582 for PKU assistance.

DETAIL: This is a decrease of \$15,960 compared to the FY 2010 allocation for a general reduction.

7 22 b. Of the funds appropriated in this subsection, \$416,682
 7 23 is allocated for continuation of the contracts for resource
 7 24 facilitator services in accordance with section 135.22B,
 7 25 subsection 9, and for brain injury training services and
 7 26 recruiting of service providers to increase the capacity within
 7 27 this state to address the needs of individuals with brain
 7 28 injuries and such individuals' families.

Allocates \$416,682 for continuation of the two contracts from FY 2010 in the DPH Brain Injury Services Program.

DETAIL: This is a decrease of \$21,336 compared to the FY 2010 allocation for a general reduction. The contracts from FY 2010 were with the Brain Injury Association of Iowa and the Iowa Association of Community Providers.

7 29 c. Of the funds appropriated in this subsection, \$235,085

Allocates \$244,579 to the ADAPT.

<p>7 30 shall be used as additional funding to leverage federal funding 7 31 through the federal Ryan White Care Act, Tit. II, AIDS drug 7 32 assistance program supplemental drug treatment grants.</p>	<p>DETAIL: This is a decrease of \$9,494 compared to the FY 2010 allocation for a general reduction.</p>
<p>7 33 d. Of the funds appropriated in this subsection, \$57,013 7 34 shall be used for the public purpose of providing a grant to an 7 35 existing national=affiliated organization to provide education, 8 1 client=centered programs, and client and family support for 8 2 people living with epilepsy and their families.</p>	<p>Allocates \$57,013 for epilepsy education and support. DETAIL: This is a decrease of \$31,885 compared to the FY 2010 allocation for a general reduction.</p>
<p>8 3 e. Of the funds appropriated in this subsection, \$344,944 8 4 shall be used for child health specialty clinics.</p>	<p>Allocates \$344,944 for child health specialty clinics. DETAIL: This is a decrease of \$38,327 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.</p>
<p>8 5 f. Of the funds appropriated in this subsection, \$408,802 8 6 shall be used for the comprehensive cancer control program to 8 7 reduce the burden of cancer in Iowa through prevention, early 8 8 detection, effective treatment, and ensuring quality of life. 8 9 The department shall utilize one of the full=time equivalent 8 10 positions authorized in this subsection for administration of 8 11 the activities related to the comprehensive cancer control 8 12 program.</p>	<p>Allocates \$408,802 for the Iowa Comprehensive Cancer Control Program. DETAIL: This is a decrease of \$45,422 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.</p>
<p>8 13 g. Of the funds appropriated in this subsection, \$145,550 8 14 shall be used for cervical and colon cancer screening.</p>	<p>Allocates \$145,550 for cervical and colon cancer screening. DETAIL: This is a decrease of \$16,174 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.</p>
<p>8 15 4. COMMUNITY CAPACITY 8 16 For strengthening the health care delivery system at the</p>	<p>General Fund appropriation to the community capacity programs.</p>

PG LN	LSB5091H	Explanation
8 17 8 18 8 19 8 20	local level, and for not more than the following full=time equivalent positions: \$ 5,503,037 FTEs 21.00	<p>DETAIL: This is an increase of \$1,797,875 and no change in FTE positions compared to estimated net FY 2010. The changes include the following increases that are programs formerly funded by the HCTF but have been moved to the General Fund:</p> <ul style="list-style-type: none"> • \$55,214 for local public health modernization and redesign. • \$135,000 for the Direct Care Worker Association. • \$180,000 and 0.85 FTE position for the Direct Care Worker Task Force. • \$63,000 for conference scholarships for direct care workers. • \$184,050 for mental health professional shortage programs. • \$73,620 and 1.00 FTE position for the Iowa Collaborative Safety Net Provider Network coordination. • \$74,517 for family planning network agencies. • \$74,517 for local board of health medical home pilot programs. • \$74,517 for child and maternal health center pilot programs. • \$184,050 for free clinics. • \$110,430 for rural health clinics. • \$294,480 for the safety net provider patient access to specialty care initiative. • \$294,480 for the pharmaceutical infrastructure for safety net providers.
8 21 8 22 8 23 8 24	a. Of the funds appropriated in this subsection, \$63,592 is allocated for a child vision screening program implemented through the university of Iowa hospitals and clinics in collaboration with community empowerment areas.	<p>Requires an allocation of \$63,592 for a Child Vision Screening program through the University of Iowa Hospitals and Clinics in collaboration with Community Empowerment areas.</p> <p>DETAIL: This is a decrease of \$26,408 compared to the FY 2010 allocation for a general reduction.</p>
8 25 8 26 8 27 8 28	b. Of the funds appropriated in this subsection, \$129,741 is allocated for continuation of an initiative implemented at the university of Iowa and \$117,142 is allocated for continuation of an initiative at the state mental health institute at	<p>Requires an allocation of \$129,741 for a University of Iowa initiative to expand and improve the mental health treatment and services workforce. Requires an allocation of \$117,142 for a similar initiative at the Mental Health Institute at Cherokee.</p>

<p>8 29 Cherokee to expand and improve the workforce engaged in 8 30 mental health treatment and services. The initiatives shall 8 31 receive input from the university of Iowa, the department 8 32 of human services, the department of public health, and the 8 33 mental health, mental retardation, developmental disabilities, 8 34 and brain injury commission to address the focus of the 8 35 initiatives.</p>	<p>DETAIL: These are decreases compared to the FY 2010 allocations of \$13,513 for the University of Iowa initiative and \$8,660 for a similar initiative at the Mental Health Institute at Cherokee for general reductions.</p>
<p>9 1 c. Of the funds appropriated in this subsection, \$1,264,812 9 2 shall be used for essential public health services that promote 9 3 healthy aging throughout the lifespan, contracted through a 9 4 formula for local boards of health, to enhance health promotion 9 5 and disease prevention services.</p>	<p>Requires the Department of Public Health (DPH) to use \$1,264,812 for core public health functions, including home health care and public health nursing services.</p> <p>DETAIL: This is an increase of \$210,752 compared to the FY 2010 allocation.</p>
<p>9 6 d. Of the funds appropriated in this section, \$130,214 shall 9 7 be deposited in the governmental public health system fund 9 8 created in section 135A.8 to be used for the purposes of the 9 9 fund.</p>	<p>Allocates \$130,214 to the Governmental Public Health System Fund.</p> <p>DETAIL: This is a decrease of \$31,135 compared to the total FY 2010 allocation for a general reduction and includes \$55,214 of funding from the HCTF that will now be funded from the General Fund. The Fund is used for activities relating to the Department's Public Health Modernization initiative.</p>
<p>9 10 e. Of the funds appropriated in this subsection, \$143,150 9 11 shall be used for the mental health professional shortage area 9 12 program implemented pursuant to section 135.80.</p>	<p>Allocates \$143,150 for the Mental Health Professional Shortage Area Program.</p> <p>DETAIL: This is a decrease of \$20,450 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the Health Care Trust Fund (HCTF).</p>
<p>9 13 f. Of the funds appropriated in this subsection, 9 14 \$40,900 shall be used for a grant to a statewide association 9 15 of psychologists that is affiliated with the American 9 16 psychological association to be used for continuation of a 9 17 program to rotate intern psychologists in placements in urban</p>	<p>Allocates \$40,900 for a rotation program for intern psychologists in urban and rural mental health professional shortage areas.</p> <p>DETAIL: This is no change compared to the FY 2010 allocation. This allocation was previously funded by the HCTF.</p>

9 18 and rural mental health professional shortage areas, as defined
9 19 in section 135.80.

9 20 g. Of the funds appropriated in this subsection, the
9 21 following amounts shall be allocated to the Iowa collaborative
9 22 safety net provider network established pursuant to section
9 23 135.153 to be used for the purposes designated:

9 24 (1) For distribution to the Iowa=Nebraska primary
9 25 care association for statewide coordination of the Iowa
9 26 collaborative safety net provider network:
9 27 \$ 73,620

Provides for allocations to the Iowa Collaborative Safety Net Provider Network.

Allocates \$73,620 for the Iowa Collaborative Safety Net Provider Network.

DETAIL: This is a decrease of \$8,180 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

9 28 (2) For distribution to the Iowa family planning network
9 29 agencies for necessary infrastructure, statewide coordination,
9 30 provider recruitment, service delivery, and provision of
9 31 assistance to patients in determining an appropriate medical
9 32 home:
9 33 \$ 74,517

Allocates \$74,517 for family planning network agencies to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$8,279 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

9 34 (3) For distribution to the local boards of health that
9 35 provide direct services for pilot programs in three counties to
10 1 assist patients in determining an appropriate medical home:
10 2 \$ 74,517

Allocates \$74,517 for local board of health pilot programs in three counties to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$8,279 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

10 3 (4) For distribution to maternal and child health centers
10 4 for pilot programs in three counties to assist patients in
10 5 determining an appropriate medical home:
10 6 \$ 74,517

Allocates \$74,517 for three child and maternal health center pilot programs to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$8,279 compared to the FY 2010 allocation for a general reduction. This allocation was previously

PG LN	LSB5091H	Explanation
		funded by the HCTF.
10 7	(5) For distribution to free clinics for necessary	Allocates \$184,050 for free clinics to assist patients in finding an appropriate medical home. DETAIL: This is a decrease of \$20,450 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
10 8	infrastructure, statewide coordination, provider recruitment,	
10 9	service delivery, and provision of assistance to patients in	
10 10	determining an appropriate medical home:	
10 11	..... \$ 184,050
10 12	(6) For distribution to rural health clinics for necessary	Allocates \$110,430 for rural health clinics to assist patients in finding an appropriate medical home. DETAIL: This is a decrease of \$12,270 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
10 13	infrastructure, statewide coordination, provider recruitment,	
10 14	service delivery, and provision of assistance to patients in	
10 15	determining an appropriate medical home:	
10 16	..... \$ 110,430
10 17	(7) For continuation of the safety net provider patient	Allocates \$294,480 for the safety net provider patient access to specialty care initiative. DETAIL: This is a decrease of \$32,720 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
10 18	access to specialty health care initiative as described in 2007	
10 19	Iowa Acts, chapter 218, section 109:	
10 20	..... \$ 294,480
10 21	(8) For continuation of the pharmaceutical infrastructure	Allocates \$294,480 for the pharmaceutical infrastructure for safety net providers. DETAIL: This is a decrease of \$32,720 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.
10 22	for safety net providers as described in 2007 Iowa Acts,	
10 23	chapter 218, section 108:	
10 24	..... \$ 294,480
10 25	The Iowa collaborative safety net provider network may	Permits the Iowa Collaborative Safety Net Provider Network to continue existing contracts to distribute the funding.
10 26	continue to distribute funds allocated pursuant to this	

10 27 lettered paragraph through existing contracts or renewal of
10 28 existing contracts.

10 29 h. (1) Of the funds appropriated in this subsection,
10 30 \$180,000 shall be used for continued implementation of
10 31 the recommendations of the direct care worker task force
10 32 established pursuant to 2005 Iowa Acts, chapter 88, based upon
10 33 the report submitted to the governor and the general assembly
10 34 in December 2006. The department may use a portion of the
10 35 funds allocated in this paragraph for an additional position
11 1 to assist in the continued implementation. The focus of the
11 2 implementation shall be researching and establishing a system
11 3 to collect and maintain accurate data on the direct care
11 4 workforce; beginning the groundwork to establish a board of
11 5 direct care workers within the department of public health by
11 6 July 1, 2014; and other recommendations of the task force that
11 7 result in the development of a state infrastructure to provide
11 8 stability to the direct care workforce.

Allocates \$180,000 for continued implementation of the recommendations of the Direct Care Worker Task Force.

DETAIL: This is a decrease of \$20,000 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF. Directs the Department to work toward establishing a data collection system and a Board of Direct Care Workers by FY 2014.

11 9 (2) The department of public health shall report to the
11 10 persons designated in this Act for submission of reports
11 11 regarding use of the funds allocated in this lettered
11 12 paragraph, on or before January 15, 2011.

Requires the DPH to submit a report to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the Legislative Services Agency (LSA) by January 15, 2011.

11 13 i. (1) Of the funds appropriated in this subsection,
11 14 \$135,000 shall be used for allocation to an independent
11 15 statewide direct care worker association for education,
11 16 outreach, leadership development, mentoring, and other
11 17 initiatives intended to enhance the recruitment and retention
11 18 of direct care workers in health and long-term care.

Allocates \$135,000 to enhance the recruitment and retention of direct care workers in health and long-term care.

DETAIL: This is a decrease of \$15,000 compared to the FY 2010 allocation for a general reduction. This allocation was previously funded by the HCTF.

11 19 (2) Of the funds appropriated in this subsection, \$63,000
11 20 shall be used to provide conference scholarships to direct care
11 21 workers.

Allocated \$63,000 for conference scholarships for direct care workers.

DETAIL: This is a decrease of \$7,000 compared to the FY 2010 allocation for a general reduction. This allocation was previously

funded by the HCTF.

11 22 (3) The association specified in this lettered paragraph
11 23 shall report to the persons designated in this Act for
11 24 submission of reports on or before January 1, 2011, the use of
11 25 the funds allocated in this lettered paragraph, any progress
11 26 made regarding the initiatives specified and in expanding the
11 27 association statewide, and the number of scholarships provided,
11 28 and shall include in the report a copy of the association's
11 29 internal revenue service form 990.

Requires the Statewide Direct Care Worker Association to submit a report and a completed copy of the Association's Federal 990 Tax Form to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA by January 1, 2011.

11 30 j. The department may utilize one of the full-time
11 31 equivalent positions authorized in this subsection for
11 32 administration of the activities related to the Iowa
11 33 collaborative safety net provider network.

Permits the Department to utilize up to 1.00 FTE position for administration of activities related to the Iowa Collaborative Safety Net Provider Network.

11 34 k. The department may utilize one of the full-time
11 35 equivalent positions authorized in this subsection for
12 1 administration of the volunteer health care provider program
12 2 pursuant to section 135.24.

Permits the Department to utilize up to 1.00 FTE position for administration of the Voluntary Health Care Provider Program.

12 3 5. HEALTHY AGING
12 4 To provide public health services that reduce risks and
12 5 invest in promoting and protecting good health over the
12 6 course of a lifetime with a priority given to older Iowans and
12 7 vulnerable populations:
12 8 \$ 8,045,779

General Fund appropriation to the healthy aging programs (formerly referred to as elderly wellness).

DETAIL: This is a net increase of \$534,578 compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$300,000 to reduce funds directed to non-elderly wellness initiatives.
- The following increases reflect restorations of funding due to the FY 2010 ATB reductions:
 - \$229,208 for the Local Public Health Nursing Program.
 - \$605,370 for the Home Care Aid Program.

12 9	a. Of the funds appropriated in this subsection, \$2,209,696	Allocates \$2,209,696 for the Local Public Health Nursing Program.
12 10	shall be used for local public health nursing services.	DETAIL: This is a decrease of \$82,380 compared to the FY 2010 allocation.
12 11	b. Of the funds appropriated in this subsection, \$5,836,083	Allocates \$5,836,083 for the Home Care Aide Services Program.
12 12	shall be used for home care aide services.	DETAIL: This is a decrease of \$217,620 compared to the FY 2010 allocation.
12 13	6. ENVIRONMENTAL HAZARDS	General Fund appropriation to the environmental hazards programs.
12 14	For reducing the public's exposure to hazards in the	
12 15	environment, primarily chemical hazards, and for not more than	DETAIL: This is no change compared to estimated net FY 2010.
12 16	the following full-time equivalent positions:	
12 17	..... \$ 900,352	
12 18	..... FTEs 4.50	
12 19	a. Of the funds appropriated in this subsection, \$536,033	Requires an allocation of \$536,033 for childhood lead poisoning testing.
12 20	shall be used for childhood lead poisoning provisions.	DETAIL: This is a decrease of \$65,598 compared to the FY 2010 allocation for a general reduction.
12 21	b. Of the funds appropriated in this subsection, not more	Requires an allocation of \$253,135 for environmental epidemiology.
12 22	than \$253,135 shall be used for the development of scientific	
12 23	and medical expertise in environmental epidemiology.	DETAIL: This is a decrease of \$9,018 compared to the FY 2010 allocation for a general reduction.
12 24	7. INFECTIOUS DISEASES	General Fund appropriation to the infectious diseases programs.
12 25	For reducing the incidence and prevalence of communicable	
12 26	diseases, and for not more than the following full-time	DETAIL: This is an increase of \$7,500 and no change in FTE
12 27	equivalent positions:	positions compared to estimated net FY 2010 for a general increase
12 28	..... \$ 1,475,095	to infectious diseases programs.

12 29 FTEs 5.00

12 30 8. PUBLIC PROTECTION

12 31 For protecting the health and safety of the public through
 12 32 establishing standards and enforcing regulations, and for not
 12 33 more than the following full-time equivalent positions:
 12 34 \$ 3,212,987
 12 35 FTEs 130.20

General Fund appropriation to the public protection programs.

DETAIL: This is no change in funding and an increase of 0.20 FTE position compared to estimated net FY 2010.

13 1 a. Of the funds appropriated in this subsection, not more
 13 2 than \$471,690 shall be credited to the emergency medical
 13 3 services fund created in section 135.25. Moneys in the
 13 4 emergency medical services fund are appropriated to the
 13 5 department to be used for the purposes of the fund.

Requires \$471,690 to be allocated to the Emergency Medical Services (EMS) Fund.

DETAIL: This is a decrease of \$77,550 compared to the FY 2010 allocation for a general reduction. The funds are used for training and equipment provided through the EMS Program.

13 6 b. Of the funds appropriated in this subsection, \$209,229
 13 7 shall be used for sexual violence prevention programming
 13 8 through a statewide organization representing programs serving
 13 9 victims of sexual violence through the department's sexual
 13 10 violence prevention program. The amount allocated in this
 13 11 lettered paragraph shall not be used to supplant funding
 13 12 administered for other sexual violence prevention or victims
 13 13 assistance programs.

Allocates \$209,229 to provide program funding for children's sexual violence prevention.

DETAIL: This is a decrease of \$23,248 compared to the FY 2010 allocation for a general reduction.

13 14 c. Of the funds appropriated in this subsection, not more
 13 15 than \$485,520 shall be used for the state poison control
 13 16 center.

Requires an allocation up to a maximum of \$485,520 for the State Poison Control Center.

DETAIL: This is a decrease of \$53,947 compared to the FY 2010 allocation for a general reduction.

13 17 9. RESOURCE MANAGEMENT

General Fund appropriation to the Department's resource

PG LN	LSB5091H	Explanation
<p>13 18 For establishing and sustaining the overall ability of the 13 19 department to deliver services to the public, and for not more 13 20 than the following full-time equivalent positions: 13 21 \$ 956,265 13 22 FTEs 10.00</p>	<p>management activities.</p> <p>DETAIL: This is no change in funding or FTE positions compared to estimated net FY 2010.</p>	
<p>13 23 The university of Iowa hospitals and clinics under the 13 24 control of the state board of regents shall not receive 13 25 indirect costs from the funds appropriated in this section. 13 26 The university of Iowa hospitals and clinics billings to the 13 27 department shall be on at least a quarterly basis.</p>	<p>Prohibits the University of Iowa Hospitals and Clinics (UIHC) from receiving indirect cost reimbursement from General Fund appropriations to the DPH. Requires the UIHC to submit billings on a quarterly basis for FY 2011.</p>	
<p>13 28 DIVISION III 13 29 DEPARTMENT OF VETERANS AFFAIRS</p>		
<p>13 30 Sec. 3. DEPARTMENT OF VETERANS AFFAIRS. There is 13 31 appropriated from the general fund of the state to the 13 32 department of veterans affairs for the fiscal year beginning 13 33 July 1, 2010, and ending June 30, 2011, the following amounts, 13 34 or so much thereof as is necessary, to be used for the purposes 13 35 designated:</p>		
<p>14 1 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION 14 2 For salaries, support, maintenance, and miscellaneous 14 3 purposes, including the war orphans educational assistance fund 14 4 created in section 35.8, and for not more than the following 14 5 full-time equivalent positions: 14 6 \$ 960,453 14 7 FTEs 15.20</p>	<p>General Fund appropriation to the Department of Veteran Affairs.</p> <p>DETAIL: This is no change in funding or FTE positions compared to estimated net FY 2010.</p>	
<p>14 8 2. IOWA VETERANS HOME 14 9 For salaries, support, maintenance, and miscellaneous 14 10 purposes:</p>	<p>General Fund appropriation to the Iowa Veterans Home.</p> <p>DETAIL: This is no change compared to estimated net FY 2010.</p>	

14 11 \$ 9,630,846	This Bill does not cap FTE positions. The tracking document indicates that there is a decrease of 23.44 FTE positions compared to the estimated net FY 2010 FTE positions.
14 12 a. The Iowa veterans home billings involving the department 14 13 of human services shall be submitted to the department on at 14 14 least a monthly basis.	Requires the Iowa Veterans Home to submit monthly claims relating to Medicaid to the DHS.
14 15 b. If there is a change in the employer of employees 14 16 providing services at the Iowa veterans home under a collective 14 17 bargaining agreement, such employees and the agreement shall 14 18 be continued by the successor employer as though there had not 14 19 been a change in employer.	Requires a new employer to honor an existing collective bargaining agreement at the Iowa Veterans Home.
14 20 3. STATE EDUCATIONAL ASSISTANCE == CHILDREN OF DECEASED 14 21 VETERANS 14 22 For provision of educational assistance pursuant to section 14 23 35.9: 14 24 \$ 12,731	General Fund appropriation for the State Educational Assistance for Children of Deceased Veterans Program. DETAIL: This is no change compared to estimated net FY 2010. This appropriation was impacted by the FY 2010 ATB reduction by decreasing the carryforward by 10.00%. Historically the appropriation has been \$27,000.
14 25 Sec. 4. LIMITATION OF COUNTY COMMISSION OF VETERANS AFFAIRS 14 26 FUND STANDING APPROPRIATIONS. Notwithstanding the standing 14 27 appropriation in the following designated section for the 14 28 fiscal year beginning July 1, 2010, and ending June 30, 2011, 14 29 the amounts appropriated from the general fund of the state 14 30 pursuant to that section for the following designated purposes 14 31 shall not exceed the following amount: 14 32 For the county commissions of veterans affairs fund under 14 33 section 35A.16: 14 34 \$ 900,000	General Fund appropriation for the County Commissions of Veterans Affairs Fund. DETAIL: This is a decrease of \$90,000 compared to estimated net FY 2010. This is supplemented by Section 5, with an appropriation of \$90,000. Each of the 99 counties receives a \$10,000 grant for veteran-related expenditures.
14 35 Sec. 5. MERCHANT MARINE BONUS FUND == COUNTY GRANTS. There	Merchant Marine Bonus Fund appropriation.

15 1 is appropriated from the merchant marine bonus fund created in
 15 2 section 35A.8 to the department of veterans affairs for the
 15 3 fiscal year beginning July 1, 2010, and ending June 30, 2011,
 15 4 the following amount, or so much thereof as is necessary, to be
 15 5 used for the purposes designated:

15 6 For the county commissions of veterans affairs fund under
 15 7 section 35A.16:

15 8 \$ 90,000

15 9 DIVISION IV

15 10 DEPARTMENT OF HUMAN SERVICES

15 11 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

15 12 GRANT. There is appropriated from the fund created in section
 15 13 8.41 to the department of human services for the fiscal year
 15 14 beginning July 1, 2010, and ending June 30, 2011, from moneys
 15 15 received under the federal temporary assistance for needy
 15 16 families (TANF) block grant pursuant to the federal Personal
 15 17 Responsibility and Work Opportunity Reconciliation Act of 1996,
 15 18 Pub. L. No. 104=193, and successor legislation, and from moneys
 15 19 received under the emergency contingency fund for temporary
 15 20 assistance for needy families state program established
 15 21 pursuant to the federal American Recovery and Reinvestment
 15 22 Act of 2009, Pub. L. No. 111=5 2101, which are federally
 15 23 appropriated for the federal fiscal years beginning October 1,
 15 24 2009, and ending September 30, 2010, and beginning October 1,
 15 25 2010, and ending September 30, 2011, the following amounts, or
 15 26 so much thereof as is necessary, to be used for the purposes
 15 27 designated:

15 28 1. To be credited to the family investment program account
 15 29 and used for assistance under the family investment program
 15 30 under chapter 239B:

15 31 \$ 36,733,711

DETAIL: This is a new appropriation for FY 2011. The Fund has \$134,000 remaining from bonuses paid to merchant marines. The funds supplement the \$900,000 General Fund appropriation for the veteran's county grants in Section 4.

TANF Block Grant Fund appropriations for FY 2011.

DETAIL: The federal government implemented Federal Welfare Reform on August 22, 1996. Federal Welfare Reform changed the funding for the Family Investment Program (FIP) from a matching program to a block grant of federal funds. The TANF Program was reauthorized on February 8, 2006, with work participation rates extended to separate State programs and the elimination of high performance bonuses; however, Iowa's grant remains the same at \$131,524,959 per year.

TANF FY 2011 Block Grant appropriation for the Family Investment Program (FIP) Account.

DETAIL: This is an increase of \$8,149,308 compared to estimated FY 2010. The increase is due to increasing caseload.

<p>15 32 2. To be credited to the family investment program account 15 33 and used for the job opportunities and basic skills (JOBS) 15 34 program and implementing family investment agreements in 15 35 accordance with chapter 239B: 16 1 \$ 12,411,528</p>	<p>TANF FY 2011 Block Grant appropriation for the PROMISE JOBS Program. DETAIL: This is a decrease of \$615,268 compared to estimated FY 2010 due to a reduction in the mileage rate from \$0.34 to \$0.30.</p>
<p>16 2 Notwithstanding section 8.33, not more than 5 percent of 16 3 the moneys designated in this subsection that are allocated 16 4 by the department for contracted services, other than 16 5 family self=sufficiency grant services allocated under this 16 6 subsection, that remain unencumbered or unobligated at the 16 7 close of the fiscal year shall not revert but shall remain 16 8 available for expenditure for the purposes designated until 16 9 the close of the succeeding fiscal year. However, unless such 16 10 moneys are encumbered or obligated on or before September 30, 16 11 2011, the moneys shall revert.</p>	<p>CODE: Requires nonreversion of not more than 5.00% of funds allocated for contract services.</p>
<p>16 12 3. To be used for the family development and 16 13 self=sufficiency grant program in accordance with section 16 14 216A.107: 16 15 \$ 2,898,980</p>	<p>TANF FY 2011 Block Grant appropriation for the Family Development and Self Sufficiency (FaDSS) Program. DETAIL: This is an increase of \$450,000 compared to estimated FY 2010.</p>
<p>16 16 Notwithstanding section 8.33, moneys appropriated in this 16 17 subsection that remain unencumbered or unobligated at the close 16 18 of the fiscal year shall not revert but shall remain available 16 19 for expenditure for the purposes designated until the close of 16 20 the succeeding fiscal year. However, unless such moneys are 16 21 encumbered or obligated on or before September 30, 2011, the 16 22 moneys shall revert.</p>	<p>CODE: Requires nonreversion of funds allocated for the FaDSS Grant Program.</p>
<p>16 23 4. For field operations: 16 24 \$ 23,760,474</p>	<p>TANF FY 2011 Block Grant appropriation for Field Operations. DETAIL: This is an increase of \$2,101,338 compared to estimated FY 2010.</p>

PG LN	LSB5091H	Explanation
16 25	5. For general administration:	TANF FY 2011 Block Grant appropriation for General Administration.
16 26	..... \$ 3,744,000	DETAIL: Maintains the current level of TANF support.
16 27	6. For state child care assistance:	TANF FY 2011 Block Grant appropriation for Child Care Assistance.
16 28	..... \$ 12,382,687	DETAIL: This is a decrease of \$6,603,490 compared to estimated FY 2010.
16 29	<p>a. Of the funds appropriated in this subsection, 16 30 \$12,382,687 shall be transferred to the child care and 16 31 development block grant appropriation made by the Eighty-third 16 32 General Assembly, 2010 Session, for the federal fiscal 16 33 year beginning October 1, 2010, and ending September 30, 16 34 2011. Of this amount, \$200,000 shall be used for provision 16 35 of educational opportunities to registered child care home 17 1 providers in order to improve services and programs offered 17 2 by this category of providers and to increase the number of 17 3 providers. The department may contract with institutions 17 4 of higher education or child care resource and referral 17 5 centers to provide the educational opportunities. Allowable 17 6 administrative costs under the contracts shall not exceed 5 17 7 percent. The application for a grant shall not exceed two 17 8 pages in length.</p>	<p>Requires the (DHS) to transfer \$12,382,687 to the Child Care and Development Block Grand and to use \$200,000 for training of registered child care home providers. Permits the DHS to contract with colleges or child care resource centers and specifies requirements for funding the grants and the application form for the grant.</p>
17 9	<p>b. Any funds appropriated in this subsection remaining 17 10 unallocated shall be used for state child care assistance 17 11 payments for individuals enrolled in the family investment 17 12 program who are employed.</p>	<p>Requires any unallocated funds be used for child care assistance for families enrolled in the FIP program.</p>
17 13	7. For mental health and developmental disabilities	TANF FY 2011 Block Grant appropriation for Mental Health and
17 14	community services:	Developmental Disabilities Community Services.
17 15	..... \$ 4,894,052	DETAIL: Maintains the current level of TANF support.

PG LN	LSB5091H	Explanation
17 16	8. For child and family services:	TANF FY 2011 Block Grant appropriation for Child and Family Services.
17 17	..... \$ 32,084,430	DETAIL: Maintains the current level of TANF support.
17 18	9. For child abuse prevention grants:	TANF FY 2011 Block Grant appropriation for Child Abuse Prevention Grants.
17 19	..... \$ 125,000	DETAIL: This is a decrease of \$125,000 compared to estimated FY 2010.
17 20	10. For pregnancy prevention grants on the condition that	TANF FY 2011 Block Grant appropriation for pregnancy prevention grants if family planning services are funded.
17 21	family planning services are funded:	DETAIL: This is no change compared to estimated FY 2010.
17 22	..... \$ 1,327,878	
17 23	Pregnancy prevention grants shall be awarded to programs	Requires the recipients of pregnancy prevention grants to meet certain requirements of comprehensiveness and demonstration of positive outcomes. Requires pregnancy prevention grants from the TANF to include the requirement that sexual abstinence be emphasized. Specifies that priority in awarding the grants should be given to programs in areas of the State that have the highest percentage of unplanned adolescent pregnancies of females of childbearing age within the geographic area served by the grant.
17 24	in existence on or before July 1, 2010, if the programs are	
17 25	comprehensive in scope and have demonstrated positive outcomes.	
17 26	Grants shall be awarded to pregnancy prevention programs	
17 27	which are developed after July 1, 2010, if the programs are	
17 28	comprehensive in scope and are based on existing models that	
17 29	have demonstrated positive outcomes. Grants shall comply with	
17 30	the requirements provided in 1997 Iowa Acts, chapter 208,	
17 31	section 14, subsections 1 and 2, including the requirement that	
17 32	grant programs must emphasize sexual abstinence. Priority in	
17 33	the awarding of grants shall be given to programs that serve	
17 34	areas of the state which demonstrate the highest percentage of	
17 35	unplanned pregnancies of females of childbearing age within the	
18 1	geographic area to be served by the grant.	
18 2	11. For technology needs and other resources necessary	TANF FY 2011 Block Grant appropriation for federal welfare reform reporting, tracking, and case management technology and resource needs.
18 3	to meet federal welfare reform reporting, tracking, and case	
18 4	management requirements:	
18 5	..... \$ 1,037,186	

DETAIL: Maintains the current level of TANF support.

18 6 12. To be credited to the state child care assistance
 18 7 appropriation made in this section to be used for funding of
 18 8 community-based early childhood programs targeted to children
 18 9 from birth through five years of age developed by community
 18 10 empowerment areas as provided in section 28.9:
 18 11 \$ 6,350,000

TANF FY 2011 Block Grant appropriation to fund community-based programs for children from birth to age five as developed by community empowerment areas.

DETAIL: This is a decrease of \$500,000 compared to estimated FY 2010.

18 12 The department shall transfer TANF block grant funding
 18 13 appropriated and allocated in this subsection to the child care
 18 14 and development block grant appropriation in accordance with
 18 15 federal law as necessary to comply with the provisions of this
 18 16 subsection.

Requires the DHS to transfer TANF funds to the Child Care and Development Block Grant.

18 17 13. Notwithstanding any provision to the contrary,
 18 18 including but not limited to requirements in section 8.41 or
 18 19 provisions in 2009 or 2010 Iowa Acts regarding the receipt
 18 20 and appropriation of federal block grants, federal funds
 18 21 from the emergency contingency fund for temporary assistance
 18 22 for needy families state program established pursuant to the
 18 23 federal American Recovery and Reinvestment Act of 2009, Pub.
 18 24 L. No. 111=5 2101, received by the state during the fiscal
 18 25 year beginning July 1, 2009, and ending June 30, 2010, not
 18 26 otherwise appropriated in this section and remaining available
 18 27 as of July 1, 2010, and received by the state during the fiscal
 18 28 year beginning July 1, 2010, and ending June 30, 2011, are
 18 29 appropriated to the extent as may be necessary to fully fund
 18 30 the family investment program during the fiscal year beginning
 18 31 July 1, 2010, and ending June 30, 2011.

CODE: Appropriates sufficient funding from the Emergency TANF funds received under the American Recovery and Reinvestment Act of 2009 (ARRA) to the DHS to fully fund the Family Investment Program (FIP) for FY 2011. It is estimated the DHS will receive \$23.1 million for this purpose.

18 32 a. The federal funds appropriated in this subsection
 18 33 shall be expended only after all other funds appropriated in

Specifies that the appropriation in this Section may only be expended after all other appropriated funding has been exhausted.

18 34 subsection 1 for assistance under the family investment program
18 35 under chapter 239B have been expended.

19 1 b. The department shall, on a quarterly basis, advise the
19 2 legislative services agency and department of management of
19 3 the amount of funds appropriated in this subsection that was
19 4 expended in the prior quarter.

Requires the DHS to submit quarterly reports to the LSA and the Department of Management (DOM) regarding expenditures in this Section.

19 5 14. Of the amounts appropriated in this section,
19 6 \$12,962,008 for the fiscal year beginning July 1, 2010, shall
19 7 be transferred to the appropriation of the federal social
19 8 services block grant made for that fiscal year.

Requires \$12,962,008 of the federal TANF funds appropriated in this Section to be transferred to the federal Social Services Block Grant appropriation.

DETAIL: Maintains the current level of TANF support.

19 9 15. The department may transfer funds allocated in this
19 10 section to the appropriations made in this Act for general
19 11 administration and field operations for resources necessary to
19 12 implement and operate the services referred to in this section
19 13 and those funded in the appropriation made in this division of
19 14 this Act for the family investment program from the general
19 15 fund of the state.

Permits the DHS to transfer funds to General Administration and Field Operations for costs associated with TANF-funded Programs and the Family Investment Program (FIP).

19 16 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.
19 17 1. Moneys credited to the family investment program (FIP)
19 18 account for the fiscal year beginning July 1, 2010, and
19 19 ending June 30, 2011, shall be used to provide assistance in
19 20 accordance with chapter 239B.

Requires funds credited to the Family Investment Program (FIP) Account for FY 2011 to be used as specified.

19 21 2. The department may use a portion of the moneys credited
19 22 to the FIP account under this section as necessary for
19 23 salaries, support, maintenance, and miscellaneous purposes.

Permits the DHS to use FIP funds for various administrative purposes.

19 24 3. The department may transfer funds allocated in
19 25 this section to the appropriations in this Act for general

Permits the DHS to transfer funds to General Administration and Field Operations for costs associated with this Section.

19 26 administration and field operations for resources necessary to
19 27 implement and operate the services referred to in this section
19 28 and those funded in the appropriation made in this division of
19 29 this Act for the family investment program from the general
19 30 fund of the state.

19 31 4. Moneys appropriated in this division of this Act and
19 32 credited to the FIP account for the fiscal year beginning July
19 33 1, 2010, and ending June 30, 2011, are allocated as follows:

Requires the TANF Block Grant funds appropriated to the FIP Account to be allocated as specified.

19 34 a. To be retained by the department of human services to
19 35 be used for coordinating with the department of human rights
20 1 to more effectively serve participants in the FIP program and
20 2 other shared clients and to meet federal reporting requirements
20 3 under the federal temporary assistance for needy families block
20 4 grant:
20 5 \$ 20,000

Allocates \$20,000 to the DHS to be used for administrative services.

DETAIL: Maintains the current level of support.

20 6 b. To the department of human rights for staffing,
20 7 administration, and implementation of the family development
20 8 and self=sufficiency grant program in accordance with section
20 9 216A.107:
20 10 \$ 5,397,251

Allocates \$5,397,251 of the FY 2011 General Fund appropriation and TANF funds to the Department of Human Rights for the Family Development and Self-Sufficiency (FaDSS) Grant Program.

DETAIL: This is a decrease of \$99,695 compared to the FY 2010 allocation.

20 11 (1) Of the funds allocated for the family development and
20 12 self=sufficiency grant program in this lettered paragraph,
20 13 not more than 5 percent of the funds shall be used for the
20 14 administration of the grant program.

Specifies that a maximum of 5.00% of the allocation be spent on administration of FaDSS Program grants.

20 15 (2) The department of human rights may continue to implement
20 16 the family development and self=sufficiency grant program
20 17 statewide during fiscal year 2010=2011.

Permits the Department of Human Rights to continue to implement the FaDSS Grant Program in FY 2010.

20 18 c. For the diversion subaccount of the FIP account:

Allocates \$1,634,000 of FY 2011 TANF funds for the FIP Diversion

PG LN	LSB5091H	Explanation
20 19	..... \$ 1,634,400	Subaccount. DETAIL: This is a decrease of \$179,600 compared to the FY 2010 allocation.
20 20 20 21 20 22 20 23 20 24	A portion of the moneys allocated for the subaccount may be used for field operations salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program.	Allows a portion of the FIP Diversion funds to be used to administer the FIP Diversion Program.
20 25 20 26	d. For the food stamp employment and training program: \$ 68,059	Allocates \$68,059 of FY 2011 FIP funds to the Food Stamp Employment and Training Program. DETAIL: Maintains the current level of support.
20 27 20 28 20 29 20 30 20 31 20 32 20 33 20 34 20 35	(1) The department shall amend the food stamp employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50=50 match provisions for the claiming of allowable federal matching funds from the United States department of agriculture pursuant to the federal food stamp employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.	Requires the Department to amend the Food Stamp Employment and Training State Plan to maximize federal matching funds received.
21 1 21 2 21 3 21 4 21 5 21 6 21 7 21 8	(2) The department shall implement measures to expand usage of the federal food assistance programs administered by the department and to appropriately determine eligibility for the programs by raising the income limit to the extent allowed under federal requirements and eliminating the asset test. The eligibility determination measures shall include but are not limited to checking applications to identify persons convicted of crimes who are incarcerated in correctional facilities and	Requires the DHS to expand the food assistance program eligibility to persons with income up to 160.00% of the Federal Poverty Level (FPL) and eliminate the asset test.

21 9 jails or are otherwise ineligible for food assistance programs
 21 10 under federal requirements for having committed a crime.

21 11 e. For the JOBS program:

21 12 \$ 20,652,993

Permits the DHS to allocate \$20,652,993 of the FY 2011 General Fund appropriation and TANF funds for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$985,270 compared to the FY 2010 allocation.

21 13 5. Of the child support collections assigned under FIP,
 21 14 an amount equal to the federal share of support collections
 21 15 shall be credited to the child support recovery appropriation
 21 16 made in this division of this Act. Of the remainder of the
 21 17 assigned child support collections received by the child
 21 18 support recovery unit, a portion shall be credited to the FIP
 21 19 account, a portion may be used to increase recoveries, and a
 21 20 portion may be used to sustain cash flow in the child support
 21 21 payments account. If as a consequence of the appropriations
 21 22 and allocations made in this section the resulting amounts
 21 23 are insufficient to sustain cash assistance payments and meet
 21 24 federal maintenance of effort requirements, the department
 21 25 shall seek supplemental funding. If child support collections
 21 26 assigned under FIP are greater than estimated or are otherwise
 21 27 determined not to be required for maintenance of effort, the
 21 28 state share of either amount may be transferred to or retained
 21 29 in the child support payment account.

Requires the federal share of child support collections recovered by the State to be credited to the Child Support Recovery Unit. The remainder of support collected is credited to the FIP account and the DHS is permitted to use a portion to increase recoveries and to sustain cash flow in the child support payments account.

21 30 6. The department may adopt emergency rules for the family
 21 31 investment, JOBS, food stamp, and medical assistance programs
 21 32 if necessary to comply with federal requirements.

Permits the DHS to adopt emergency administrative rules for the FIP, Food Stamp Program, and Medical Assistance Program.

21 33 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 21 34 is appropriated from the general fund of the state to the
 21 35 department of human services for the fiscal year beginning July

General Fund appropriation to the DHS for the FIP, to be credited to the FIP Account.

22 1 1, 2010, and ending June 30, 2011, the following amount, or
 22 2 so much thereof as is necessary, to be used for the purpose
 22 3 designated:
 22 4 To be credited to the family investment program (FIP)
 22 5 account and used for family investment program assistance under
 22 6 chapter 239B:
 22 7 \$ 31,735,539

DETAIL: This is a net increase of \$602,109 and a decrease of 4.50 FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$4,119,206 due to a net increase in Emergency TANF funding through ARRA.
- An increase of \$10,794,158 due to caseload growth.
- An increase of \$8,215,882 due to a loss of carryforward from FY 2009 to FY 2010.
- A decrease of \$13,448,490 due to additional funds from the elimination of a transfer to child care.
- An increase of \$77,907 for increased Promise Jobs participation.
- A decrease of \$853,933 from a reduction in the electronic benefits transfer (EBT) vendor contract.
- A decrease of \$64,209 due to increased use of electronic funds transfers.

The appropriation for the FIP Account also contains funding for the PROMISE JOBS and FaDSS Programs. The appropriation maintains the current FIP payment levels (maximum grants of \$361 per month for a family with two persons and \$426 for a family with three persons).

22 8 1. Of the funds appropriated in this section, \$8,241,465 is
 22 9 allocated for the JOBS program.

General Fund allocation of \$8,241,465 for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$312,270 compared to the FY 2010 allocation.

22 10 2. Of the funds appropriated in this section, \$2,518,271 is
 22 11 allocated for the family development and self-sufficiency grant
 22 12 program.

General Fund allocation of \$2,518,271 for the FaDSS Program.

DETAIL: Maintains current level of support.

22 13 3. Notwithstanding section 8.39, for the fiscal year
 22 14 beginning July 1, 2010, if necessary to meet federal
 22 15 maintenance of effort requirements or to transfer federal

CODE: Specifies that the DHS has the authority to transfer TANF funds to the Social Services Block Grant as necessary to meet Maintenance of Effort requirements.

22 16 temporary assistance for needy families block grant funding
 22 17 to be used for purposes of the federal social services block
 22 18 grant or to meet cash flow needs resulting from delays in
 22 19 receiving federal funding or to implement, in accordance with
 22 20 this division of this Act, activities currently funded with
 22 21 juvenile court services, county, or community moneys and state
 22 22 moneys used in combination with such moneys, the department
 22 23 of human services may transfer funds within or between any
 22 24 of the appropriations made in this division of this Act and
 22 25 appropriations in law for the federal social services block
 22 26 grant to the department for the following purposes, provided
 22 27 that the combined amount of state and federal temporary
 22 28 assistance for needy families block grant funding for each
 22 29 appropriation remains the same before and after the transfer:
 22 30 a. For the family investment program.
 22 31 b. For child care assistance.
 22 32 c. For child and family services.
 22 33 d. For field operations.
 22 34 e. For general administration.
 22 35 f. MH/MR/DD/BI community services (local purchase).
 23 1 This subsection shall not be construed to prohibit the use
 23 2 of existing state transfer authority for other purposes. The
 23 3 department shall report any transfers made pursuant to this
 23 4 subsection to the legislative services agency.

23 5 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated
 23 6 from the general fund of the state to the department of human
 23 7 services for the fiscal year beginning July 1, 2010, and ending
 23 8 June 30, 2011, the following amount, or so much thereof as is
 23 9 necessary, to be used for the purposes designated:
 23 10 For child support recovery, including salaries, support,
 23 11 maintenance, and miscellaneous purposes, and for not more than
 23 12 the following full-time equivalent positions:
 23 13 \$ 11,827,414
 23 14 FTEs 520.00

General Fund appropriation to the DHS for the Child Support Recovery Unit.

DETAIL: This is a decrease of \$251,000 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$23,000 due to efficiencies from electronic payments from businesses.
- A decrease of \$228,000 to reflect a modification of handling funding from the Child Support Recovery Unit Fund.

23 15 1. The department shall expend up to \$24,329, including

Requires the DHS to expend up to \$24,329 during FY 2011 for a child

<p>23 16 federal financial participation, for the fiscal year beginning 23 17 July 1, 2010, for a child support public awareness campaign. 23 18 The department and the office of the attorney general shall 23 19 cooperate in continuation of the campaign. The public 23 20 awareness campaign shall emphasize, through a variety of 23 21 media activities, the importance of maximum involvement of 23 22 both parents in the lives of their children as well as the 23 23 importance of payment of child support obligations.</p>	<p>support public awareness campaign. The funding limitation includes federal funds. The campaign is to be operated in cooperation with the Office of the Attorney General and is to emphasize parental involvement and financial support.</p>
<p>23 24 2. Federal access and visitation grant moneys shall be 23 25 issued directly to private not-for-profit agencies that provide 23 26 services designed to increase compliance with the child access 23 27 provisions of court orders, including but not limited to 23 28 neutral visitation sites and mediation services.</p>	<p>DETAIL: This is a decrease of \$2,703 compared to the FY 2010 allocation.</p> <p>Specifies the process for utilization of receipts from federal Access and Visitation Grants.</p>
<p>23 29 3. The appropriation made to the department for child 23 30 support recovery may be used throughout the fiscal year in the 23 31 manner necessary for purposes of cash flow management, and for 23 32 cash flow management purposes the department may temporarily 23 33 draw more than the amount appropriated, provided the amount 23 34 appropriated is not exceeded at the close of the fiscal year.</p>	<p>Permits the DHS to use the appropriation as necessary and draw more than appropriated if needed to solve any cash flow problems, provided the amount appropriated is not exceeded at the end of the fiscal year.</p>
<p>23 35 4. With the exception of the funding amount specified, 24 1 the requirements established under 2001 Iowa Acts, chapter 24 2 191, section 3, subsection 5, paragraph "c", subparagraph (3), 24 3 shall be applicable to parental obligation pilot projects for 24 4 the fiscal year beginning July 1, 2010, and ending June 30, 24 5 2011. Notwithstanding 441 IAC 100.8, as in effect on June 30, 24 6 2009, providing for termination of rules relating to the pilot 24 7 projects the earlier of October 1, 2006, or when legislative 24 8 authority is discontinued, the rules relating to the pilot 24 9 projects, as in effect on June 30, 2009, shall remain in effect 24 10 until June 30, 2011.</p>	<p>Specifies that the Department is to continue to operate the Child Support Recovery Unit under the guidelines established in the 2001 Iowa Acts.</p>
<p>24 11 Sec. 10. HEALTH CARE TRUST FUND == MEDICAL ASSISTANCE. In</p>	<p>Health Care Trust Fund appropriation to the Medicaid Program.</p>

24 12 addition to any other appropriation made in this Act for
 24 13 the purposes of the medical assistance program, there is
 24 14 appropriated from the health care trust fund created in section
 24 15 453A.35A to the department of human services for the fiscal
 24 16 year beginning July 1, 2010, and ending June 30, 2011, the
 24 17 following amount, or so much thereof as is necessary, for the
 24 18 purpose designated:
 24 19 For medical assistance reimbursement and associated costs:
 24 20 \$106,916,532

This is an increase of \$6,265,792 compared to estimated net FY 2010.

24 21 Sec. 11. MEDICAL ASSISTANCE. There is appropriated from the
 24 22 general fund of the state to the department of human services
 24 23 for the fiscal year beginning July 1, 2010, and ending June 30,
 24 24 2011, the following amount, or so much thereof as is necessary,
 24 25 to be used for the purpose designated:
 24 26 For medical assistance reimbursement and associated costs
 24 27 as specifically provided in the reimbursement methodologies
 24 28 in effect on June 30, 2010, except as otherwise expressly
 24 29 authorized by law, including reimbursement for abortion
 24 30 services which shall be available under the medical assistance
 24 31 program only for those abortions which are medically necessary:
 24 32 \$421,959,417

General Fund appropriation to the DHS for the Medical Assistance (Medicaid) Program.

DETAIL: This is a net decrease of \$188,136,717 compared to estimated net FY 2010. The changes include:

- An increase of \$49,085,225 for increases in utilization and enrollment.
- An increase of \$1,833,333 to replace a one-time transfer for hospital rebase from the Veterans Home.
- A decrease of \$3,829,725 for the annual adjustment to the Federal Medical Assistance Percentage (FMAP) match rate.
- A decrease of \$10,719,202 to annualize the ATB reduction.
- A decrease of \$20,054,081 due to additional funds available from the Senior Living Trust Fund.
- A decrease of \$1,801,402 to transfer funds to State Supplementary Assistance.
- A decrease of \$14,957,400 from savings related to SF 2088 (Government Reorganization and Efficiency Act).
- A decrease of \$6,265,792 due to additional funds available from the HCTF.
- A decrease of \$187,800,000 due to additional funds from the Cash Reserve Fund.
- A decrease of \$10,806,990 from a net decrease in ARRA funding.
- An increase of \$40,281,386 to match revisions to estimates by the Medicaid forecasting workgroup.
- A decrease of \$23,102,069 due to a general reduction to Medicaid.

24 33 1. Medically necessary abortions are those performed under
24 34 any of the following conditions:

24 35 a. The attending physician certifies that continuing the
25 1 pregnancy would endanger the life of the pregnant woman.

25 2 b. The attending physician certifies that the fetus is
25 3 physically deformed, mentally deficient, or afflicted with a
25 4 congenital illness.

25 5 c. The pregnancy is the result of a rape which is reported
25 6 within 45 days of the incident to a law enforcement agency or
25 7 public or private health agency which may include a family
25 8 physician.

25 9 d. The pregnancy is the result of incest which is reported
25 10 within 150 days of the incident to a law enforcement agency
25 11 or public or private health agency which may include a family
25 12 physician.

25 13 e. Any spontaneous abortion, commonly known as a
25 14 miscarriage, if not all of the products of conception are
25 15 expelled.

25 16 2. The department shall utilize not more than \$60,000 of
25 17 the funds appropriated in this section to continue the AIDS/HIV
25 18 health insurance premium payment program as established in 1992
25 19 Iowa Acts, Second Extraordinary Session, chapter 1001, section
25 20 409, subsection 6. Of the funds allocated in this subsection,
25 21 not more than \$5,000 may be expended for administrative
25 22 purposes.

25 23 3. Of the funds appropriated in this Act to the department
25 24 of public health for addictive disorders, \$950,000 for the
25 25 fiscal year beginning July 1, 2010, shall be transferred to
25 26 the department of human services for an integrated substance
25 27 abuse managed care system. The department shall not assume
25 28 management of the substance abuse system in place of the
25 29 managed care contractor unless such a change in approach is
25 30 specifically authorized in law. The departments of human
25 31 services and public health shall work together to maintain

Specifies conditions that permit the Medical Assistance Program to reimburse providers for abortion services.

DETAIL: This is the same language that has been included for several years.

Requires the DHS to use a maximum of \$60,000 of the funds appropriated for Medical Assistance to continue the AIDS/HIV Health Insurance Premium Payment as established during the Second Extraordinary Session in 1992.

DETAIL: Maintains the current level of General Fund support.

Requires \$950,000 of the Substance Abuse Grants appropriation to DPH to be transferred to the Medical Assistance Program in the DHS for continuation of the Managed Substance Abuse Treatment Program. Also, requires the DHS to assume management of the Program.

DETAIL: Maintains the current level of General Fund support. The Managed Substance Abuse Treatment Program was funded for the first time in FY 1996.

25 32 the level of mental health and substance abuse services
 25 33 provided by the managed care contractor through the Iowa plan
 25 34 for behavioral health. Each department shall take the steps
 25 35 necessary to continue the federal waivers as necessary to
 26 1 maintain the level of services.

26 2 4. a. The department shall aggressively pursue options for
 26 3 providing medical assistance or other assistance to individuals
 26 4 with special needs who become ineligible to continue receiving
 26 5 services under the early and periodic screening, diagnosis, and
 26 6 treatment program under the medical assistance program due to
 26 7 becoming 21 years of age who have been approved for additional
 26 8 assistance through the department's exception to policy
 26 9 provisions, but who have health care needs in excess of the
 26 10 funding available through the exception to policy provisions.

26 11 b. Of the funds appropriated in this section, \$100,000
 26 12 shall be used for participation in one or more pilot projects
 26 13 operated by a private provider to allow the individual or
 26 14 individuals to receive service in the community in accordance
 26 15 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
 26 16 (1999), for the purpose of providing medical assistance or
 26 17 other assistance to individuals with special needs who become
 26 18 ineligible to continue receiving services under the early and
 26 19 periodic screening, diagnosis, and treatment program under
 26 20 the medical assistance program due to becoming 21 years of
 26 21 age who have been approved for additional assistance through
 26 22 the department's exception to policy provisions, but who have
 26 23 health care needs in excess of the funding available through
 26 24 the exception to the policy provisions.

26 25 5. Of the funds appropriated in this section, up to
 26 26 \$3,050,082 may be transferred to the field operations
 26 27 or general administration appropriations in this Act for
 26 28 operational costs associated with Part D of the federal
 26 29 Medicare Prescription Drug Improvement and Modernization Act
 26 30 of 2003, Pub. L. No. 108=173.

Requires the DHS to aggressively pursue options for assisting special needs individuals that become ineligible for continued services under the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) Program as a result of turning 21 years of age. The individuals are to have been approved for additional assistance through the DHS exception to policy process, but have health care needs exceeding available funding. This Section requires the Department to allocate \$100,000 to fund one or more pilot projects focused on providing care in the community.

DETAIL: Maintains the current level of General Fund support.

Permits the DHS to transfer up to \$3,050,082 to Field Operations or General Administration for implementation costs of the new Medicare Part D prescription drug benefit and low-income subsidy application process.

26 31 6. Of the funds appropriated in this section, not more
26 32 than \$166,600 shall be used to enhance outreach efforts. The
26 33 department may transfer funds allocated in this subsection to
26 34 the appropriations in this division of this Act for general
26 35 administration, the children's health insurance program, or
27 1 medical contracts, as necessary, to implement the outreach
27 2 efforts.

Prohibits the DHS from expending more than \$166,600 for outreach for the Medicaid and hawk-i programs.

27 3 7. Of the funds appropriated in this section, up to \$442,100
27 4 may be transferred to the appropriation in this Act for medical
27 5 contracts to be used for clinical assessment services related
27 6 to remedial services in accordance with federal law.

Permits a maximum of \$442,100 of Medicaid funds to be transferred to Clinical Assessment Services.

DETAIL: Maintains the current allocation level.

27 7 8. A portion of the funds appropriated in this section
27 8 may be transferred to the appropriations in this division of
27 9 this Act for general administration, medical contracts, the
27 10 children's health insurance program, or field operations to be
27 11 used for the state match cost to comply with the payment error
27 12 rate measurement (PERM) program for both the medical assistance
27 13 and children's health insurance programs as developed by the
27 14 centers for Medicare and Medicaid services of the United States
27 15 department of health and human services to comply with the
27 16 federal Improper Payments Information Act of 2002, Pub. L. No.
27 17 107=300.

Permits the DHS to use a portion of the funds appropriated to carry out the Payment Error Rate Measurement (PERM) Program. This brings the DHS into compliance with the federal Improper Payments Information Act of 2002.

27 18 9. It is the intent of the general assembly that the
27 19 department continue to implement the recommendations of
27 20 the assuring better child health and development initiative
27 21 II (ABCDII) clinical panel to the Iowa early and periodic
27 22 screening, diagnostic, and treatment services healthy mental
27 23 development collaborative board regarding changes to billing
27 24 procedures, codes, and eligible service providers.

Specifies legislative intent that the DHS continue to implement the recommendations of the ABCD II Clinical Panel for changes to billing procedures, codes, and eligible service providers.

27 25 10. Of the funds appropriated in this section, a sufficient

Requires the DHS to provide residents in nursing facilities, ICF/MRs,

<p>27 26 amount is allocated to supplement the incomes of residents of 27 27 nursing facilities, intermediate care facilities for persons 27 28 with mental illness, and intermediate care facilities for 27 29 persons with mental retardation, with incomes of less than \$50 27 30 in the amount necessary for the residents to receive a personal 27 31 needs allowance of \$50 per month pursuant to section 249A.30A.</p>	<p>and ICF/MIs with a personal needs allowance of \$50 per month. DETAIL: There are no changes in this provision from FY 2009.</p>
<p>27 32 11. Of the funds appropriated in this section, the following 27 33 amounts shall be transferred to the appropriations made in this 27 34 division of this Act for the state mental health institutes: 27 35 a. Cherokee mental health institute \$ 9,098,425 28 1 b. Clarinda mental health institute \$ 1,977,305 28 2 c. Independence mental health institute \$ 9,045,894 28 3 d. Mount Pleasant mental health institute \$ 5,752,587</p>	<p>Transfers Medicaid funds to the four Mental Health Institutes. DETAIL: Maintains the current level of General Fund support.</p>
<p>28 4 12. a. Of the funds appropriated in this section, 28 5 \$7,108,069 is allocated for state match for disproportionate 28 6 share hospital payment of \$19,133,430 to hospitals that meet 28 7 both of the following conditions: 28 8 (1) The hospital qualifies for disproportionate share and 28 9 graduate medical education payments. 28 10 (2) The hospital is an Iowa state-owned hospital with more 28 11 than 500 beds and eight or more distinct residency specialty 28 12 or subspecialty programs recognized by the American college of 28 13 graduate medical education. 28 14 b. Distribution of the disproportionate share payment 28 15 shall be made on a monthly basis. The total amount of 28 16 disproportionate share payments including graduate medical 28 17 education, enhanced disproportionate share, and Iowa 28 18 state-owned teaching hospital payments shall not exceed the 28 19 amount of the state's allotment under Pub. L. No. 102=234. 28 20 In addition, the total amount of all disproportionate 28 21 share payments shall not exceed the hospital-specific 28 22 disproportionate share limits under Pub. L. No. 103=66.</p>	<p>Allocates \$7,108,069 of Medicaid funds for the State match for the Disproportionate Share Hospital (DSH) payment of \$19,133,430.</p>
<p>28 23 13. Of the funds appropriated in this section, up to</p>	<p>Transfers up to \$4,601,848 of Medicaid funds to the IowaCare</p>

28 24 \$4,601,848 may be transferred to the IowaCare account created
28 25 in section 249J.24.

Program.

28 26 14. Of the funds appropriated in this section, \$200,000
28 27 shall be used for the Iowa chronic care consortium pursuant to
28 28 2003 Iowa Acts, chapter 112, section 12, as amended by 2003
28 29 Iowa Acts, chapter 179, sections 166 and 167.

Allocates \$200,000 of Medicaid funds to the Iowa Chronic Care Consortium.

DETAIL: This is a decrease of \$50,000 compared to the FY 2009 allocation.

28 30 15. One hundred percent of the nonfederal share of payments
28 31 to area education agencies that are medical assistance
28 32 providers for medical assistance=covered services provided to
28 33 medical assistance=covered children, shall be made from the
28 34 appropriation made in this section.

Allocates Medicaid funds to Area Education Agencies.

28 35 16. Any new or renewed contract entered into by the
29 1 department with a third party to administer behavioral health
29 2 services under the medical assistance program shall provide
29 3 that any interest earned on payments from the state during
29 4 the state fiscal year shall be remitted to the department
29 5 and treated as recoveries to offset the costs of the medical
29 6 assistance program.

Specifies that any new or renewed contract with a third party behavioral health administrator requires interest earned to be remitted to the DHS to offset costs of the Medicaid Program.

29 7 17. The department shall continue to implement the
29 8 provisions in 2007 Iowa Acts, chapter 218, section 124 and
29 9 section 126, as amended by 2008 Iowa Acts, chapter 1188,
29 10 section 55, relating to eligibility for certain persons with
29 11 disabilities under the medical assistance program in accordance
29 12 with the federal family opportunity Act.

Requires the DHS to continue the implementation of the federal Family Opportunity Act.

DETAIL: The Family Opportunity Act is a Medicaid buy-in Program for children with family income of up to 300.00% of the Federal Poverty Level and that also meet SSI-eligibility requirements.

29 13 18. A portion of the funds appropriated in this section
29 14 may be transferred to the appropriation in this division of
29 15 this Act for medical contracts to be used for administrative
29 16 activities associated with the money follows the person

Specifies that a portion of the Medicaid funding may be transferred to Medical Contracts for administrative activities related to the Money Follows the Person Demonstration Project.

29 17 demonstration project.

29 18 19. Notwithstanding section 8.33, the portion of the
29 19 funds appropriated in this section that is the result of the
29 20 application of the increased federal medical assistance match
29 21 percentage under the federal American Recovery and Reinvestment
29 22 Act of 2009, to the amount the state pays the federal
29 23 government as required under the federal Medicare Prescription
29 24 Drug Improvement and Modernization Act of 2003, known as
29 25 clawback payments, for the period October 1, 2008, through
29 26 December 31, 2010, that remains unobligated or unencumbered at
29 27 the close of the fiscal year, shall not revert to any fund but
29 28 shall remain available for expenditure for the purposes of the
29 29 medical assistance program until the close of the succeeding
29 30 fiscal year.

CODE: Requires nonreversion of any funds received as part of the increased Medicare Clawback payment from the federal government through FY 2011.

29 31 20. The department may transfer any savings generated
29 32 due to medical assistance program cost containment efforts
29 33 initiated pursuant to 2010 Iowa Acts, Senate File 2088, if
29 34 enacted, or executive order 20, issued December 16, 2009, to
29 35 the medical contracts appropriation made in this division of
30 1 this Act to defray the increased contract costs associated with
30 2 implementing such efforts.

Specifies the DHS may transfer savings associated with government reorganization to Medical Contracts to offset the costs of implementing the efforts.

30 3 Sec. 12. HEALTH INSURANCE PREMIUM PAYMENT PROGRAM. There
30 4 is appropriated from the general fund of the state to the
30 5 department of human services for the fiscal year beginning July
30 6 1, 2010, and ending June 30, 2011, the following amount, or
30 7 so much thereof as is necessary, to be used for the purpose
30 8 designated:
30 9 For administration of the health insurance premium payment
30 10 program, including salaries, support, maintenance, and
30 11 miscellaneous purposes, and for not more than the following
30 12 full-time equivalent positions:
30 13 \$ 457,210
30 14 FTEs 17.00

General Fund appropriation to the DHS for the Health Insurance Premium Payment (HIPPP) Program.

DETAIL: This is no change in funding and a decrease of 2.00 FTE positions compared to estimated net FY 2010.

30 15 Sec. 13. MEDICAL CONTRACTS. There is appropriated from the
 30 16 general fund of the state to the department of human services
 30 17 for the fiscal year beginning July 1, 2010, and ending June 30,
 30 18 2011, the following amount, or so much thereof as is necessary,
 30 19 to be used for the purpose designated:
 30 20 For medical contracts, including salaries, support,
 30 21 maintenance, and miscellaneous purposes, and for not more than
 30 22 the following full-time equivalent positions:
 30 23 \$ 10,413,090
 30 24 FTEs 6.00

General Fund appropriation to the DHS for Medical Contracts.

 DETAIL: This is a net decrease of \$1,873,263 and no change in FTE positions compared to estimated net FY 2010. The changes include:

- An increase of \$915,415 due to contract inflation and IT cost increases.
- A decrease \$150,000 to eliminate one-time Iowa Medicaid Enterprise reprocurement costs.
- An increase of \$34,348 to upgrade to HIPPA version 5010.
- A decrease of \$190,555 due to a savings from moving to paperless methods.
- A decrease of \$609,208 due to additional funds available from the Pharmaceutical Settlement Account.
- A decrease of \$1,873,263 due to a transfer of State matching funds to Department of Inspections and Appeals (DIA) for inspections.

30 25 The department of inspections and appeals shall provide all
 30 26 state matching funds for survey and certification activities
 30 27 performed by the department of inspections and appeals.
 30 28 The department of human services is solely responsible for
 30 29 distributing the federal matching funds for such activities.

Requires the DIA to provide all State matching funds for survey and certification activities.

30 30 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.
 30 31 1. There is appropriated from the general fund of the
 30 32 state to the department of human services for the fiscal year
 30 33 beginning July 1, 2010, and ending June 30, 2011, the following
 30 34 amount, or so much thereof as is necessary, to be used for the
 30 35 purpose designated:
 31 1 For the state supplementary assistance program:
 31 2 \$ 18,259,235

General Fund appropriation to the DHS for State Supplementary Assistance.

 DETAIL: This is an increase of \$1,801,402 compared to estimated net FY 2010 due to a transfer in funds from Medicaid.

31 3 2. The department shall increase the personal needs
 31 4 allowance for residents of residential care facilities by the
 31 5 same percentage and at the same time as federal supplemental

Requires the DHS to increase the personal needs allowance of residential care facilities residents at the same rate and time as federal Supplemental Security Income (SSI) and Social Security

31 6 security income and federal social security benefits are
31 7 increased due to a recognized increase in the cost of living.
31 8 The department may adopt emergency rules to implement this
31 9 subsection.

benefits are increased. Permits the DHS to adopt emergency rules for implementation.

31 10 3. If during the fiscal year beginning July 1, 2010,
31 11 the department projects that state supplementary assistance
31 12 expenditures for a calendar year will not meet the federal
31 13 pass-through requirement specified in Tit. XVI of the federal
31 14 Social Security Act, section 1618, as codified in 42 U.S.C.
31 15 1382g, the department may take actions including but not
31 16 limited to increasing the personal needs allowance for
31 17 residential care facility residents and making programmatic
31 18 adjustments or upward adjustments of the residential care
31 19 facility or in-home health-related care reimbursement rates
31 20 prescribed in this division of this Act to ensure that federal
31 21 requirements are met. In addition, the department may make
31 22 other programmatic and rate adjustments necessary to remain
31 23 within the amount appropriated in this section while ensuring
31 24 compliance with federal requirements. The department may adopt
31 25 emergency rules to implement the provisions of this subsection.

Permits the DHS to adjust rates for State Supplementary Assistance to meet federal Maintenance of Effort requirements. Permits the DHS to adopt emergency rules for implementation.

31 26 Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.

31 27 1. There is appropriated from the general fund of the
31 28 state to the department of human services for the fiscal year
31 29 beginning July 1, 2010, and ending June 30, 2011, the following
31 30 amount, or so much thereof as is necessary, to be used for the
31 31 purpose designated:

General Fund appropriation to the DHS for the Children's Health Insurance Program, also known as the Healthy and Well Kids in Iowa (hawk-i) Program.

31 32 For maintenance of the healthy and well kids in Iowa (hawk=i)
31 33 program pursuant to chapter 514I, including supplemental dental
31 34 services, for receipt of federal financial participation under
31 35 Tit. XXI of the federal Social Security Act, which creates the
32 1 children's health insurance program:

DETAIL: This is a net increase of \$10,470,193 compared to estimated net FY 2010. The changes include:

32 2 \$ 23,637,040

- An increase of \$4,600,000 to replace one-time hawk-i Trust Fund carryforward from FY 2009 to FY 2010.
- An increase of \$4,910,265 due to enrollment growth in both health and dental coverage.
- An increase of \$959,928 to match workgroup forecasting estimates.

32 3 2. Of the funds appropriated in this section, \$128,950 is

Allocates \$128,950 to continue an outreach contract with the DPH and

32 4 allocated for continuation of the contract for advertising and
32 5 outreach with the department of public health and \$90,050 is
32 6 allocated for other advertising and outreach.

allocates up to \$90,050 for additional advertising and outreach.

32 7 3. If the funds appropriated in this section are
32 8 insufficient to cover the costs of both full coverage services
32 9 and supplemental dental services, priority in expenditure of
32 10 funds shall be given to covering the costs of full coverage
32 11 services.

Requires the health insurance portion of hawk-i to be fully funded before money is spent on the supplemental dental coverage.

32 12 Sec. 16. CHILD CARE ASSISTANCE. There is appropriated
32 13 from the general fund of the state to the department of human
32 14 services for the fiscal year beginning July 1, 2010, and ending
32 15 June 30, 2011, the following amount, or so much thereof as is
32 16 necessary, to be used for the purpose designated:
32 17 For child care programs:
32 18 \$ 32,325,964

General Fund appropriation to the DHS for the Child Care Assistance Programs.

DETAIL: This is a net decrease of \$221,500 and an increase of 1.00 FTE position compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$1,768,941 due to caseload growth that is lower than projected for FY 2011.
- An increase of \$12,959,715 to replace one-time FY 2009 carryforward that was used in FY 2010.
- A decrease of \$8,881,827 due to the availability of one-time carryforward from FY 2010 that can be used for FY 2011.
- An increase of \$13,448,490 due to the elimination of direct TANF funding to child care assistance.
- A decrease of \$15,755,256 due to the availability of federal ARRA funding.
- An increase of \$589,819 due to the increase in child care caseloads in the Promise Jobs Program.
- A decrease of \$592,000 for child care wraparound grants to maintain the FY 2010 service level and redirects funding to child care assistance.
- An increase of \$221,500 to partially restore the ATB reductions from FY 2010.
- A decrease of \$350,000 to eliminate funding for the Polk County grant to child care center services for children with various special needs.
- A decrease of \$93,000 to eliminate funding for the Polk County

grant for children residing in the Oakridge Neighborhood in the city of Des Moines.

32 19 1. Of the funds appropriated in this section, \$30,956,537
32 20 shall be used for state child care assistance in accordance
32 21 with section 237A.13. It is the intent of the general assembly
32 22 to appropriate sufficient funding for the state child care
32 23 assistance program for the fiscal year beginning July 1, 2010,
32 24 in order to avoid establishment of waiting list requirements
32 25 by the department in the preceding fiscal year in anticipation
32 26 that enhanced funding under the federal American Recovery and
32 27 Reinvestment Act of 2009 will not be replaced for the fiscal
32 28 year beginning July 1, 2010.

Allocates \$30,956,537 to provide child care assistance for low-income employed lowans. Specifies it is the intent of the General Assembly to appropriate sufficient funding to the Program in FY 2011 to avoid the DHS beginning a waiting list for services.

DETAIL: This is a decrease of \$3,461,217 compared to the FY 2010 allocation to continue the ATB reduction from FY 2010 in FY 2011.

32 29 2. Nothing in this section shall be construed or is
32 30 intended as or shall imply a grant of entitlement for services
32 31 to persons who are eligible for assistance due to an income
32 32 level consistent with the waiting list requirements of section
32 33 237A.13. Any state obligation to provide services pursuant to
32 34 this section is limited to the extent of the funds appropriated
32 35 in this section.

Specifies that assistance from the Child Care Assistance Program is not an entitlement and the State's obligation to provide services is limited to the funds available.

33 1 3. Of the funds appropriated in this section, \$432,453 is
33 2 allocated for the statewide program for child care resource
33 3 and referral services under section 237A.26. A list of the
33 4 registered and licensed child care facilities operating in the
33 5 area served by a child care resource and referral service shall
33 6 be made available to the families receiving state child care
33 7 assistance in that area.

Allocates \$432,453 for the Statewide Child Care Resource and Referral Program. Requires a list of the registered and licensed child care facilities to be made available by Child Care Resource and Referral Programs to families receiving assistance under the Child Care Assistance Program.

DETAIL: This is a decrease of \$48,000 compared to the FY 2010 allocation to continue the ATB reduction from FY 2010 in FY 2011.

33 8 4. Of the funds appropriated in this section, \$936,974
33 9 is allocated for child care quality improvement initiatives

Allocates \$936,974 for the Quality Rating System (QRS).

DETAIL: This is a decrease of \$599,207 compared to the FY 2010

33 10 including but not limited to the voluntary quality rating	allocation to continue the ATB reduction from FY 2010 in FY 2011.
33 11 system in accordance with section 237A.30.	
33 12 5. The department may use any of the funds appropriated	Permits funds appropriated for child care to be used as matching
33 13 in this section as a match to obtain federal funds for use in	funds for federal grants. Specifies that funds are obligated when
33 14 expanding child care assistance and related programs. For	expenditures are projected or allocated to the DHS regions.
33 15 the purpose of expenditures of state and federal child care	
33 16 funding, funds shall be considered obligated at the time	DETAIL: This provision was also in effect for FY 2010.
33 17 expenditures are projected or are allocated to the department's	
33 18 service areas. Projections shall be based on current and	
33 19 projected caseload growth, current and projected provider	
33 20 rates, staffing requirements for eligibility determination	
33 21 and management of program requirements including data systems	
33 22 management, staffing requirements for administration of the	
33 23 program, contractual and grant obligations and any transfers	
33 24 to other state agencies, and obligations for decategorization	
33 25 or innovation projects.	
33 26 6. A portion of the state match for the federal child care	Requires a portion of the State match for the federal Child Care and
33 27 and development block grant shall be provided as necessary to	Development Block Grant to be provided from the State appropriation
33 28 meet federal matching funds requirements through the state	for child development grants and other programs for at-risk children.
33 29 general fund appropriation made for child development grants	
33 30 and other programs for at-risk children in section 279.51.	
33 31 7. If a uniform reduction ordered by the governor under	Requires the DHS to apply any reductions to the child care assistance
33 32 section 8.31 or other operation of law, transfer, or federal	appropriation, either State or federal, that result in a reduction to
33 33 funding reduction reduces the appropriation made in this	subsidy payments to families, in amounts equal to or less than the
33 34 section for the fiscal year, the percentage reduction in the	percentage of the reduction. Also requires any unanticipated increase
33 35 amount paid out to or on behalf of the families participating	in federal funding to be used only for the Child Care Assistance
34 1 in the state child care assistance program shall be equal to or	Subsidy Program. Specifies that it is the intent of the General
34 2 less than the percentage reduction made for any other purpose	Assembly to provide sufficient funding for the Program for FY 2011 to
34 3 payable from the appropriation made in this section and the	avoid the establishment of a waiting list.
34 4 federal funding relating to it. If there is an unanticipated	
34 5 increase in federal funding provided for state child care	
34 6 assistance, the entire amount of the increase shall be used for	

34 7 state child care assistance payments. If the appropriations
 34 8 made for purposes of the state child care assistance program
 34 9 for the fiscal year are determined to be insufficient, it is
 34 10 the intent of the general assembly to appropriate sufficient
 34 11 funding for the fiscal year in order to avoid establishment of
 34 12 waiting list requirements.

34 13 8. Notwithstanding section 8.33, moneys appropriated in
 34 14 this section or received from the federal appropriations made
 34 15 for the purposes of this section that remain unencumbered or
 34 16 unobligated at the close of the fiscal year shall not revert
 34 17 to any fund but shall remain available for expenditure for the
 34 18 purposes designated until the close of the succeeding fiscal
 34 19 year.

CODE: Requires nonreversion of FY 2010 Child Care Assistance Program funds.

34 20 Sec. 17. JUVENILE INSTITUTIONS. There is appropriated
 34 21 from the general fund of the state to the department of human
 34 22 services for the fiscal year beginning July 1, 2010, and ending
 34 23 June 30, 2011, the following amounts, or so much thereof as is
 34 24 necessary, to be used for the purposes designated:

34 25 1. For operation of the Iowa juvenile home at Toledo and for
 34 26 salaries, support, maintenance, and miscellaneous purposes, and
 34 27 for not more than the following full-time equivalent positions:
 34 28 \$ 6,137,599
 34 29 FTEs 112.10

General Fund appropriation to the DHS for the Juvenile Home at Toledo.

DETAIL: This is a net increase of \$58,316 and a decrease of 12.90 FTE positions compared to estimated net FY 2010. The General Fund changes include:

- An increase of \$110,000 due to a transfer from the State Training School at Eldora.
- A decrease of \$51,684 due to savings identified by the Public Works Efficiency Report for consolidating administrative functions for State institutions.

34 30 2. For operation of the state training school at Eldora and

General Fund appropriation to the DHS for the State Training School

34 31	for salaries, support, maintenance, and miscellaneous purposes,	at Eldora.
34 32	and for not more than the following full-time equivalent	
34 33	positions:	DETAIL: This is a decrease of \$194,946 and 13.80 FTE positions
34 34	..... \$ 9,451,062	compared to estimated net FY 2010. The General Fund changes
34 35	..... FTEs 188.90	include:
		<ul style="list-style-type: none"> • A decrease of \$110,000 due to a transfer to the Iowa Juvenile Home at Toledo. • A decrease of \$84,946 due to savings identified by the Public Works Efficiency Report for consolidating administrative functions for State institutions.
35 1	3. A portion of the moneys appropriated in this section	Requires a portion of the funds appropriated for the two juvenile
35 2	shall be used by the state training school and by the Iowa	institutions to be used for pregnancy prevention in FY 2011.
35 3	juvenile home for grants for adolescent pregnancy prevention	
35 4	activities at the institutions in the fiscal year beginning	DETAIL: This provision was also in effect for FY 2010.
35 5	July 1, 2010.	
35 6	Sec. 18. CHILD AND FAMILY SERVICES.	General Fund appropriation to the DHS for Child and Family Services.
35 7	1. There is appropriated from the general fund of the	
35 8	state to the department of human services for the fiscal year	DETAIL: This is a net decrease of \$1,939,283 compared to estimated
35 9	beginning July 1, 2010, and ending June 30, 2011, the following	net FY 2010. The General Fund changes include:
35 10	amount, or so much thereof as is necessary, to be used for the	<ul style="list-style-type: none"> • An increase of \$1,283,699 to restore federal ARRA funding. • A decrease of \$46,512 to reflect updated estimates to federal Title IV-E funding based on current eligibility rates and the projected FY 2011 FMAP rate. • A decrease of \$1,387,581 due to available ARRA funding from the enhanced FMAP for foster care that is scheduled to expire in December of 2010. • An increase of \$1,700,606 for restoration of the ATB reductions in FY 2010. • A decrease of \$2,656,995 due to annualized savings realized by continuing certain ATB reductions from FY 2010 in FY 2011. • A decrease of \$240,000 due to savings identified by the Public Works Efficiency Report to increase federal Title IV-E claims for reimbursement for Juvenile Court Services.
35 11	purpose designated:	
35 12	For child and family services:	
35 13	..... \$ 79,593,023	

- A decrease of \$30,000 due to savings identified by the Public Works Efficiency Report to increase federal Title IV-E funds relating to case management services for children moving to a licensed foster family home or group care from an unlicensed facility.
- A decrease of \$500,000 to reduce State funding for unused guaranteed shelter care beds.
- A decrease of \$62,500 to eliminate funding for a multi-dimensional foster care treatment level pilot program in Polk County.

35 14 2. In order to address a reduction of \$5,200,000 from the
 35 15 amount allocated under the appropriation made for the purposes
 35 16 of this section in prior years for purposes of juvenile
 35 17 delinquent graduated sanction services, up to \$5,200,000 of the
 35 18 amount of federal temporary assistance for needy families block
 35 19 grant funding appropriated in this division of this Act for
 35 20 child and family services shall be made available for purposes
 35 21 of juvenile delinquent graduated sanction services.

Allocates \$5,200,000 of TANF funds for delinquency programs.

DETAIL: Maintains the current allocation level.

35 22 3. The department may transfer funds appropriated in this
 35 23 section as necessary to pay the nonfederal costs of services
 35 24 reimbursed under the medical assistance program, state child
 35 25 care assistance program, or the family investment program which
 35 26 are provided to children who would otherwise receive services
 35 27 paid under the appropriation in this section. The department
 35 28 may transfer funds appropriated in this section to the
 35 29 appropriations made in this division of this Act for general
 35 30 administration and for field operations for resources necessary
 35 31 to implement and operate the services funded in this section.

Permits the DHS to transfer funds appropriated for Child and Family Services to Medicaid, the FIP, General Administration, or Field Operations to pay for costs associated with child welfare services in these areas.

35 32 4. a. Of the funds appropriated in this section, up to
 35 33 \$29,233,006 is allocated as the statewide expenditure target
 35 34 under section 232.143 for group foster care maintenance and

Allocates up to \$29,233,000 for group care services and maintenance costs.

35 35 services. If the department projects that such expenditures
36 1 for the fiscal year will be less than the target amount
36 2 allocated in this lettered paragraph, the department may
36 3 reallocate the excess to provide additional funding for shelter
36 4 care or the child welfare emergency services addressed with the
36 5 allocation for shelter care.

DETAIL: This is a decrease of \$3,579,813 compared to the FY 2010 allocation set in HF 820 (FY 2010 Federal Funds Appropriations Act).

36 6 b. If at any time after September 30, 2010, annualization
36 7 of a service area's current expenditures indicates a service
36 8 area is at risk of exceeding its group foster care expenditure
36 9 target under section 232.143 by more than 5 percent, the
36 10 department and juvenile court services shall examine all
36 11 group foster care placements in that service area in order to
36 12 identify those which might be appropriate for termination.
36 13 In addition, any aftercare services believed to be needed
36 14 for the children whose placements may be terminated shall be
36 15 identified. The department and juvenile court services shall
36 16 initiate action to set dispositional review hearings for the
36 17 placements identified. In such a dispositional review hearing,
36 18 the juvenile court shall determine whether needed aftercare
36 19 services are available and whether termination of the placement
36 20 is in the best interest of the child and the community.

Requires the group foster care expenditure target to be reviewed under certain conditions and requires review hearings when appropriate.

36 21 5. In accordance with the provisions of section 232.188,
36 22 the department shall continue the child welfare and juvenile
36 23 justice funding initiative during fiscal year 2010=2011. Of
36 24 the funds appropriated in this section, \$1,717,753 is allocated
36 25 specifically for expenditure for fiscal year 2010=2011 through
36 26 the decategorization service funding pools and governance
36 27 boards established pursuant to section 232.188.

Allocates \$1,717,753 for decategorization services.

DETAIL: Maintains the current level of General Fund support.

36 28 6. A portion of the funds appropriated in this section
36 29 may be used for emergency family assistance to provide other
36 30 resources required for a family participating in a family
36 31 preservation or reunification project or successor project to
36 32 stay together or to be reunified.

Permits a portion of the Child and Family Services appropriation to be used for emergency family assistance under specified conditions.

36 33 7. a. Notwithstanding section 234.35 or any other provision
 36 34 of law to the contrary, state funding for shelter care shall be
 36 35 limited to \$7,894,147. The department may continue or amend
 37 1 shelter care provider contracts to include the child welfare
 37 2 emergency services for children who might otherwise be served
 37 3 in shelter care that were implemented pursuant to 2008 Iowa
 37 4 Acts, chapter 1187, section 16, subsection 7.

CODE: Limits State funding for shelter care to \$7,894,147. Permits the DHS to continue or amend provider contracts to include child welfare emergency services.

DETAIL: This is a increase of \$207,687 compared to the FY 2010 allocation.

37 5 b. Of the amount allocated for shelter care services, not
 37 6 more than \$200,000 shall be used for the costs of transporting
 37 7 juveniles needing shelter care services from a local area where
 37 8 there is not a bed available to a location in which a bed is
 37 9 available. In addition, an appropriate amount may be used
 37 10 for wraparound and emergency services to prevent the need for
 37 11 shelter care services, including such services for children
 37 12 who have an immediate need for shelter care services but are
 37 13 ineligible due to income, status, or other requirement. The
 37 14 department shall dispense the funding in a manner that does not
 37 15 impinge upon the availability of beds for eligible children.

Permits the DHS to reimburse transportation costs up to a maximum of \$200,000 for transporting juveniles to shelter care facilities with empty beds if local facilities are currently full. Additionally, permits the DHS to allow children that have not been referred to shelter care by law enforcement, the DHS, or the Courts to utilize State shelter care services in emergency situations. Specifies that these children may not utilize State services to the detriment of children that are currently eligible.

37 16 8. Except for federal funds provided by the federal American
 37 17 Recovery and Reinvestment Act of 2009, federal funds received
 37 18 by the state during the fiscal year beginning July 1, 2010,
 37 19 as the result of the expenditure of state funds appropriated
 37 20 during a previous state fiscal year for a service or activity
 37 21 funded under this section are appropriated to the department
 37 22 to be used as additional funding for services and purposes
 37 23 provided for under this section. Notwithstanding section 8.33,
 37 24 moneys received in accordance with this subsection that remain
 37 25 unencumbered or unobligated at the close of the fiscal year
 37 26 shall not revert to any fund but shall remain available for the
 37 27 purposes designated until the close of the succeeding fiscal
 37 28 year.

CODE: Requires federal funds received in FY 2011 for the expenditure of State funds in a previous fiscal year to be used for child welfare services. Requires nonreversion of funds through FY 2012.

37 29 9. Of the funds appropriated in this section, at least

Requires \$3,696,285 to be used for protective child care assistance.

37 30 \$3,696,285 shall be used for protective child care assistance.

DETAIL: This is an increase of \$231,429 compared to the FY 2010 allocation.

37 31 10. a. Of the funds appropriated in this section, up to
 37 32 \$2,062,488 is allocated for the payment of the expenses of
 37 33 court-ordered services provided to juveniles who are under the
 37 34 supervision of juvenile court services, which expenses are a
 37 35 charge upon the state pursuant to section 232.141, subsection
 38 1 4. Of the amount allocated in this lettered paragraph, up to
 38 2 \$1,556,287 shall be made available to provide school-based
 38 3 supervision of children adjudicated under chapter 232, of which
 38 4 not more than \$15,000 may be used for the purpose of training.
 38 5 A portion of the cost of each school-based liaison officer
 38 6 shall be paid by the school district or other funding source as
 38 7 approved by the chief juvenile court officer.
 38 8 b. Of the funds appropriated in this section, up to \$748,985
 38 9 is allocated for the payment of the expenses of court-ordered
 38 10 services provided to children who are under the supervision
 38 11 of the department, which expenses are a charge upon the state
 38 12 pursuant to section 232.141, subsection 4.

Provides the following allocations related to court-ordered services for juveniles:

- Allocates up to \$2,062,488 for court-ordered services provided to children that are under the supervision of juvenile court services. This is a decrease of \$194,789 compared to the FY 2010 allocation.
- Allocates \$1,556,287 for school-based supervision of delinquent children, limits training funds to \$15,000, and requires a portion of the cost for school-based liaisons to be paid by school districts. Maintains the current level of General Fund support.
- Allocates \$748,985 for court-ordered services provided to children that are under the supervision of the DHS. This is a decrease of \$70,737 compared to the FY 2010 allocation.

38 13 c. Notwithstanding section 232.141 or any other provision
 38 14 of law to the contrary, the amounts allocated in this
 38 15 subsection shall be distributed to the judicial districts
 38 16 as determined by the state court administrator and to the
 38 17 department's service areas as determined by the administrator
 38 18 of the department's division of child and family services. The
 38 19 state court administrator and the division administrator shall
 38 20 make the determination of the distribution amounts on or before
 38 21 June 15, 2010.

CODE: Requires allocations to the DHS districts to be made according to a formula determined by the State Court Administrator by June 15, 2010.

38 22 d. Notwithstanding chapter 232 or any other provision of
 38 23 law to the contrary, a district or juvenile court shall not
 38 24 order any service which is a charge upon the state pursuant

CODE: Prohibits a court from ordering any service that is a charge to the State if there are insufficient funds to reimburse the service. Requires the Chief Juvenile Court Officer to use the funds in a

38 25 to section 232.141 if there are insufficient court=ordered
 38 26 services funds available in the district court or departmental
 38 27 service area distribution amounts to pay for the service. The
 38 28 chief juvenile court officer and the departmental service area
 38 29 manager shall encourage use of the funds allocated in this
 38 30 subsection such that there are sufficient funds to pay for
 38 31 all court=related services during the entire year. The chief
 38 32 juvenile court officers and departmental service area managers
 38 33 shall attempt to anticipate potential surpluses and shortfalls
 38 34 in the distribution amounts and shall cooperatively request the
 38 35 state court administrator or division administrator to transfer
 39 1 funds between the judicial districts' or departmental service
 39 2 areas' distribution amounts as prudent.

manner that will cover the entire fiscal year and permits funds to be transferred between districts.

39 3 e. Notwithstanding any provision of law to the contrary,
 39 4 a district or juvenile court shall not order a county to pay
 39 5 for any service provided to a juvenile pursuant to an order
 39 6 entered under chapter 232 which is a charge upon the state
 39 7 under section 232.141, subsection 4.

CODE: Prohibits a district or juvenile court from ordering a county to pay for a service provided to a juvenile that is a charge to the State.

39 8 f. Of the funds allocated in this subsection, not more than
 39 9 \$83,000 may be used by the judicial branch for administration
 39 10 of the requirements under this subsection.

Prohibits expenditure of more than \$83,000 by the Judicial Branch for administration related to court-ordered services.

DETAIL: This is a decrease of \$17,000 compared to the FY 2010 maximum allowance.

39 11 g. Of the funds allocated in this subsection, \$17,000
 39 12 shall be used by the department of human services to support
 39 13 the interstate commission for juveniles in accordance with
 39 14 the interstate compact for juveniles as provided in section
 39 15 232.173, as enacted by this Act.

Allocates \$17,000 for the DHS to support the Interstate Commission for Juveniles in accordance with the Interstate Compact for Juveniles as provided for in Division VIII of this Act.

DETAIL: This is a new allocation for FY 2011.

39 16 11. Of the funds appropriated in this section, \$4,522,602 is

Allocates \$4,522,602 for juvenile delinquent graduated sanctions

39 17 allocated for juvenile delinquent graduated sanctions services. 39 18 Any state funds saved as a result of efforts by juvenile court 39 19 services to earn federal Tit. IV=E match for juvenile court 39 20 services administration may be used for the juvenile delinquent 39 21 graduated sanctions services.	services. Permits any State funds saved as a result of increasing federal Title IV-E claims for Juvenile Court Services, as indicated by the Public Works Efficiency Report, to be used for graduated sanctions services. DETAIL: This is a new allocation for FY 2011.
39 22 12. Of the funds appropriated in this section, \$988,285 39 23 shall be transferred to the department of public health to 39 24 be used for the child protection center grant program in 39 25 accordance with section 135.118.	Requires an allocation of \$988,285 to be transferred to the DPH for a Child Protection Center Grant Program. DETAIL: This is a decrease of \$16,881 compared to the FY 2010 allocation for a general reduction.
39 26 13. If the department receives federal approval to 39 27 implement a waiver under Tit. IV=E of the federal Social 39 28 Security Act to enable providers to serve children who remain 39 29 in the children's families and communities, for purposes of 39 30 eligibility under the medical assistance program, children who 39 31 participate in the waiver shall be considered to be placed in 39 32 foster care.	Requires children that receive in-home or community-based services under a federal Title IV-E waiver to be considered as placed in foster care in order to remain eligible for Medicaid, if the DHS receives federal approval to implement the waiver.
39 33 14. Of the funds appropriated in this section, \$2,875,281 is 39 34 allocated for the preparation for adult living program pursuant 39 35 to section 234.46.	Allocates \$2,875,281 for the Preparation for Adult Living Services (PALS) Program. DETAIL: This is an increase of \$180,025 compared to the FY 2010 allocation.
40 1 15. Of the funds appropriated in this section, \$520,150 40 2 shall be used for juvenile drug courts. The amount allocated 40 3 in this subsection shall be distributed as follows: 40 4 To the judicial branch for salaries to assist with the 40 5 operation of juvenile drug court programs operated in the	Allocates a total of \$520,150 for Judicial Branch staff costs relating to juvenile drug courts. DETAIL: This is an increase of \$34,825 for staffing costs compared to the FY 2010 allocation.

40 6	following jurisdictions:	
40 7	a. Marshall county:	
40 8	.....	\$ 62,708
40 9	b. Woodbury county:	
40 10	.....	\$ 125,682
40 11	c. Polk county:	
40 12	.....	\$ 195,892
40 13	d. The third judicial district:	
40 14	.....	\$ 67,934
40 15	e. The eighth judicial district:	
40 16	.....	\$ 67,934
40 17	16. Of the funds appropriated in this section, \$227,306	Requires an allocation of \$227,306 for Project Harmony.
40 18	shall be used for the public purpose of providing a grant to	
40 19	a nonprofit human services organization providing services to	DETAIL: This is an increase of \$3,018 compared to the FY 2010
40 20	individuals and families in multiple locations in southwest	allocation.
40 21	Iowa and Nebraska for support of a project providing immediate,	
40 22	sensitive support and forensic interviews, medical exams, needs	
40 23	assessments, and referrals for victims of child abuse and their	
40 24	nonoffending family members.	
40 25	17. Of the funds appropriated in this section, \$125,590	Requires an allocation of \$125,590 to provide support for chapters for
40 26	is allocated for the elevate approach of providing a support	the ELEVATE support group for foster care children.
40 27	network to children placed in foster care.	DETAIL: This is an increase of \$1,667 compared to the FY 2010
40 28	18. Of the funds appropriated in this section, \$202,000 is	Allocates \$202,000 for an initiative to address child sexual abuse.
40 29	allocated for use pursuant to section 235A.1 for continuation	
40 30	of the initiative to address child sexual abuse implemented	DETAIL: This is a decrease of \$25,987 compared to the FY 2010
40 31	pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection	allocation for a general reduction.
40 32	21.	
40 33	19. Of the funds appropriated in this section, \$630,240 is	Allocates \$630,240 for the child welfare Community Partnership for
40 34	allocated for the community partnership for child protection	Child Protection sites.

40 35 sites.	DETAIL: This is an increase of \$39,460 compared to the FY 2010 allocation.
41 1 20. Of the funds appropriated in this section, \$371,250 41 2 is allocated for the department's minority youth and family 41 3 projects under the redesign of the child welfare system.	Allocates \$371,250 for minority youth and family projects included in child welfare redesign. DETAIL: This is an increase of \$16,214 compared to the FY 2010 allocation.
41 4 21. Of the funds appropriated in this section, \$300,000 41 5 is allocated for funding of the state match for the federal 41 6 substance abuse and mental health services administration 41 7 (SAMHSA) system of care grant.	Allocates \$300,000 for the State match for the federal Substance Abuse and Mental Health Services Administration system of care grant. DETAIL: This is an increase of \$18,783 compared to the FY 2010 allocation.
41 8 Sec. 19. ADOPTION SUBSIDY. 41 9 1. There is appropriated from the general fund of the 41 10 state to the department of human services for the fiscal year 41 11 beginning July 1, 2010, and ending June 30, 2011, the following 41 12 amount, or so much thereof as is necessary, to be used for the 41 13 purpose designated: 41 14 For adoption subsidy payments and services: 41 15 \$ 32,256,896	General Fund appropriation to the DHS for the Adoption Subsidy Program. DETAIL: This is a net increase of \$861,589 compared to estimated net FY 2010. The General Fund changes include: <ul style="list-style-type: none"> • An increase of \$1,566,628 to restore federal ARRA funding. • A decrease of \$122,070 to reflect updated estimates to federal Title IV-E funding based on current eligibility rates and the projected FY 2011 FMAP rate. • A decrease of \$313,627 due to caseload growth that is less than projected for FY 2011. • A decrease of \$1,130,931 to continue the ATB provider rate reduction from FY 2010 to FY 2011. • An increase of \$2,807,389 due to a transfer of funding from Child and Family Services. • A decrease of \$145,800 due to savings from capping legal fee reimbursements at \$500 for expenses related to finalizing adoptions.

	<ul style="list-style-type: none">• A decrease of \$1,800,000 due to available carryforward from FY 2010 that can be used in FY 2011.
41 16 2. The department may transfer funds appropriated in this 41 17 section to the appropriation made in this Act for general 41 18 administration for costs paid from the appropriation relating 41 19 to adoption subsidy.	Permits the DHS to transfer funds for adoption recruitment and services.
41 20 3. Except for federal funds provided by the federal American 41 21 Recovery and Reinvestment Act of 2009, federal funds received 41 22 by the state during the fiscal year beginning July 1, 2010, as 41 23 the result of the expenditure of state funds during a previous 41 24 state fiscal year for a service or activity funded under this 41 25 section are appropriated to the department to be used as 41 26 additional funding for the services and activities funded under 41 27 this section. Notwithstanding section 8.33, moneys received 41 28 in accordance with this subsection that remain unencumbered or 41 29 unobligated at the close of the fiscal year shall not revert 41 30 to any fund but shall remain available for expenditure for the 41 31 purposes designated until the close of the succeeding fiscal 41 32 year.	CODE: Requires federal funds received in FY 2011 for the expenditure of State funds in a previous fiscal year to be used for Adoption Subsidy. Requires nonreversion of funds in this Subsection until the close of FY 2012.
41 33 Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited 41 34 in the juvenile detention home fund created in section 232.142 41 35 during the fiscal year beginning July 1, 2010, and ending June 42 1 30, 2011, are appropriated to the department of human services 42 2 for the fiscal year beginning July 1, 2010, and ending June 30, 42 3 2011, for distribution of an amount equal to a percentage of 42 4 the costs of the establishment, improvement, operation, and 42 5 maintenance of county or multicounty juvenile detention homes 42 6 in the fiscal year beginning July 1, 2009. Moneys appropriated 42 7 for distribution in accordance with this section shall be 42 8 allocated among eligible detention homes, prorated on the basis 42 9 of an eligible detention home's proportion of the costs of all	CODE: Requires funds deposited in the Juvenile Detention Fund to be distributed to the Juvenile Detention Centers. DETAIL: The fines deposited in the Fund will be approximately \$3,700,000 in FY 2010. Fines in the Fund will be allocated to the detention centers based the on FY 2011 projected budgets to be used for operations.

42 10 eligible detention homes in the fiscal year beginning July
 42 11 1, 2009. The percentage figure shall be determined by the
 42 12 department based on the amount available for distribution for
 42 13 the fund. Notwithstanding section 232.142, subsection 3, the
 42 14 financial aid payable by the state under that provision for the
 42 15 fiscal year beginning July 1, 2010, shall be limited to the
 42 16 amount appropriated for the purposes of this section.

42 17 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.
 42 18 1. There is appropriated from the general fund of the
 42 19 state to the department of human services for the fiscal year
 42 20 beginning July 1, 2010, and ending June 30, 2011, the following
 42 21 amount, or so much thereof as is necessary, to be used for the
 42 22 purpose designated:
 42 23 For the family support subsidy program:
 42 24 \$ 1,167,998

42 25 2. The department shall use at least \$289,444 of the moneys
 42 26 appropriated in this section for the family support center
 42 27 component of the comprehensive family support program under
 42 28 section 225C.47. Not more than \$25,000 of the amount allocated
 42 29 in this subsection shall be used for administrative costs.

42 30 3. If at any time during the fiscal year, the amount of
 42 31 funding available for the family support subsidy program
 42 32 is reduced from the amount initially used to establish the
 42 33 figure for the number of family members for whom a subsidy
 42 34 is to be provided at any one time during the fiscal year,
 42 35 notwithstanding section 225C.38, subsection 2, the department
 43 1 shall revise the figure as necessary to conform to the amount
 43 2 of funding available.

General Fund appropriation for the Family Support Program.

DETAIL: This is a decrease of \$355,000 compared to estimated net FY 2010 due to savings realized from SF 2088 (Government Reorganization and Efficiency Act) that prohibits the DHS from accepting any new enrollments into the Program beginning in FY 2011.

Requires an allocation of \$289,444 from the Family Support Subsidy appropriation to continue the Children-at-Home Program in current counties. Also, permits the DHS to expand the Program to additional counties if funds are available, and limits administrative funding to \$25,000.

DETAIL: This is a decrease of \$96,031 compared to the FY 2010 allocation.

Requires the Department to revise funding available to participants in the Family Support Subsidy Program if available funds are less than anticipated.

43 3 Sec. 22. CONNER DECREE. There is appropriated from the
 43 4 general fund of the state to the department of human services
 43 5 for the fiscal year beginning July 1, 2010, and ending June 30,
 43 6 2011, the following amount, or so much thereof as is necessary,
 43 7 to be used for the purpose designated:
 43 8 For building community capacity through the coordination
 43 9 and provision of training opportunities in accordance with the
 43 10 consent decree of Conner v. Branstad, No. 4=86=CV=30871(S.D.
 43 11 Iowa, July 14, 1994):
 43 12 \$ 33,622

General Fund appropriation to the DHS for Conner Decree training requirements.

 DETAIL: This is no change compared to estimated net FY 2010. The funds are used for training purposes to comply with the Conner v. Branstad court decision mandating placement of persons in the least restrictive setting.

43 13 Sec. 23. MENTAL HEALTH INSTITUTES.
 43 14 1. There is appropriated from the general fund of the
 43 15 state to the department of human services for the fiscal year
 43 16 beginning July 1, 2010, and ending June 30, 2011, the following
 43 17 amounts, or so much thereof as is necessary, to be used for the
 43 18 purposes designated:

43 19 a. For the state mental health institute at Cherokee for
 43 20 salaries, support, maintenance, and miscellaneous purposes, and
 43 21 for not more than the following full-time equivalent positions:
 43 22 \$ 4,796,979
 43 23 FTEs 202.66

General Fund appropriation to the Mental Health Institute at Cherokee.

 DETAIL: This is a decrease of \$95,489 and 2.34 FTE positions compared to estimated net FY 2010. The decrease is due to a savings from consolidating administrative functions of all DHS institutions.

43 24 b. For the state mental health institute at Clarinda for
 43 25 salaries, support, maintenance, and miscellaneous purposes, and
 43 26 for not more than the following full-time equivalent positions:
 43 27 \$ 5,554,698
 43 28 FTEs 106.73

General Fund appropriation to the Mental Health Institute at Clarinda.

 DETAIL: This is a decrease of \$49,903 and 8.22 FTE positions compared to estimated net FY 2010. The decrease is due to a savings from consolidating administrative functions of all DHS institutions.

43 29 c. For the state mental health institute at Independence for
 43 30 salaries, support, maintenance, and miscellaneous purposes, and

General Fund appropriation to the Mental Health Institute at Independence.

43 31 for not more than the following full-time equivalent positions:

43 32 \$ 8,425,653

43 33 FTEs 265.47

DETAIL: This is a decrease of \$127,557 and 22.38 FTE positions compared to estimated net FY 2010. The decrease is due to a savings from consolidating administrative functions of all DHS institutions.

43 34 d. For the state mental health institute at Mount Pleasant
43 35 for salaries, support, maintenance, and miscellaneous purposes,

44 1 and for not more than the following full-time equivalent

44 2 positions:

44 3 \$ 1,563,175

44 4 FTEs 111.64

General Fund appropriation to the Mental Health Institute at Mount Pleasant.

DETAIL: This is a decrease of \$51,488 and 4.80 FTE positions compared to estimated net FY 2010. The decrease is due to a savings from consolidating administrative functions of all DHS institutions.

44 5 2. The department, as part of efforts to develop and
44 6 implement the comprehensive mental health and disability
44 7 services plan as provided in section 225C.6B, shall review
44 8 services provided by or offered at the state mental health
44 9 institutes and may modify such services to further the plan and
44 10 provide cost-effective and necessary services.

Requires the Department to review services provided by the State MHIs and modify services to provide cost-effective and necessary services.

44 11 Sec. 24. STATE RESOURCE CENTERS.

44 12 1. There is appropriated from the general fund of the
44 13 state to the department of human services for the fiscal year
44 14 beginning July 1, 2010, and ending June 30, 2011, the following
44 15 amounts, or so much thereof as is necessary, to be used for the
44 16 purposes designated:

44 17 a. For the state resource center at Glenwood for salaries,
44 18 support, maintenance, and miscellaneous purposes:

44 19 \$ 14,982,839

General Fund appropriation to the State Resource Center at Glenwood.

DETAIL: This is a decrease of \$825,599 and an increase of 14.67 FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$506,224 due to a savings from consolidating administrative functions of all DHS institutions.
- A decrease of \$114,849 due to an annual FMAP adjustment.
- A decrease of \$204,526 due to available ARRA dollars.

The FTE positions are not capped in the Bill.

44 20 b. For the state resource center at Woodward for salaries,
 44 21 support, maintenance, and miscellaneous purposes:
 44 22 \$ 9,312,271

General Fund appropriation to the State Resource Center at Woodward.

DETAIL: This is a decrease of \$474,009 and an increase of 60.31 FTE positions compared to estimated net FY 2010. The changes include:

- A decrease of \$391,185 due to a savings from consolidating administrative functions of all DHS institutions.
- A decrease of \$82,824 due to an annual FMAP adjustment.

The FTE positions are not capped in the Bill.

44 23 2. The department may continue to bill for state resource
 44 24 center services utilizing a scope of services approach used for
 44 25 private providers of ICFMR services, in a manner which does not
 44 26 shift costs between the medical assistance program, counties,
 44 27 or other sources of funding for the state resource centers.

Permits the DHS to continue billing practices that do not include cost shifting.

44 28 3. The state resource centers may expand the time-limited
 44 29 assessment and respite services during the fiscal year.

Permits the State Resource Centers to expand time-limited assessment and respite services.

DETAIL: Time-limited assessments include analysis of patients' conditions and development of therapy plans to assist families in caring for individuals with mental retardation or developmental disabilities. Respite services provide care for special needs individuals for a limited duration to provide families with a temporary reprieve from caretaking responsibilities.

44 30 4. If the department's administration and the department
44 31 of management concur with a finding by a state resource
44 32 center's superintendent that projected revenues can reasonably
44 33 be expected to pay the salary and support costs for a new
44 34 employee position, or that such costs for adding a particular
44 35 number of new positions for the fiscal year would be less
45 1 than the overtime costs if new positions would not be added,
45 2 the superintendent may add the new position or positions. If
45 3 the vacant positions available to a resource center do not
45 4 include the position classification desired to be filled, the
45 5 state resource center's superintendent may reclassify any
45 6 vacant position as necessary to fill the desired position. The
45 7 superintendents of the state resource centers may, by mutual
45 8 agreement, pool vacant positions and position classifications
45 9 during the course of the fiscal year in order to assist one
45 10 another in filling necessary positions.

Specifies that FTE positions may be added at the two State Resource Centers if projected revenues are sufficient to pay the salary and support costs of the additional positions.

45 11 5. If existing capacity limitations are reached in
45 12 operating units, a waiting list is in effect for a service or
45 13 a special need for which a payment source or other funding
45 14 is available for the service or to address the special need,
45 15 and facilities for the service or to address the special need
45 16 can be provided within the available payment source or other
45 17 funding, the superintendent of a state resource center may
45 18 authorize opening not more than two units or other facilities
45 19 and begin implementing the service or addressing the special
45 20 need during fiscal year 2010=2011.

Permits a State Resource Center to open certain facilities if a service waiting list exists and funding is available.

45 21 Sec. 25. MI/MR/DD STATE CASES.
45 22 1. There is appropriated from the general fund of the
45 23 state to the department of human services for the fiscal year
45 24 beginning July 1, 2010, and ending June 30, 2011, the following
45 25 amount, or so much thereof as is necessary, to be used for the
45 26 purpose designated:
45 27 For distribution to counties for state case services
45 28 for persons with mental illness, mental retardation, and

General Fund appropriation to the DHS for State Cases.

DETAIL: This is no change compared to estimated net FY 2010.

45 29 developmental disabilities in accordance with section 331.440:
 45 30 \$ 10,295,207

45 31 2. For the fiscal year beginning July 1, 2010, and ending
 45 32 June 30, 2011, \$200,000 is allocated for state case services
 45 33 from the amounts appropriated from the fund created in section
 45 34 8.41 to the department of human services from the funds
 45 35 received from the federal government under 42 U.S.C. ch. 6A,
 46 1 subch. XVII, relating to the community mental health center
 46 2 block grant, for the federal fiscal years beginning October
 46 3 1, 2008, and ending September 30, 2009, beginning October 1,
 46 4 2009, and ending September 30, 2010, and beginning October 1,
 46 5 2010, and ending September 30, 2011. The allocation made in
 46 6 this subsection shall be made prior to any other distribution
 46 7 allocation of the appropriated federal funds.

Requires \$200,000 of the Community Mental Health Services Block Grant funds from FFY 2009, FFY 2010, or FFY 2011 to be used for the State Cases costs.

46 8 3. Notwithstanding section 8.33, moneys appropriated in
 46 9 this section that remain unencumbered or unobligated at the
 46 10 close of the fiscal year shall not revert but shall remain
 46 11 available for expenditure for the purposes designated until the
 46 12 close of the succeeding fiscal year.

CODE: Requires nonreversion of funds appropriated for State Cases.

46 13 Sec. 26. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES ==
 46 14 COMMUNITY SERVICES FUND. There is appropriated from
 46 15 the general fund of the state to the mental health and
 46 16 developmental disabilities community services fund created in
 46 17 section 225C.7 for the fiscal year beginning July 1, 2010, and
 46 18 ending June 30, 2011, the following amount, or so much thereof
 46 19 as is necessary, to be used for the purpose designated:
 46 20 For mental health and developmental disabilities community
 46 21 services in accordance with this division of this Act:
 46 22 \$ 14,211,100

General Fund appropriation for the Mental Health Community Services Fund.

DETAIL: This is no change compared to estimated net FY 2010.

46 23 1. Of the funds appropriated in this section, \$14,187,556

Allocates \$14,187,556 from the Community Services appropriation to counties based on a formula considering the county's population and

46 24 shall be allocated to counties for funding of community-based
46 25 mental health and developmental disabilities services. The
46 26 moneys shall be allocated to a county as follows:

federal poverty guidelines.

46 27 a. Fifty percent based upon the county's proportion of the
46 28 state's population of persons with an annual income which is
46 29 equal to or less than the poverty guideline established by the
46 30 federal office of management and budget.

Requires the funds to be used for services to persons with mental illness, mental retardation, developmental disabilities, and brain injuries. Specifies that no more than 50.00% may be used for any one of these populations. Requires counties to use at least 50.00% of the funding received on contemporary services.

46 31 b. Fifty percent based upon the county's proportion of the
46 32 state's general population.

46 33 2. a. A county shall utilize the funding the county
46 34 receives pursuant to subsection 1 for services provided to
46 35 persons with a disability, as defined in section 225C.2.

47 1 However, no more than 50 percent of the funding shall be used
47 2 for services provided to any one of the service populations.

47 3 b. A county shall use at least 50 percent of the funding the
47 4 county receives under subsection 1 for contemporary services
47 5 provided to persons with a disability, as described in rules
47 6 adopted by the department.

47 7 3. Of the funds appropriated in this section, \$23,544
47 8 shall be used to support the Iowa Compass Program providing
47 9 computerized information and referral services for Iowans with
47 10 disabilities and their families.

Allocates \$23,544 to support the Iowa Compass Program. The Program provides computerized information and referral services for Iowans with developmental disabilities and their families.

DETAIL: This is a decrease of \$2,616 compared to the FY 2010 allocation.

47 11 4. a. Funding appropriated for purposes of the federal
47 12 social services block grant is allocated for distribution
47 13 to counties for local purchase of services for persons with
47 14 mental illness or mental retardation or other developmental
47 15 disability.

Allocates federal funds appropriated from the Social Services Block Grant for distribution to counties for local purchase of services for persons with mental illness, mental retardation, and developmental disabilities.

47 16 b. The funds allocated in this subsection shall be expended
47 17 by counties in accordance with the county's county management

Requires counties to expend Social Services Block Grant funds according to approved county management plans. Prohibits a county

<p>47 18 plan approved by the board of supervisors. A county without 47 19 an approved county management plan shall not receive allocated 47 20 funds until the county's management plan is approved.</p>	<p>from receiving an allocation of Social Services Block Grant funds until the county's plan is approved.</p>
<p>47 21 c. The funds provided by this subsection shall be allocated 47 22 to each county as follows: 47 23 (1) Fifty percent based upon the county's proportion of the 47 24 state's population of persons with an annual income which is 47 25 equal to or less than the poverty guideline established by the 47 26 federal office of management and budget. 47 27 (2) Fifty percent based upon the amount provided to the 47 28 county for local purchase of services in the preceding fiscal 47 29 year.</p>	<p>Requires the funds provided in this Subsection to be allocated to each county according to a specified formula. DETAIL: The formula remains unchanged from the FY 1997 formula.</p>
<p>47 30 5. A county is eligible for funds under this section if the 47 31 county qualifies for a state payment as described in section 47 32 331.439.</p>	<p>Specifies that a county is eligible for State funding through the Community Mental Health Services Fund if it meets the requirements for receiving Property Tax Relief funds and Allowed Growth funds.</p>
<p>47 33 6. The most recent population estimates issued by the United 47 34 States bureau of the census shall be applied for the population 47 35 factors utilized in this section.</p>	<p>Requires the Department to utilize the most recent population estimates for the distribution of these funds.</p>
<p>48 1 Sec. 27. SEXUALLY VIOLENT PREDATORS. 48 2 1. There is appropriated from the general fund of the 48 3 state to the department of human services for the fiscal year 48 4 beginning July 1, 2010, and ending June 30, 2011, the following 48 5 amount, or so much thereof as is necessary, to be used for the 48 6 purpose designated: 48 7 For costs associated with the commitment and treatment of 48 8 sexually violent predators in the unit located at the state 48 9 mental health institute at Cherokee, including costs of legal 48 10 services and other associated costs, including salaries, 48 11 support, maintenance, and miscellaneous purposes, and for not 48 12 more than the following full-time equivalent positions: 48 13 \$ 6,632,660</p>	<p>General Fund appropriation to the DHS for the Sexual Predator Commitment Program. DETAIL: This is a net increase of \$458,476 and a decrease of 30.36 FTE positions compared to estimated net FY 2010. The changes include:</p> <ul style="list-style-type: none"> • A decrease of \$41,524 due to a savings from consolidating administrative functions of all DHS institutions. • An increase of \$500,000 to offset the loss of ARRA funding.

48 14 FTEs 75.14

48 15 2. Unless specifically prohibited by law, if the amount
 48 16 charged provides for recoupment of at least the entire amount
 48 17 of direct and indirect costs, the department of human services
 48 18 may contract with other states to provide care and treatment
 48 19 of persons placed by the other states at the unit for sexually
 48 20 violent predators at Cherokee. The moneys received under
 48 21 such a contract shall be considered to be repayment receipts
 48 22 and used for the purposes of the appropriation made in this
 48 23 section.

Permits the Unit for Commitment of Sexually Violent Predators to accept out-of-state clients when the entire cost is reimbursed.

48 24 Sec. 28. FIELD OPERATIONS. There is appropriated from the
 48 25 general fund of the state to the department of human services
 48 26 for the fiscal year beginning July 1, 2010, and ending June 30,
 48 27 2011, the following amount, or so much thereof as is necessary,
 48 28 to be used for the purposes designated:
 48 29 For field operations, including salaries, support,
 48 30 maintenance, and miscellaneous purposes, and for not more than
 48 31 the following full-time equivalent positions:
 48 32 \$ 54,784,129
 48 33 FTEs 2,772.60

General Fund appropriation to the DHS for Field Operations staff and support.

DETAIL: This is a net decrease of \$1,945,419 and an increase of 772.47 FTE positions compared to estimated net FY 2010. The General Fund changes include:

- A decrease of \$7,100,000 to shift additional funding to TANF.
- An increase of \$5,154,581 to offset the loss of ARRA funding.

48 34 Priority in filling full-time equivalent positions shall be
 48 35 given to those positions related to child protection services
 49 1 and eligibility determination for low-income families.

Requires priority to be given to child protection services and eligibility determinations when filling FTE positions.

DETAIL: This requirement was in place for FY 2010 for child protection services. The eligibility determination requirement was new for FY 2009.

49 2 Sec. 29. GENERAL ADMINISTRATION. There is appropriated
 49 3 from the general fund of the state to the department of human
 49 4 services for the fiscal year beginning July 1, 2010, and ending
 49 5 June 30, 2011, the following amount, or so much thereof as is
 49 6 necessary, to be used for the purpose designated:

General Fund appropriation to the DHS for General Administration.

DETAIL: This is an increase of \$500,000 and 8.67 FTE positions compared to estimated net FY 2010 to offset the loss of ARRA funding.

49 7 For general administration, including salaries, support,
 49 8 maintenance, and miscellaneous purposes, and for not more than
 49 9 the following full-time equivalent positions:
 49 10 \$ 14,227,271
 49 11 FTEs 363.00

49 12 1. Of the funds appropriated in this section, \$43,700
 49 13 allocated for the prevention of disabilities policy council
 49 14 established in section 225B.3.

Allocates \$43,700 to the Prevention of Disabilities Policy Council.
 DETAIL: This is a decrease of \$4,856 compared to the FY 2010
 allocation.

49 15 2. The department shall report at least monthly to the
 49 16 legislative services agency concerning the department's
 49 17 operational and program expenditures.

Requires the DHS to submit monthly expenditure reports to the LSA.
 DETAIL: This was also a requirement for FY 2010.

49 18 Sec. 30. CHILDREN'S MENTAL HEALTH AND CHILD WELFARE
 49 19 SERVICES.

49 20 1. It is the intent of the general assembly to improve
 49 21 coordination and integration of mental health services and
 49 22 outcomes for children, as well as alignment of the services
 49 23 and outcomes with the child welfare system. The department
 49 24 of human services, in collaboration with providers, shall
 49 25 develop a plan for transitioning administration of the remedial
 49 26 services program from fee-for-service approach to the Iowa
 49 27 plan, behavioral health managed care plan. The transition
 49 28 plan shall address specific strategies for improving service
 49 29 coordination for children and adults; establish vendor
 49 30 performance standards; provide a process for ongoing monitoring
 49 31 of quality of care, performance, and quality improvement
 49 32 technical assistance for providers; identify methods and
 49 33 standards for credentialing remedial providers; and provide
 49 34 implementation timeframes.

Requires the DHS to develop a plan to transition the Remedial
 Services Program from fee-for-service to the Iowa Plan managed
 health plan.

49 35 2. The department shall establish a transition committee

Requires the DHS to establish a transition committee of stakeholders

<p>50 1 that includes representatives from departmental staff for 50 2 Medicaid, child welfare, field, and mental health services, 50 3 the director of the Iowa plan, the executive director of an 50 4 organization representing the majority of remedial services 50 5 providers, and three remedial services providers designated 50 6 by the executive director of the provider organization. The 50 7 committee shall develop the plan and manage the transition, 50 8 if the plan is implemented. The plan shall be developed 50 9 by December 31, 2010. The department may proceed with 50 10 implementing the plan over the six month period following 50 11 December 31, 2010, if the department determines that the plan 50 12 meets the legislative intent identified in subsection 1.</p>	<p>to complete a plan by December 31, 2010, and to implement a plan by June 31, 2011, to transition from fee-for-service to a managed care plan.</p>
<p>50 13 Sec. 31. VOLUNTEERS. There is appropriated from the general 50 14 fund of the state to the department of human services for the 50 15 fiscal year beginning July 1, 2010, and ending June 30, 2011, 50 16 the following amount, or so much thereof as is necessary, to be 50 17 used for the purpose designated: 50 18 For development and coordination of volunteer services: 50 19 \$ 84,660</p>	<p>General Fund appropriation to the DHS for the development and coordination of the Volunteer Services Program. DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>50 20 Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY 50 21 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE 50 22 DEPARTMENT OF HUMAN SERVICES.</p>	<p>Caps nursing facility reimbursements at \$153,126,081 and requires the DHS to adjust the inflation factor in the case-mix reimbursement rate if expenditures exceed the cap.</p>
<p>50 23 1. a. (1) For the fiscal year beginning July 1, 2010, 50 24 the total state funding amount for the nursing facility budget 50 25 shall not exceed \$153,126,081. 50 26 (2) The department, in cooperation with nursing facility 50 27 representatives, shall review projections for state funding 50 28 expenditures for reimbursement of nursing facilities on a 50 29 quarterly basis and the department shall determine if an 50 30 adjustment to the medical assistance reimbursement rate is 50 31 necessary in order to provide reimbursement within the state 50 32 funding amount. Any temporary enhanced federal financial</p>	<p>Caps nursing facility reimbursements at \$153,126,081 and requires the DHS to adjust the inflation factor in the case-mix reimbursement rate if expenditures exceed the cap.</p>

50 33 participation that may become available to the Iowa medical
50 34 assistance program during the fiscal year shall not be used
50 35 in projecting the nursing facility budget. Notwithstanding
51 1 2001 Iowa Acts, chapter 192, section 4, subsection 2, paragraph
51 2 "c", and subsection 3, paragraph "a", subparagraph (2),
51 3 if the state funding expenditures for the nursing facility
51 4 budget for the fiscal year beginning July 1, 2010, are
51 5 projected to exceed the amount specified in subparagraph (1),
51 6 the department shall adjust the reimbursement for nursing
51 7 facilities reimbursed under the case=mix reimbursement system
51 8 to maintain expenditures of the nursing facility budget
51 9 within the specified amount. The department shall revise such
51 10 reimbursement as necessary to adjust the annual accountability
51 11 measures payment in accordance with 2001 Iowa Acts, chapter
51 12 192, section 4, subsection 4, as amended by 2008 Iowa Acts,
51 13 chapter 1187, section 33, and as amended by 2009 Iowa Acts,
51 14 chapter 182, section 33, to implement a pay=for=performance
51 15 payment.

51 16 (3) For the fiscal year beginning July 1, 2010, special
51 17 population nursing facilities shall be reimbursed at the rates
51 18 in effect on November 30, 2009.

Requires rates to special population nursing facilities to remain at the rate in effect November 30, 2010.

51 19 b. For the fiscal year beginning July 1, 2010, the
51 20 department shall reimburse pharmacy dispensing fees using a
51 21 single rate of \$4.34 per prescription or the pharmacy's usual
51 22 and customary fee, whichever is lower.

Requires a reimbursement rate of \$4.34 per prescription for pharmacist services using a single dispensing fee or the usual and customary fee, whichever is lower.

DETAIL: This is a decrease of \$0.23 compared to the FY 2010 reimbursement rate.

51 23 c. (1) For the fiscal year beginning July 1, 2010,
51 24 reimbursement rates for outpatient hospital services shall
51 25 remain at the rates in effect on June 30, 2010.

Requires the rate of reimbursement for outpatient services to remain the same as the FY 2010 reimbursement rate.

51 26 (2) For the fiscal year beginning July 1, 2010,

Requires the rate of reimbursement for inpatient services to remain

51 27 reimbursement rates for inpatient hospital services shall	the same as the FY 2010 reimbursement rate.
51 28 remain at the rates in effect on June 30, 2010. The Iowa	
51 29 hospital association shall submit information to the general	DETAIL: The Iowa Hospital Association is required to submit
51 30 assembly's standing committees on government oversight during	information to the Government Oversight Committee regarding
51 31 the 2011 session of the general assembly regarding actions	actions taken to increase compensation for direct care hospital staff.
51 32 taken to increase compensation and other costs of employment	
51 33 for hospital staff who provide direct care to patients.	
51 34 (3) For the fiscal year beginning July 1, 2010, the graduate	Requires the rate of reimbursement for graduate medical education
51 35 medical education and disproportionate share hospital fund	and disproportionate share hospital fund to remain the same as the
52 1 shall remain at the amount in effect on June 30, 2010.	FY 2010 reimbursement rate.
52 2 (4) In order to ensure the efficient use of limited state	Requires funds appropriated for hospital activities to be used for
52 3 funds in procuring health care services for low-income Iowans,	activities pursuant to the federal Medicare program.
52 4 funds appropriated in this Act for hospital services shall	
52 5 not be used for activities which would be excluded from a	
52 6 determination of reasonable costs under the federal Medicare	
52 7 program pursuant to 42 U.S.C. 1395X(v)(1)(N).	
52 8 d. For the fiscal year beginning July 1, 2010, reimbursement	Requires rural health clinics, hospice services, and acute mental
52 9 rates for rural health clinics, hospices, independent	hospitals to be reimbursed at the rate established under the federal
52 10 laboratories, rehabilitation agencies, and acute mental	Medicare Program for FY 2011.
52 11 hospitals shall be increased in accordance with increases under	
52 12 the federal Medicare program or as supported by their Medicare	
52 13 audited costs.	
52 14 e. For the fiscal year beginning July 1, 2010, reimbursement	Requires rates to home health agencies to remain at the rate in effect
52 15 rates for home health agencies shall remain at the rates in	June 30, 2010.
52 16 effect on June 30, 2010, not to exceed a home health agency's	
52 17 actual allowable cost.	
52 18 f. For the fiscal year beginning July 1, 2010, federally	Requires the DHS to reimburse federally qualified health centers for
52 19 qualified health centers shall receive cost-based reimbursement	100.00% of the reasonable costs for provision of services to Medical
52 20 for 100 percent of the reasonable costs for the provision of	Assistance Program recipients.

52 21 services to recipients of medical assistance.

52 22 g. For the fiscal year beginning July 1, 2010, the
52 23 reimbursement rates for dental services shall remain at the
52 24 rates in effect on June 30, 2010.

Requires the FY 2010 reimbursement rates for dental services to remain at the rate in effect June 30, 2010.

52 25 h. For the fiscal year beginning July 1, 2010, state-owned
52 26 psychiatric medical institutions for children shall receive
52 27 cost-based reimbursement for 100 percent of the actual and
52 28 allowable costs for the provision of services to recipients of
52 29 medical assistance. For nonstate-owned psychiatric medical
52 30 institutions for children, reimbursement shall be determined in
52 31 accordance with section 249A.31.

Reimburses State-owned PMIC's at 100.0% of allowable cost and reimburses nonState-owned PMIC's in accordance with Code Section 249A.31.

DETAIL: The reduction by the Governor's Executive Order still applies.

52 32 i. For the fiscal year beginning July 1, 2010, unless
52 33 otherwise specified in this Act, all noninstitutional medical
52 34 assistance provider reimbursement rates shall remain at the
52 35 rates in effect on June 30, 2010, except for area education
53 1 agencies, local education agencies, infant and toddler services
53 2 providers, targeted case management, and those providers
53 3 whose rates are required to be determined pursuant to section
53 4 249A.20.

Requires the FY 2011 reimbursement rates for all non-institutional Medical Assistance providers, with specified exceptions, to remain at FY 2010 rates.

53 5 j. Notwithstanding any provision to the contrary, for the
53 6 fiscal year beginning July 1, 2010, the reimbursement rate for
53 7 anesthesiologists shall remain at the rate in effect on June
53 8 30, 2010.

CODE: Requires the FY 2010 reimbursement rates for anesthesiologists to remain at the rate in effect June 30, 2010.

53 9 k. Notwithstanding section 249A.20, for the fiscal year
53 10 beginning July 1, 2010, the average reimbursement rate for
53 11 health care providers eligible for use of the federal Medicare
53 12 resource-based relative value scale reimbursement methodology
53 13 under that section shall remain at the rate in effect on June
53 14 30, 2010; however, this rate shall not exceed the maximum level

CODE: Requires the FY 2010 rates for health care providers eligible for the average rate reimbursement to remain at the rate in effect June 30, 2010.

53 15	authorized by the federal government.	
53 16	I. For the fiscal year beginning July 1, 2010, the	Requires the reimbursement rates for residential care facilities to be no less than the minimum payment level required to meet the federal Maintenance of Effort requirement.
53 17	reimbursement rate for residential care facilities shall not	
53 18	be less than the minimum payment level as established by the	
53 19	federal government to meet the federally mandated maintenance	
53 20	of effort requirement. The flat reimbursement rate for	
53 21	facilities electing not to file semiannual cost reports shall	
53 22	not be less than the minimum payment level as established	
53 23	by the federal government to meet the federally mandated	
53 24	maintenance of effort requirement.	
53 25	m. For the fiscal year beginning July 1, 2010, inpatient	Requires the FY 2010 reimbursement rate for inpatient mental health services at hospitals to be set at 100.00% of costs.
53 26	mental health services provided at hospitals shall remain at	
53 27	the rates in effect on June 30, 2010, subject to Medicaid	
53 28	program upper payment limit rules; community mental health	
53 29	centers and providers of mental health services to county	
53 30	residents pursuant to a waiver approved under section 225C.7,	
53 31	subsection 3, shall be reimbursed at 100 percent of the	
53 32	reasonable costs for the provision of services to recipients of	
53 33	medical assistance; and psychiatrists shall be reimbursed at	
53 34	the medical assistance program fee for service rate.	
53 35	n. For the fiscal year beginning July 1, 2010, the	Requires the FY 2010 reimbursement rates for Consumer-Directed Attendant Care to remain at the rate in effect June 30, 2010.
54 1	reimbursement rate for consumer-directed attendant care shall	
54 2	remain at the rates in effect on June 30, 2010.	
54 3	o. For the fiscal year beginning July 1, 2010, the	Requires the FY 2010 reimbursement rates for Family Planning Services to remain at the rate in effect January 31, 2010.
54 4	reimbursement rate for providers of family planning services	
54 5	that are eligible to receive a 90 percent federal match shall	
54 6	remain at the rates in effect on January 31, 2010.	
54 7	p. Unless otherwise provided in this section, the	Specifies that unless otherwise provided, the reduction of payments due to the FY 2010 ATB reduction will continue to apply in FY 2011.
54 8	department shall continue the reduction in payments to medical	

54 9 assistance program providers for the fiscal year beginning
54 10 July 1, 2010, and ending June 30, 2011, in the percentage
54 11 amount applicable to the respective provider as specified under
54 12 Executive Order 19.

54 13 2. For the fiscal year beginning July 1, 2010, the
54 14 reimbursement rate for providers reimbursed under the
54 15 in-home-related care program shall not be less than the minimum
54 16 payment level as established by the federal government to meet
54 17 the federally mandated maintenance of effort requirement.

54 18 3. Unless otherwise directed in this section, when the
54 19 department's reimbursement methodology for any provider
54 20 reimbursed in accordance with this section includes an
54 21 inflation factor, this factor shall not exceed the amount
54 22 by which the consumer price index for all urban consumers
54 23 increased during the calendar year ending December 31, 2002.

54 24 4. For the fiscal year beginning July 1, 2010,
54 25 notwithstanding section 234.38, the foster family basic daily
54 26 maintenance rate, the maximum adoption subsidy rate, and the
54 27 maximum supervised apartment living foster care rate, and the
54 28 preparation for adult living program maintenance rate for
54 29 children ages 0 through 5 years shall be \$15.54, the rate for
54 30 children ages 6 through 11 years shall be \$16.16, the rate for
54 31 children ages 12 through 15 years shall be \$17.69, and the
54 32 rate for children and young adults ages 16 and older shall be
54 33 \$18.87.

54 34 5. For the fiscal year beginning July 1, 2010, the maximum
54 35 reimbursement rates for social services providers reimbursed
55 1 under a purchase of social services contract shall remain at
55 2 the rates in effect on June 30, 2010, or the provider's actual
55 3 and allowable cost plus inflation for each service, whichever
55 4 is less. However, the rates may be adjusted under any of the

Establishes the maximum FY 2011 reimbursement rate for in-home health-related care providers at the minimum payment level established by the federal government.

Specifies that when the required reimbursement methodology for providers under this Section includes an inflation factor, the factor cannot exceed the increase in the Consumer Price Index (CPI) for Urban Consumers for the calendar year ending December 31, 2002.

CODE: Provides the daily family foster care rates and the maximum adoption subsidy rates for children by age range for FY 2011.

DETAIL: The FY 2011 rates are decreased by approximately 5.00% compared to the FY 2010 rates to continue the ATB reductions from FY 2010 to FY 2011. Permits the reimbursement to be less than the statutory requirement of 65.00% of the United States Department of Agriculture cost to raise a child. The provision is for FY 2011 only.

Requires the maximum reimbursement rates for social service providers, including the Resource Family Recruitment and Retention Contractor, to be the same rate as provided in FY 2010, and provides for circumstances when the rates may be adjusted.

55 5 following circumstances:

55 6 a. If a new service was added after June 30, 2010, the
55 7 initial reimbursement rate for the service shall be based upon
55 8 actual and allowable costs.

55 9 b. If a social service provider loses a source of income
55 10 used to determine the reimbursement rate for the provider,
55 11 the provider's reimbursement rate may be adjusted to reflect
55 12 the loss of income, provided that the lost income was used to
55 13 support actual and allowable costs of a service purchased under
55 14 a purchase of service contract.

55 15 6. For the fiscal year beginning July 1, 2010, the
55 16 reimbursement rates for family-centered service providers,
55 17 family foster care service providers, group foster care service
55 18 providers, and the resource family recruitment and retention
55 19 contractor shall remain at the rates in effect on June 30,
55 20 2010.

Maintains foster care reimbursement rates for specified providers in FY 2011 at the same level as FY 2010.

55 21 7. The group foster care reimbursement rates paid for
55 22 placement of children out of state shall be calculated
55 23 according to the same rate-setting principles as those used for
55 24 in-state providers, unless the director of human services or
55 25 the director's designee determines that appropriate care cannot
55 26 be provided within the state. The payment of the daily rate
55 27 shall be based on the number of days in the calendar month in
55 28 which service is provided.

Requires the group foster care reimbursement rates paid for placement of children out-of-state to be calculated according to the same rate-setting principles as those used for in-state providers, unless the Director of the DHS determines that appropriate care cannot be provided in the State. Also, requires payment of the daily rate to be based on the number of days in the calendar month this service is provided.

55 29 8. For the fiscal year beginning July 1, 2010, remedial
55 30 service providers shall receive the same level of reimbursement
55 31 under the same methodology in effect on June 30, 2010.

Requires the FY 2011 child welfare remedial service providers to be reimbursed under the FY 2010 methodology.

55 32 9. a. For the fiscal year beginning July 1, 2010,
55 33 the combined service and maintenance components of the
55 34 reimbursement rate paid for shelter care services and
55 35 alternative child welfare emergency services purchased under

Requires the FY 2011 combined service and maintenance components of the reimbursement rate paid to shelter care providers to be based on the cost report submitted to the DHS. Also, requires a maximum reimbursement rate of \$92.36 per day, and requires the

56 1 a contract shall be based on the financial and statistical 56 2 report submitted to the department. The maximum reimbursement 56 3 rate shall be \$92.36 per day. The department shall reimburse 56 4 a shelter care provider at the provider's actual and 56 5 allowable unit cost, plus inflation, not to exceed the maximum 56 6 reimbursement rate.	DHS to reimburse shelter care providers at the actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate. DETAIL: This maintains the rate received in FY 2010.
56 7 b. Notwithstanding section 232.141, subsection 8, for the 56 8 fiscal year beginning July 1, 2010, the amount of the statewide 56 9 average of the actual and allowable rates for reimbursement of 56 10 juvenile shelter care homes that is utilized for the limitation 56 11 on recovery of unpaid costs shall remain at the amount in 56 12 effect for this purpose in the preceding fiscal year.	CODE: Maintains the limit of the statewide average reimbursement rates paid to shelter care providers that was received in FY 2010. This impacts the amount of charges that are reimbursed.
56 13 10. For the fiscal year beginning July 1, 2010, the 56 14 department shall calculate reimbursement rates for intermediate 56 15 care facilities for persons with mental retardation at the 56 16 80th percentile. Beginning July 1, 2010, the rate calculation 56 17 methodology shall utilize the consumer price index inflation 56 18 factor applicable to the fiscal year beginning July 1, 2010.	Requires the DHS to calculate reimbursement rates for intermediate care facilities for persons with mental retardation (ICF/MRs) at the 80th percentile for FY 2011.
56 19 11. For the fiscal year beginning July 1, 2010, for child 56 20 care providers reimbursed under the state child care assistance 56 21 program, the department shall set provider reimbursement 56 22 rates based on the rate reimbursement survey completed in 56 23 December 2004. Effective July 1, 2010, the child care provider 56 24 reimbursement rates shall remain at the rates in effect on June 56 25 30, 2010. The department shall set rates in a manner so as 56 26 to provide incentives for a nonregistered provider to become 56 27 registered by applying the increase only to registered and 56 28 licensed providers.	Requires the DHS to set FY 2011 provider reimbursement rates for child care providers based on the rate reimbursement survey completed in December 2004. Requires rates to be set in a manner that will provide incentives for non-registered providers to become registered.
56 29 12. For the fiscal year beginning July 1, 2010, 56 30 reimbursements for providers reimbursed by the department of 56 31 human services may be modified if appropriated funding is	Specifies that FY 2011 reimbursements for providers reimbursed by the DHS may be modified if appropriated funding is allocated for that purpose from the Senior Living Trust Fund.

56 32 allocated for that purpose from the senior living trust fund
56 33 created in section 249H.4.

56 34 13. The department may adopt emergency rules to implement
56 35 this section.

Permits the DHS to adopt emergency rules to implement these reimbursements.

57 1 Sec. 33. EMERGENCY RULES.

57 2 1. If specifically authorized by a provision of this
57 3 division of this Act, the department of human services or the
57 4 mental health, mental retardation, developmental disabilities,
57 5 and brain injury commission may adopt administrative rules
57 6 under section 17A.4, subsection 3, and section 17A.5,
57 7 subsection 2, paragraph "b", to implement the provisions and
57 8 the rules shall become effective immediately upon filing or
57 9 on a later effective date specified in the rules, unless the
57 10 effective date is delayed by the administrative rules review
57 11 committee. Any rules adopted in accordance with this section
57 12 shall not take effect before the rules are reviewed by the
57 13 administrative rules review committee. The delay authority
57 14 provided to the administrative rules review committee under
57 15 section 17A.4, subsection 7, and section 17A.8, subsection 9,
57 16 shall be applicable to a delay imposed under this section,
57 17 notwithstanding a provision in those sections making them
57 18 inapplicable to section 17A.5, subsection 2, paragraph "b".
57 19 Any rules adopted in accordance with the provisions of this
57 20 section shall also be published as notice of intended action
57 21 as provided in section 17A.4.

Permits the DHS and the Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission to adopt emergency rules when authorized.

57 22 2. If during the fiscal year beginning July 1, 2010, the
57 23 department of human services is adopting rules in accordance
57 24 with this section or as otherwise directed or authorized by
57 25 state law, and the rules will result in an expenditure increase
57 26 beyond the amount anticipated in the budget process or if the
57 27 expenditure was not addressed in the budget process for the
57 28 fiscal year, the department shall notify the persons designated

Requires the DHS to report to the Chairpersons and Ranking Members of the Appropriation Committees, the LSA, and the DOM at least 30 days prior to submitting rules that will have a fiscal impact that was not addressed in the budget process.

57 29 by this division of this Act for submission of reports,
 57 30 the chairpersons and ranking members of the committees on
 57 31 appropriations, and the department of management concerning the
 57 32 rules and the expenditure increase. The notification shall be
 57 33 provided at least 30 calendar days prior to the date notice of
 57 34 the rules is submitted to the administrative rules coordinator
 57 35 and the administrative code editor.

58 1 Sec. 34. REPORTS. Any reports or information required to be
 58 2 compiled and submitted under this Act shall be submitted to the
 58 3 chairpersons and ranking members of the joint appropriations
 58 4 subcommittee on health and human services, the legislative
 58 5 services agency, and the legislative caucus staffs on or
 58 6 before the dates specified for submission of the reports or
 58 7 information.

Requires any reports required by this Bill to be submitted to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA.

58 8 Sec. 35. EFFECTIVE DATE. The following provisions of this
 58 9 division of this Act, being deemed of immediate importance,
 58 10 take effect upon enactment:

58 11 The provision under the appropriation for child and family
 58 12 services, relating to requirements of section 232.143 for
 58 13 representatives of the department of human services and
 58 14 juvenile court services to establish a plan for continuing
 58 15 group foster care expenditures for fiscal year 2010=2011.

The provision requiring representatives of the DHS and juvenile court services to collaborate regarding group foster care expenditures is effective on enactment.

58 16 DIVISION V
 58 17 SENIOR LIVING TRUST FUND,
 58 18 PHARMACEUTICAL SETTLEMENT ACCOUNT,
 58 19 IOWACARE ACCOUNT, AND HEALTH CARE
 58 20 TRANSFORMATION ACCOUNT

58 21 Sec. 36. DEPARTMENT ON AGING. There is appropriated from
 58 22 the senior living trust fund created in section 249H.4 to the
 58 23 department on aging for the fiscal year beginning July 1, 2010,
 58 24 and ending June 30, 2011, the following amount, or so much

Senior Living Trust Fund appropriation to the Department on Aging.
 DETAIL: Maintains the current level of funding.

58 25 thereof as is necessary, to be used for the purpose designated:
 58 26 For the development and implementation of a comprehensive
 58 27 senior living program, including case management and
 58 28 including program administration and costs associated with
 58 29 implementation:
 58 30 \$ 8,486,698

58 31 1. a. Of the funds appropriated in this section, \$1,010,000
 58 32 shall be transferred to the department of human services in
 58 33 equal amounts on a quarterly basis for reimbursement of case
 58 34 management services provided under the medical assistance
 58 35 elderly waiver.

Requires \$1,010,000 to be transferred to the DHS, in equal amounts on a quarterly basis, for reimbursement under the Medicaid Elderly Waiver.

DETAIL: Maintains the current allocation and transfer levels.

59 1 b. The department of human services shall review
 59 2 projections for state funding expenditures for reimbursement
 59 3 of case management services under the medical assistance
 59 4 elderly waiver on a quarterly basis and shall determine if an
 59 5 adjustment to the medical assistance reimbursement rates are
 59 6 necessary to provide reimbursement within the state funding
 59 7 amounts budgeted under the appropriations made for the fiscal
 59 8 year for the medical assistance program. Any temporary
 59 9 enhanced federal financial participation that may become
 59 10 available for the medical assistance program during the fiscal
 59 11 year shall not be used in projecting the medical assistance
 59 12 elderly waiver case management budget. The department of human
 59 13 services shall revise such reimbursement rates as necessary to
 59 14 maintain expenditures for medical assistance elderly waiver
 59 15 case management services within the state funding amounts
 59 16 budgeted under the appropriations made for the fiscal year for
 59 17 the medical assistance program.

Requires the DHS to review expenditures for reimbursement of case management services under the Medicaid Elderly Waiver on a quarterly basis and adjust to provide reimbursements within the appropriation.

59 18 2. Notwithstanding section 249H.7, the department on aging
 59 19 shall distribute funds appropriated in this section in a
 59 20 manner that will supplement and maximize federal funds under
 59 21 the federal Older Americans Act and shall not use the amount
 59 22 distributed for any administrative purposes of either the

CODE: Requires the Department on Aging to maximize federal funds under the federal Older Americans Act, and prohibits these funds from being used for administration.

59 23 department on aging or the area agencies on aging.	
59 24 3. Of the funds appropriated in this section, \$60,000 59 25 shall be used to provide dementia-specific education to 59 26 direct care workers and other providers of long-term care 59 27 to enhance existing or scheduled efforts through the Iowa 59 28 caregivers association, the Alzheimer's association, and other 59 29 organizations identified as appropriate by the department.	Allocates \$60,000 for dementia-specific education for direct care workers. DETAIL: Maintains the current allocation level.
59 30 4. Of the funds appropriated in this section, \$51,000 shall 59 31 be used to provide funding for the legal hotline for older 59 32 lowans.	Allocates \$51,000 to the Department on Aging to be used for a legal hotline for older lowans. DETAIL: This is a new allocation for FY 2011.
59 33 5. Of the funds appropriated in this section, \$193,000 59 34 shall be used to provide state matching funds for the senior 59 35 community services employment program.	Allocates \$193,000 to the Department on Aging to be used for the Senior Community Services Employment Program. DETAIL: This is a new allocation for FY 2011.
60 1 Sec. 37. DEPARTMENT OF INSPECTIONS AND APPEALS. There 60 2 is appropriated from the senior living trust fund created in 60 3 section 249H.4 to the department of inspections and appeals for 60 4 the fiscal year beginning July 1, 2010, and ending June 30, 60 5 2011, the following amount, or so much thereof as is necessary, 60 6 to be used for the purpose designated: 60 7 For the inspection and certification of assisted living 60 8 facilities and adult day care services, including program 60 9 administration and costs associated with implementation: 60 10 \$ 1,339,527	Senior Living Trust Fund appropriation to the DIA for inspection and certification of assisted living facilities and adult day care services. DETAIL: Maintains the current level of Senior Living Trust Fund support.
60 11 Sec. 38. IOWA FINANCE AUTHORITY. There is appropriated 60 12 from the senior living trust fund created in section 249H.4 to 60 13 the Iowa finance authority for the fiscal year beginning July 60 14 1, 2010, and ending June 30, 2011, the following amount, or 60 15 so much thereof as is necessary, to be used for the purposes	Senior Living Trust Fund appropriation to the Iowa Finance Authority (IFA) for the Rent Subsidy Program. DETAIL: Maintains the current level of Senior Living Trust Fund support.

60 16 designated:
 60 17 For the rent subsidy program, to provide reimbursement for
 60 18 rent expenses to eligible persons:
 60 19 \$ 700,000

60 20 Participation in the rent subsidy program shall be limited
 60 21 to only those persons who meet the requirements for the nursing
 60 22 facility level of care for home and community-based services
 60 23 waiver services as in effect on July 1, 2010, and to those
 60 24 individuals who are eligible for the federal money follows the
 60 25 person grant program under the medical assistance program. Of
 60 26 the funds appropriated in this section, not more than \$35,000
 60 27 may be used for administrative costs.

Requires participation in the Rent Subsidy Program to be limited to individuals at risk of nursing home placement and those eligible under the federal Money Follows the Person Grant Program. Permits the IFA to use up to \$35,000 for administrative costs.

60 28 Sec. 39. DEPARTMENT OF HUMAN SERVICES. Any funds remaining
 60 29 in the senior living trust fund created in section 249H.4
 60 30 following the appropriations from the senior living trust
 60 31 fund made in this division of this Act to the department on
 60 32 aging, the department of inspections and appeals, and the Iowa
 60 33 finance authority, for the fiscal year beginning July 1, 2010,
 60 34 and ending June 30, 2011, are appropriated to the department
 60 35 of human services to supplement the medical assistance
 61 1 program appropriations made in this Act, including program
 61 2 administration and costs associated with implementation. In
 61 3 order to carry out the purposes of this section, the department
 61 4 may transfer funds appropriated in this section to supplement
 61 5 other appropriations made to the department of human services.

Appropriates the balance of the Senior Living Trust Fund to the Medicaid Program for FY 2010 after all other appropriations from the Fund are made.

DETAIL: It is estimated that there will be \$37,740,908 available for appropriation. This is an increase of \$20,054,081 compared to estimated net FY 2010.

61 6 Sec. 40. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
 61 7 appropriated from the pharmaceutical settlement account created
 61 8 in section 249A.33 to the department of human services for the
 61 9 fiscal year beginning July 1, 2010, and ending June 30, 2011,
 61 10 the following amount, or so much thereof as is necessary, to be
 61 11 used for the purpose designated:
 61 12 To supplement the appropriations made for medical contracts

Pharmaceutical Settlement Account appropriation to the DHS for medical contracts in Medicaid.

DETAIL: This is an increase of \$1,974,358 compared to estimated net FY 2010.

61 13 under the medical assistance program:
 61 14 \$ 3,298,191

61 15 Sec. 41. APPROPRIATIONS FROM IOWACARE ACCOUNT.

61 16 1. There is appropriated from the IowaCare account
 61 17 created in section 249J.24 to the state board of regents for
 61 18 distribution to the university of Iowa hospitals and clinics
 61 19 for the fiscal year beginning July 1, 2010, and ending June 30,
 61 20 2011, the following amount, or so much thereof as is necessary,
 61 21 to be used for the purposes designated:
 61 22 For salaries, support, maintenance, equipment, and
 61 23 miscellaneous purposes, for the provision of medical and
 61 24 surgical treatment of indigent patients, for provision of
 61 25 services to members of the expansion population pursuant to
 61 26 chapter 249J, and for medical education:
 61 27 \$ 27,284,584

IowaCare Account appropriation to the University of Iowa Hospitals and Clinics (UIHC).

DETAIL: Maintains the current level of IowaCare Account support. IowaCare is an indigent care program for uninsured adults with incomes up to 200.00% of the Federal Poverty Level. It was created during the 2005 Legislative Session in response to the elimination of federal Intergovernmental Transfers (IGTs). The appropriation was first funded in FY 2006. A portion of the funds are to be used for graduate medical education.

61 28 a. Funds appropriated in this subsection shall not be used
 61 29 to perform abortions except medically necessary abortions, and
 61 30 shall not be used to operate the early termination of pregnancy
 61 31 clinic except for the performance of medically necessary
 61 32 abortions. For the purpose of this subsection, an abortion is
 61 33 the purposeful interruption of pregnancy with the intention
 61 34 other than to produce a live-born infant or to remove a dead
 61 35 fetus, and a medically necessary abortion is one performed
 62 1 under one of the following conditions:
 62 2 (1) The attending physician certifies that continuing the
 62 3 pregnancy would endanger the life of the pregnant woman.
 62 4 (2) The attending physician certifies that the fetus is
 62 5 physically deformed, mentally deficient, or afflicted with a
 62 6 congenital illness.
 62 7 (3) The pregnancy is the result of a rape which is reported
 62 8 within 45 days of the incident to a law enforcement agency or
 62 9 public or private health agency which may include a family
 62 10 physician.

Specifies the conditions that permit the Medical Assistance Program to reimburse providers for abortion services.

DETAIL: The rules regarding abortion that apply to the Medical Assistance Program also apply to IowaCare.

62 11 (4) The pregnancy is the result of incest which is reported
 62 12 within 150 days of the incident to a law enforcement agency
 62 13 or public or private health agency which may include a family
 62 14 physician.
 62 15 (5) The abortion is a spontaneous abortion, commonly known
 62 16 as a miscarriage, wherein not all of the products of conception
 62 17 are expelled.

62 18 b. Notwithstanding any provision of law to the contrary, the
 62 19 amount appropriated in this subsection shall be allocated in
 62 20 twelve equal monthly payments as provided in section 249J.24.

62 21 2. There is appropriated from the IowaCare account
 62 22 created in section 249J.24 to the state board of regents for
 62 23 distribution to the university of Iowa hospitals and clinics
 62 24 for the fiscal year beginning July 1, 2010, and ending June 30,
 62 25 2011, the following amount, or so much thereof as is necessary,
 62 26 to be used for the purposes designated:
 62 27 For salaries, support, maintenance, equipment, and
 62 28 miscellaneous purposes, for the provision of medical and
 62 29 surgical treatment of indigent patients, for provision of
 62 30 services to members of the expansion population pursuant to
 62 31 chapter 249J, and for medical education:
 62 32 \$ 49,020,031

62 33 Notwithstanding any provision of law to the contrary, the
 62 34 amount appropriated in this subsection shall be distributed
 62 35 based on claims submitted, adjudicated, and paid by the Iowa
 63 1 Medicaid enterprise.

63 2 3. There is appropriated from the IowaCare account created
 63 3 in section 249J.24 to the department of human services for the
 63 4 fiscal year beginning July 1, 2010, and ending June 30, 2011,
 63 5 the following amount, or so much thereof as is necessary, to be
 63 6 used for the purposes designated:

CODE: Requires the amount appropriated in this Subsection to be allocated in 12 equal monthly payments.

IowaCare Account appropriation of an additional \$49,020,131 to the State Board of Regents to be distributed to the University of Iowa Hospitals and Clinics (UIHC).

DETAIL: This is an increase of \$2,000,000 compared to estimated net FY 2010. The increase is for increased enrollment and utilization of the IowaCare Program.

CODE: Specifies the amount appropriated is to be distributed based on claims submitted, adjudicated, and paid by the Iowa Medicaid Enterprise.

IowaCare Account appropriation to Polk County Broadlawns Medical Center.

DETAIL: This is an increase of \$5,000,000 compared to estimated net FY 2010. Broadlawns transfers \$38,000,000 of Polk County

PG LN	LSB5091H	Explanation
63 7	For distribution to a publicly owned acute care teaching	property tax proceeds to the State to draw down the federal match that funds the IowaCare Program.
63 8	hospital located in a county with a population over 350,000 for	
63 9	the provision of medical and surgical treatment of indigent	
63 10	patients, for provision of services to members of the expansion	
63 11	population pursuant to chapter 249J, and for medical education:	
63 12	..... \$ 51,000,000
63 13	a. Notwithstanding any provision of law to the contrary,	
63 14	the amount appropriated in this subsection shall be distributed	
63 15	based on claims submitted, adjudicated, and paid by the Iowa	
63 16	Medicaid enterprise plus a monthly disproportionate share	
63 17	hospital payment. Any amount appropriated in this subsection	
63 18	in excess of \$48,000,000 shall be distributed only if the sum	
63 19	of the expansion population claims adjudicated and paid by the	
63 20	Iowa Medicaid enterprise plus the estimated disproportionate	
63 21	share hospital payments exceeds \$48,000,000. The amount paid	
63 22	in excess of \$48,000,000 shall not adjust the original monthly	
63 23	payment amount but shall be distributed monthly based on actual	
63 24	claims adjudicated and paid by the Iowa Medicaid enterprise	
63 25	plus the estimated disproportionate share hospital amount. Any	
63 26	amount appropriated in this subsection in excess of \$48,000,000	
63 27	shall be allocated only if federal funds are available to match	
63 28	the amount allocated.	
63 29	b. Notwithstanding the total amount of proceeds distributed	
63 30	pursuant to section 249J.24, subsection 6, paragraph "a",	
63 31	unnumbered paragraph 1, for the fiscal year beginning July	
63 32	1, 2010, and ending June 30, 2011, the county treasurer of a	
63 33	county with a population of over 350,000 in which a publicly	
63 34	owned acute care teaching hospital is located shall distribute	
63 35	the proceeds collected pursuant to section 347.7 in a total	
64 1	amount of \$38,000,000, which would otherwise be distributed to	
64 2	the county hospital, to the treasurer of state for deposit in	
64 3	the IowaCare account.	
64 4	c. (1) Notwithstanding the amount collected and	
64 5	distributed for deposit in the IowaCare account pursuant to	
64 6	section 249J.24, subsection 6, paragraph "a", subparagraph	
64 7	(1), the first \$19,000,000 in proceeds collected pursuant to	
64 8	section 347.7 between July 1, 2010, and December 31, 2010,	
64 9	shall be distributed to the treasurer of state for deposit in	

64 10 the lowaCare account and collections during this time period in
 64 11 excess of \$19,000,000 shall be distributed to the acute care
 64 12 teaching hospital identified in this subsection.
 64 13 (2) Notwithstanding the amount collected and distributed
 64 14 for deposit in the lowaCare account pursuant to section
 64 15 249J.24, subsection 6, paragraph "a", subparagraph (2),
 64 16 the first \$19,000,000 in collections pursuant to section
 64 17 347.7 between January 1, 2011, and June 30, 2011, shall be
 64 18 distributed to the treasurer of state for deposit in the
 64 19 lowaCare account and collections during this time period in
 64 20 excess of \$19,000,000 shall be distributed to the acute care
 64 21 teaching hospital identified in this subsection.

64 22 Sec. 42. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE
 64 23 TRANSFORMATION == DEPARTMENT OF HUMAN SERVICES.
 64 24 Notwithstanding any provision to the contrary, there is
 64 25 appropriated from the account for health care transformation
 64 26 created in section 249J.23 to the department of human services
 64 27 for the fiscal year beginning July 1, 2010, and ending June
 64 28 30, 2011, the following amounts, or so much thereof as is
 64 29 necessary, to be used for the purposes designated:

Appropriations from the Health Care Transformation Account (HCTA).

DETAIL: The HCTA was created as part of the agreement with the federal Centers for Medicare and Medicaid Services (CMS) to discontinue Iowa's IGTs during the 2005 Legislative Session. It is intended to fund the reforms specified in HF 841 (IowaCare and Medicaid Reform Act) enacted during the 2005 Legislative Session.

64 30 1. For the costs of medical examinations for the expansion
 64 31 population pursuant to section 249J.6:
 64 32 \$ 556,800

Appropriation from the HCTA for medical examinations and personal improvement plans for IowaCare enrollees.

DETAIL: Maintains the current level of HCTA support.

64 33 2. For the provision of an IowaCare nurse helpline for the
 64 34 expansion population as provided in section 249J.6:
 64 35 \$ 100,000

Appropriation from the HCTA for a medical information hotline for IowaCare enrollees.

DETAIL: Maintains the current level of HCTA support.

65 1 3. For other health promotion partnership activities
 65 2 pursuant to section 249J.14:
 65 3 \$ 600,000

Appropriation from the HCTA for other health partnership activities related to IowaCare.

DETAIL: Maintains the current level of HCTA support.

PG LN	LSB5091H	Explanation
65 4	4. For the costs related to audits, performance	Appropriation from the HCTA for costs related to audits, performance evaluations, and studies related to IowaCare. DETAIL: Maintains the current level of HCTA support.
65 5	evaluations, and studies required pursuant to chapter 249J:	
65 6	..... \$ 125,000
65 7	5. For administrative costs associated with chapter 249J:	Appropriation from the HCTA for IowaCare administrative costs. DETAIL: Maintains the current level of HCTA support.
65 8	..... \$ 1,132,412
65 9	6. For planning and development, in cooperation with the	Appropriation from the HCTA to the DHS and the DPH to provide a dental home for children program. DETAIL: Maintains the current level of HCTA support.
65 10	department of public health, of a phased-in program to provide	
65 11	a dental home for children in accordance with section 249J.14:	
65 12	..... \$ 1,000,000
65 13	7. For continuation of the establishment of the tuition	Appropriation from the HCTA for tuition assistance for individuals serving individuals with disabilities pilot program. DETAIL: Maintains the current level of HCTA support.
65 14	assistance for individuals serving individuals with	
65 15	disabilities pilot program, as enacted in 2008 Iowa Acts,	
65 16	chapter 1187, section 130:	
65 17	..... \$ 50,000
65 18	8. For medical contracts:	Appropriation from the HCTA for Medical Contracts. DETAIL: Maintains the current level of HCTA support.
65 19	..... \$ 1,300,000
65 20	9. For payment to the publicly owned acute care teaching	Appropriation from the HCTA for the Polk County Broadlawns Medical Center for the IowaCare Program. Requires distribution of the funds on a monthly basis. DETAIL: Maintains the current level of HCTA support.
65 21	hospital located in a county with a population of over 350,000	
65 22	that is a participating provider pursuant to chapter 249J:	
65 23	..... \$ 290,000
65 24	Disbursements under this subsection shall be made monthly.	Requires the DHS to make 12 monthly payments to Polk County Broadlawns Medical Center for the appropriation. Requires an FY 2010 report from the Medical Center.
65 25	The hospital shall submit a report following the close of the	
65 26	fiscal year regarding use of the funds appropriated in this	
65 27	subsection to the persons specified in this Act to receive	

65 28 reports.

65 29 Notwithstanding section 8.39, subsection 1, without the
 65 30 prior written consent and approval of the governor and the
 65 31 director of the department of management, the director of human
 65 32 services may transfer funds among the appropriations made in
 65 33 this section as necessary to carry out the purposes of the
 65 34 account for health care transformation. The department shall
 65 35 report any transfers made pursuant to this section to the
 66 1 legislative services agency.

CODE: Permits the DHS to transfer funds to provide activities in this Section without the approval of the Governor or the Director of the DOM, but requires the DHS to report any transfers to the LSA.

66 2 Sec. 43. MEDICAL ASSISTANCE PROGRAM == NONREVERSION FOR
 66 3 FY 2011=2012. Notwithstanding any section 8.33, if moneys
 66 4 appropriated for purposes of the medical assistance program for
 66 5 the fiscal year beginning July 1, 2010, and ending June 30,
 66 6 2011, from the general fund of the state, the senior living
 66 7 trust fund, and the health care trust fund, are in excess of
 66 8 actual expenditures for the medical assistance program and
 66 9 remain unencumbered or unobligated at the close of the fiscal
 66 10 year, the excess moneys shall not revert but shall remain
 66 11 available for expenditure for the purposes of the medical
 66 12 assistance program until the close of the succeeding fiscal
 66 13 year.

CODE: Requires nonreversion of funds from the Medicaid Program to the Senior Living Trust Fund. Instead the funds would remain within the appropriation to be used in the succeeding fiscal year.

DETAIL: The federal ARRA has a provision prohibiting the transfer of Medicaid stimulus dollars to a reserve or rainy day fund. This language complies with those regulations.

66 14 DIVISION VI
 66 15 MH/MR/DD SERVICES
 66 16 ALLOWED GROWTH FUNDING
 66 17 FY 2010=2011

66 18 Sec. 44. 2009 Iowa Acts, chapter 179, section 1, is amended
 66 19 to read as follows:
 66 20 SECTION 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND
 66 21 DEVELOPMENTAL DISABILITIES ALLOWED GROWTH APPROPRIATION AND
 66 22 ALLOCATIONS == FISCAL YEAR 2010=2011.
 66 23 ~~4-~~ There is appropriated from the general fund of the

CODE: Amends the FY 2011 original Mental Health Allowed Growth appropriation to reflect continued funding at the FY 2010 estimated net appropriation level.

66 24 state to the department of human services for the fiscal year
 66 25 beginning July 1, 2010, and ending June 30, 2011, the following
 66 26 amount, or so much thereof as is necessary, to be used for the
 66 27 purpose designated:
 66 28 For distribution to counties of the county mental health,
 66 29 mental retardation, and developmental disabilities allowed
 66 30 growth factor adjustment for fiscal year 2010=2011 as provided
 66 31 in this section in lieu of the allowed growth factor provisions
 66 32 of section 331.438, subsection 2, and section 331.439,
 66 33 subsection 3, and chapter 426B :
 66 34 \$ ~~62,157,491~~
 66 35 48,697,893
 67 1 ~~2. The amount appropriated in this section shall be~~
 67 2 ~~allocated as provided in a later enactment of the general~~
 67 3 ~~assembly.~~

67 4 Sec. 45. 2009 Iowa Acts, chapter 179, section 1, as
 67 5 amended by this division of this Act, is amended by adding the
 67 6 following new subsections:
 67 7 NEW SUBSECTION . 1. Of the amount appropriated in this
 67 8 section, \$146,750 shall be used for assistance to the counties
 67 9 with limited county mental health, mental retardation, and
 67 10 developmental disabilities services fund balances which were
 67 11 selected in accordance with 2000 Iowa Acts, chapter 1221,
 67 12 section 3, to receive such assistance, in the same amount
 67 13 provided during the fiscal year beginning July 1, 2000,
 67 14 and ending June 30, 2001, to pay reimbursement increases in
 67 15 accordance with 2000 Iowa Acts, chapter 1221, section 3.

67 16 NEW SUBSECTION . 2. Of the amount appropriated in this
 67 17 section, \$12,000,000 shall be distributed as provided in this
 67 18 subsection.
 67 19 a. To be eligible to receive a distribution under this
 67 20 subsection, a county must meet the following requirements:
 67 21 (1) The county is levying for the maximum amount allowed
 67 22 for the county's mental health, mental retardation, and

CODE: Allocates \$146,750 for the continuation of the local purchase of service provider salary increase for FY 2011.

DETAIL: Maintains the current level of support.

CODE: Requires distribution of \$12,000,000 of the Mental Health Allowed Growth funding to eligible counties that comply with the following:

- Levy at least 90.00% of the maximum levy.
- Levy at least \$2.00 per \$1,000 of the taxable assessed property value.
- Maintain a Mental Health Services Fund balance for FY 2009 of

67 23 developmental disabilities services fund under section 331.424A
 67 24 for taxes due and payable in the fiscal year beginning July 1,
 67 25 2010, or the county is levying for at least 90 percent of the
 67 26 maximum amount allowed for the county's services fund and that
 67 27 levy rate is more than \$2 per \$1,000 of the assessed value of
 67 28 all taxable property in the county.
 67 29 (2) In the fiscal year beginning July 1, 2008, the
 67 30 county's mental health, mental retardation, and developmental
 67 31 disabilities services fund ending balance under generally
 67 32 accepted accounting principles was equal to or less than 15
 67 33 percent of the county's actual gross expenditures for that
 67 34 fiscal year.
 67 35 b. A county's allocation of the amount appropriated in
 68 1 this subsection shall be determined based upon the county's
 68 2 proportion of the general population of the counties eligible
 68 3 to receive an allocation under this subsection. The most
 68 4 recent population estimates issued by the United States bureau
 68 5 of the census shall be applied in determining population for
 68 6 the purposes of this paragraph.
 68 7 c. The allocations made pursuant to this subsection
 68 8 are subject to the distribution provisions and withholding
 68 9 requirements established in this section for the county mental
 68 10 health, mental retardation, and developmental disabilities
 68 11 allowed growth factor adjustment for the fiscal year beginning
 68 12 July 1, 2010.

15.00% or less.

68 13 NEW SUBSECTION . 3. The following amount of the funding
 68 14 appropriated in this section is the allowed growth factor
 68 15 adjustment for fiscal year 2010=2011, and shall be credited to
 68 16 the allowed growth funding pool created in the property tax
 68 17 relief fund and for distribution in accordance with section
 68 18 426B.5, subsection 1:
 68 19 \$ 36,551,143

CODE: Sets the expenditure target allocation for the Allowed Growth funding pool for FY 2011.

68 20 NEW SUBSECTION . 4. The following formula amounts shall be
 68 21 utilized only to calculate preliminary distribution amounts for

CODE: Provides the annual distribution of the FY 2011 Mental Health Allowed Growth appropriation. Reflects appropriations from multiple

68 22 the allowed growth factor adjustment for fiscal year 2010=2011
 68 23 under this section by applying the indicated formula provisions
 68 24 to the formula amounts and producing a preliminary distribution
 68 25 total for each county:
 68 26 a. For calculation of a distribution amount for eligible
 68 27 counties from the allowed growth funding pool created in the
 68 28 property tax relief fund in accordance with the requirements in
 68 29 section 426B.5, subsection 1:
 68 30 \$ 49,626,596
 68 31 b. For calculation of a distribution amount for counties
 68 32 from the mental health and developmental disabilities (MH/DD)
 68 33 community services fund in accordance with the formula provided
 68 34 in the appropriation made for the MH/DD community services fund
 68 35 for the fiscal year beginning July 1, 2010:
 69 1 \$ 14,187,556
 69 2 NEW SUBSECTION . 5. a. After applying the applicable
 69 3 statutory distribution formulas to the amounts indicated in
 69 4 subsection 4 for purposes of producing preliminary distribution
 69 5 totals, the department of human services shall apply a
 69 6 withholding factor to adjust an eligible individual county's
 69 7 preliminary distribution total. In order to be eligible for
 69 8 a distribution under this section, a county must be levying
 69 9 90 percent or more of the maximum amount allowed for the
 69 10 county's mental health, mental retardation, and developmental
 69 11 disabilities services fund under section 331.424A for taxes due
 69 12 and payable in the fiscal year for which the distribution is
 69 13 payable.
 69 14 b. An ending balance percentage for each county shall
 69 15 be determined by expressing the county's ending balance on a
 69 16 modified accrual basis under generally accepted accounting
 69 17 principles for the fiscal year beginning July 1, 2008, in the
 69 18 county's mental health, mental retardation, and developmental
 69 19 disabilities services fund created under section 331.424A, as a
 69 20 percentage of the county's gross expenditures from that fund
 69 21 for that fiscal year. If a county borrowed moneys for purposes
 69 22 of providing services from the county's services fund on or
 69 23 before July 1, 2008, and the county's services fund ending
 69 24 balance for that fiscal year includes the loan proceeds or an

sources with a single distribution. Requires \$49,626,596 to be distributed to counties that levy at least 70.00% for the MH/MR/DD Services Fund and have limited Fund balances. Fund balances for the distribution formula are those from FY 2009. Those counties that have an ending Fund balance of between 10.00% and 25.00% will experience a reduction of \$13,075,453 as a withholding target. Counties may also return a portion of their funds to the State in order to be eligible for Growth dollars. Funding received as part of ARRA in this Section is to be disregarded when calculating the distribution of funding.

69 25 amount designated in the county budget to service the loan for
69 26 the borrowed moneys, those amounts shall not be considered
69 27 to be part of the county's ending balance for purposes of
69 28 calculating an ending balance percentage under this subsection.
69 29 c. For purposes of calculating withholding factors and for
69 30 ending balance amounts used for other purposes under law, the
69 31 county ending balances shall be adjusted, using forms developed
69 32 for this purpose by the county finance committee, to disregard
69 33 the temporary funding increase provided to the counties for
69 34 the fiscal year through the federal American Recovery and
69 35 Reinvestment Act of 2009, Pub. L. No. 111=5. In addition,
70 1 a county may adjust the ending balance amount by rebating to
70 2 the department all or a portion of the allowed growth and
70 3 MH/DD services fund moneys the county received for the fiscal
70 4 year beginning July 1, 2009, in accordance with 2008 Iowa
70 5 Acts, chapter 1191, as amended by 2009 Iowa Acts, chapter 182,
70 6 section 55, or from any other services fund moneys available
70 7 to the county. The rebate must be remitted to the department
70 8 on or before June 1, 2009, in order to be counted. The amount
70 9 rebated by a county shall be subtracted dollar=for=dollar
70 10 from the county's ending balance amount for the fiscal year
70 11 beginning July 1, 2008, for purposes of calculating the
70 12 withholding factor and for other ending balance purposes for
70 13 the fiscal year beginning July 1, 2010. The rebates received
70 14 by the department shall be credited to the risk pool in the
70 15 property tax relief fund.
70 16 d. The withholding factor for a county shall be the
70 17 following applicable percent:
70 18 (1) For an ending balance percentage of less than 5
70 19 percent, a withholding factor of 0 percent. In addition,
70 20 a county that is subject to this lettered paragraph shall
70 21 receive an inflation adjustment equal to 3 percent of the gross
70 22 expenditures reported for the county's services fund for the
70 23 fiscal year.
70 24 (2) For an ending balance percentage of 5 percent or more
70 25 but less than 10 percent, a withholding factor of 0 percent.
70 26 In addition, a county that is subject to this lettered
70 27 paragraph shall receive an inflation adjustment equal to 2

70 28 percent of the gross expenditures reported for the county's
70 29 services fund for the fiscal year.
70 30 (3) For an ending balance percentage of 10 percent or more
70 31 but less than 25 percent, a withholding factor of 25 percent.
70 32 However, for counties with an ending balance percentage of 10
70 33 percent or more but less than 15 percent, the amount withheld
70 34 shall be limited to the amount by which the county's ending
70 35 balance was in excess of the ending balance percentage of 10
71 1 percent.
71 2 (4) For an ending balance percentage of 25 percent or more,
71 3 a withholding percentage of 100 percent.
71 4 NEW SUBSECTION . 6. The total withholding amounts applied
71 5 pursuant to subsection 5 shall be equal to a withholding target
71 6 amount of \$13,075,453. If the department of human services
71 7 determines that the amount to be withheld in accordance with
71 8 subsection 6 is not equal to the target withholding amount,
71 9 the department shall adjust the withholding factors listed in
71 10 subsection 6 as necessary to achieve the target withholding
71 11 amount. However, in making such adjustments to the withholding
71 12 factors, the department shall strive to minimize changes to
71 13 the withholding factors for those ending balance percentage
71 14 ranges that are lower than others and shall not adjust the
71 15 zero withholding factor or the inflation adjustment percentage
71 16 specified in subsection 5, paragraph "a".

71 17 DIVISION VII
71 18 PRIOR APPROPRIATIONS AND
71 19 RELATED CHANGES
71 20 CERTIFIED RETIREMENT COMMUNITIES

71 21 Sec. 46. Section 231.24, subsection 9, Code Supplement
71 22 2009, is amended to read as follows:
71 23 9. Program administration deferral. ~~If in the fiscal~~
71 24 ~~year beginning July 1, 2009, the department on aging's~~
71 25 ~~appropriations or authorized full-time equivalent positions are~~
71 26 ~~reduced, the~~ The department may defer the implementation of

CODE: Permits the Department on Aging to implement the Certified Retirement Communities Program when resources are available as determined by the Director.

71 27 the certified retirement communities program until such time
 71 28 as the department has the resources to administer the program ,
 71 29 as determined by the director .

71 30 AREA AGENCY ON AGING

71 31 BOARD TRAINING

71 32 Sec. 47. Section 231.33, subsection 19, Code Supplement
 71 33 2009, is amended by striking the subsection.

CODE: Eliminates the requirement for the State to train Area Agency on Aging Boards. The funding for this was eliminated in FY 2010.

71 34 DEMENTIA TRAINING

71 35 Sec. 48. 2008 Iowa Acts, chapter 1040, section 3, is amended
 72 1 to read as follows:
 72 2 SEC. 3. IMPLEMENTATION == CONTINGENCY . The department
 72 3 ~~of elder affairs on aging~~ shall implement ~~on or before July~~
 72 4 ~~1, 2010~~, the initial provisions for expanding and improving
 72 5 training and education of those who regularly deal with persons
 72 6 with Alzheimer's disease and similar forms of irreversible
 72 7 dementia and for providing funding for public awareness efforts
 72 8 and educational efforts in accordance with section 231.62,
 72 9 as enacted by this Act , contingent upon the availability of
 72 10 funding as determined by the director .

CODE: Allows the Department on Aging to implement the Dementia Training Program when resources are available as determined by the Director.

72 11 REGIONAL SERVICE NETWORK

72 12 PILOT PROJECT

72 13 Sec. 49. 2008 Iowa Acts, chapter 1187, section 59,
 72 14 subsection 9, paragraph a, is amended to read as follows:
 72 15 a. The department of human services may implement a pilot
 72 16 project for a regional service network established for mental
 72 17 health, mental retardation, and developmental disabilities
 72 18 services paid from the services funds under section 331.424A.
 72 19 The initial term of the pilot project is limited to the

Extends the multiple county pilot project in north central Iowa.

DETAIL: This will be the third year for the Pilot Projects.

72 20 ~~two-year~~ period beginning July 1, 2008, and ending June 30,
72 21 ~~2010~~ 2011 .

72 22 HEALTH CARE COVERAGE
72 23 EXPANSION

72 24 Sec. 50. 2008 Iowa Acts, chapter 1188, section 16, as
72 25 amended by 2009 Iowa Acts, chapter 182, section 84, is amended
72 26 to read as follows:
72 27 SEC. 16. MEDICAL ASSISTANCE, HAWK=I, AND HAWK=I EXPANSION
72 28 PROGRAMS == COVERING CHILDREN == APPROPRIATION. There
72 29 is appropriated from the general fund of the state to the
72 30 department of human services for the designated fiscal years,
72 31 the following amounts, or so much thereof as is necessary, for
72 32 the purpose designated:
72 33 To cover children as provided in this Act under the medical
72 34 assistance, hawk=i, and hawk=i expansion programs and outreach
72 35 under the current structure of the programs:
73 1 FY 2008=2009 \$ 4,800,000
73 2 FY 2009=2010 \$ 4,207,001
73 3 FY 2010=2011 \$ ~~24,800,000~~
73 4 10,049,532

CODE: Decreases the FY 2011 appropriation to cover children under the Medical Assistance and hawk-i Programs by \$14,750,468.

73 5 PATIENT DECISION
73 6 MAKING == PILOT PROJECT

73 7 Sec. 51. 2008 Iowa Acts, chapter 1188, section 36,
73 8 subsection 1, is amended to read as follows:
73 9 1. The department of public health shall establish a
73 10 ~~two-year~~ community coalition for patient treatment wishes
73 11 across the health care continuum pilot project, beginning
73 12 July 1, 2008, and ending June 30, ~~2010~~ 2011 , in a county
73 13 with a population of between fifty thousand and one hundred
73 14 thousand. The pilot project shall utilize the process based
73 15 upon the national physicians orders for life sustaining

CODE: Amends the requirement in HF 2539 (Health Care Omnibus Act of 2008) that the DPH establish a two-year community coalition for patient treatment wishes across the health care continuum pilot project in Cedar Rapids by extending the project for an additional year through FY 2012.

73 16 treatment program initiative, including use of a standardized
73 17 physician order for scope of treatment form. The process
73 18 shall require validation of the physician order for scope of
73 19 treatment form by the signature of an individual other than
73 20 the patient or the patient's legal representative who is not
73 21 an employee of the patient's physician. The pilot project may
73 22 include applicability to chronically ill, frail, and elderly or
73 23 terminally ill individuals in hospitals licensed pursuant to
73 24 chapter 135B, nursing facilities or residential care facilities
73 25 licensed pursuant to chapter 135C, or hospice programs as
73 26 defined in section 135J.1.

73 27 MEDICAID PROGRAMS == PROCESS
73 28 REQUIREMENTS

73 29 Sec. 52. 2009 Iowa Acts, chapter 118, section 38, subsection
73 30 3, is amended by striking the subsection.

CODE: Eliminates certain mailing requirements for the Iowa Medicaid Program.

DETAIL: The language required to extend the period for annual renewal by medical assistance members by mailing the renewal form to the member on the first day of the month prior to the month of renewal. The change would have cost the program an additional \$2.0 million for FY 2011.

73 31 IOWA VETERANS HOME

73 32 Sec. 53. 2009 Iowa Acts, chapter 182, section 3, subsection
73 33 2, is amended by adding the following new paragraph:
73 34 NEW PARAGRAPH . d. The funds appropriated in this subsection
73 35 to the Iowa veterans home that remain available for expenditure
74 1 for the succeeding fiscal year pursuant to section 35D.18,
74 2 subsection 5, shall be distributed to be used in the succeeding
74 3 fiscal year in accordance with this lettered paragraph. The
74 4 first \$500,000 shall remain available to be used for the
74 5 purposes of the Iowa veterans home. On or before October 15,
74 6 2010, the department of management shall transfer not more than

CODE: Permits the Veterans Home to retain the first \$500,000 of FY 2010 carryforward funds. Requires the DOM to transfer \$1,000,000 of the FY 2010 carryforward funds to the DHS for field operations for FY 2011. Requires the Veterans Home to retain remaining carryforward funding.

74 7 \$1,000,000 to the appropriation to the department of human
 74 8 services for field operations. Any remaining funding shall be
 74 9 used for purposes of the Iowa veterans home.

74 10 TEMPORARY ASSISTANCE FOR NEEDY
 74 11 FAMILIES BLOCK GRANT

74 12 Sec. 54. 2009 Iowa Acts, chapter 182, section 5, is amended
 74 13 by adding the following new subsection:
 74 14 NEW SUBSECTION . 15. Notwithstanding section 8.33, moneys
 74 15 appropriated in this section that remain unencumbered or
 74 16 unobligated at the close of the fiscal year shall not revert
 74 17 but shall remain available for expenditure for the family
 74 18 investment program until the close of the succeeding fiscal
 74 19 year.

CODE: Requires nonversion of any FY 2010 TANF appropriations through FY 2011.

74 20 BEHAVIORAL HEALTH SERVICES
 74 21 ACCOUNT == MEDICAL ASSISTANCE

74 22 Sec. 55. 2009 Iowa Acts, chapter 182, section 9, subsection
 74 23 16, paragraph b, is amended to read as follows:
 74 24 b. The department shall continue to maintain a separate
 74 25 account within the medical assistance budget for the deposit
 74 26 of all funds remitted pursuant to a contract with a third
 74 27 party to administer behavioral health services under the
 74 28 medical assistance program established pursuant to 2008 Iowa
 74 29 Acts, chapter 1187, section 9, subsection 20. Notwithstanding
 74 30 section 8.33, other than funds remaining from the appropriation
 74 31 allocations made for implementation of the emergency mental
 74 32 health crisis services and system, for implementation of the
 74 33 mental health services system for children and youth, and
 74 34 for training of child welfare services providers in 2008
 74 35 Iowa Acts, chapter 1187, section 9, subsection 20, paragraph
 75 1 "c", subparagraphs (1), (2), and (6), as authorized in 2009
 75 2 Iowa Acts, chapter 182, section 72, funds remaining in the

CODE: Requires nonreversion of funding for the Children's Mental Health and Adult Mental Health Emergency Pilot Projects from the Behavioral Health Services Account. Any additional funds from the Account are to be used for the Medicaid Program.

75 3 account that remain unencumbered or unobligated at the end of
75 4 ~~any~~ the fiscal year shall not revert but shall remain available
75 5 in succeeding fiscal years and ~~shall be used only in accordance~~
75 6 ~~with appropriations from the account for health and human~~
75 7 ~~services-related purposes~~ are appropriated to the department to
75 8 be used for the medical assistance program .

75 9 STATE SUPPLEMENTARY
75 10 ASSISTANCE PROGRAM

75 11 Sec. 56. 2009 Iowa Acts, chapter 182, section 12, is amended
75 12 by adding the following new subsection:
75 13 NEW SUBSECTION . 4. Notwithstanding section 8.33, moneys
75 14 appropriated in this section that remain unencumbered or
75 15 unobligated at the close of the fiscal year shall remain
75 16 available for expenditure for the purposes designated until the
75 17 close of the succeeding fiscal year.

CODE: Requires nonreversion of FY 2010 State Supplementary Assistance appropriations through FY 2011.

75 18 INTELLECTUAL DISABILITIES WAIVER

75 19 Sec. 57. INTELLECTUAL DISABILITIES WAIVER == STATEWIDE
75 20 METHODOLOGY. In administering the medical assistance home
75 21 and community-based services intellectual disability waiver,
75 22 the total number of openings at any one time shall be limited
75 23 to the number approved for the waiver by the secretary of the
75 24 United States department of health and human services and
75 25 available funding. Beginning July 1, 2010, the department
75 26 shall implement a statewide method of allocating waiver slots
75 27 and shall design a methodology for prioritizing the allocation
75 28 of slots, subject to federal approval. The department
75 29 shall convene a workgroup to develop criteria to prioritize
75 30 individuals on the waiting list, subject to federal approval.

Requires the waiver waiting list for the Medicaid Intellectual Disabilities Waiver to be statewide beginning in FY 2011. The Department is to develop a methodology to prioritize the allocation of slots and is to convene a workgroup to develop criteria.

75 31 Sec. 58. EFFECTIVE UPON ENACTMENT. This division of this

This Division is effective on enactment.

75 32 Act, being deemed of immediate importance, takes effect upon
75 33 enactment.

75 34 DIVISION VIII

75 35 INTERSTATE COMPACT FOR JUVENILES

76 1 Sec. 59. Section 232.2, subsection 29, Code Supplement
76 2 2009, is amended to read as follows:

76 3 29. "Juvenile" means the same as "child". However, in
76 4 the interstate compact ~~on~~ for juveniles, sections 232.171 and
76 5 ~~232.172~~ section 232.173, "juvenile" means a person defined as a
76 6 juvenile in the law of a state which is a party to the compact.

76 7 Sec. 60. Section 232.172, Code 2009, is amended to read as
76 8 follows:

76 9 232.172 Confinement of delinquent juvenile.

76 10 1. For a juvenile under the jurisdiction of this state
76 11 who is subject to the interstate compact for juveniles
76 12 under section 232.173, the confinement of the juvenile in an
76 13 institution located within another compacting state shall be
76 14 as provided under the compact.

76 15 2. This subsection applies to the confinement of a
76 16 delinquent juvenile under the jurisdiction of this state in an
76 17 institution located within a noncompacting state, as defined
76 18 in section 232.173, that entered into the interstate compact
76 19 on juveniles under section 232.171, Code 2009. In addition
76 20 to any institution in which the authorities of this state may
76 21 otherwise confine or order the confinement of a ~~the~~ delinquent
76 22 juvenile, such authorities may, pursuant to the out-of-state
76 23 confinement amendment to the interstate compact on juveniles
76 24 in Code section 232.171, Code 2009, confine or order the
76 25 confinement of a ~~the~~ delinquent juvenile in a compact
76 26 institution within another party state.

76 27 Sec. 61. NEW SECTION . 232.173 Interstate compact for
76 28 juveniles.

76 29 1. Article I == Purpose.

76 30 a. The compacting states to this interstate compact

CODE: Provides for ratification of the updated national Interstate Compact for Juveniles. The Compact provides for the legal framework and procedural means to regulate the movement across state lines of juveniles under court supervision. The Compact provides for monitoring and return of any juvenile that is placed on probation or parole and wishes to reside in another state. The Compact also outlines procedures for the return of runaway juveniles or juveniles that have absconded from probation or parole. The new regulations and procedures went into effect in December of 2009. Iowa was granted an extension until December of 2010. This compact pertains only to juvenile delinquents and the Juvenile Courts.

76 31 recognize that each state is responsible for the proper
76 32 supervision or return of juveniles, delinquents, and status
76 33 offenders who are on probation or parole and who have
76 34 absconded, escaped, or run away from supervision and control
76 35 and in so doing have endangered their own safety and the safety
77 1 of others. The compacting states also recognize that each
77 2 state is responsible for the safe return of juveniles who have
77 3 run away from home and in doing so have left their state of
77 4 residence. The compacting states also recognize that Congress,
77 5 by enacting the Crime Control Act, 4 U.S.C. 112 (1965), has
77 6 authorized and encouraged compacts for cooperative efforts and
77 7 mutual assistance in the prevention of crime.

77 8 b. It is the purpose of this compact, through means of joint
77 9 and cooperative action among the compacting states to:

77 10 (1) Ensure that the adjudicated juveniles and status
77 11 offenders subject to this compact are provided adequate
77 12 supervision and services in the receiving state as ordered
77 13 by the adjudicating judge or parole authority in the sending
77 14 state.

77 15 (2) Ensure that the public safety interests of the citizens,
77 16 including the victims of juvenile offenders, in both the
77 17 sending and receiving states are adequately protected.

77 18 (3) Return juveniles who have run away, absconded, or
77 19 escaped from supervision or control or have been accused of an
77 20 offense to the state requesting their return.

77 21 (4) Make contracts for the cooperative institutionalization
77 22 in public facilities in member states for delinquent youth
77 23 needing special services.

77 24 (5) Provide for the effective tracking and supervision of
77 25 juveniles.

77 26 (6) Equitably allocate the costs, benefits, and obligations
77 27 of the compacting states.

77 28 (7) Establish procedures to manage the movement between
77 29 states of juvenile offenders released to the community under
77 30 the jurisdiction of courts, juvenile departments, or any other
77 31 criminal or juvenile justice agency which has jurisdiction over
77 32 juvenile offenders.

77 33 (8) Insure immediate notice to jurisdictions where defined

77 34 offenders are authorized to travel or to relocate across state
77 35 lines.

78 1 (9) Establish procedures to resolve pending charges
78 2 (detainers) against juvenile offenders prior to transfer or
78 3 release to the community under the terms of this compact.

78 4 (10) Establish a system of uniform data collection on
78 5 information pertaining to juveniles subject to this compact
78 6 that allows access by authorized juvenile justice and criminal
78 7 justice officials, and regular reporting of compact activities
78 8 to heads of state executive, judicial, and legislative branches
78 9 and juvenile and criminal justice administrators.

78 10 (11) Monitor compliance with rules governing interstate
78 11 movement of juveniles and initiate interventions to address and
78 12 correct noncompliance.

78 13 (12) Coordinate training and education regarding the
78 14 regulation of interstate movement of juveniles for officials
78 15 involved in such activity.

78 16 (13) Coordinate the implementation and operation of
78 17 the compact with the interstate compact for the placement
78 18 of children, the interstate compact for adult offender
78 19 supervision, and other compacts affecting juveniles
78 20 particularly in those cases where concurrent or overlapping
78 21 supervision issues arise.

78 22 c. It is the policy of the compacting states that the
78 23 activities conducted by the interstate commission created in
78 24 this compact are the formation of public policies and therefore
78 25 are public business. Furthermore, the compacting states shall
78 26 cooperate and observe their individual and collective duties
78 27 and responsibilities for the prompt return and acceptance of
78 28 juveniles subject to the provisions of this compact. The
78 29 provisions of this compact shall be reasonably and liberally
78 30 construed to accomplish the purposes and policies of the
78 31 compact.

78 32 2. Article II == Definitions. As used in this compact,
78 33 unless the context clearly requires a different construction:

78 34 a. "Bylaws" means those bylaws established by the interstate
78 35 commission for its governance, or for directing or controlling
79 1 its actions or conduct.

79 2 b. "Compact administrator" means the individual in each
79 3 compacting state appointed pursuant to the terms of this
79 4 compact, responsible for the administration and management of
79 5 the state's supervision and transfer of juveniles subject to
79 6 the terms of this compact, the rules adopted by the interstate
79 7 commission, and policies adopted by the state council under
79 8 this compact.

79 9 c. "Compacting state" means any state which has enacted the
79 10 enabling legislation for this compact.

79 11 d. "Commissioner" means the voting representative of each
79 12 compacting state appointed pursuant to article III of this
79 13 compact.

79 14 e. "Court" means any court having jurisdiction over
79 15 delinquent, neglected, or dependent children.

79 16 f. "Deputy compact administrator" means the individual,
79 17 if any, in each compacting state appointed to act on behalf
79 18 of a compact administrator pursuant to the terms of this
79 19 compact responsible for the administration and management of
79 20 the state's supervision and transfer of juveniles subject to
79 21 the terms of this compact, the rules adopted by the interstate
79 22 commission, and policies adopted by the state council under
79 23 this compact.

79 24 g. "Interstate commission" means the interstate commission
79 25 for juveniles created by article III of this compact.

79 26 h. "Juvenile" means any person defined as a juvenile in
79 27 any member state or by the rules of the interstate commission,
79 28 including persons who are any of the following:

79 29 (1) An accused delinquent, meaning a person charged with
79 30 an offense that, if committed by an adult, would be a criminal
79 31 offense.

79 32 (2) An adjudicated delinquent, meaning a person found to
79 33 have committed an offense that, if committed by an adult, would
79 34 be a criminal offense.

79 35 (3) An accused status offender, meaning a person charged
80 1 with an offense that would not be a criminal offense if
80 2 committed by an adult.

80 3 (4) An adjudicated status offender, meaning a person found
80 4 to have committed an offense that would not be a criminal

80 5 offense if committed by an adult.

80 6 (5) A nonoffender, meaning a person in need of supervision

80 7 who has not been accused or adjudicated a status offender or

80 8 delinquent.

80 9 i. "Noncompacting state" means any state which has not

80 10 enacted the enabling legislation for this compact.

80 11 j. "Probation or parole" means any kind of supervision or

80 12 conditional release of juveniles authorized under the laws of

80 13 the compacting states.

80 14 k. "Rule" means a written statement by the interstate

80 15 commission promulgated pursuant to article VI of this compact

80 16 that is of general applicability, implements, interprets

80 17 or prescribes a policy or provision of the compact, or an

80 18 organizational, procedural, or practice requirement of the

80 19 commission, and has the force and effect of statutory law in

80 20 a compacting state, and includes the amendment, repeal, or

80 21 suspension of an existing rule.

80 22 l. "State" means a state of the United States, the District

80 23 of Columbia or its designee, the Commonwealth of Puerto Rico,

80 24 the United States Virgin Islands, Guam, American Samoa, and the

80 25 Northern Marianas Islands.

80 26 3. Article III == Interstate commission for juveniles.

80 27 a. The compacting states hereby create the interstate

80 28 commission for juveniles. The commission shall be a body

80 29 corporate and joint agency of the compacting states. The

80 30 commission shall have all the responsibilities, powers, and

80 31 duties set forth in this compact, and such additional powers as

80 32 may be conferred upon it by subsequent action of the respective

80 33 legislatures of the compacting states in accordance with the

80 34 terms of this compact.

80 35 b. The interstate commission shall consist of commissioners

81 1 appointed by the appropriate appointing authority in

81 2 each state pursuant to the rules and requirements of each

81 3 compacting state and in consultation with the state council for

81 4 interstate juvenile supervision created in this compact. The

81 5 commissioner shall be the compact administrator, deputy compact

81 6 administrator, or designee from that state who shall serve on

81 7 the interstate commission in such capacity under or pursuant to

81 8 the applicable law of the compacting state.

81 9 c. In addition to the commissioners who are the voting
81 10 representatives of each state, the interstate commission shall
81 11 include individuals who are not commissioners, but who are
81 12 members of interested organizations. Such noncommissioner
81 13 members must include a member of the national organizations
81 14 of governors, legislators, state chief justices, attorneys
81 15 general, interstate compact for adult offender supervision,
81 16 interstate compact for the placement of children, juvenile
81 17 justice and juvenile corrections officials, and crime victims.
81 18 All noncommissioner members of the interstate commission
81 19 shall be ex officio, nonvoting members. The interstate
81 20 commission may provide in its bylaws for such additional ex
81 21 officio, nonvoting members, including members of other national
81 22 organizations, in such numbers as shall be determined by the
81 23 commission.

81 24 d. Each compacting state represented at any meeting of
81 25 the commission is entitled to one vote. A majority of the
81 26 compacting states shall constitute a quorum for the transaction
81 27 of business, unless a larger quorum is required by the bylaws
81 28 of the interstate commission.

81 29 e. The commission shall meet at least once each calendar
81 30 year. The chairperson may call additional meetings and, upon
81 31 the request of a simple majority of the compacting states,
81 32 shall call additional meetings. Public notice shall be given
81 33 of all meetings and meetings shall be open to the public.

81 34 f. The interstate commission shall establish an executive
81 35 committee, which shall include commission officers, members,
82 1 and others as determined by the bylaws. The executive
82 2 committee shall have the power to act on behalf of the
82 3 interstate commission during periods when the interstate
82 4 commission is not in session, with the exception of rulemaking
82 5 or amendment to the compact. The executive committee shall
82 6 oversee the day-to-day activities of the administration of
82 7 the compact managed by an executive director and interstate
82 8 commission staff; administer enforcement and compliance
82 9 with the provisions of the compact, its bylaws, and rules;
82 10 and perform such other duties as directed by the interstate

82 11 commission or set forth in the bylaws.
82 12 g. Each member of the interstate commission shall have
82 13 the right and power to cast a vote to which that compacting
82 14 state is entitled and to participate in the business and
82 15 affairs of the interstate commission. A member shall vote in
82 16 person and shall not delegate a vote to another compacting
82 17 state. However, a commissioner, in consultation with the state
82 18 council, shall appoint another authorized representative, in
82 19 the absence of the commissioner from that state, to cast a vote
82 20 on behalf of the compacting state at a specified meeting. The
82 21 bylaws may provide for members' participation in meetings by
82 22 telephone or other means of telecommunication or electronic
82 23 communication.

82 24 h. The interstate commission's bylaws shall establish
82 25 conditions and procedures under which the interstate commission
82 26 shall make its information and official records available
82 27 to the public for inspection or copying. The interstate
82 28 commission may exempt from disclosure any information or
82 29 official records to the extent they would adversely affect
82 30 personal privacy rights or proprietary interests.

82 31 i. Public notice shall be given of all meetings and all
82 32 meetings shall be open to the public, except as set forth
82 33 in the rules or as otherwise provided in the compact. The
82 34 interstate commission and any of its committees may close a
82 35 meeting to the public where it determines by two-thirds vote
83 1 that an open meeting would be likely to:

83 2 (1) Relate solely to the interstate commission's internal
83 3 personnel practices and procedures.

83 4 (2) Disclose matters specifically exempted from disclosure
83 5 by statute.

83 6 (3) Disclose trade secrets or commercial or financial
83 7 information which is privileged or confidential.

83 8 (4) Involve accusing any person of a crime, or formally
83 9 censuring any person.

83 10 (5) Disclose information of a personal nature where
83 11 disclosure would constitute a clearly unwarranted invasion of
83 12 personal privacy.

83 13 (6) Disclose investigative records compiled for law

83 14 enforcement purposes.

83 15 (7) Disclose information contained in or related to an
83 16 examination or operating or condition reports prepared by, or
83 17 on behalf of or for the use of, the interstate commission with
83 18 respect to a regulated person or entity for the purpose of
83 19 regulation or supervision of such person or entity.

83 20 (8) Disclose information, the premature disclosure of which
83 21 would significantly endanger the stability of a regulated
83 22 person or entity.

83 23 (9) Specifically relate to the interstate commission's
83 24 issuance of a subpoena, or its participation in a civil action
83 25 or other legal proceeding.

83 26 j. For every meeting closed pursuant to this provision, the
83 27 interstate commission's legal counsel shall publicly certify
83 28 that, in the legal counsel's opinion, the meeting may be closed
83 29 to the public, and shall reference each relevant exemptive
83 30 provision. The interstate commission shall keep minutes
83 31 which shall fully and clearly describe all matters discussed
83 32 in any meeting and shall provide a full and accurate summary
83 33 of any actions taken, and the reasons therefore, including a
83 34 description of each of the views expressed on any item and the
83 35 record of any roll call vote, reflected in the vote of each
84 1 member on the question. All documents considered in connection
84 2 with any action shall be identified in such minutes.

84 3 k. The interstate commission shall collect standardized data
84 4 concerning the interstate movement of juveniles as directed
84 5 through its rules which shall specify the data to be collected,
84 6 the means of collection, and data exchange and reporting
84 7 requirements. Such methods of data collection, exchange, and
84 8 reporting shall insofar as is reasonably possible conform to
84 9 up-to-date technology and coordinate its information functions
84 10 with the appropriate repository of records.

84 11 4. Article IV == Powers and duties of the interstate
84 12 commission. The commission shall have the following powers and
84 13 duties:

84 14 a. To provide for dispute resolution among compacting
84 15 states.

84 16 b. To promulgate rules to effect the purposes and

84 17 obligations as enumerated in this compact, which shall have the
84 18 force and effect of statutory law and shall be binding in the
84 19 compacting states to the extent and in the manner provided in
84 20 this compact.

84 21 c. To oversee, supervise, and coordinate the interstate
84 22 movement of juveniles subject to the terms of this compact and
84 23 any bylaws adopted and rules promulgated by the interstate
84 24 commission.

84 25 d. To enforce compliance with the compact provisions, the
84 26 rules promulgated by the interstate commission, and the bylaws,
84 27 using all necessary and proper means, including but not limited
84 28 to the use of judicial process.

84 29 e. To establish and maintain offices which shall be located
84 30 within one or more of the compacting states.

84 31 f. To purchase and maintain insurance and bonds.

84 32 g. To borrow, accept, hire, or contract for services of
84 33 personnel.

84 34 h. To establish and appoint committees and hire staff
84 35 which it deems necessary for the carrying out of its functions
85 1 including but not limited to an executive committee as required
85 2 by article III which shall have the power to act on behalf of
85 3 the interstate commission in carrying out its powers and duties
85 4 hereunder.

85 5 i. To elect or appoint such officers, attorneys, employees,
85 6 agents, or consultants, and to fix their compensation, define
85 7 their duties and determine their qualifications; and to
85 8 establish the interstate commission's personnel policies and
85 9 programs relating to, inter alia, conflicts of interest, rates
85 10 of compensation, and qualifications of personnel.

85 11 j. To accept any and all donations and grants of money,
85 12 equipment, supplies, materials, and services, and to receive,
85 13 utilize, and dispose of it.

85 14 k. To lease, purchase, accept contributions or donations of,
85 15 or otherwise to own, hold, improve, or use any property, real,
85 16 personal, or mixed.

85 17 l. To sell, convey, mortgage, pledge, lease, exchange,
85 18 abandon, or otherwise dispose of any property, real, personal,
85 19 or mixed.

85 20 m. To establish a budget and make expenditures and levy
85 21 dues as provided in article VIII of this compact.
85 22 n. To sue and be sued.
85 23 o. To adopt a seal and bylaws governing the management and
85 24 operation of the interstate commission.
85 25 p. To perform such functions as may be necessary or
85 26 appropriate to achieve the purposes of this compact.
85 27 q. To report annually to the legislatures, governors,
85 28 judiciary, and state councils of the compacting states
85 29 concerning the activities of the interstate commission during
85 30 the preceding year. Such reports shall also include any
85 31 recommendations that may have been adopted by the interstate
85 32 commission.
85 33 r. To coordinate education, training, and public awareness
85 34 regarding the interstate movement of juveniles for officials
85 35 involved in such activity.
86 1 s. To establish uniform standards of the reporting,
86 2 collecting, and exchanging of data.
86 3 t. The interstate commission shall maintain its corporate
86 4 books and records in accordance with the bylaws.
86 5 5. Article V == Organization and operation of the interstate
86 6 commission.
86 7 a. Bylaws. The interstate commission shall, by a majority
86 8 of the members present and voting, within twelve months after
86 9 the first interstate commission meeting, adopt bylaws to govern
86 10 its conduct as may be necessary or appropriate to carry out the
86 11 purposes of the compact, including but not limited to all of
86 12 the following:
86 13 (1) Establishing the fiscal year of the interstate
86 14 commission.
86 15 (2) Establishing an executive committee and such other
86 16 committees as may be necessary.
86 17 (3) Provide for the establishment of committees governing
86 18 any general or specific delegation of any authority or function
86 19 of the interstate commission.
86 20 (4) Providing reasonable procedures for calling and
86 21 conducting meetings of the interstate commission and ensuring
86 22 reasonable notice of each such meeting.

86 23 (5) Establishing the titles and responsibilities of the
86 24 officers of the interstate commission.

86 25 (6) Providing a mechanism for concluding the operations of
86 26 the interstate commission and the return of any surplus funds
86 27 that may exist upon the termination of the compact after the
86 28 payment or reserving of all of its debts and obligations.

86 29 (7) Providing "start-up" rules for initial administration
86 30 of the compact.

86 31 (8) Establishing standards and procedures for compliance
86 32 and technical assistance in carrying out the compact.

86 33 b. Officers and staff.

86 34 (1) The interstate commission shall, by a majority of the
86 35 members, elect annually from among its members a chairperson
87 1 and a vice chairperson, each of whom shall have such authority
87 2 and duties as may be specified in the bylaws. The chairperson
87 3 or, in the chairperson's absence or disability, the vice
87 4 chairperson shall preside at all meetings of the interstate
87 5 commission. The officers so elected shall serve without
87 6 compensation or remuneration from the interstate commission;
87 7 provided that, subject to the availability of budgeted funds,
87 8 the officers shall be reimbursed for any ordinary and necessary
87 9 costs and expenses incurred by them in the performance of their
87 10 duties and responsibilities as officers of the interstate
87 11 commission.

87 12 (2) The interstate commission shall, through its executive
87 13 committee, appoint or retain an executive director for
87 14 such period, upon such terms and conditions and for such
87 15 compensation as the interstate commission may deem appropriate.
87 16 The executive director shall serve as secretary to the
87 17 interstate commission, but shall not be a member and shall hire
87 18 and supervise such other staff as may be authorized by the
87 19 interstate commission.

87 20 c. Immunity, defense, and indemnification.

87 21 (1) The commission's executive director and employees shall
87 22 be immune from suit and liability, either personally or in
87 23 their official capacity, for any claim for damage to or loss
87 24 of property or personal injury or other civil liability caused
87 25 or arising out of or relating to any actual or alleged act,

87 26 error, or omission that occurred, or that such person had a
87 27 reasonable basis for believing occurred within the scope of
87 28 commission employment, duties, or responsibilities; provided,
87 29 that any such person shall not be protected from suit or
87 30 liability for any damage, loss, injury, or liability caused by
87 31 the intentional or willful and wanton misconduct of any such
87 32 person.

87 33 (2) The liability of any commissioner, or the employee
87 34 or agent of a commissioner, acting within the scope of such
87 35 person's employment or duties for acts, errors, or omissions
88 1 occurring within such person's state may not exceed the limits
88 2 of liability set forth under the constitution and laws of that
88 3 state for state officials, employees, and agents. Nothing
88 4 in this subparagraph shall be construed to protect any such
88 5 person from suit or liability for any damage, loss, injury,
88 6 or liability caused by the intentional or willful and wanton
88 7 misconduct of any such person.

88 8 (3) The interstate commission shall defend the executive
88 9 director or the employees or representatives of the interstate
88 10 commission and, subject to the approval of the attorney general
88 11 of the state represented by any commissioner of a compacting
88 12 state, shall defend such commissioner or the commissioner's
88 13 representatives or employees in any civil action seeking to
88 14 impose liability arising out of any actual or alleged act,
88 15 error, or omission that occurred within the scope of interstate
88 16 commission employment, duties, or responsibilities, or that
88 17 the defendant had a reasonable basis for believing occurred
88 18 within the scope of interstate commission employment, duties,
88 19 or responsibilities, provided that the actual or alleged act,
88 20 error, or omission did not result from intentional or willful
88 21 and wanton misconduct on the part of such person.

88 22 (4) The interstate commission shall indemnify and hold
88 23 the commissioner of a compacting state, or the commissioner's
88 24 representatives or employees, or the interstate commission's
88 25 representatives or employees, harmless in the amount of any
88 26 settlement or judgment obtained against such persons arising
88 27 out of any actual or alleged act, error, or omission that
88 28 occurred within the scope of interstate commission employment,

88 29 duties, or responsibilities, or that such persons had a
88 30 reasonable basis for believing occurred within the scope of
88 31 interstate commission employment, duties, or responsibilities,
88 32 provided that the actual or alleged act, error, or omission did
88 33 not result from intentional or willful and wanton misconduct on
88 34 the part of such persons.

88 35 6. Article VI == Rulemaking functions of the interstate
89 1 commission.

89 2 a. The interstate commission shall promulgate and publish
89 3 rules in order to effectively and efficiently achieve the
89 4 purposes of the compact.

89 5 b. Rulemaking shall occur pursuant to the criteria set
89 6 forth in this article and the bylaws and rules adopted pursuant
89 7 thereto. Such rulemaking shall substantially conform to the
89 8 principles of the model state administrative procedures Act,
89 9 1981 Act, Uniform Laws Annotated, Vol. 15, p.1 (2000), or
89 10 such other administrative procedures act, as the interstate
89 11 commission deems appropriate consistent with due process
89 12 requirements under the Constitution of the United States as now
89 13 or hereafter interpreted by the United States supreme court.
89 14 All rules and amendments shall become binding as of the date
89 15 specified, as published with the final version of the rule as
89 16 approved by the commission.

89 17 c. When promulgating a rule, the interstate commission
89 18 shall, at a minimum, do all of the following:

89 19 (1) Publish the proposed rule's entire text stating the
89 20 reasons for that proposed rule.

89 21 (2) Allow and invite any and all persons to submit written
89 22 data, facts, opinions, and arguments, which information shall
89 23 be added to the record, and be made publicly available.

89 24 (3) Provide an opportunity for an informal hearing if
89 25 petitioned by ten or more persons.

89 26 (4) Promulgate a final rule and its effective date, if
89 27 appropriate, based on input from state or local officials, or
89 28 interested parties.

89 29 d. Allow, not later than sixty days after a rule is
89 30 promulgated, any interested person to file a petition in the
89 31 United States district court for the District of Columbia or in

89 32 the federal district court where the interstate commission's
89 33 principal office is located for judicial review of such rule.
89 34 If the court finds that the interstate commission's action is
89 35 not supported by substantial evidence in the rulemaking record,
90 1 the court shall hold the rule unlawful and set it aside. For
90 2 purposes of this lettered paragraph, evidence is substantial
90 3 if it would be considered substantial evidence under the model
90 4 state administrative procedures Act.
90 5 e. If a majority of the legislatures of the compacting
90 6 states rejects a rule, those states may, by enactment of a
90 7 statute or resolution in the same manner used to adopt the
90 8 compact, cause that such rule shall have no further force and
90 9 effect in any compacting state.
90 10 f. The existing rules governing the operation of the
90 11 interstate compact on juveniles superseded by this compact
90 12 shall be null and void twelve months after the first meeting of
90 13 the interstate commission created hereunder.
90 14 g. Upon determination by the interstate commission that
90 15 a state of emergency exists, it may promulgate an emergency
90 16 rule which shall become effective immediately upon adoption,
90 17 provided that the usual rulemaking procedures provided
90 18 hereunder shall be retroactively applied to said rule as soon
90 19 as reasonably possible, but no later than ninety days after the
90 20 effective date of the emergency rule.
90 21 7. Article VII == Oversight, enforcement, and dispute
90 22 resolution by the interstate commission.
90 23 a. Oversight.
90 24 (1) The interstate commission shall oversee the
90 25 administration and operations of the interstate movement of
90 26 juveniles subject to this compact in the compacting states
90 27 and shall monitor such activities being administered in
90 28 noncompacting states which may significantly affect compacting
90 29 states.
90 30 (2) The courts and executive agencies in each compacting
90 31 state shall enforce this compact and shall take all actions
90 32 necessary and appropriate to effectuate the compact's
90 33 purposes and intent. The provisions of this compact and the
90 34 rules promulgated hereunder shall be received by all the

90 35 judges, public officers, commissions, and departments of
91 1 the state government as evidence of the authorized statute
91 2 and administrative rules. All courts shall take judicial
91 3 notice of the compact and the rules. In any judicial or
91 4 administrative proceeding in a compacting state pertaining to
91 5 the subject matter of this compact which may affect the powers,
91 6 responsibilities, or actions of the interstate commission, it
91 7 shall be entitled to receive all service of process in any
91 8 such proceeding, and shall have standing to intervene in the
91 9 proceeding for all purposes.

91 10 b. Dispute resolution.

91 11 (1) The compacting states shall report to the interstate
91 12 commission on all issues and activities necessary for the
91 13 administration of the compact as well as issues and activities
91 14 pertaining to compliance with the provisions of the compact and
91 15 its bylaws and rules.

91 16 (2) The interstate commission shall attempt, upon the
91 17 request of a compacting state, to resolve any disputes or
91 18 other issues which are subject to the compact and which may
91 19 arise among compacting states and between compacting and
91 20 noncompacting states. The commission shall promulgate a rule
91 21 providing for both mediation and binding dispute resolution for
91 22 disputes among the compacting states.

91 23 (3) The interstate commission, in the reasonable exercise
91 24 of its discretion, shall enforce the provisions and rules of
91 25 this compact using any or all means set forth in article XI of
91 26 this compact.

91 27 8. Article VIII == Finance.

91 28 a. The interstate commission shall pay or provide for
91 29 the payment of the reasonable expenses of its establishment,
91 30 organization, and ongoing activities.

91 31 b. The interstate commission shall levy on and collect an
91 32 annual assessment from each compacting state to cover the cost
91 33 of the internal operations and activities of the interstate
91 34 commission and its staff which must be in a total amount
91 35 sufficient to cover the interstate commission's annual budget
92 1 as approved each year. The aggregate annual assessment amount
92 2 shall be allocated based upon a formula to be determined by the

92 3 interstate commission, taking into consideration the population
92 4 of each compacting state and the volume of interstate movement
92 5 of juveniles in each compacting state and shall promulgate a
92 6 rule binding upon all compacting states which governs said
92 7 assessment.

92 8 c. The interstate commission shall not incur any obligations
92 9 of any kind prior to securing the funds adequate to meet the
92 10 same; nor shall the interstate commission pledge the credit of
92 11 any of the compacting states, except by and with the authority
92 12 of the compacting state.

92 13 d. The interstate commission shall keep accurate accounts of
92 14 all receipts and disbursements. The receipts and disbursements
92 15 of the interstate commission shall be subject to the audit
92 16 and accounting procedures established under its bylaws.
92 17 However, all receipts and disbursements of funds handled by the
92 18 interstate commission shall be audited yearly by a certified or
92 19 licensed public accountant and the report of the audit shall
92 20 be included in and become part of the annual report of the
92 21 interstate commission.

92 22 9. Article IX == The state council. Each member state shall
92 23 create a state council for interstate juvenile supervision.
92 24 While each state may determine the membership of its own
92 25 state council, its membership must include at least one
92 26 representative from the legislative, judicial, and executive
92 27 branches of government, victims groups, and the compact
92 28 administrator, deputy compact administrator, or designee.
92 29 Each compacting state retains the right to determine the
92 30 qualifications of the compact administrator or deputy compact
92 31 administrator. Each state council will advise and may exercise
92 32 oversight and advocacy concerning that state's participation
92 33 in interstate commission activities and other duties as may
92 34 be determined by that state, including but not limited to
92 35 development of policy concerning operations and procedures of
93 1 the compact within that state.

93 2 10. Article X == Compacting states, effective date, and
93 3 amendment.

93 4 a. Any state, the District of Columbia, or its designee, the
93 5 Commonwealth of Puerto Rico, the United States Virgin Islands,

93 6 Guam, American Samoa, and the Northern Marianas Islands as
93 7 defined in article II of this compact is eligible to become a
93 8 compacting state.

93 9 b. The compact shall become effective and binding upon
93 10 legislative enactment of the compact into law by no less than
93 11 thirty=five of the states. The initial effective date shall
93 12 be the later of July 1, 2004, or upon enactment into law by
93 13 the thirty=fifth jurisdiction. Thereafter it shall become
93 14 effective and binding as to any other compacting state upon
93 15 enactment of the compact into law by that state. The governors
93 16 of nonmember states or their designees shall be invited to
93 17 participate in the activities of the interstate commission on a
93 18 nonvoting basis prior to adoption of the compact by all states
93 19 and territories of the United States.

93 20 c. The interstate commission may propose amendments to the
93 21 compact for enactment by the compacting states. No amendment
93 22 shall become effective and binding upon the interstate
93 23 commission and the compacting states unless and until it is
93 24 enacted into law by unanimous consent of the compacting states.

93 25 11. Article XI == Withdrawal, default, termination, and
93 26 judicial enforcement.

93 27 a. Withdrawal.

93 28 (1) Once effective, the compact shall continue in force and
93 29 remain binding upon each and every compacting state; provided
93 30 that a compacting state may withdraw from the compact by
93 31 specifically repealing the statute which enacted the compact
93 32 into law.

93 33 (2) The effective date of withdrawal is the effective date
93 34 of the repeal.

93 35 (3) The withdrawing state shall immediately notify the
94 1 chairperson of the interstate commission in writing upon the
94 2 introduction of legislation repealing this compact in the
94 3 withdrawing state. The interstate commission shall notify the
94 4 other compacting states of the withdrawing state's intent to
94 5 withdraw within sixty days of its receipt thereof.

94 6 (4) The withdrawing state is responsible for all
94 7 assessments, obligations, and liabilities incurred through
94 8 the effective date of withdrawal, including any obligations,

94 9 the performance of which extend beyond the effective date of
94 10 withdrawal.

94 11 (5) Reinstatement following withdrawal of any compacting
94 12 state shall occur upon the withdrawing state reenacting the
94 13 compact or upon such later date as determined by the interstate
94 14 commission.

94 15 b. Technical assistance, fines, suspension, termination, and
94 16 default.

94 17 (1) If the interstate commission determines that any
94 18 compacting state has at any time defaulted in the performance
94 19 of any of its obligations or responsibilities under this
94 20 compact, or the bylaws or duly promulgated rules, the
94 21 interstate commission may impose any or all of the following
94 22 penalties:

94 23 (a) Remedial training and technical assistance as directed
94 24 by the interstate commission.

94 25 (b) Alternative dispute resolution.

94 26 (c) Fines, fees, and costs in such amounts as are deemed to
94 27 be reasonable as fixed by the interstate commission.

94 28 (d) Suspension or termination of membership in the compact,
94 29 which shall be imposed only after all other reasonable
94 30 means of securing compliance under the bylaws and rules have
94 31 been exhausted and the interstate commission has therefore
94 32 determined that the offending state is in default. Immediate
94 33 notice of suspension shall be given by the interstate
94 34 commission to the governor, the chief justice or the chief
94 35 judicial officer of the state, the majority and minority
95 1 leaders of the defaulting state's legislature, and the state
95 2 council.

95 3 (2) The grounds for default include, but are not limited to,
95 4 failure of a compacting state to perform such obligations or
95 5 responsibilities imposed upon it by this compact, the bylaws
95 6 or duly promulgated rules, and any other grounds designated in
95 7 commission bylaws and rules.

95 8 (3) The interstate commission shall immediately notify
95 9 the defaulting state in writing of the penalty imposed by the
95 10 interstate commission and of the default pending a cure of
95 11 the default. The commission shall stipulate the conditions

95 12 and the time period within which the defaulting state must
95 13 cure its default. If the defaulting state fails to cure the
95 14 default within the time period specified by the commission,
95 15 the defaulting state shall be terminated from the compact upon
95 16 an affirmative vote of a majority of the compacting states and
95 17 all rights, privileges, and benefits conferred by this compact
95 18 shall be terminated from the effective date of termination.
95 19 (4) Within sixty days of the effective date of termination
95 20 of a defaulting state, the commission shall notify the
95 21 governor, the chief justice or chief judicial officer, the
95 22 majority and minority leaders of the defaulting state's
95 23 legislature, and the state council of such termination.
95 24 (5) The defaulting state is responsible for all
95 25 assessments, obligations, and liabilities incurred through
95 26 the effective date of termination including any obligations,
95 27 the performance of which extends beyond the effective date of
95 28 termination.
95 29 (6) The interstate commission shall not bear any costs
95 30 relating to the defaulting state unless otherwise mutually
95 31 agreed upon in writing between the interstate commission and
95 32 the defaulting state.
95 33 (7) Reinstatement following termination of any compacting
95 34 state requires both a reenactment of the compact by the
95 35 defaulting state and the approval of the interstate commission
96 1 pursuant to the rules.
96 2 c. Judicial enforcement. The interstate commission may,
96 3 by majority vote of the members, initiate legal action in the
96 4 United States district court for the District of Columbia or,
96 5 at the discretion of the interstate commission, in the federal
96 6 district where the interstate commission has its offices, to
96 7 enforce compliance with the provisions of the compact, its duly
96 8 promulgated rules and bylaws, against any compacting state in
96 9 default. In the event judicial enforcement is necessary the
96 10 prevailing party shall be awarded all costs of such litigation
96 11 including reasonable attorney fees.
96 12 d. Dissolution of compact.
96 13 (1) The compact dissolves effective upon the date of the
96 14 withdrawal or default of the compacting state, which reduces

96 15 membership in the compact to one compacting state.
96 16 (2) Upon the dissolution of this compact, the compact
96 17 becomes null and void and shall be of no further force
96 18 or effect, and the business and affairs of the interstate
96 19 commission shall be concluded and any surplus funds shall be
96 20 distributed in accordance with the bylaws.
96 21 12. Article XII == Severability and construction.
96 22 a. The provisions of this compact shall be severable,
96 23 and if any phrase, clause, sentence, or provision is deemed
96 24 unenforceable, the remaining provisions of the compact shall
96 25 be enforceable.
96 26 b. The provisions of this compact shall be liberally
96 27 construed to effectuate its purposes.
96 28 13. Article XIII == Binding effect of compact and other laws.
96 29 a. Other laws.
96 30 (1) Nothing in this compact prevents the enforcement of any
96 31 other law of a compacting state that is not inconsistent with
96 32 this compact.
96 33 (2) All compacting states' laws other than state
96 34 constitutions and other interstate compacts conflicting with
96 35 this compact are superseded to the extent of the conflict.
97 1 b. Binding effect of the compact.
97 2 (1) All lawful actions of the interstate commission,
97 3 including all rules and bylaws promulgated by the interstate
97 4 commission, are binding upon the compacting states.
97 5 (2) All agreements between the interstate commission and
97 6 the compacting states are binding in accordance with their
97 7 terms.
97 8 (3) Upon the request of a party to a conflict over meaning
97 9 or interpretation of interstate commission actions, and upon
97 10 a majority vote of the compacting states, the interstate
97 11 commission may issue advisory opinions regarding such meaning
97 12 or interpretation.
97 13 (4) In the event any provision of this compact exceeds
97 14 the constitutional limits imposed on the legislature of
97 15 any compacting state, the obligations, duties, powers, or
97 16 jurisdiction sought to be conferred by such provision upon
97 17 the interstate commission shall be ineffective and such

97 18 obligations, duties, powers, or jurisdiction shall remain in
97 19 the compacting state and shall be exercised by the agency
97 20 thereof to which such obligations, duties, powers, or
97 21 jurisdiction are delegated by law in effect at the time this
97 22 compact becomes effective.

97 23 DIVISION IX
97 24 MISCELLANEOUS

97 25 Sec. 62. Section 135.12, Code 2009, is amended by striking
97 26 the section and inserting in lieu thereof the following:
97 27 135.12 Office of minority and multicultural health ==
97 28 established == duties.
97 29 1. The office of minority and multicultural health is
97 30 established in the department. The purpose of the office
97 31 is to improve the health of racial and ethnic minorities by
97 32 bridging communication, delivery, and service requirements,
97 33 and by providing customized services and practical approaches
97 34 to problems and issues encountered by organizations and
97 35 communities working to address the needs of these populations.
98 1 2. The office of minority and multicultural health shall be
98 2 responsible for all of the following:
98 3 a. Serving as the liaison and advocate for the department on
98 4 minority and multicultural health matters.
98 5 b. Assisting academic institutions, state agencies,
98 6 community groups, and other entities in institutionalizing
98 7 cultural competency within the health care workforce and
98 8 delivery system through education, training, and practice to
98 9 effectively address cross-cultural disparity and achieve health
98 10 equity.
98 11 c. Promoting community strategic planning.
98 12 d. Reviewing the impact of programs, regulations, and
98 13 health care resource policies on the delivery of and access to
98 14 minority and multicultural health services.

CODE: Changes the duties of the Office of Minority and Multicultural Health in the DPH.

98 15 Sec. 63. Section 453A.35, subsection 1, Code Supplement

CODE: Reduces the transfer from the General Fund to the HCTF

98 16 2009, is amended to read as follows: from \$117,796,000 to \$106,016,400,
 98 17 1. The proceeds derived from the sale of stamps and the
 98 18 payment of taxes, fees, and penalties provided for under this
 98 19 chapter, and the permit fees received from all permits issued
 98 20 by the department, shall be credited to the general fund of
 98 21 the state. However, of the revenues generated from the tax on
 98 22 cigarettes pursuant to section 453A.6, subsection 1, and from
 98 23 the tax on tobacco products as specified in section 453A.43,
 98 24 subsections 1, 2, 3, and 4, and credited to the general fund
 98 25 of the state under this subsection, there is appropriated,
 98 26 annually, to the health care trust fund created in section
 98 27 453A.35A, the first one hundred ~~seventeen~~ six million ~~seven~~
 98 28 ~~hundred ninety-six~~ sixteen thousand four hundred dollars.

DETAIL: This is a decrease of \$11,779,600 compared to the FY 2010 transfer.

98 29 Sec. 64. Section 692A.115, Code Supplement 2009, is amended
 98 30 to read as follows:
 98 31 692A.115 Employment where dependent adults reside.
 98 32 1. A Unless authorized as provided in subsection 2, a sex
 98 33 offender shall not be an employee of a facility providing
 98 34 services for dependent adults or at events where dependent
 98 35 adults participate in programming and shall not loiter on the
 99 1 premises or grounds of a facility or at an event providing such
 99 2 services or programming.
 99 3 2. An adult sex offender who is a patient or resident
 99 4 of a health care facility as defined in section 135C.1,
 99 5 a participant in a medical assistance program home and
 99 6 community-based services waiver program, or a participant in a
 99 7 medical assistance state plan employment services as part of
 99 8 the participant's habilitation plan shall not be considered to
 99 9 be in violation of subsection 1.

CODE: Exempts certain residents of certain health care facilities, persons eligible for the home and community-based services waiver program, and participants in a Medicaid employment service program from the sex offender facility employee limitation.

99 10 EXPLANATION

99 11 This bill relates to and makes appropriations for health
 99 12 and human services for fiscal year 2010=2011 to the department
 99 13 of veterans affairs, the Iowa veterans home, the department on
 99 14 aging, the department of public health, Iowa finance authority,

99 15 state board of regents, department of inspections and appeals,
99 16 and the department of human services. The bill is organized
99 17 into divisions.
99 18 DEPARTMENT ON AGING. This division appropriates funding
99 19 from the general fund of the state for the department on aging.
99 20 DEPARTMENT OF PUBLIC HEALTH. This division appropriates
99 21 funding from the general fund of the state for the department
99 22 of public health.
99 23 DEPARTMENT OF VETERANS AFFAIRS. This division appropriates
99 24 funding from the general fund of the state for the department
99 25 of veterans affairs.
99 26 DEPARTMENT OF HUMAN SERVICES. The division appropriates
99 27 funding from the general fund of the state and the federal
99 28 temporary assistance for needy families block grant to the
99 29 department of human services. The allocation for the family
99 30 development and self=sufficiency grant program is made directly
99 31 to the department of human rights.
99 32 An appropriation is made from the health care trust fund for
99 33 the medical assistance (Medicaid) program in addition to the
99 34 general fund appropriation made for this purpose.
99 35 The department is required to establish a transition
100 1 committee to develop a plan for improving coordination
100 2 and integration of mental health services and outcomes for
100 3 children, as well as alignment of the services and outcomes
100 4 with the child welfare system. Among other provisions, the
100 5 plan is required to address transitioning administration of the
100 6 remedial services program from a fee=for=service approach to
100 7 the Iowa plan, using the behavioral health managed care plan.
100 8 The committee is required to include various departmental
100 9 staff, the Iowa plan administrator, and providers and complete
100 10 the plan by December 31, 2010. The department may implement
100 11 the plan if it determines the plan meets legislative intent.
100 12 The reimbursement section addresses reimbursement for
100 13 providers reimbursed by the department of human services.
100 14 SENIOR LIVING TRUST FUND, PHARMACEUTICAL SETTLEMENT
ACCOUNT,
100 15 IOWACARE ACCOUNT, AND HEALTH CARE TRANSFORMATION ACCOUNT.
This

100 16 division makes appropriations for fiscal year 2009=2010 from
100 17 the senior living trust fund to the department on aging, the
100 18 department of human services, the department of inspections and
100 19 appeals, and the Iowa finance authority.
100 20 The division makes an appropriation from the pharmaceutical
100 21 settlement account to the department of human services to
100 22 supplement the medical contracts appropriation.
100 23 The division makes appropriations from the IowaCare
100 24 account to the state board of regents for distribution to the
100 25 university of Iowa hospitals and clinics and to the department
100 26 of human services for distribution to a publicly owned acute
100 27 care teaching hospital in a county with a population over
100 28 350,000 related to the IowaCare program and indigent care. The
100 29 division makes an appropriation to the department of human
100 30 services from the health care transformation account for
100 31 various health care reform initiatives.
100 32 The division provides that if the total amount appropriated
100 33 from all sources for the medical assistance program for fiscal
100 34 year 2009=2010 exceeds the amount needed, the excess remains
100 35 available to be used for the program in the succeeding fiscal
101 1 year.
101 2 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING == FISCAL YEAR
101 3 2010=2011. This division allocates the appropriation made in
101 4 2009 Iowa Acts, chapter 179, for distribution to counties for
101 5 adult mental illness, mental retardation, and developmental
101 6 disabilities services allowed growth for FY 2010=2011.
101 7 PRIOR APPROPRIATIONS AND RELATED CHANGES. This
101 8 division revises previously enacted appropriations and
101 9 appropriations=related provisions.
101 10 Code section 231.24, providing for regulation and
101 11 certification of retirement communities by the department
101 12 on aging, is amended to authorize the department to defer
101 13 implementation of the regulation as determined by the
101 14 department's director.
101 15 Code section 231.33, relating to the duties of the area
101 16 agencies on aging, is amended to eliminate a requirement for
101 17 an agency to require the annual completion by agency board of
101 18 directors members of four hours of training, provided by the

101 19 department on aging.
101 20 The FY 2010=2011 amount of a multiyear appropriation made
101 21 to the department of human services in 2008 Iowa Acts, chapter
101 22 1188, to cover children under the medical assistance, hawk=i,
101 23 and hawk=i expansion programs and outreach under the programs,
101 24 is reduced.
101 25 A requirement in 2008 Iowa Acts, chapter 1040, for the
101 26 department on aging to implement the initial provisions for
101 27 expanding and improving the training of those who deal with
101 28 persons with Alzheimer's and similar forms of irreversible
101 29 dementia by July 1, 2010, is instead made contingent upon the
101 30 availability of funding as determined by the department's
101 31 director.
101 32 A pilot project authorized in an amendment to 2008 Iowa
101 33 Acts, chapter 1187, for a regional service network for county
101 34 MH/MR/DD services, through June 30, 2010, is extended for an
101 35 additional year.
102 1 An initiative in 2008 Iowa Acts, chapter 1188, requiring the
102 2 department of public health to establish a community coalition
102 3 for addressing patient treatment wishes based on the national
102 4 physicians orders for life sustaining treatment program, is
102 5 amended to eliminate the two=year period for the pilot and to
102 6 delay the completion date from June 30, 2010, to June 30, 2011.
102 7 A provision in 2009 Iowa Acts, chapter 118, section 38,
102 8 for the department of human services to adopt rules making
102 9 various process changes to the Medicaid program, is amended by
102 10 striking a requirement to extend the period for annual renewal
102 11 by program members by mailing the renewal form to the member on
102 12 the first day of the month prior to the month of renewal.
102 13 The FY 2009=2010 appropriation to the Iowa veterans home
102 14 in 2009 Iowa Acts, chapter 182, section 3, is subject to an
102 15 existing nonreversion clause in Code section 35D.18. The
102 16 nonreversion authorization is modified to provide to designate
102 17 the first \$1 million for use by the veterans home, the next
102 18 \$1 million to be transferred to the appropriation made to
102 19 the department of human services for FY 2010=2011 for field
102 20 operations, and the remainder for use by the veterans home.
102 21 The 2009 Iowa Acts, chapter 182, section 9, FY 2009=2010

102 22 appropriations of the federal Temporary Assistance for Needy
102 23 Families block grant is amended to provide that unused funds
102 24 remaining at the close of the fiscal year do not revert but
102 25 remain available in the succeeding fiscal year for expenditure
102 26 for the family investment program.

102 27 A provision in 2009 Iowa Acts, chapter 182, section 9,
102 28 appropriation for the Medicaid program that provides that
102 29 moneys remitted by the third party administering behavioral
102 30 health services and remaining in a separate account do not
102 31 revert but remain available for appropriation for health and
102 32 human purposes, is amended. The amendment continues to set
102 33 aside funding previously appropriated for implementation of the
102 34 emergency mental health crisis services and system, a mental
102 35 health services system for children or youth, and training of
103 1 child welfare services providers with the remainder of the
103 2 funds to be used for the Medicaid program.

103 3 The FY 2009=2010 appropriation for the state supplementary
103 4 assistance program in 2009 Iowa Acts, chapter 182, section 12,
103 5 is amended to include a nonreversion clause providing that
103 6 moneys remaining at the close of the fiscal year will remain
103 7 available to be used for the same purpose in the succeeding
103 8 fiscal year.

103 9 A provision relating to development of a statewide
103 10 methodology for intellectual disabilities waiver tests is
103 11 included for implementation beginning July 1, 2010.

103 12 This division takes effect upon enactment.

103 13 INTERSTATE COMPACT FOR JUVENILES. This division replaces
103 14 the interstate compact on juveniles with a new interstate
103 15 compact for juveniles.

103 16 Code chapter 232, the juvenile justice code, is amended
103 17 to enact a new interstate compact for juveniles in new Code
103 18 section 232.173. The compact addresses how adjudicated
103 19 juveniles and status offenders are provided adequate
103 20 supervision and services in the states receiving the juveniles,
103 21 provides for addressing public safety concerns, provides for
103 22 returning juveniles who have run away, absconded, escaped, or
103 23 are accused of an offense requesting their return, provides for
103 24 contracting between states for cooperative institutionalization

103 25 of delinquent youth who need special services, provides for
103 26 effective tracking and supervision, provides for equitably
103 27 allocating costs, benefits, and obligations between the states,
103 28 and other similar related purposes.
103 29 The means for achieving the purposes outlined in the
103 30 compact is through rulemaking promulgated by the interstate
103 31 commission for juveniles, consisting of one representative from
103 32 each compacting state. A rule promulgated by the interstate
103 33 commission may be rejected if a majority of the compacting
103 34 states rejects the rule. The expenses of the interstate
103 35 commission are paid by assessing the compacting states
104 1 according to a formula to be adopted by the commission. Each
104 2 state is to create a state council consisting of specified
104 3 interests to provide oversight of the state's involvement in
104 4 the interstate commission. The state has the authority to
104 5 determine the qualifications of the compact administrator or
104 6 deputy compact administrator and to designate the state's
104 7 representative on the interstate commission.
104 8 The terms of the current compact took effect for the
104 9 compacting states in the fall of 2009 when the 35th state
104 10 approved entering the compact. The new compact replaces the
104 11 interstate compact on juveniles in Code section 232.171, which
104 12 is repealed by the bill. Code section 232.172, relating to
104 13 confinement of juvenile delinquents, is amended to provide that
104 14 for states that have approved the new compact, confinement is
104 15 governed by the new compact and for states that were part of
104 16 the compact being replaced, confinement is governed by terms of
104 17 that compact.
104 18 MISCELLANEOUS. This division includes miscellaneous
104 19 statutory changes.
104 20 Code section 135.12 is stricken and rewritten to replace
104 21 the office of multicultural health in the department of public
104 22 health with an office of minority and multicultural health.
104 23 Code section 435A.35, relating to proceeds of tobacco
104 24 taxes and fees paid to the general fund and the standing
104 25 appropriation to the health care trust fund, is amended to
104 26 reduce the amount of the standing appropriation to the trust
104 27 fund.

PG LN

LSB5091H

Explanation

104 28 Code section 692A.115, prohibiting persons on the sex
104 29 offender registry from employment in facilities providing
104 30 services for dependent adults, is amended to allow such
104 31 employment for adult offenders who are a patient or resident
104 32 of a health care facility, participant in a Medicaid program
104 33 waiver program, or participant in Medicaid program state plan
104 34 employment services as part of the participant's habilitation
104 35 plan.
104 36 LSB 5091JA (1) -83
104 37 pf/jp

Summary Data

General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
Health and Human Services	\$ 1,170,143,950	\$ 1,122,676,782	\$ 954,610,874	\$ -168,065,908	
Unassigned Standings	<u>0</u>	<u>0</u>	<u>-11,779,600</u>	<u>-11,779,600</u>	
Grand Total	<u>\$ 1,170,143,950</u>	<u>\$ 1,122,676,782</u>	<u>\$ 942,831,274</u>	<u>\$ -179,845,508</u>	

Health and Human Services General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
<u>Aging, Dept. on</u>					
Aging, Dept. on					
Aging Programs	\$ 5,274,444	\$ 4,462,407	\$ 4,662,988	\$ 200,581	PG 1 LN 8
Total Aging, Dept. on	\$ 5,274,444	\$ 4,462,407	\$ 4,662,988	\$ 200,581	
<u>Public Health, Dept. of</u>					
Public Health, Dept. of					
Addictive Disorders	\$ 3,035,917	\$ 25,787,250	\$ 28,974,840	\$ 3,187,590	PG 2 LN 35
Healthy Children and Families	2,584,835	2,024,250	2,963,467	939,217	PG 6 LN 7
Chronic Conditions	2,169,991	2,480,612	3,434,908	954,296	PG 7 LN 12
Community Capacity	1,722,362	3,705,162	5,503,037	1,797,875	PG 8 LN 15
Elderly Wellness	9,095,475	7,511,201	8,045,779	534,578	PG 12 LN 3
Environmental Hazards	721,737	900,352	900,352	0	PG 12 LN 13
Infectious Diseases	2,795,546	1,467,595	1,475,095	7,500	PG 12 LN 24
Public Protection	3,115,215	3,212,987	3,212,987	0	PG 12 LN 30
Resource Management	1,194,098	956,265	956,265	0	PG 13 LN 17
Total Public Health, Dept. of	\$ 26,435,176	\$ 48,045,674	\$ 55,466,730	\$ 7,421,056	
<u>Human Services, Dept. of</u>					
Toledo Juvenile Home					
Licensed Classroom Teachers	\$ 0	\$ 103,950	\$ 103,950	\$ 0	
General Administration					
General Administration	\$ 16,848,360	\$ 13,727,271	\$ 14,227,271	\$ 500,000	PG 49 LN 2
Field Operations					
Child Support Recoveries	\$ 15,082,461	\$ 12,078,414	\$ 11,827,414	\$ -251,000	PG 23 LN 5
Field Operations	69,234,591	56,729,548	54,784,129	-1,945,419	PG 48 LN 24
Total Field Operations	\$ 84,317,052	\$ 68,807,962	\$ 66,611,543	\$ -2,196,419	
Toledo Juvenile Home					
Toledo Juvenile Home	\$ 7,591,274	\$ 6,079,283	\$ 6,137,599	\$ 58,316	PG 34 LN 25
Eldora Training School					
Eldora Training School	\$ 12,045,087	\$ 9,646,008	\$ 9,451,062	\$ -194,946	PG 34 LN 30
Cherokee CCUSO					
Civil Commit. Unit for Sex Offenders	\$ 6,701,758	\$ 6,174,184	\$ 6,632,660	\$ 458,476	PG 48 LN 1

Health and Human Services General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
Cherokee					
Cherokee MHI	\$ 6,109,285	\$ 4,892,468	\$ 4,796,979	\$ -95,489	PG 43 LN 19
Clarinda					
Clarinda MHI	\$ 7,298,531	\$ 5,604,601	\$ 5,554,698	\$ -49,903	PG 43 LN 24
Independence					
Independence MHI	\$ 10,693,858	\$ 8,553,210	\$ 8,425,653	\$ -127,557	PG 43 LN 29
Mt Pleasant					
Mt Pleasant MHI	\$ 2,023,008	\$ 1,614,663	\$ 1,563,175	\$ -51,488	PG 43 LN 34
Glenwood					
Glenwood Resource Center	\$ 18,903,764	\$ 15,808,438	\$ 14,982,839	\$ -825,599	PG 44 LN 17
Woodward					
Woodward Resource Center	\$ 12,561,726	\$ 9,786,280	\$ 9,312,271	\$ -474,009	PG 44 LN 20
Assistance					
Family Investment Program/JOBS	\$ 42,060,901	\$ 31,133,430	\$ 31,735,539	\$ 602,109	PG 21 LN 33
Medical Assistance	593,302,330	610,096,134	421,959,417	-188,136,717	PG 24 LN 21
Health Insurance Premium Payment	570,924	457,210	457,210	0	PG 30 LN 3
Medical Contracts	13,953,067	12,286,353	10,413,090	-1,873,263	PG 30 LN 15
State Supplementary Assistance	18,332,214	16,457,833	18,259,235	1,801,402	PG 30 LN 30
State Children's Health Insurance	13,660,852	13,166,847	23,637,040	10,470,193	PG 31 LN 26
Child Care Assistance	40,483,732	32,547,464	32,325,964	-221,500	PG 32 LN 12
Child and Family Services	88,971,729	81,532,306	79,593,023	-1,939,283	PG 35 LN 6
Adoption Subsidy	33,656,339	31,395,307	32,256,896	861,589	PG 41 LN 8
Family Support Subsidy	1,907,312	1,522,998	1,167,998	-355,000	PG 42 LN 17
Conners Training	41,984	33,622	33,622	0	PG 43 LN 3
MI/MR/DD State Cases	13,067,178	10,295,207	10,295,207	0	PG 45 LN 21
MH/DD Community Services	18,017,890	14,211,100	14,211,100	0	PG 46 LN 13
Volunteers	105,717	84,660	84,660	0	PG 50 LN 13
Pregnancy Counseling	197,000	71,688	0	-71,688	
MH/DD Growth Factor	54,081,310	48,697,893	48,697,893	0	PG 66 LN 18
Medical Assistance, Hawk-i, Hawk-i Expansion	4,728,000	3,786,301	10,049,532	6,263,231	PG 72 LN 24
Total Assistance	<u>\$ 937,138,479</u>	<u>\$ 907,776,353</u>	<u>\$ 735,177,426</u>	<u>\$ -172,598,927</u>	
Total Human Services, Dept. of	<u>\$ 1,122,232,182</u>	<u>\$ 1,058,574,671</u>	<u>\$ 882,977,126</u>	<u>\$ -175,597,545</u>	

Health and Human Services General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
<u>Veterans Affairs, Dept. of</u>					
Veterans Affairs, Department of					
General Administration	\$ 1,199,329	\$ 960,453	\$ 960,453	\$ 0	
War Orphans Educational Assistance	25,785	12,731	12,731	0	
Veterans County Grants	585,599	990,000	900,000	-90,000	
Total Veterans Affairs, Department of	<u>\$ 1,810,713</u>	<u>\$ 1,963,184</u>	<u>\$ 1,873,184</u>	<u>\$ -90,000</u>	
Veterans Affairs, Dept. of					
Iowa Veterans Home	\$ 14,391,435	\$ 9,630,846	\$ 9,630,846	\$ 0	PG 14 LN 8
Total Veterans Affairs, Dept. of	<u>\$ 16,202,148</u>	<u>\$ 11,594,030</u>	<u>\$ 11,504,030</u>	<u>\$ -90,000</u>	
Total Health and Human Services	<u>\$ 1,170,143,950</u>	<u>\$ 1,122,676,782</u>	<u>\$ 954,610,874</u>	<u>\$ -168,065,908</u>	

Unassigned Standings

General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
<u>Treasurer of State</u>					
Treasurer of State					
Health Care Trust Fund Decrease	\$ 0	\$ 0	\$ -11,779,600	\$ -11,779,600	PG 98 LN 15
Total Treasurer of State	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ -11,779,600</u>	<u>\$ -11,779,600</u>	
Total Unassigned Standings	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ -11,779,600</u>	<u>\$ -11,779,600</u>	

Summary Data Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
Health and Human Services	\$ 556,051,804	\$ 460,158,816	\$ 451,900,531	\$ -8,258,285	
Grand Total	<u>\$ 556,051,804</u>	<u>\$ 460,158,816</u>	<u>\$ 451,900,531</u>	<u>\$ -8,258,285</u>	

Health and Human Services

Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
<u>Aging, Dept. on</u>					
Aging, Dept. on					
Seamless computer system	\$ 0	\$ 200,000	\$ 0	\$ -200,000	
Elder Affairs Operations-SLTF	8,486,698	8,486,698	8,486,698	0	PG 58 LN 21
Total Aging, Dept. on	\$ 8,486,698	\$ 8,686,698	\$ 8,486,698	\$ -200,000	
<u>Public Health, Dept. of</u>					
Public Health, Dept. of					
Community Capacity-FRRF	\$ 0	\$ 500,000	\$ 0	\$ -500,000	
Healthy Aging-FRRF	0	700,000	0	-700,000	
Resource Management-FRRF	0	1,800,000	0	-1,800,000	
Ad. Dis.-Substance Abuse Treatment-GTF	2,215,000	0	0	0	
Ad. Dis.-Gambling Treatment Prog.-GTF	5,068,101	0	0	0	
Ad. Dis.-Tobacco Use Prev.-HITT	6,928,265	0	0	0	
Ad. Dis.-Sub. Abuse Treatment-HITT	13,800,000	0	0	0	
Ad. Dis.-Sub. Abuse Prev. for Kids-HITT	1,050,000	0	0	0	
Chr. Con-PKU Assistance-HITT	100,000	0	0	0	
Chr. Con.-Iowa Stillbirth Eval.-HITT	26,000	0	0	0	
Chr. Con.-AIDS Drug Assist. Prog.-HITT	275,000	0	0	0	
Healthy Iowans 2010-HITT	2,509,960	0	0	0	
Epilepsy Education-HITT	100,000	0	0	0	
Addictive Disorders-HCTF	3,178,713	2,473,823	0	-2,473,823	
Healthy Children and Families-HCTF	664,262	444,217	0	-444,217	
Chronic Conditions-HCTF	1,158,187	899,297	0	-899,297	
Community Capacity-HCTF	2,775,635	2,448,456	0	-2,448,456	
Total Public Health, Dept. of	\$ 39,849,123	\$ 9,265,793	\$ 0	\$ -9,265,793	

Health and Human Services

Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
Human Services, Dept. of					
General Administration					
FIP-TANF	\$ 26,101,513	\$ 28,584,403	\$ 36,733,711	\$ 8,149,308	PG 15 LN 28
Promise Jobs-TANF	13,334,528	13,026,796	12,411,528	-615,268	PG 15 LN 32
FaDDS-TANF	2,998,675	2,448,980	2,898,980	450,000	PG 16 LN 12
Field Operations-TANF	18,507,495	21,659,136	23,760,474	2,101,338	PG 16 LN 23
General Administration-TANF	3,744,000	3,744,000	3,744,000	0	PG 16 LN 25
Local Admin. Cost-TANF	2,189,830	1,094,915	0	-1,094,915	
State Day Care-TANF	18,986,177	18,986,177	12,382,687	-6,603,490	PG 16 LN 27
MH/DD Comm. Services-TANF	4,894,052	4,894,052	4,894,052	0	PG 17 LN 13
Child & Family Services-TANF	32,084,430	32,084,430	32,084,430	0	PG 17 LN 16
Child Abuse Prevention-TANF	250,000	125,000	125,000	0	PG 17 LN 18
Training & Technology-TANF	1,037,186	1,037,186	1,037,186	0	PG 18 LN 2
0-5 Children-TANF	7,350,000	6,850,000	6,350,000	-500,000	PG 18 LN 6
General Administration-DHSRF	0	1,500,000	0	-1,500,000	
Child Care Direct Assistance-TANF	8,900,000	6,845,000	0	-6,845,000	
FIP Emergency ARRA- TANF	0	0	23,119,822	23,119,822	PG 18 LN 17
Total General Administration	\$ 140,377,886	\$ 142,880,075	\$ 159,541,870	\$ 16,661,795	
Field Operations					
Field Operations-FRRF	\$ 0	\$ 680,596	\$ 0	\$ -680,596	
Field Operations-DHSRF	0	8,386,761	0	-8,386,761	
Total Field Operations	\$ 0	\$ 9,067,357	\$ 0	\$ -9,067,357	
Toledo Juvenile Home					
Toledo-DHSRF	\$ 0	\$ 836,515	\$ 0	\$ -836,515	
Eldora Training School					
Eldora-DHSRF	\$ 0	\$ 1,327,300	\$ 0	\$ -1,327,300	
Cherokee CCUSO					
CCUSO-DHSRF	\$ 0	\$ 503,554	\$ 0	\$ -503,554	
Cherokee					
Cherokee MHI-DHSRF	\$ 0	\$ 673,209	\$ 0	\$ -673,209	
Clarinda					
Clarinda MHI-DHSRF	\$ 0	\$ 804,256	\$ 0	\$ -804,256	

Health and Human Services Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
Independence					
Independence MHI-DHSRF	\$ 0	\$ 1,177,799	\$ 0	\$ -1,177,799	
Mt Pleasant					
Mt Pleasant MHI-DHSRF	\$ 0	\$ 222,694	\$ 0	\$ -222,694	

Health and Human Services

Other Funds

	Actual FY 2009	Estimated Net FY 2010	House Subcom FY 2011	House Sub vs. Est Net 2010	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Assistance					
Medical Contracts-HCTA	\$ 0	\$ 1,300,000	\$ 1,300,000	\$ 0	PG 65 LN 18
Medical Assistance-FRRF	0	6,237,173	0	-6,237,173	
Covering All Kids-FRRF	0	6,263,231	0	-6,263,231	
MH Risk Pool-FRRF	0	10,000,000	0	-10,000,000	
Child and Family Services-FRRF	0	2,500,000	0	-2,500,000	
Volunteer Health Care-FRRF	0	20,000	0	-20,000	
Health Insurance Pilot-FRRF	0	400,000	0	-400,000	
MH Property Tax Replacment-FRRF	0	10,480,000	0	-10,480,000	
MH/MR State Cases-DHSRF	0	325,430	0	-325,430	
Pregnancy Prevention-TANF	1,930,067	1,327,878	1,327,878	0	PG 17 LN 20
Medical Supplemental-SLTF	111,753,195	17,686,827	37,740,908	20,054,081	PG 60 LN 28
Medical Contracts-Pharm. Settlement	1,323,833	1,323,833	3,298,191	1,974,358	PG 61 LN 6
Broadlawns Hospital-ICA	46,000,000	46,000,000	51,000,000	5,000,000	PG 63 LN 2
State Hospital-Cherokee-ICA	3,164,766	0	0	0	
State Hospital-Clarinda-ICA	687,779	0	0	0	
State Hospital-Independence-ICA	3,146,494	0	0	0	
State Hospital-Mt Pleasant-ICA	2,000,961	0	0	0	
Medical Examinations-HCTA	556,800	556,800	556,800	0	PG 64 LN 30
Medical Information Hotline-HCTA	150,000	100,000	100,000	0	PG 64 LN 33
Health Partnership Activities-HCTA	900,000	600,000	600,000	0	PG 65 LN 1
Audits, Perf. Eval., Studies-HCTA	400,000	125,000	125,000	0	PG 65 LN 4
IowaCare Admin. Costs-HCTA	1,132,412	1,132,412	1,132,412	0	PG 65 LN 7
Dental Home for Children-HCTA	1,000,000	1,000,000	1,000,000	0	PG 65 LN 9
Mental Health Trans. Pilot-HCTA	250,000	0	0	0	
MH/DD Workforce Development-HCTA	500,000	50,000	50,000	0	PG 65 LN 13
Medical Assistance-HCTF	114,351,496	100,650,740	106,916,532	6,265,792	PG 24 LN 11
MH/MR/DD Growth-HCTF	7,553,010	0	0	0	
General Administration-HITT	274,000	0	0	0	
POS Provider Increase-HITT	146,750	0	0	0	
Other Service Providers Inc.-HITT	182,381	0	0	0	
Child and Family Services-HITT	3,786,677	0	0	0	
Broadlawns Admin-HCTA	230,000	290,000	290,000	0	PG 65 LN 20
MH PTRF Medical Asst.	624,000	0	0	0	
Total Assistance	\$ 302,044,621	\$ 208,369,324	\$ 205,437,721	\$ -2,931,603	
Total Human Services, Dept. of	\$ 442,422,507	\$ 365,862,083	\$ 364,979,591	\$ -882,492	

Health and Human Services

Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
<u>Veterans Affairs, Dept. of</u>					
Veterans Affairs, Department of					
County Veterans Grant - Merchant Marine	\$ 0	\$ 0	\$ 90,000	\$ 90,000	PG 14 LN 35
Total Veterans Affairs, Dept. of	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 90,000</u>	<u>\$ 90,000</u>	
<u>Inspections & Appeals, Dept. of</u>					
Inspections and Appeals, Dept. of					
Assisted Living/Adult Day Care-SLTF	\$ 1,339,527	\$ 1,339,527	\$ 1,339,527	\$ 0	PG 60 LN 1
Total Inspections & Appeals, Dept. of	<u>\$ 1,339,527</u>	<u>\$ 1,339,527</u>	<u>\$ 1,339,527</u>	<u>\$ 0</u>	
<u>Regents, Board of</u>					
Regents, Board of					
BOR UIHC - Expansion Population-ICA	\$ 35,969,365	\$ 47,020,131	\$ 49,020,131	\$ 2,000,000	PG 62 LN 21
BOR UIHC - ICA	27,284,584	27,284,584	27,284,584	0	PG 61 LN 16
Total Regents, Board of	<u>\$ 63,253,949</u>	<u>\$ 74,304,715</u>	<u>\$ 76,304,715</u>	<u>\$ 2,000,000</u>	
<u>Iowa Finance Authority</u>					
Iowa Finance Authority					
Rent Subsidy Program-SLTF	\$ 700,000	\$ 700,000	\$ 700,000	\$ 0	PG 60 LN 11
Total Iowa Finance Authority	<u>\$ 700,000</u>	<u>\$ 700,000</u>	<u>\$ 700,000</u>	<u>\$ 0</u>	
Total Health and Human Services	<u>\$ 556,051,804</u>	<u>\$ 460,158,816</u>	<u>\$ 451,900,531</u>	<u>\$ -8,258,285</u>	

Summary Data

FTE

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	House Subcom FY 2011 <u>(3)</u>	House Sub vs. Est Net 2010 <u>(4)</u>	Page and Line # <u>(5)</u>
Health and Human Services	6,766.27	6,988.71	7,723.29	734.58	
Grand Total	<u>6,766.27</u>	<u>6,988.71</u>	<u>7,723.29</u>	<u>734.58</u>	

Health and Human Services

FTE

	Actual FY 2009 (1)	Estimated Net FY 2010 (2)	House Subcom FY 2011 (3)	House Sub vs. Est Net 2010 (4)	Page and Line # (5)
<u>Aging, Dept. on</u>					
Aging, Dept. on					
Aging Programs	38.11	37.50	38.50	1.00	PG 1 LN 8
Total Aging, Dept. on	<u>38.11</u>	<u>37.50</u>	<u>38.50</u>	<u>1.00</u>	
<u>Public Health, Dept. of</u>					
Public Health, Dept. of					
Addictive Disorders	4.36	18.00	17.50	-0.50	PG 2 LN 35
Healthy Children and Families	11.00	14.00	14.00	0.00	PG 6 LN 7
Chronic Conditions	1.00	3.00	4.50	1.50	PG 7 LN 12
Community Capacity	10.19	21.00	21.00	0.00	PG 8 LN 15
Environmental Hazards	1.01	4.50	4.50	0.00	PG 12 LN 13
Infectious Diseases	4.52	5.00	5.00	0.00	PG 12 LN 24
Public Protection	125.49	130.00	130.20	0.20	PG 12 LN 30
Resource Management	9.06	10.00	10.00	0.00	PG 13 LN 17
Total Public Health, Dept. of	<u>166.62</u>	<u>205.50</u>	<u>206.70</u>	<u>1.20</u>	
<u>Human Services, Dept. of</u>					
General Administration					
General Administration	323.89	354.33	363.00	8.67	PG 49 LN 2
Field Operations					
Child Support Recoveries	501.72	520.00	520.00	0.00	PG 23 LN 5
Field Operations	2,007.13	2,000.13	2,772.60	772.47	PG 48 LN 24
Total Field Operations	<u>2,508.86</u>	<u>2,520.13</u>	<u>3,292.60</u>	<u>772.47</u>	
Toledo Juvenile Home					
Toledo Juvenile Home	120.83	125.00	112.10	-12.90	PG 34 LN 25
Eldora Training School					
Eldora Training School	192.72	202.70	188.90	-13.80	PG 34 LN 30
Cherokee CCUSO					
Civil Commit. Unit for Sex Offenders	86.16	105.50	75.14	-30.36	PG 48 LN 1
Cherokee					
Cherokee MHI	198.95	205.00	202.66	-2.34	PG 43 LN 19

Health and Human Services

FTE

	Actual FY 2009	Estimated Net FY 2010	House Subcom FY 2011	House Sub vs. Est Net 2010	Page and Line #
	(1)	(2)	(3)	(4)	(5)
Clarinda					
Clarinda MHI	102.50	114.95	106.73	-8.22	PG 43 LN 24
Independence					
Independence MHI	279.47	287.85	265.47	-22.38	PG 43 LN 29
Mt Pleasant					
Mt Pleasant MHI	107.50	116.44	111.64	-4.80	PG 43 LN 34
Glenwood					
Glenwood Resource Center	921.07	947.24	961.91	14.67	PG 44 LN 17
Woodward					
Woodward Resource Center	751.86	737.16	797.47	60.31	PG 44 LN 20
Assistance					
Family Investment Program/JOBS	14.99	16.50	12.00	-4.50	PG 21 LN 33
Health Insurance Premium Payment	14.98	19.00	17.00	-2.00	PG 30 LN 3
Medical Contracts	2.01	6.00	6.00	0.00	PG 30 LN 15
Child Care Assistance	2.01	0.00	1.00	1.00	PG 32 LN 12
Total Assistance	<u>33.99</u>	<u>41.50</u>	<u>36.00</u>	<u>-5.50</u>	
Total Human Services, Dept. of	<u>5,627.80</u>	<u>5,757.80</u>	<u>6,513.62</u>	<u>755.82</u>	
<u>Veterans Affairs, Dept. of</u>					
Veterans Affairs, Department of					
General Administration	15.98	15.20	15.20	0.00	
Veterans Affairs, Dept. of					
Iowa Veterans Home	917.77	972.71	949.27	-23.44	PG 14 LN 8
Total Veterans Affairs, Dept. of	<u>933.74</u>	<u>987.91</u>	<u>964.47</u>	<u>-23.44</u>	
Total Health and Human Services	<u>6,766.27</u>	<u>6,988.71</u>	<u>7,723.29</u>	<u>734.58</u>	