

# **Health and Human Services Appropriations Act House File 649**

Last Action:

**Final Action**

June 30, 2011

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

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

Available at <http://www.legis.iowa.gov/LSAReports/noba.aspx>

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**FUNDING SUMMARY**

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- **General Fund FY 2012:** Appropriates a total of \$1,493.3 million from the General Fund and 6,253.1 FTE positions to the Department on Aging (IDA), Departments of Public Health (DPH), Human Services (DHS), and Veterans Affairs (IVA), and the Iowa Veterans Home (IVH). This is an increase of \$585.5 million and a decrease of 159.3 FTE positions compared to estimated net FY 2011. The Act also decreases the standing appropriation for county Mental Health Property Tax Relief by \$7.2 million for a total of \$82.2 million in FY 2012. This is no change compared to the FY 2011 appropriation.

**General Fund FY 2013:** Appropriates \$1,266.5 million and 6,255.1 FTE positions. This is a decrease of \$226.7 million and an increase of 2.0 FTE positions compared to FY 2012. Funding for Mental Health Property Tax Relief is no change compared to FY 2012.

**Other Funds:** Appropriates a total of \$491.0 million from other funds. This is a decrease of \$248.7 million compared to estimated net FY 2011. For FY 2013 the Act appropriates \$413.7 million in other funds, \$77.5 million less than FY 2012.

- ***General Fund - Department on Aging***

- \$10.3 million and 35.0 FTE positions. This is an increase of \$5.9 million and a decrease of 1.0 FTE position compared to estimated net FY 2011. Page 1, Line 8

- ***General Fund - Department of Public Health***

- \$46.8 million and 181.0 FTE positions. This is a decrease of \$5.7 million and 27.4 FTE positions compared to estimated net FY 2011. Page 3, Line 12

- ***General Fund - Department of Veterans Affairs***

- \$2.0 million and 16.3 FTE positions. This is an increase of \$159,000 and 1.6 FTE positions compared to estimated net FY 2011. Page 14, Line 18

- ***General Fund - Iowa Veterans Home***

- \$9.0 million and 863.9 FTE positions. This is a decrease of \$1.0 million and an increase of 30.4 FTE positions compared to estimated net FY 2011. Page 14, Line 33

- *General Fund - Department of Human Services*

- \$1,425.3 million and 5,156.9 FTE positions. This is an increase of \$586.1 million and a decrease of 162.9 FTE positions compared to estimated net FY 2011. Page 15, Line 32

- *Other Fund Appropriations*

- \$134.8 million from the Temporary Assistance for Needy Families (TANF) Block Grant. This is a decrease of \$20.4 million compared to estimated net FY 2011. Page 15, Line 34
- \$106.4 million from the Health Care Trust Fund. This is a decrease of \$553,000 compared to estimated net FY 2011. Page 24, Line 24
- \$10.9 million from the Pharmaceutical Settlement Account. This is an increase of \$6.9 million compared to estimated net FY 2011. Page 61, Line 32
- \$158.3 million from the IowaCare Account. This is an increase of \$11.0 million compared to estimated net FY 2011. Page 62, Line 23
- \$2.0 million from the Nonparticipating Provider Reimbursement Fund. This is no change compared to estimated net FY 2011. Page 69, Line 13
- \$8.5 million from the Health Care Transformation Account. This is an increase of \$3.4 million compared to estimated net FY 2011. Page 69, Line 25
- \$1.3 million from the Medicaid Fraud Account. This no change compared to estimated net FY 2011. Page 73, Line 15
- \$29.0 million from the Quality Assurance Trust Fund. This is an increase of \$15.1 million compared to estimated net FY 2011. Page 73, Line 26
- \$40.0 million from the Hospital Health Care Access Trust Fund. This is no change compared to estimated net FY 2011. Page 74, Line 3

**NEW PROGRAMS, SERVICES, OR ACTIVITIES**

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- *Department of Human Services*

## EXECUTIVE SUMMARY

### HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT

- Allocates \$160,000 from the Child and Family Services General Fund appropriation for the implementation of a new Circle of Care Program in Cerro Gordo and Linn Counties. Page 42, Line 13
- Allocates \$500,000 of the General Fund appropriation to Child and Family Services to implement the child protection system improvement in HF 562 (Child Abuse Registry Act). Page 51, Line 33
- Creates a Community Housing and Services for Persons with Disabilities Loan Program Fund under the Iowa Finance Authority (IFA). Page 85, Line 18
- Allows the DHS to pursue an Accountable Care Organization pilot project. Page 97, Line 13

### MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

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- *Department of Public Health*

- A General Fund decrease of 3.9 million and 5.0 FTE positions for Addictive Disorders. Page 3, Line 17
- A General Fund decrease of \$14,000 and 4.0 FTE positions for Healthy Children and Families. Page 7, Line 4
- A General Fund increase of \$37,000 for Chronic Conditions. Page 8, Line 1
- A General Fund decrease of \$824,000 and 6.8 FTE positions for Community Capacity. Page 9, Line 14
- A General Fund decrease of \$507,000 for Healthy Aging. Page 12, Line 31
- A General Fund decrease of \$21,000 for Environmental Hazards. Page 13, Line 6
- A General Fund decrease of \$86,000 and 1.0 FTE positions for Infectious Diseases. Page 13, Line 14
- A General Fund decrease of \$369,000 and 7.2 FTE positions for Public Protection. Page 13, Line 20
- A General Fund decrease of \$52,000 and 3.0 FTE positions for Resource Management. Page 14, Line 7

- *Department of Veterans Affairs*

- A General Fund increase of \$69,000 and 1.6 FTE positions for General Administration. Page 14, Line 26

- A General Fund increase of \$90,000 for the County Veteran Grant Program to replace FY 2011 one-time funding. Page 15, Line 22
  
- *Department of Human Services*
  - A General Fund increase of \$19.1 million for the Family Investment Program (FIP). Page 22, Line 14
  - A General Fund increase of \$2.2 million and 1.0 FTE position for the Child Support Recovery Unit. Page 23, Line 21
  - A General Fund increase of \$516.3 million for the Medical Assistance (Medicaid) Program. Page 24, Line 32
  - A General Fund decrease of \$1.4 million for the State Supplementary Assistance Program. Page 31, Line 33
  - A General Fund increase of \$9.2 million for the State Children's Health Insurance Program. Page 32, Line 29
  - A General Fund increase of \$21.6 million for Child Care Assistance. Page 33, Line 9
  - A General Fund increase of \$1.8 million and a decrease of 9.0 FTE positions for the Juvenile Institutions. Page 35, Line 13
  - A General Fund increase of \$5.0 million for Child and Family Services. Page 36, Line 4
  - A General Fund increase of \$1.4 million for Adoption Subsidy. Page 42, Line 29
  - A General Fund increase of \$4.8 million and a decrease of 43.4 FTE positions for the Mental Health Institutes (MHIs). Page 45, Line 12
  - A General Fund increase of \$9.0 million and 6.6 FTE positions for the State Resource Centers. Page 46, Line 4
  - A General Fund increase of \$874,000 for the MI/MR/DD State Cases Program. Page 47, Line 14
  - A General Fund increase of \$1.1 million for the Civil Commitment Unit for Sexual Offenders. Page 49, Line 29
  - A General Fund increase of \$8.5 million and a decrease of 66.0 FTE positions for Field Operations. Page 50, Line 17
  - A General Fund decrease of \$50,000 and a decrease of 37.1 FTE positions for General Administration. Page 50, Line 35
  - An increase of \$6.0 million for the MH/DD Growth Factor. Page 78, Line 18

**STUDIES AND INTENT LANGUAGE**

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• ***Department of Public Health***

- 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. Page 5, Line 29
- Provides \$12,500 of one-time General Funds for an epilepsy treatment and education task force. Page 9, Line 10
- It is the intent of the General Assembly that the DPH to establish a Board of Direct Care Workers by July 1, 2014, if funds are available to establish and maintain it. *This item was vetoed by the Governor.* Page 11, Line 32
- Requires the Direct Care Worker Advisory Council to submit an interim progress report by March 1, 2011, and a final report by March 1, 2012, to the Governor and General Assembly. Page 12, Line 1
- Requires the DPH to submit a report regarding the use of direct care worker funding by January 15, 2012. Page 12, Line 6
- Provides \$12,500 of one-time General Funds for an epilepsy treatment and education task force. Page 12, Line 26

• ***Department of Human Services***

- Specifies that it is the intent of the General Assembly to provide sufficient funding for the Child Care Assistance Program for FY 2012 to avoid the establishment of a waiting list. Page 34, Line 21
- Directs the DHS, Chief Juvenile Court Officers, and the Department of Human Rights to review and provide recommendations relating to the Juvenile Detention Home Fund by December 15, 2011. Page 44, Line 2
- Directs the DHS and the Iowa Insurance Division to develop a plan for an all-payer claims database. Page 110, Line 5
- Directs the DHS to develop a provider payment system plan. *This item was vetoed by the Governor.* Page 110, Line 14

• ***Department of Public Health***

- Directs the DPH to convene a workgroup to develop a business model and financial sustainability plan for a State health information technology system. Page 110, Line 27

- *Department of Public Health*

- Directs the DPH to implement a pilot program to study the strategic and operational plan of a State health information technology system. Page 112, Line 2

**SIGNIFICANT CODE CHANGES**

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- *Department of Veterans Affairs*

- Extends the application deadline for the Vietnam Veterans Bonus from July 1, 2010, to May 1, 2011. Page 88, Line 2
- Adds the specified conflicts to future bonuses that may be made available by the General Assembly. Page 88, Line 9
- Extends the carryforward of remaining funds for the Injured Veterans Grant Program to FY 2012. Page 88, Line 24

- *Department of Human Services*

- Directs decategorization funds that would otherwise revert to the General Fund at the end of FY 2011 to be transferred to the Community Housing for Persons with Disabilities Revolving Loan Program Fund. Page 89, Line 28
- Expands eligibility and permissible utilization of funds for the Child Care Scholarship Program funded by the federal American Recovery and Reinvestment Act (ARRA). Page 90, Line 8

- *Iowa Veterans Home*

- Permits the Iowa Veterans Home to retain \$500,000 of FY 2011 funding for use in FY 2012 and transfers the remainder of the FY 2011 funds to the Medicaid Program. Page 92, Line 6

- *Department of Human Services*

- Allows the DHS to hire additional staff to implement cost containment efforts. Page 92, Line 19
- Transfers \$60,000 from the FY 2011 Adoption Subsidy appropriation to the MHI at Cherokee to be used for children's psychiatric beds. Page 93, Line 14
- Permits the DHS to carry forward the remaining funds from the appropriation in FY 2011 to be used in FY 2012 for the Adoption Subsidy Program. Page 93, Line 19

## EXECUTIVE SUMMARY

### HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT

- Permits the DHS to carry forward the remaining funds from the previous appropriation in FY 2011 to be used in FY 2012 for Field Operations. Page 93, Line 25
- Permits the DHS to carry forward the remaining funds from the appropriation in FY 2011 to be used in FY 2012 for General Administration. Page 93, Line 33
- Transfers \$400,000 each from Glenwood and Woodward Resource Centers to the Toledo Juvenile Home and the MHI at Independence. Page 96, Line 30
- *Department of Public Health*
  - Directs the Medical Home System Advisory Council to integrate recommendations of the Prevention and Chronic Care Management Advisory Council. Page 99, Line 25
  - Eliminates the Prevention and Chronic Care Management Advisory Council. Page 100, Line 19
- *Department of Human Services*
  - Transfers the Disaster Case Management Program from the DHS to the Department of Homeland Security. Page 100, Line 24
  - Allows the DHS to recoup Medicaid expenditures in cases of medical malpractice. Page 102, Line 1
- *Department of Public Health*
  - Permits out-of-State students of dentistry that wish to volunteer in Iowa to do so. Page 102, Line 31
  - Removes the requirement for businesses dealing in hearing aids to include specific words in their advertising. Page 103, Line 5
  - Requires the Board of Pharmacy to fund the TakeAway Program with licensing fees. Page 103, Line 7
- *Department of Human Services*
  - Extends the repeal of the Prevention and Disabilities Council from July 1, 2011, to July 1, 2012. Page 103, Line 20
  - Extends the carryforward period for decategorization funds from one year to two years. Page 103, Line 24

## EXECUTIVE SUMMARY

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### HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT

- Provides for requirements relating to communication with families when removing a dependent adult from their homes. Page 104, Line 2
- Exempts fitness centers that provide child care for clients from DHS child care regulation and requirements. Page 105, Line 7
- **Department of Public Health**
  - Sunsets the Governor's Council on Nutrition and Physical Fitness on December 31, 2011. Page 105, Line 21
- **Department of Human Services**
  - Removes mental health drugs from the being subject to prior authorization if they are not on the Preferred Drug List (PDL). *This item was vetoed by the Governor.* Page 105, Line 25
  - Amends the False Claim Act to conform with federal law. Page 107, Line 3
- **Department of Public Health**
  - Amends the Volunteer Health Care Provider Program to include hospitals. *This item was vetoed by the Governor.* Page 109, Line 2

### SUPPLEMENTAL APPROPRIATIONS

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- **Department of Human Services**
  - Provides an FY 2011 supplemental appropriation of \$19.8 million from the Quality Assurance Trust Fund to the Medicaid Program. Page 94, Line 32
- **Department of Veterans Affairs**
  - Provides an FY 2011 supplemental appropriation of \$1.0 million from the General Fund to the Injured Veterans Trust Fund. Page 95, Line 29

### EFFECTIVE AND ENACTMENT DATES

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- **Governor's Vetoes**

## EXECUTIVE SUMMARY

### HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT

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- The Governor vetoed the paragraph relating to establishing a Direct Care Workers Board. The Governor stated that funding for such a Board would be unduly burdensome and costly for both the State and the direct care workers. The Governor also vetoed this paragraph for FY 2013. Page 11, Line 32
- The Governor vetoed the paragraph requiring the Iowa Veterans Home to submit a monthly expenditure report to the Legislative Services Agency and stated that the information is already available within the State's accounting and budgeting system. The Governor also vetoed this paragraph for FY 2013. Page 15, Line 15
- The Governor vetoed the paragraph allowing Field Operations carryforward for FY 2012. The Governor stated that carryforward does not work to advance his goals of returning predictability and sustainability back to government budgeting. The Governor also vetoed this paragraph for FY 2013. Page 50, Line 17
- The Governor vetoed the paragraph allowing General Administration carryforward for FY 2012. The Governor stated that carryforward does not work to advance his goals of returning predictability and sustainability back to government budgeting. The Governor also vetoed this paragraph for FY 2013. Page 52, Line 2
- The Governor vetoed the Section requiring the Departments under this Act to submit a report when applying for or renewing a grant with a value over \$1,000. The Governor stated that this Section was unnecessary because the information was already being submitted to the Office of Grant Enterprise Management and they submit a semi-annual report to the Legislature. Page 60, Line 32
- *Department of Human Services*
  - The Section requiring the DHS and the Juvenile Court Services to establish an FY 2012 group foster care expenditure plan is retroactive to June 30, 2011. Page 61, Line 15
- *Governor's Vetoes*
  - The Governor vetoed the allocation for the DHS to develop a Provider Payment System Plan and stated that the DHS should focus on current cost containment measures and not stretch their resources any further. The Governor also vetoed this paragraph for FY 2013. Page 72, Line 30
  - The Governor vetoed the last sentence relating to county funds rebated to the State and their distribution through the allowed growth formula and stated that the language is duplicative. The alternative directive is located in Section 43, subsection 5, paragraph c and distributes rebate funds through the risk pool for counties with a waiting list. Page 82, Line 8

- *Department of Human Services*

- The Section relating to the transfer of MH/MR/DD Services Fund is retroactive to December 1, 2010. Page 85, Line 3
- The Section appropriating funds to eliminate Mental Health Waiting Lists is retroactive to April 21, 2011. Page 85, Line 8
- The Section that permits the use of decategorization funding to be used for property liability insurance is retroactive to June 1, 2010. Page 99, Line 10

- *Department of Veterans Affairs*

- The Section that extends the application deadline for the Vietnam Veterans Bonus is retroactive to July 1, 2010. Page 99, Line 15

- *Department of Human Services*

- The Section transferring funds from the Resource Centers to Independence and Toledo is retroactive to January 1, 2011. Page 99, Line 18

- *Department of Public Health*

- The Section relating to the Medical Home System Advisory Council integrating the recommendations and work of the Prevention and Chronic Care Advisory Council is effective on January 1, 2012. Page 99, Line 27
- The Division that eliminates the Prevention and Chronic Care Management Advisory Council under the DPH is effective on December 31, 2011. Page 100, Line 20
- The Section that repeals the Governor's Council on Nutrition and Physical Fitness is effective on December 31, 2011. Page 105, Line 21

- *Governor's Vetoes*

- The Governor vetoed the Division relating to removing mental health drugs from the Preferred Drug List and stated that the method in place for distributing metal health drugs is a clinically appropriate approach that has had minimal impact on Medicaid members while providing savings to the State. Page 105, Line 23

- *Department of Human Services*

**EXECUTIVE SUMMARY**  
HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT

- The Division removing prior authorization requirement from Medicaid mental health drugs is retroactive to January 1, 2011. Page 106, Line 32
  
- *Governor's Vetoes*
  - The Governor vetoed the Division relating to the expansion of the Volunteer Health Care Provider Program to include the indemnification of hospitals and stated that the State currently provides specialty healthcare providers that have limited resources with indemnification when they provide volunteer services and because hospitals that have their own liability insurance already provide volunteer services, there would be no public benefit and unnecessary State costs. Page 108, Line 35
  
  - The Governor vetoed the Section directing the DHS to develop a Provider Payment System Plan and stated that the DHS should focus on current cost containment measures and not stretch their resources any further. Page 110, Line 14
  
- Unless otherwise specified, this Act is retroactive to July 1, 2011. Page 186, Line 13
  
- This Act was approved by the General Assembly on June 30, 2011, and item vetoed and signed by the Governor on July 26, 2011. Page 186, Line 13

House File 649 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
69	42	50	New	16.185	
72	2	51	Amend	35A.8A.2.d	
81	23	78	Amend	135.159.10	
81	33	79	Amend	135.162.1,3	
82	5	80	Amend	136.3.14	
82	9	81	Repeal	135.161	
82	14	83	Amend	29C.20B	
83	12	84	Add	135.106.4	
83	18	85	Amend	147.136	
84	3	86	Amend	153.14.1	
84	14	87	Strike	154A.24.3.s	
84	16	88	New	155A.43	
84	29	89	Amend	225B.8	
84	33	90	Amend	232.188.5.b.u1	
85	3	91	Add	235B.19.2A	
85	43	92	Amend	237A.1.3.n	
86	11	93	Amend	249A.4B.2.a.(18)	
86	14	94	Repeal	135.27A	
86	18	95	Amend	249A.20A.4	
87	23	100	Amend	685.1.11	
87	35	101	Add	685.1.15	
87	38	102	Amend	685.2.1.u1	
88	7	103	Strike and Replace	685.3.5.c	
88	20	104	Amend	685.3.6	
89	6	105	Amend	135.24.2.b,c	
89	27	106	Add	135.24.6A	
89	38	107	Add	135.24.7.0e	

1 1 DIVISION I  
 1 2 DEPARTMENT ON AGING — FY 2011-2012  
 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, 2011, and ending June 30,  
 1 6 2012, 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 frail elders, Iowa's  
 1 11 aging and disabilities resource center, and other services  
 1 12 which may include but are not limited to adult day services,  
 1 13 respite care, chore services, information and assistance,  
 1 14 and material aid, for information and options counseling for  
 1 15 persons with disabilities who are 18 years of age or older, and  
 1 16 for salaries, support, administration, maintenance, and  
 2 1 miscellaneous purposes, and for not more than the following  
 2 2 full-time equivalent positions:

2 3 .....	\$	10,302,577
2 4 .....	FTEs	35.00

General Fund appropriation to the Department on Aging for FY 2012.

DETAIL: This is a net increase of \$5,907,263 and a decrease of 1.00 FTE position compared to estimated net FY 2011. The changes include:

- An increase of \$8,486,698 to restore funds that were previously appropriated from the Senior Living Trust Fund (SLTF).
- A decrease of \$772,921 for a general reduction.
- A decrease of \$2,256,514 due to the elimination of Medicaid Case Management funds that will now be appropriated directly to Medicaid.
- An increase of \$450,000 to provide additional funds to the Area Agencies on Aging (AAAs).
- A decrease of 1.00 FTE position to reflect current usage.

2 5 1. Funds appropriated in this section may be used to  
 2 6 supplement federal funds under federal regulations. To  
 2 7 receive funds appropriated in this section, a local area  
 2 8 agency on aging shall match the funds with moneys from other  
 2 9 sources according to rules adopted by the department. Funds  
 2 10 appropriated in this section may be used for elderly services  
 2 11 not specifically enumerated in this section only if approved  
 2 12 by an area agency on aging for provision of the service within  
 2 13 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.

2 14 2. The amount appropriated in this section includes  
 2 15 additional funding of \$450,000 for delivery of long-term care  
 2 16 services to seniors with low or moderate incomes.

Allocates \$450,000 to the Area Agencies on Aging for the delivery of Home and Community-Based Services.

2 17 3. Of the funds appropriated in this section, \$179,946 shall  
 2 18 be transferred to the department of economic development for  
 2 19 the Iowa commission on volunteer services to be used for the  
 2 20 retired and senior volunteer program.

Requires a transfer of \$179,946 to the Iowa Commission on Volunteer Services in the Department of Economic Development for the Retired Senior Volunteer Program (RSVP).

DETAIL: This is no change compared to the FY 2011 allocation.

2 21 4. a. The department on aging shall establish and enforce  
 2 22 procedures relating to expenditure of state and federal funds  
 2 23 by area agencies on aging that require compliance with both

Requires the Department on Aging to establish and enforce procedures related to expenditures of State and federal funds, complying with both State and federal law. An Area Agency on Aging is liable for any

2 24 state and federal laws, rules, and regulations, including but  
 2 25 not limited to all of the following:  
 2 26 (1) Requiring that expenditures are incurred only for goods  
 2 27 or services received or performed prior to the end of the  
 2 28 fiscal period designated for use of the funds.  
 2 29 (2) Prohibiting prepayment for goods or services not  
 2 30 received or performed prior to the end of the fiscal period  
 2 31 designated for use of the funds.  
 2 32 (3) Prohibiting the prepayment for goods or services  
 2 33 not defined specifically by good or service, time period, or  
 2 34 recipient.

2 35 (4) Prohibiting the establishment of accounts from which  
 3 1 future goods or services which are not defined specifically by  
 3 2 good or service, time period, or recipient, may be purchased.  
 3 3 b. The procedures shall provide that if any funds are  
 3 4 expended in a manner that is not in compliance with the  
 3 5 procedures and applicable federal and state laws, rules, and  
 3 6 regulations, and are subsequently subject to repayment, the  
 3 7 area agency on aging expending such funds in contravention of  
 3 8 such procedures, laws, rules and regulations, not the state,  
 3 9 shall be liable for such repayment.

3 10 DIVISION II

3 11 DEPARTMENT OF PUBLIC HEALTH — FY 2011-2012

3 12 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is appropriated  
 3 13 from the general fund of the state to the department of public  
 3 14 health for the fiscal year beginning July 1, 2011, and ending  
 3 15 June 30, 2012, the following amounts, or so much thereof as is  
 3 16 necessary, to be used for the purposes designated:

3 17 1. ADDICTIVE DISORDERS

3 18 For reducing the prevalence of use of tobacco, alcohol, and  
 3 19 other drugs, and treating individuals affected by addictive  
 3 20 behaviors, including gambling, and for not more than the  
 3 21 following full-time equivalent positions:

3 22 .....	\$	23,503,190
3 23 .....	FTEs	13.00

3 24 a. (1) Of the funds appropriated in this subsection,  
 3 25 \$3,253,830 shall be used for the tobacco use prevention  
 3 26 and control initiative, including efforts at the state and  
 3 27 local levels, as provided in chapter 142A. The commission  
 3 28 on tobacco use prevention and control established pursuant  
 3 29 to section 142A.3 shall advise the director of public health  
 3 30 in prioritizing funding needs and the allocation of moneys

expenditures that are not in compliance with the law.

General Fund appropriation to addictive disorders programs.

DETAIL: This is a net decrease of \$3,887,863 and 5.00 FTE positions compared to estimated FY 2011. The General Fund changes include:

- A decrease of \$1,673,463 for a general reduction.
- An increase of \$500,000 to replace one-time funding in FY 2011 for substance abuse treatment from the Underground Storage Tank (UST) Fund in FY 2012.
- A decrease of \$2,714,400 to eliminate funding for tobacco related programming with the exception of enforcement.
- A decrease of 5.00 FTE positions to reflect current usage.

Allocates \$3,253,830 for tobacco use, prevention, cessation, and treatment. Requires the Tobacco Use, Prevention, and Control Commission to make recommendations to the Director of the DPH regarding the budget of the Division of Tobacco.

DETAIL: This is a new requirement for FY 2012.

3 31 appropriated for the programs and activities of the initiative  
3 32 under this subparagraph (1) and shall make recommendations to  
3 33 the director in the development of budget requests relating to  
3 34 the initiative.

3 35 (2) Of the funds allocated in this paragraph "a", \$453,830  
4 1 shall be transferred to the alcoholic beverages division of  
4 2 the department of commerce for enforcement of tobacco laws,  
4 3 regulations, and ordinances in accordance with 2011 Iowa Acts,  
4 4 House File 467, as enacted.

4 5 b. Of the funds appropriated in this subsection,  
4 6 \$20,249,360 shall be used for problem gambling and substance  
4 7 abuse prevention, treatment, and recovery services, including a  
4 8 24-hour helpline, public information resources, professional  
4 9 training, and program evaluation.

4 10 (1) Of the funds allocated in this paragraph "b",  
4 11 \$17,132,508 shall be used for substance abuse prevention and  
4 12 treatment.

4 13 (a) Of the funds allocated in this subparagraph (1),  
4 14 \$899,300 shall be used for the public purpose of a grant  
4 15 program to provide substance abuse prevention programming for  
4 16 children.

4 17 (i) Of the funds allocated in this subparagraph division  
4 18 (a), \$427,539 shall be used for grant funding for organizations  
4 19 that provide programming for children by utilizing mentors.  
4 20 Programs approved for such grants shall be certified or will  
4 21 be certified within six months of receiving the grant award  
4 22 by the Iowa commission on volunteer services as utilizing the  
4 23 standards for effective practice for mentoring programs.

4 24 (ii) Of the funds allocated in this subparagraph division  
4 25 (a), \$426,839 shall be used for grant funding for organizations  
4 26 that provide programming that includes youth development and  
4 27 leadership. The programs shall also be recognized as being  
4 28 programs that are scientifically based with evidence of their  
4 29 effectiveness in reducing substance abuse in children.

Transfers \$453,830 to the Department to the Alcoholic Beverages Division (ABD) for enforcement of tobacco laws, regulations, and ordinances per provisions in HF 467.

DETAIL: House File 467 (DPH Omnibus Act) was signed by the Governor on April 14, 2011.

Allocates \$20,249,360 for substance abuse and program gambling treatment and prevention.

Allocates \$17,132,508 for substance abuse prevention and treatment.

DETAIL: This is a decrease of \$787,520 compared to the FY 2011 allocation.

Allocates \$899,300 for substance abuse prevention programs for children and youth.

DETAIL: This is a decrease of \$44,513 compared to the FY 2011 allocation.

Allocates \$427,539 for substance abuse prevention programs for children to be used for programs that utilize mentors. Requires the programs that receive funding to be verified within six months of receiving grants by the Iowa Commission on Volunteer Services as using effective standards for mentoring programs.

DETAIL: This is a decrease of \$21,906 compared to the FY 2011 allocation.

Allocates \$426,839 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.

DETAIL: This is a decrease of \$22,616 compared to the FY 2011 allocation.

4 30 (iii) The department of public health shall utilize a  
4 31 request for proposals process to implement the grant program.

Requires the DPH to issue a Request for Proposals (RFP) to determine grant recipients for the funds allocated for substance abuse prevention programs for children.

4 32 (iv) All grant recipients shall participate in a program  
4 33 evaluation as a requirement for receiving grant funds.

Requires substance abuse prevention programs for children grant recipients to participate in program evaluations.

4 34 (v) Of the funds allocated in this subparagraph division  
4 35 (a), up to \$44,922 may be used to administer substance abuse  
5 1 prevention grants and for program evaluations.

Requires \$44,922 of the amount allocated for substance abuse prevention programs for children to be used to administer prevention program grants and evaluations.

5 2 (b) Of the funds allocated in this subparagraph (1),  
5 3 \$273,062 shall be used for culturally competent substance abuse  
5 4 treatment pilot projects.

Requires an allocation of \$273,062 for three culturally competent substance abuse treatment pilot projects.

5 5 (i) The department shall utilize the amount allocated  
5 6 in this subparagraph division (b) for at least three pilot  
5 7 projects to provide culturally competent substance abuse  
5 8 treatment in various areas of the state. Each pilot project  
5 9 shall target a particular ethnic minority population. The  
5 10 populations targeted shall include but are not limited to  
5 11 African American, Asian, and Latino.

DETAIL: This is a decrease of \$27,258 compared to the FY 2011 allocation.

5 12 (ii) The pilot project requirements shall provide for  
5 13 documentation or other means to ensure access to the cultural  
5 14 competence approach used by a pilot project so that such  
5 15 approach can be replicated and improved upon in successor  
5 16 programs.

5 17 (2) Of the funds allocated in this paragraph "b", up  
5 18 to \$3,116,852 may be used for problem gambling prevention,  
5 19 treatment, and recovery services.

Allocates \$3,116,852 for problem gambling treatment, prevention, and recovery services.

DETAIL: This is a decrease of \$599,678 compared to the FY 2011 allocation.

5 20 (a) Of the funds allocated in this subparagraph (2),  
5 21 \$2,579,000 shall be used for problem gambling prevention and  
5 22 treatment.

Allocates \$2,579,000 for problem gambling and treatment.

DETAIL: This is a new allocation paragraph for FY 2012 but does not reflect an increase in funding.

5 23 (b) Of the funds allocated in this subparagraph (2), up to  
5 24 \$437,852 may be used for a 24-hour helpline, public information  
5 25 resources, professional training, and program evaluation.

Allocates up to \$437,852 for a 24-hour helpline, public information resources, professional training, and program evaluation.

DETAIL: This is a new allocation paragraph for FY 2012 but does not reflect an increase in funding.

5 26 (c) Of the funds allocated in this subparagraph (2), up  
5 27 to \$100,000 may be used for the licensing of problem gambling

Permits the Department to use a maximum of \$100,000 for licensing of gambling treatment programs.

5 28 treatment programs.

5 29 (3) It is the intent of the general assembly that from the  
5 30 moneys allocated in this paragraph "b", persons with a dual  
5 31 diagnosis of substance abuse and gambling addictions shall be  
5 32 given priority in treatment services.

5 33 c. Notwithstanding any provision of law to the contrary,  
5 34 to standardize the availability, delivery, cost of delivery,  
5 35 and accountability of problem gambling and substance abuse  
6 1 treatment services statewide, the department shall continue  
6 2 implementation of a process to create a system for delivery  
6 3 of treatment services in accordance with the requirements  
6 4 specified in 2008 Iowa Acts, chapter 1187, section 3,  
6 5 subsection 4. To ensure the system provides a continuum of  
6 6 treatment services that best meets the needs of lowans, the  
6 7 problem gambling and substance abuse treatment services in any  
6 8 area may be provided either by a single agency or by separate  
6 9 agencies submitting a joint proposal.

6 10 (1) The system for delivery of substance abuse and  
6 11 problem gambling treatment shall include problem gambling  
6 12 prevention by July 1, 2012. The department shall submit a  
6 13 proposed legislative bill in accordance with section 2.16, for  
6 14 consideration during the 2012 legislative session, addressing  
6 15 any statutory revisions necessary for full implementation of  
6 16 the system.

6 17 (2) The system for delivery of substance abuse and problem  
6 18 gambling treatment shall include substance abuse prevention by  
6 19 July 1, 2014.

6 20 (3) Of the funds allocated in paragraph "b", the department  
6 21 may use up to \$100,000 for administrative costs to continue  
6 22 developing and implementing the process in accordance with this  
6 23 paragraph "c".

6 24 d. The requirement of section 123.53, subsection 5, is met  
6 25 by the appropriations and allocations made in this Act for  
6 26 purposes of substance abuse treatment and addictive disorders  
6 27 for the fiscal year beginning July 1, 2011.

6 28 e. The department of public health shall work with all other  
6 29 departments that fund substance abuse prevention and treatment  
6 30 services and all such departments shall, to the extent  
6 31 necessary, collectively meet the state maintenance of effort  
6 32 requirements for expenditures for substance abuse services  
6 33 as required under the federal substance abuse prevention and  
6 34 treatment block grant.

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.

Requires the DPH 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 create a system for delivery of substance abuse and problem gambling treatment and prevention to be completed by July 1, 2012. Requires the Department to submit any necessary revisions in legislation to the 2012 General Assembly.

Requires the Department to expand the system for delivery of substance abuse and problem gambling treatment and prevention to expand to include substance abuse prevention by July 1, 2014.

Permits the Department to use up to \$100,000 for administrative costs to continue the process of developing the system for delivery of substance abuse program gambling treatment and prevention.

The requirements of Code Section 123.53(5) are met by the appropriations made in this Act.

Requires the Department to work with other State entities that provide funding for substance abuse treatment and prevention services to collectively meet the State Maintenance of Effort (MOE) requirements for the federal Substance Abuse Prevention and Treatment Block Grant.

6 35 f. The department shall amend or otherwise revise  
7 1 departmental policies and contract provisions in order to  
7 2 eliminate free t-shirt distribution, banner production, and  
7 3 other unnecessary promotional expenditures.

Requires the Department to revise internal policies to eliminate unnecessary promotional expenditures.

7 4 2. HEALTHY CHILDREN AND FAMILIES

General Fund appropriation to healthy children and families programs.

7 5 For promoting the optimum health status for children,  
7 6 adolescents from birth through 21 years of age, and families,  
7 7 and for not more than the following full-time equivalent  
7 8 positions:

DETAIL: This is a net decrease of \$14,140 and 4.00 FTE positions compared to estimated net FY 2011. The General Fund changes include:

7 9 .....	\$	2,594,270
7 10 .....	FTEs	10.00

- A decrease of \$156,505 for a general reduction.
- An increase of \$100,000 to restore the mid-year reduction to the HOPES Program in FY 2011.
- An increase of \$42,365 for the Assuring Better Child Health and Development (ABCD) II Program.
- A decrease of 4.00 FTE positions to reflect current usage.

7 11 a. Of the funds appropriated in this subsection, not more  
7 12 than \$739,318 shall be used for the healthy opportunities to  
7 13 experience success (HOPES)-healthy families Iowa (HFI) program  
7 14 established pursuant to section 135.106. The funding shall  
7 15 be distributed to renew the grants that were provided to the  
7 16 grantees that operated the program during the fiscal year  
7 17 ending June 30, 2011.

Limits the General Fund amount used to fund the HOPES Program to \$739,318. The funds are required to be distributed to the grantees that received funding in FY 2011.

DETAIL: This is an increase of \$1,115 compared to the FY 2011 allocation.

7 18 b. Of the funds appropriated in this subsection, \$329,885  
7 19 shall be used to continue to address the healthy mental  
7 20 development of children from birth through five years of age  
7 21 through local evidence-based strategies that engage both the  
7 22 public and private sectors in promoting healthy development,  
7 23 prevention, and treatment for children.

Allocates \$329,885 for the ABCD II Program.

DETAIL: This is no change compared to the FY 2011 allocation.

7 24 c. Of the funds appropriated in this subsection, \$31,597  
7 25 shall be distributed to a statewide dental carrier to provide  
7 26 funds to continue the donated dental services program patterned  
7 27 after the projects developed by the dental lifeline network  
7 28 to provide dental services to indigent elderly and disabled  
7 29 individuals.

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

DETAIL: This is no change compared to the FY 2011 allocation.

7 30 d. Of the funds appropriated in this subsection, \$112,677  
7 31 shall be used for childhood obesity prevention.

Allocates \$112,677 for childhood obesity programs.

DETAIL: This is a decrease of \$16,602 compared to the FY 2011 allocation.

7 32 e. Of the funds appropriated in this subsection, \$163,760  
7 33 shall be used to provide audiological services and hearing

Allocates \$163,760 for the Audiological Services for Kids Program.

7 34 aids for children. The department may enter into a contract  
7 35 to administer this paragraph.

8 1 3. CHRONIC CONDITIONS

8 2 For serving individuals identified as having chronic  
8 3 conditions or special health care needs, and for not more than  
8 4 the following full-time equivalent positions:

8 5 .....	\$	3,361,656
8 6 .....	FTEs	4.00

8 7 a. Of the funds appropriated in this subsection, \$160,582  
8 8 shall be used for grants to individual patients who have  
8 9 phenylketonuria (PKU) to assist with the costs of necessary  
8 10 special foods.

8 11 b. Of the funds appropriated in this subsection, \$483,600  
8 12 is allocated for continuation of the contracts for resource  
8 13 facilitator services in accordance with section 135.22B,  
8 14 subsection 9, and for brain injury training services and  
8 15 recruiting of service providers to increase the capacity within  
8 16 this state to address the needs of individuals with brain  
8 17 injuries and such individuals' families.

8 18 c. Of the funds appropriated in this subsection, \$498,874  
8 19 shall be used as additional funding to leverage federal funding

DETAIL: This is a decrease of \$24,130 compared to the FY 2011 allocation.

General Fund appropriation to chronic conditions programs.

DETAIL: This is a net increase of \$37,108 and 0.05 FTE positions compared to estimated net FY 2011. The General Fund changes include:

- A decrease of \$124,609 to fund the Medical Home Advisory Council from the Health Care Transformation Account (HCTA) instead of the General Fund.
- A decrease of \$200,373 for a general reduction.
- An increase of \$30,000 for the AIDS Drug Assistance Program (ADAP).
- An increase of \$12,500 for one-time funding for an epilepsy task force.
- An increase of \$107,052 for the Center for Congenital and Inherited Disorders.
- An increase of \$7,549 due to a technical error.
- An increase of \$100,000 for brain injury services.
- An increase of \$23,774 for PKU services.
- An increase of \$32,512 for child health specialty clinics.
- An increase of \$15,000 to replace one-time funding in FY 2011 for child health specialty clinics from the Underground Storage Tank (UST) Fund in FY 2012.
- An increase of \$150,000 for increased funding for the Iowa Comprehensive Cancer Control (ICCC) Program.
- A decrease of \$116,297 to eliminate funding to the Prevention and Chronic Care Advisory Council. The Council's duties will be combined with those of the Medical Home Advisory Council.
- An increase of 0.05 FTE positions to reflect current usage.

Allocates \$160,582 for PKU assistance.

DETAIL: This is no change compared to the FY 2011 allocation.

Allocates \$483,600 for continuation of the two contracts from FY 2011 in the DPH Brain Injury Services Program.

DETAIL: This is an increase of \$41,918 compared to the FY 2011 allocation.

Allocates \$498,874 to the ADAP.

8 20 through the federal Ryan White Care Act, Tit.II, AIDS drug  
8 21 assistance program supplemental drug treatment grants.

DETAIL: This is an increase of \$40,994 compared to the FY 2011 allocation.

8 22 d. Of the funds appropriated in this subsection, \$31,254  
8 23 shall be used for the public purpose of providing a grant to an  
8 24 existing national-affiliated organization to provide education,  
8 25 client-centered programs, and client and family support for  
8 26 people living with epilepsy and their families.

Allocates \$31,254 for epilepsy education and support.

DETAIL: This is a decrease of \$25,759 compared to the FY 2011 allocation.

8 27 e. Of the funds appropriated in this subsection, \$788,303  
8 28 shall be used for child health specialty clinics.

Allocates \$788,303 for child health specialty clinics.

DETAIL: This is no change compared to the FY 2011 allocation.

8 29 f. Of the funds appropriated in this subsection, \$497,065  
8 30 shall be used for the comprehensive cancer control program to  
8 31 reduce the burden of cancer in Iowa through prevention, early  
8 32 detection, effective treatment, and ensuring quality of life.  
8 33 Of the funds allocated in this lettered paragraph, \$150,000  
8 34 shall be used to support a melanoma research symposium, a  
8 35 melanoma biorepository and registry, basic and translational  
9 1 melanoma research, and clinical trials.

Allocates \$497,065 for the ICCC Program.

DETAIL: This is a net increase of \$88,263 compared to the FY 2011 allocation. Of the total amount, \$150,000 is required to be used to support various efforts in studying, tracking, and researching melanoma.

9 2 g. Of the funds appropriated in this subsection, \$126,450  
9 3 shall be used for cervical and colon cancer screening.

Allocates \$126,450 for cervical and colon cancer screening.

DETAIL: This is a decrease of \$19,100 compared to the FY 2011 allocation.

9 4 h. Of the funds appropriated in this subsection, \$528,834  
9 5 shall be used for the center for congenital and inherited  
9 6 disorders.

Allocates \$528,834 for the Center for Congenital and Inherited Disorders Central Registry.

DETAIL: This is no change compared to the FY 2011 allocation.

9 7 i. Of the funds appropriated in this subsection, \$129,937  
9 8 shall be used for the prescription drug donation repository  
9 9 program created in chapter 135M.

Allocates \$129,937 for the Prescription Drug Donation Program.

DETAIL: This is a decrease of \$19,675 compared to the FY 2011 allocation.

9 10 j. Of the funds appropriated in this subsection, \$12,500  
9 11 shall be used for the purposes of the epilepsy treatment and  
9 12 education task force as specified in 2011 Iowa Acts, House File  
9 13 322, as enacted.

Allocates \$12,500 in one-time funding for an epilepsy treatment and education task force established in HF 322 (Epilepsy Patient Safety Act).

DETAIL: House File 322 was signed by the Governor on April 14, 2011.

#### 9 14 4. COMMUNITY CAPACITY

9 15 For strengthening the health care delivery system at the  
9 16 local level, and for not more than the following full-time

General Fund appropriation to community capacity programs.

DETAIL: This is a net decrease of \$823,941 and 6.80 FTE positions

9 17	equivalent positions:		
9 18	..... \$	4,235,166	
9 19	..... FTEs	14.00	

compared to estimated net FY 2011. The General Fund changes include:

- A decrease of \$325,386 for a general reduction.
- An increase of \$66,919 for increased funding to a child vision screening program.
- A decrease of \$9,526 for direct care worker initiatives.
- A decrease of \$25,000 to eliminate funding to the Governor's Council on Physical Fitness and Nutrition.
- A decrease of \$143,466 to eliminate funding to the Health and Long-Term Care Access Advisory Council.
- A decrease of \$607,889 to eliminate funding to the Healthy Communities Wellness Grant Program.
- An increase of \$50,000 for a dental loan repayment program.
- An increase of \$97,990 to restore the Iowa Safety Net Collaborative grant funding to the original FY 2011 levels.
- An increase of \$72,417 due to a technical error.
- A decrease of 6.80 FTE positions to reflect current usage.

9 20 a. Of the funds appropriated in this subsection, \$100,000  
 9 21 is allocated for a child vision screening program implemented  
 9 22 through the university of Iowa hospitals and clinics in  
 9 23 collaboration with early childhood Iowa areas.

Allocates \$100,000 for a child vision screening program through the University of Iowa Hospitals and Clinics (SUIHC) in collaboration with Early Childhood Iowa areas.

DETAIL: This is an increase of \$36,408 compared to the FY 2011 allocation.

9 24 b. Of the funds appropriated in this subsection, \$111,308 is  
 9 25 allocated for continuation of an initiative implemented at the  
 9 26 university of Iowa and \$100,493 is allocated for continuation  
 9 27 of an initiative at the state mental health institute at  
 9 28 Cherokee to expand and improve the workforce engaged in mental  
 9 29 health treatment and services. The initiatives shall receive  
 9 30 input from the university of Iowa, the department of human  
 9 31 services, the department of public health, and the mental  
 9 32 health and disability services commission to address the focus  
 9 33 of the initiatives.

Requires an allocation of \$111,308 for a University of Iowa initiative to expand and improve the mental health treatment and services workforce. Requires an allocation of \$100,493 for a similar initiative at the Mental Health Institute (MHI) at Cherokee.

DETAIL: Compared to the FY 2011 allocations, these are decreases of \$18,433 and \$16,649 respectively.

9 34 c. Of the funds appropriated in this subsection, \$1,171,491  
 9 35 shall be used for essential public health services that promote  
 10 1 healthy aging throughout the lifespan, contracted through a  
 10 2 formula for local boards of health, to enhance health promotion  
 10 3 and disease prevention services.

Requires the DPH to use \$1,171,491 for core public health functions, including home health care and public health nursing services.

DETAIL: This is a decrease of \$93,321 compared to the FY 2011 allocation.

10 4 d. Of the funds appropriated in this section, \$121,817 shall  
 10 5 be deposited in the governmental public health system fund  
 10 6 created in section 135A.8 to be used for the purposes of the  
 10 7 fund.

Allocates \$121,817 to the Governmental Public Health System Fund.

DETAIL: This is a decrease of \$8,397 compared to the FY 2011 allocation. The Fund is used for activities relating to the Department's modernization initiative.

10 8 e. Of the funds appropriated in this subsection, \$144,542  
10 9 shall be used for the mental health professional shortage area  
10 10 program implemented pursuant to section 135.80.

Allocates \$144,542 for the Mental Health Professional Shortage Area Program.

DETAIL: This is an increase of \$1,392 compared to the FY 2011 allocation.

10 11 f. Of the funds appropriated in this subsection,  
10 12 \$38,263 shall be used for a grant to a statewide association  
10 13 of psychologists that is affiliated with the American  
10 14 psychological association to be used for continuation of a  
10 15 program to rotate intern psychologists in placements in urban  
10 16 and rural mental health professional shortage areas, as defined  
10 17 in section 135.80.

Allocates \$38,263 for a rotation program for intern psychologists in urban and rural mental health professional shortage areas.

DETAIL: This is a decrease of \$2,637 compared to the FY 2011 allocation.

10 18 g. Of the funds appropriated in this subsection, the  
10 19 following amounts shall be allocated to the Iowa collaborative  
10 20 safety net provider network established pursuant to section  
10 21 135.153 to be used for the purposes designated. The following  
10 22 amounts allocated under this lettered paragraph shall be  
10 23 distributed to the specified provider and shall not be reduced  
10 24 for administrative or other costs prior to distribution:

Provides for allocations to the Iowa Collaborative Safety Net Provider Network. Specifies that administrative costs related to the distribution of funding to the Safety Net Provider Network may not be taken out of allocated funding.

10 25 (1) For distribution to the Iowa primary care association  
10 26 for statewide coordination of the Iowa collaborative safety net  
10 27 provider network:  
10 28 ..... \$ 132,580

Allocates \$132,580 for the Iowa Collaborative Safety Net Provider Network.

DETAIL: This is an increase of \$58,960 compared to the FY 2011 allocation.

10 29 (2) For distribution to the local boards of health that  
10 30 provide direct services for pilot programs in three counties to  
10 31 assist patients in determining an appropriate medical home:  
10 32 ..... \$ 77,609

Allocates \$77,609 for local board of health pilot programs in three counties to assist patients in finding an appropriate medical home.

DETAIL: This is an increase of \$3,092 compared to the FY 2011 allocation.

10 33 (3) For distribution to maternal and child health centers  
10 34 for pilot programs in three counties to assist patients in  
10 35 determining an appropriate medical home:  
11 1 ..... \$ 77,609

Allocates \$77,609 for three child and maternal health center pilot programs to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$3,092 compared to the FY 2011 allocation.

11 2 (4) For distribution to free clinics for necessary  
11 3 infrastructure, statewide coordination, provider recruitment,  
11 4 service delivery, and provision of assistance to patients in  
11 5 determining an appropriate medical home:  
11 6 ..... \$ 124,050

Allocates \$124,050 for free clinics to assist patients in finding an appropriate medical home.

DETAIL: This is a decrease of \$60,000 compared to the FY 2011 allocation. This decrease is reflected in the new allocation paragraph in Community Capacity to the DPH for administration of the Volunteer

Health Care Provider Program. This was formally distributed by a Code Chapter 28E agreement however, it will be a new allocation in FY 2012.

11 7 (5) For distribution to rural health clinics for necessary  
11 8 infrastructure, statewide coordination, provider recruitment,  
11 9 service delivery, and provision of assistance to patients in  
11 10 determining an appropriate medical home:  
11 11 ..... \$ 110,430

Allocates \$110,430 for rural health clinics to assist patients in finding an appropriate medical home.

DETAIL: This is no change compared to the FY 2011 allocation.

11 12 (6) For continuation of the safety net provider patient  
11 13 access to specialty health care initiative as described in 2007  
11 14 Iowa Acts, chapter 218, section 109:  
11 15 ..... \$ 260,000

Allocates \$260,000 for the safety net provider patient access to specialty care initiative.

DETAIL: This is a decrease of \$34,480 compared to the FY 2011 allocation.

11 16 (7) For continuation of the pharmaceutical infrastructure  
11 17 for safety net providers as described in 2007 Iowa Acts,  
11 18 chapter 218, section 108:  
11 19 ..... \$ 270,000

Allocates \$270,000 for the pharmaceutical infrastructure for safety net providers.

DETAIL: This is a decrease of \$24,480 compared to the FY 2011 allocation.

11 20 The Iowa collaborative safety net provider network may  
11 21 continue to distribute funds allocated pursuant to this  
11 22 lettered paragraph through existing contracts or renewal of  
11 23 existing contracts.

Permits the Iowa Collaborative Safety Net Provider Network to continue existing contracts to distribute the funding.

11 24 h. (1) Of the funds appropriated in this subsection,  
11 25 \$149,000 shall be used for continued implementation of  
11 26 the recommendations of the direct care worker task force  
11 27 established pursuant to 2005 Iowa Acts, chapter 88, based upon  
11 28 the report submitted to the governor and the general assembly  
11 29 in December 2006. The department may use a portion of the  
11 30 funds allocated in this lettered paragraph for an additional  
11 31 position to assist in the continued implementation.

Allocates \$149,000 for continued implementation of the recommendations of the Direct Care Worker Task Force.

DETAIL: This is a decrease of \$31,000 compared to the original FY 2011 allocation.

11 32 (2) It is the intent of the general assembly that a  
11 33 board of direct care workers shall be established within the  
11 34 department of public health by July 1, 2014, contingent upon  
11 35 the availability of funds to establish and maintain the board.

Requires the DPH to establish a Board of Direct Care Workers by July 1, 2014, if funds are available to establish and maintain it.

VETOED: The Governor vetoed this paragraph and stated that funding for such a board would be unduly burdensome and costly for both the State and the direct care workers. The Governor also vetoed this paragraph for FY 2013.

12 1 (3) The direct care worker advisory council shall submit  
12 2 a final report no later than March 1, 2012, to the governor  
12 3 and the general assembly, in accordance with 2010 Iowa  
12 4 Acts, chapter 1192, section 2, subsection 4, paragraph "h",

Requires the Direct Care Worker Advisory Council to submit an interim progress report by March 1, 2011, and a final report by March 1, 2012, to the Governor and General Assembly and specifies the required contents of the reports.

12 5 subparagraph (3).

12 6 (4) The department of public health shall report to the  
12 7 persons designated in this Act for submission of reports  
12 8 regarding use of the funds allocated in this lettered  
12 9 paragraph, on or before January 15, 2012.

Requires the DPH to submit a report regarding the use of direct care worker funding to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staff, and the Legislative Services Agency (LSA) by January 15, 2012.

12 10 i. (1) Of the funds appropriated in this subsection,  
12 11 \$130,100 shall be used for allocation to an independent  
12 12 statewide direct care worker association under a contract with  
12 13 terms determined by the director of public health relating  
12 14 to education, outreach, leadership development, mentoring,  
12 15 and other initiatives intended to enhance the recruitment and  
12 16 retention of direct care workers in health care and long-term  
12 17 care settings.

Allocates \$130,100 to enhance the recruitment and retention of direct care workers in health and long-term care.

DETAIL: This is a decrease of \$4,900 compared to the original FY 2011 allocation.

12 18 (2) Of the funds appropriated in this subsection, \$58,000  
12 19 shall be used to provide scholarships or other forms of  
12 20 subsidization for direct care worker educational conferences,  
12 21 training, or outreach activities.

Allocates \$58,000 for subsidization for direct care worker activities.

DETAIL: This is a decrease of \$5,000 compared to the original FY 2011 allocation.

12 22 j. Of the funds appropriated in this subsection, the  
12 23 department may use up to \$58,518 for up to one full-time  
12 24 equivalent position to administer the volunteer health care  
12 25 provider program pursuant to section 135.24.

Permits the Department to utilize up \$58,518 and 1.00 FTE position for administration of the Voluntary Health Care Provider Program.

DETAIL: This is a new funding allocation for FY 2012. In previous years, the Department received funding in the same amount from the Iowa Primary Care Association to fund this Program.

12 26 k. Of the funds appropriated in this subsection, \$50,000  
12 27 shall be used for a matching dental education loan repayment  
12 28 program to be allocated to a dental nonprofit health service  
12 29 corporation to develop the criteria and implement the loan  
12 30 repayment program.

Allocates \$50,000 for a dental education loan repayment program.

DETAIL: This is a new allocation for FY 2012.

12 31 5. HEALTHY AGING

12 32 To provide public health services that reduce risks and  
12 33 invest in promoting and protecting good health over the  
12 34 course of a lifetime with a priority given to older lowans and  
12 35 vulnerable populations:

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

DETAIL: This is a net decrease of \$507,264 compared to estimated net FY 2011. The General Fund changes include:

- A decrease of \$468,264 for a general reduction.
- A decrease of \$39,000 to reduce funds directed to nonelderly wellness initiatives.

13 1 ..... \$ 7,297,142

13 2 a. Of the funds appropriated in this subsection, \$2,009,187  
13 3 shall be used for local public health nursing services.

Allocates \$2,009,187 for the Local Public Health Nursing Program.

DETAIL: This is a decrease of \$200,509 compared to the FY 2011

13 4 b. Of the funds appropriated in this subsection, \$5,287,955  
13 5 shall be used for home care aide services.

13 6 6. ENVIRONMENTAL HAZARDS

13 7 For reducing the public's exposure to hazards in the  
13 8 environment, primarily chemical hazards, and for not more than  
13 9 the following full-time equivalent positions:

13 10 .....	\$	813,777
13 11 .....	FTEs	4.00

13 12 Of the funds appropriated in this subsection, \$544,377 shall  
13 13 be used for childhood lead poisoning provisions.

13 14 7. INFECTIOUS DISEASES

13 15 For reducing the incidence and prevalence of communicable  
13 16 diseases, and for not more than the following full-time  
13 17 equivalent positions:

13 18 .....	\$	1,345,847
13 19 .....	FTEs	4.00

13 20 8. PUBLIC PROTECTION

13 21 For protecting the health and safety of the public through  
13 22 establishing standards and enforcing regulations, and for not  
13 23 more than the following full-time equivalent positions:

13 24 .....	\$	2,776,232
13 25 .....	FTEs	125.00

allocation.

Allocates \$5,287,955 for the Home Care Aide Services Program.

DETAIL: This is a decrease of \$548,128 compared to the FY 2011 allocation.

General Fund appropriation to environmental hazards programs.

DETAIL: This is a net decrease of \$20,689 and 0.50 FTE position compared to estimated net FY 2011. The General Fund changes include:

- A decrease of \$51,943 for a general reduction.
- An increase of \$31,254 to partially restore the mid-year reduction in FY 2011.
- A decrease of 0.50 FTE position to reflect current utilization.

Requires an allocation of \$544,377 for childhood lead poisoning testing.

DETAIL: This is a decrease of \$46,003 compared to the FY 2011 allocation.

General Fund appropriation to infectious diseases programs.

DETAIL: This is a net decrease of \$85,905 and 1.00 FTE position compared to estimated net FY 2011 for a general reduction.

General Fund appropriation to public protection programs.

DETAIL: This is a net decrease of \$369,015 and 7.15 FTE positions compared to estimated net FY 2011. The General Fund changes include:

- A decrease of \$188,715 for a general reduction.
- A decrease of \$177,844 due to requirements in HF 658 relating to the DPH transferring milk inspection duties and funding to the Iowa Department of Agriculture and Land Stewardship (IDALS).
- A decrease of \$50,000 to eliminate one-time funding to the Emergency Medical Services Fund for education, training, testing, and other costs to conform to national standards for certification of emergency medical care providers.
- An increase of \$47,544 to restore funding to the EMS Fund due to the mid-year reductions in FY 2011.
- A reduction of 7.15 FTE positions to reflect current usage.

13 26 a. Of the funds appropriated in this subsection, not more  
13 27 than \$471,690 shall be credited to the emergency medical  
13 28 services fund created in section 135.25. Moneys in the  
13 29 emergency medical services fund are appropriated to the  
13 30 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 no change compared to the FY 2011 allocation. The funds are used for training and equipment provided through the EMS Program.

13 31 b. Of the funds appropriated in this subsection, \$210,619  
13 32 shall be used for sexual violence prevention programming  
13 33 through a statewide organization representing programs serving  
13 34 victims of sexual violence through the department's sexual  
13 35 violence prevention program. The amount allocated in this  
14 1 lettered paragraph shall not be used to supplant funding  
14 2 administered for other sexual violence prevention or victims  
14 3 assistance programs.

Allocates \$210,619 to provide program funding for sexual violence prevention.

DETAIL: This is an increase of \$23,610 compared to the FY 2011 allocation.

14 4 c. Of the funds appropriated in this subsection, not more  
14 5 than \$436,582 shall be used for the state poison control  
14 6 center.

Requires an allocation up to a maximum of \$436,582 for the State Poison Control Center.

DETAIL: This is a decrease of \$48,938 compared to the FY 2011 allocation.

14 7 9. RESOURCE MANAGEMENT

14 8 For establishing and sustaining the overall ability of the  
14 9 department to deliver services to the public, and for not more  
14 10 than the following full-time equivalent positions:

14 11 .....	\$	819,554
14 12 .....	FTEs	7.00

General Fund appropriation to the Department's resource management activities.

DETAIL: This is a net decrease of \$52,312 and 3.00 FTE positions compared to estimated FY 2011 for a general reduction and to reflect current usage of FTEs.

14 13 The university of Iowa hospitals and clinics under the  
14 14 control of the state board of regents shall not receive  
14 15 indirect costs from the funds appropriated in this section.  
14 16 The university of Iowa hospitals and clinics billings to the  
14 17 department shall be on at least a quarterly basis.

Prohibits the 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 2012.

14 18 DIVISION III  
14 19 DEPARTMENT OF VETERANS AFFAIRS — FY 2011-2012

14 20 Sec. 3. DEPARTMENT OF VETERANS AFFAIRS. There is  
14 21 appropriated from the general fund of the state to the  
14 22 department of veterans affairs for the fiscal year beginning  
14 23 July 1, 2011, and ending June 30, 2012, the following amounts,  
14 24 or so much thereof as is necessary, to be used for the purposes  
14 25 designated:

14 26 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

14 27 For salaries, support, maintenance, and miscellaneous  
14 28 purposes, including the war orphans educational assistance fund  
14 29 created in section 35.8, and for not more than the following

General Fund appropriation to the Department of Veteran Affairs.

DETAIL: This is an increase of \$69,224 and 1.55 FTE positions compared to estimated net FY 2011 for additional cemetery operational

14 30 full-time equivalent positions:  
 14 31 ..... \$ 998,832  
 14 32 ..... FTEs 16.34

expenditures.

14 33 2. IOWA VETERANS HOME  
 14 34 For salaries, support, maintenance, and miscellaneous  
 14 35 purposes:  
 15 1 ..... \$ 8,952,151

General Fund appropriation to the Iowa Veterans Home (IVH).

DETAIL: This is no change compared to estimated net FY 2011. An estimated \$2,000,000 in excess funds beyond the cash flow need of \$500,000 will be available for \$1,200,000 of costs relating to FY 2011 for opening both buildings relating to Phase 1 of the Master Plan. This Act does not cap FTE positions. The tracking document indicates that there is an increase of 30.43 FTE positions compared to the estimated net FY 2011 FTE positions.

15 2 a. The Iowa veterans home billings involving the department  
 15 3 of human services shall be submitted to the department on at  
 15 4 least a monthly basis.

Requires the IVH to submit monthly claims relating to Medicaid to the DHS.

15 5 b. If there is a change in the employer of employees  
 15 6 providing services at the Iowa veterans home under a collective  
 15 7 bargaining agreement, such employees and the agreement shall  
 15 8 be continued by the successor employer as though there had not  
 15 9 been a change in employer.

Requires a new employer to honor an existing collective bargaining agreement at the IVH.

15 10 c. Within available resources and in conformance with  
 15 11 associated state and federal program eligibility requirements,  
 15 12 the Iowa veterans home may implement measures to provide  
 15 13 financial assistance to or on behalf of veterans or their  
 15 14 spouses participating in the community reentry program.

Permits the IVH to provide financial assistance to support participation in the community re-entry program within State and federal eligibility requirements.

15 15 d. The Iowa veterans home expenditure report shall be  
 15 16 submitted monthly to the legislative services agency.

Requires the IVH to submit monthly expenditure reports to the LSA.

VETOED: The Governor vetoed this paragraph and stated that the information is already available within the State's accounting and budgeting system. The Governor also vetoed this paragraph for FY 2013.

15 17 3. STATE EDUCATIONAL ASSISTANCE — CHILDREN OF DECEASED  
 15 18 VETERANS  
 15 19 For provision of educational assistance pursuant to section  
 15 20 35.9:  
 15 21 ..... \$ 12,416

General Fund appropriation for the State Educational Assistance for Children of Deceased Veterans Program.

DETAIL: This is no change compared to estimated net FY 2011. There is approximately \$110,000 in carryforward from previous fiscal years for this Program. Expenditures are limited due to federal educational benefits available for these children.

15 22 Sec. 4. LIMITATION OF COUNTY COMMISSION OF VETERANS AFFAIRS  
 15 23 FUND STANDING APPROPRIATIONS. Notwithstanding the standing  
 15 24 appropriation in the following designated section for the

General Fund appropriation for the County Commissions of Veterans Affairs Fund.

15 25 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
15 26 the amounts appropriated from the general fund of the state  
15 27 pursuant to that section for the following designated purposes  
15 28 shall not exceed the following amount:

15 29 For the county commissions of veterans affairs fund under  
15 30 section 35A.16:

15 31 ..... \$ 990,000

15 32 DIVISION IV  
15 33 DEPARTMENT OF HUMAN SERVICES — FY 2011-2012

15 34 Sec. 5. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
15 35 GRANT. There is appropriated from the fund created in section

16 1 8.41 to the department of human services for the fiscal year  
16 2 beginning July 1, 2011, and ending June 30, 2012, from moneys  
16 3 received under the federal temporary assistance for needy  
16 4 families (TANF) block grant pursuant to the federal Personal  
16 5 Responsibility and Work Opportunity Reconciliation Act of 1996,  
16 6 Pub.L.No.104-193, and successor legislation, and from moneys  
16 7 received under the emergency contingency fund for temporary  
16 8 assistance for needy families state program established  
16 9 pursuant to the federal American Recovery and Reinvestment Act  
16 10 of 2009, Pub.L. No.111-5 §2101, and successor legislation,  
16 11 the following amounts, or so much thereof as is necessary, to  
16 12 be used for the purposes designated:

16 13 1. To be credited to the family investment program account  
16 14 and used for assistance under the family investment program  
16 15 under chapter 239B:  
16 16 ..... \$ 21,500,738

16 17 2. To be credited to the family investment program account  
16 18 and used for the job opportunities and basic skills (JOBS)  
16 19 program and implementing family investment agreements in  
16 20 accordance with chapter 239B:  
16 21 ..... \$ 12,411,528

16 22 3. To be used for the family development and  
16 23 self-sufficiency grant program in accordance with section  
16 24 216A.107:  
16 25 ..... \$ 2,898,980

16 26 Notwithstanding section 8.33, moneys appropriated in this  
16 27 subsection that remain unencumbered or unobligated at the close  
16 28 of the fiscal year shall not revert but shall remain available  
16 29 for expenditure for the purposes designated until the close of  
16 30 the succeeding fiscal year. However, unless such moneys are  
16 31 encumbered or obligated on or before September 30, 2012, the

DETAIL: This is an increase of \$90,000 compared to estimated net FY  
2011 to replace one-time FY 2011 funding from the Merchant Marine  
Bonus Fund. Each of the 99 counties receives a \$10,000 grant for  
veteran-related expenditures.

TANF Block Grant Fund appropriations for FY 2012.

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  
federal block grant. 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 2012 Block Grant appropriation for the FIP Account.

DETAIL: This is a decrease of \$2,875,603 compared to estimated net  
FY 2011. The decrease is due to a declining caseload and more  
carryforward funding available.

TANF FY 2012 Block Grant appropriation for the PROMISE JOBS  
Program.

DETAIL: No change to the current level of TANF support.

TANF FY 2012 Block Grant appropriation for the Family Development  
and Self Sufficiency (FaDSS) Program.

DETAIL: No change to the current level of TANF support.

Requires nonreversion of funds allocated for the FaDSS Grant Program.

16 32 moneys shall revert.

16 33 4. For field operations:  
16 34 ..... \$ 31,296,232

TANF FY 2012 Block Grant appropriation for Field Operations.

DETAIL: No change to the current level of TANF support.

16 35 5. For general administration:  
17 1 ..... \$ 3,744,000

TANF FY 2012 Block Grant appropriation for General Administration.

DETAIL: No change to the current level of TANF support.

17 2 6. For state child care assistance:  
17 3 ..... \$ 16,382,687

TANF FY 2012 Block Grant appropriation for Child Care Assistance.

DETAIL: No change to the current level of TANF support.

17 4 The funds appropriated in this subsection shall be  
17 5 transferred to the child care and development block grant  
17 6 appropriation made by the Eighty-fourth General Assembly, 2011  
17 7 Session, for the federal fiscal year beginning October 1,  
17 8 2011, and ending September 30, 2012. Of this amount, \$200,000  
17 9 shall be used for provision of educational opportunities to  
17 10 registered child care home providers in order to improve  
17 11 services and programs offered by this category of providers  
17 12 and to increase the number of providers. The department may  
17 13 contract with institutions of higher education or child care  
17 14 resource and referral centers to provide the educational  
17 15 opportunities. Allowable administrative costs under the  
17 16 contracts shall not exceed 5 percent. The application for a  
17 17 grant shall not exceed two pages in length.

Requires the DHS to transfer \$16,382,687 to the Child Care and Development Block Grant and to use \$200,000 for training of registered child care home providers. Permits the DHS to contract with colleges or child care resource and referral centers and specifies requirements for funding the grants and the application form for the grant.

17 18 7. For mental health and developmental disabilities  
17 19 community services:  
17 20 ..... \$ 4,894,052

TANF FY 2012 Block Grant appropriation for Mental Health and Developmental Disabilities Community Services.

DETAIL: No change to the current level of TANF support.

17 21 8. For child and family services:  
17 22 ..... \$ 32,084,430

TANF FY 2012 Block Grant appropriation for Child and Family Services.

DETAIL: No change to the current level of TANF support.

17 23 9. For child abuse prevention grants:  
17 24 ..... \$ 125,000

TANF FY 2012 Block Grant appropriation for Child Abuse Prevention Grants.

DETAIL: No change to the current level of TANF support.

17 25 10. For pregnancy prevention grants on the condition that  
17 26 family planning services are funded:  
17 27 ..... \$ 1,930,067

TANF FY 2012 Block Grant appropriation for pregnancy prevention grants if family planning services are funded.

17 28 Pregnancy prevention grants shall be awarded to programs  
17 29 in existence on or before July 1, 2011, if the programs have  
17 30 demonstrated positive outcomes. Grants shall be awarded to  
17 31 pregnancy prevention programs which are developed after July  
17 32 1, 2011, if the programs are based on existing models that  
17 33 have demonstrated positive outcomes. Grants shall comply with  
17 34 the requirements provided in 1997 Iowa Acts, chapter 208,  
17 35 section 14, subsections 1 and 2, including the requirement that  
18 1 grant programs must emphasize sexual abstinence. Priority in  
18 2 the awarding of grants shall be given to programs that serve  
18 3 areas of the state which demonstrate the highest percentage of  
18 4 unplanned pregnancies of females of childbearing age within the  
18 5 geographic area to be served by the grant.

18 6 11. For technology needs and other resources necessary  
18 7 to meet federal welfare reform reporting, tracking, and case  
18 8 management requirements:  
18 9 ..... \$ 1,037,186

18 10 12. To be credited to the state child care assistance  
18 11 appropriation made in this section to be used for funding of  
18 12 community-based early childhood programs targeted to children  
18 13 from birth through five years of age developed by early  
18 14 childhood Iowa areas as provided in section 256I.11:  
18 15 ..... \$ 6,350,000

18 16 The department shall transfer TANF block grant funding  
18 17 appropriated and allocated in this subsection to the child care  
18 18 and development block grant appropriation in accordance with  
18 19 federal law as necessary to comply with the provisions of this  
18 20 subsection.

18 21 13. a. Notwithstanding any provision to the contrary,  
18 22 including but not limited to requirements in section 8.41 or  
18 23 provisions in 2010 or 2011 Iowa Acts regarding the receipt  
18 24 and appropriation of federal block grants, federal funds  
18 25 from the emergency contingency fund for temporary assistance  
18 26 for needy families state program established pursuant to the  
18 27 federal American Recovery and Reinvestment Act of 2009, Pub.  
18 28 L. No.111-5 § 2101, received by the state during the fiscal  
18 29 year beginning July 1, 2010, and ending June 30, 2011, not  
18 30 otherwise appropriated in this section and remaining available  
18 31 as of July 1, 2011, and received by the state during the fiscal  
18 32 year beginning July 1, 2011, and ending June 30, 2012, are  
18 33 appropriated to the extent as may be necessary to be used in

DETAIL: No change to the current level of TANF support.

Requires the Department to award pregnancy prevention grants that are based on existing models and to programs that have demonstrated 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 within the geographic area served by the grant.

TANF FY 2012 Block Grant appropriation for federal welfare reform reporting, tracking, and case management technology and resource needs.

DETAIL: No change to the current level of TANF support.

TANF FY 2012 Block Grant appropriation to fund community-based programs for children from birth to age five as developed by community empowerment areas.

DETAIL: No change to the current level of TANF support.

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

Appropriates sufficient funding from the emergency TANF funds received under the American Recovery and Reinvestment Act of 2009 (ARRA) to the FIP and Child Care Assistance Program and allows carryforward of unspent funds.

DETAIL: The State does not anticipate receiving any additional emergency funds in FY 2012. The State estimated receipt of \$17,678,279 in FY 2011, but updated projections estimate the State will receive \$24,088,786.

18 34 the following priority order:the family investment program  
18 35 for the fiscal year and for state child care assistance program  
19 1 payments for individuals enrolled in the family investment  
19 2 program who are employed. The federal funds appropriated in  
19 3 this paragraph "a" shall be expended only after all other  
19 4 funds appropriated in subsection 1 for the assistance under  
19 5 the family investment program under chapter 239B have been  
19 6 expended.

19 7 b. The department shall, on a quarterly basis, advise the  
19 8 legislative services agency and department of management of  
19 9 the amount of funds appropriated in this subsection that was  
19 10 expended in the prior quarter.

19 11 14. Of the amounts appropriated in this section,  
19 12 \$12,962,008 for the fiscal year beginning July 1, 2011, shall  
19 13 be transferred to the appropriation of the federal social  
19 14 services block grant made for that fiscal year.

19 15 15. For continuation of the program allowing the department  
19 16 to maintain categorical eligibility for the food assistance  
19 17 program as required under the section of this division relating  
19 18 to the family investment account:  
19 19 ..... \$ 146,072

19 20 16. The department may transfer funds allocated in this  
19 21 section to the appropriations made in this division of this Act  
19 22 for general administration and field operations for resources  
19 23 necessary to implement and operate the services referred to in  
19 24 this section and those funded in the appropriation made in this  
19 25 division of this Act for the family investment program from the  
19 26 general fund of the state.

19 27 Sec. 6. FAMILY INVESTMENT PROGRAM ACCOUNT.

19 28 1. Moneys credited to the family investment program (FIP)  
19 29 account for the fiscal year beginning July 1, 2011, and  
19 30 ending June 30, 2012, shall be used to provide assistance in  
19 31 accordance with chapter 239B.

19 32 2. The department may use a portion of the moneys credited  
19 33 to the FIP account under this section as necessary for  
19 34 salaries, support, maintenance, and miscellaneous purposes.

19 35 3. The department may transfer funds allocated in  
20 1 this section to the appropriations in this Act for general  
20 2 administration and field operations for resources necessary to

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

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

DETAIL: No change to the current level of TANF support.

TANF FY 2012 Block Grant appropriation to the Promoting Healthy Marriage Program.

DETAIL: This is a new appropriation for FY 2012. By implementing this Program, the Department is allowed to expand food assistance to families with incomes up to 160.00% of the Federal Poverty Level (FPL).

Permits the DHS to transfer funds to General Administration and Field Operations for costs associated with TANF-funded programs and the FIP.

Requires funds credited to the FIP Account for FY 2012 to be used as specified.

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

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

20 3 implement and operate the services referred to in this section  
20 4 and those funded in the appropriation made in this division of  
20 5 this Act for the family investment program from the general  
20 6 fund of the state.

20 7 4. Moneys appropriated in this division of this Act and  
20 8 credited to the FIP account for the fiscal year beginning July  
20 9 1, 2011, and ending June 30, 2012, are allocated as follows:

20 10 a. To be retained by the department of human services to  
20 11 be used for coordinating with the department of human rights  
20 12 to more effectively serve participants in the FIP program and  
20 13 other shared clients and to meet federal reporting requirements  
20 14 under the federal temporary assistance for needy families block  
20 15 grant:  
20 16 ..... \$ 20,000

20 17 b. To the department of human rights for staffing,  
20 18 administration, and implementation of the family development  
20 19 and self-sufficiency grant program in accordance with section  
20 20 216A.107:  
20 21 ..... \$ 5,342,834

20 22 (1) Of the funds allocated for the family development and  
20 23 self-sufficiency grant program in this lettered paragraph,  
20 24 not more than 5 percent of the funds shall be used for the  
20 25 administration of the grant program.

20 26 (2) The department of human rights may continue to implement  
20 27 the family development and self-sufficiency grant program  
20 28 statewide during fiscal year 2011-2012.

20 29 c. For the diversion subaccount of the FIP account:  
20 30 ..... \$ 1,698,400

20 31 A portion of the moneys allocated for the subaccount may  
20 32 be used for field operations salaries, data management system  
20 33 development, and implementation costs and support deemed  
20 34 necessary by the director of human services in order to  
20 35 administer the FIP diversion program.

21 1 d. For the food stamp employment and training program:  
21 2 ..... \$ 66,588

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

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

DETAIL: No change to the current level of support.

Allocates \$5,342,834 of the FY 2012 General Fund appropriation and TANF funds to the Department of Human Rights for the FaDSS Grant Program.

DETAIL: This is a decrease of \$54,417 compared to the FY 2011 allocation.

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

Permits the Department of Human Rights to continue to implement the FaDSS Grant Program in FY 2012.

Allocates \$1,698,400 of FY 2012 TANF funds for the FIP Diversion Subaccount.

DETAIL: No change to the current level of support.

Allows a portion of the FIP Diversion funds to be used to administer the FIP Diversion Program.

Allocates \$66,588 of FY 2012 FIP funds to the Food Stamp Employment and Training Program.

DETAIL: This is a decrease of \$1,471 compared to the FY 2011 allocation.

21 3 (1) The department shall amend the food stamp employment and  
21 4 training state plan in order to maximize to the fullest extent  
21 5 permitted by federal law the use of the 50-50 match provisions  
21 6 for the claiming of allowable federal matching funds from the  
21 7 United States department of agriculture pursuant to the federal  
21 8 food stamp employment and training program for providing  
21 9 education, employment, and training services for eligible food  
21 10 assistance program participants, including but not limited to  
21 11 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 12 (2) The department shall continue the categorical federal  
21 13 food assistance program eligibility at 160 percent of the  
21 14 federal poverty level and continue to eliminate the asset test  
21 15 from eligibility requirements, consistent with federal food  
21 16 assistance program requirements. The department shall include  
21 17 as many food assistance households as is allowed by federal  
21 18 law. The eligibility provisions shall conform to all federal  
21 19 requirements including requirements addressing individuals who  
21 20 are incarcerated or otherwise ineligible.

Requires the DHS to continue food assistance program eligibility to persons with income up to 160.00% of the FPL. The DHS is to conform to all federal requirements including requirements addressing individuals that are incarcerated.

21 21 e. For the JOBS program:  
21 22 ..... \$ 20,235,905

Permits the DHS to allocate \$20,235,905 of the FY 2012 General Fund appropriation and TANF funds for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$417,088 compared to the FY 2011 allocation.

21 23 5. Of the child support collections assigned under FIP,  
21 24 an amount equal to the federal share of support collections  
21 25 shall be credited to the child support recovery appropriation  
21 26 made in this division of this Act. Of the remainder of the  
21 27 assigned child support collections received by the child  
21 28 support recovery unit, a portion shall be credited to the FIP  
21 29 account, a portion may be used to increase recoveries, and a  
21 30 portion may be used to sustain cash flow in the child support  
21 31 payments account. If as a consequence of the appropriations  
21 32 and allocations made in this section the resulting amounts  
21 33 are insufficient to sustain cash assistance payments and meet  
21 34 federal maintenance of effort requirements, the department  
21 35 shall seek supplemental funding. If child support collections  
22 1 assigned under FIP are greater than estimated or are otherwise  
22 2 determined not to be required for maintenance of effort, the  
22 3 state share of either amount may be transferred to or retained  
22 4 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.

22 5 6. The department may adopt emergency rules for the family  
22 6 investment, JOBS, food stamp, and medical assistance programs  
22 7 if necessary to comply with federal requirements.

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

22 8 Sec. 7. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
22 9 is appropriated from the general fund of the state to the  
22 10 department of human services for the fiscal year beginning July  
22 11 1, 2011, and ending June 30, 2012, the following amount, or  
22 12 so much thereof as is necessary, to be used for the purpose  
22 13 designated:

22 14 To be credited to the family investment program (FIP)  
22 15 account and used for family investment program assistance under  
22 16 chapter 239B:  
22 17 ..... \$ 50,171,027

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

DETAIL: This is a net increase of \$19,124,493 compared to estimated net FY 2011. The changes include:

- An increase of \$25,501,745 to restore one-time ARRA funding.
- A decrease of \$2,632,239 due to a reduction in FIP caseloads.
- A decrease of \$3,485,949 due to available carryforward.
- An increase of \$146,072 for the Promoting Healthy Marriage Program.
- An increase of \$83,864 due to increased costs for Food Assistance electronic benefits transfer (EBT) contracts.
- A decrease of \$37,000 due to a reduction in Promise Jobs administrative costs
- A decrease of \$202,000 due to increased recoveries of Promise Jobs allowances.
- A decrease of \$250,000 for a general reduction.

22 18 1. Of the funds appropriated in this section, \$7,824,377 is  
22 19 allocated for the JOBS program.

General Fund allocation of \$7,824,377 for the PROMISE JOBS Program.

DETAIL: This is a decrease of \$417,088 compared to the FY 2011 allocation.

22 20 2. Of the funds appropriated in this section, \$2,463,854 is  
22 21 allocated for the family development and self-sufficiency grant  
22 22 program.

General Fund allocation of \$2,463,854 for the FaDSS Program.

DETAIL: This is a decrease of \$54,687 compared to the FY 2011 allocation.

22 23 3. Notwithstanding section 8.39, for the fiscal year  
22 24 beginning July 1, 2011, if necessary to meet federal  
22 25 maintenance of effort requirements or to transfer federal  
22 26 temporary assistance for needy families block grant funding  
22 27 to be used for purposes of the federal social services block  
22 28 grant or to meet cash flow needs resulting from delays in

Specifies that the DHS has the authority to transfer TANF funds to the Social Services Block Grant as necessary to meet MOE requirements.

22 29 receiving federal funding or to implement, in accordance with  
 22 30 this division of this Act, activities currently funded with  
 22 31 juvenile court services, county, or community moneys and state  
 22 32 moneys used in combination with such moneys, the department  
 22 33 of human services may transfer funds within or between any  
 22 34 of the appropriations made in this division of this Act and  
 22 35 appropriations in law for the federal social services block  
 23 1 grant to the department for the following purposes, provided  
 23 2 that the combined amount of state and federal temporary  
 23 3 assistance for needy families block grant funding for each  
 23 4 appropriation remains the same before and after the transfer:  
 23 5 a. For the family investment program.  
 23 6 b. For child care assistance.  
 23 7 c. For child and family services.  
 23 8 d. For field operations.  
 23 9 e. For general administration.  
 23 10 f. MH/MR/DD/BI community services (local purchase).  
 23 11 This subsection shall not be construed to prohibit the use  
 23 12 of existing state transfer authority for other purposes. The  
 23 13 department shall report any transfers made pursuant to this  
 23 14 subsection to the legislative services agency.

23 15 4. Of the funds appropriated in this section, \$195,678 shall  
 23 16 be used for continuation of a grant to an Iowa-based nonprofit  
 23 17 organization with a history of providing tax preparation  
 23 18 assistance to low-income lowans in order to expand the usage of  
 23 19 the earned income tax credit. The purpose of the grant is to  
 23 20 supply this assistance to underserved areas of the state.

23 21 Sec. 8. CHILD SUPPORT RECOVERY. There is appropriated  
 23 22 from the general fund of the state to the department of human  
 23 23 services for the fiscal year beginning July 1, 2011, and ending  
 23 24 June 30, 2012, the following amount, or so much thereof as is  
 23 25 necessary, to be used for the purposes designated:

23 26 For child support recovery, including salaries, support,  
 23 27 maintenance, and miscellaneous purposes, and for not more than  
 23 28 the following full-time equivalent positions:  
 23 29 ..... \$ 13,119,255  
 23 30 ..... FTEs 475.00

23 31 1. The department shall expend up to \$24,329, including  
 23 32 federal financial participation, for the fiscal year beginning  
 23 33 July 1, 2011, for a child support public awareness campaign.  
 23 34 The department and the office of the attorney general shall  
 23 35 cooperate in continuation of the campaign. The public  
 24 1 awareness campaign shall emphasize, through a variety of  
 24 2 media activities, the importance of maximum involvement of

General Fund allocation of \$195,678 to provide tax preparation assistance for low-income lowans.

DETAIL: This is a decrease of \$4,322 compared to the FY 2011 allocation.

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

DETAIL: This is an increase of \$2,219,691 and 1.00 FTE position compared to the estimated net FY 2011 appropriation. The changes include:

- An increase of \$1,912,001 to replacement of one-time ARRA and UST funding.
- An increase of \$307,690 to help maintain the current staffing level.
- An increase of 1.00 FTE position to reflect current utilization.

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

DETAIL: No change to the current level of support.

24 3 both parents in the lives of their children as well as the  
24 4 importance of payment of child support obligations.

24 5 2. Federal access and visitation grant moneys shall be  
24 6 issued directly to private not-for-profit agencies that provide  
24 7 services designed to increase compliance with the child access  
24 8 provisions of court orders, including but not limited to  
24 9 neutral visitation sites and mediation services.

24 10 3. The appropriation made to the department for child  
24 11 support recovery may be used throughout the fiscal year in the  
24 12 manner necessary for purposes of cash flow management, and for  
24 13 cash flow management purposes the department may temporarily  
24 14 draw more than the amount appropriated, provided the amount  
24 15 appropriated is not exceeded at the close of the fiscal year.

24 16 4. With the exception of the funding amount specified, the  
24 17 requirements established under 2001 Iowa Acts, chapter 191,  
24 18 section 3, subsection 5, paragraph "c", subparagraph (3), shall  
24 19 be applicable to parental obligation pilot projects for the  
24 20 fiscal year beginning July 1, 2011, and ending June 30, 2012.  
24 21 Notwithstanding 441 IAC 100.8, providing for termination of  
24 22 rules relating to the pilot projects, the rules shall remain  
24 23 in effect until June 30, 2012.

24 24 Sec. 9. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE. Any  
24 25 funds remaining in the health care trust fund created in  
24 26 section 453A.35A for the fiscal year beginning July 1, 2011,  
24 27 and ending June 30, 2012, are appropriated to the department  
24 28 of human services to supplement the medical assistance program  
24 29 appropriations made in this Act, for medical assistance  
24 30 reimbursement and associated costs, including program  
24 31 administration and costs associated with implementation.

24 32 Sec. 10. MEDICAL ASSISTANCE. There is appropriated from the  
24 33 general fund of the state to the department of human services  
24 34 for the fiscal year beginning July 1, 2011, and ending June 30,  
24 35 2012, the following amount, or so much thereof as is necessary,  
25 1 to be used for the purpose designated:

25 2 For medical assistance program reimbursement and associated  
25 3 costs as specifically provided in the reimbursement  
25 4 methodologies in effect on June 30, 2011, except as otherwise  
25 5 expressly authorized by law, and consistent with options under  
25 6 federal law and regulations:

25 7 ..... \$ 909,993,421

Specifies the process for utilization of receipts from federal Access and Visitation Grants.

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.

Specifies that the Department is to continue to operate the Child Support Recovery Unit under the guidelines established in the 2001 Iowa Acts.

Appropriates the balance of the Health Care Trust Fund (HCTF) to the Medicaid Program for FY 2012.

DETAIL: It is estimated that there will be \$106,363,275 available. This is a decrease of \$553,257 compared to estimated FY 2011.

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

DETAIL: This is a net increase of \$516,310,194 compared to estimated net FY 2011. The changes include:

- An increase of \$404,878,849 to replace one-time funding from various funding sources.
- An increase of \$57,523,302 to replace prior year carryforward.
- An increase of \$93,617,041 for growth in utilization and enrollment and changes in the federal medical assistance percentage (FMAP) rate.
- A decrease of \$166,600 to eliminate advertising and outreach dollars.
- An increase of \$4,554,163 due to the elimination of the Medicaid, hawk-i, and hawk-i expansion appropriation and the elimination of

25 8 1. Iowans support reducing the number of abortions  
25 9 performed in our state. For an abortion covered under the  
25 10 program, except in the case of a medical emergency, as defined  
25 11 in section 135L.1, for any woman, the physician shall certify  
25 12 both of the following:  
25 13 a. That the woman has been given the opportunity to view an  
25 14 ultrasound image of the fetus as part of the standard of care  
25 15 before an abortion is performed.  
25 16 b. That the woman has been provided information regarding  
25 17 the options relative to a pregnancy, including continuing the  
25 18 pregnancy to term and retaining parental rights following the  
25 19 child's birth, continuing the pregnancy to term and placing the  
25 20 child for adoption, and terminating the pregnancy.

25 21 2. The department shall utilize not more than \$60,000 of  
25 22 the funds appropriated in this section to continue the AIDS/HIV  
25 23 health insurance premium payment program as established in 1992  
25 24 Iowa Acts, Second Extraordinary Session, chapter 1001, section  
25 25 409, subsection 6. Of the funds allocated in this subsection,  
25 26 not more than \$5,000 may be expended for administrative  
25 27 purposes.

- the transfer from the IDA.
- An increase of \$1,500,000 for a rate increase for home and community-based services (HCBS) waiver services providers.
- An increase of \$11,555,173 to rebase nursing facilities.
- An increase of \$2,981,980 to increase the Pharmacy Dispensing Fee.
- An increase of \$350,000 to increase reimbursement rates for psychiatric medical institutions for children (PMIC) providers.
- An increase of \$750,000 to eliminate the chiropractic savings from the Governor's recommended Medicaid savings list.
- An increase of \$5,000,000 to reduce Medicaid HCBS Waiver waiting lists for the Children's Mental Health Waiver, Intellectual Disabilities Waiver, and Brain Injury Waiver.
- An increase of \$93,000 to fund family planning services to 300.0% of the federal poverty level.
- A decrease of \$1,956,245 due to an increase from the Health Care Transformation Account (HCTA).
- A decrease of \$2,000,000 due to additional funds from the Medicaid Fraud Account.
- A decrease of \$3,804,402 due to a transfer from the Iowa Veteran's Home.
- A decrease of \$20,180,000 due to implementation of a portion of the cost containment strategies proposed by the Governor.
- A decrease of \$38,386,067 to adjust the Medicaid appropriation to meet the bottom end of the forecasting group range.

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

DETAIL: This is new language compared to the previous year.

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: No change to the current level of General Fund support.

25 28 3. Of the funds appropriated in this Act to the department  
25 29 of public health for addictive disorders, \$950,000 for the  
25 30 fiscal year beginning July 1, 2011, shall be transferred to  
25 31 the department of human services for an integrated substance  
25 32 abuse managed care system. The department shall not assume  
25 33 management of the substance abuse system in place of the  
25 34 managed care contractor unless such a change in approach is  
25 35 specifically authorized in law. The departments of human  
26 1 services and public health shall work together to maintain  
26 2 the level of mental health and substance abuse services  
26 3 provided by the managed care contractor through the Iowa plan  
26 4 for behavioral health. Each department shall take the steps  
26 5 necessary to continue the federal waivers as necessary to  
26 6 maintain the level of services.

26 7 4. a. The department shall aggressively pursue options for  
26 8 providing medical assistance or other assistance to individuals  
26 9 with special needs who become ineligible to continue receiving  
26 10 services under the early and periodic screening, diagnostic,  
26 11 and treatment program under the medical assistance program  
26 12 due to becoming 21 years of age who have been approved for  
26 13 additional assistance through the department's exception to  
26 14 policy provisions, but who have health care needs in excess  
26 15 of the funding available through the exception to policy  
26 16 provisions.

26 17 b. Of the funds appropriated in this section, \$100,000  
26 18 shall be used for participation in one or more pilot projects  
26 19 operated by a private provider to allow the individual or  
26 20 individuals to receive service in the community in accordance  
26 21 with principles established in *Olmstead v.L.C.*, 527 U.S.581  
26 22 (1999), for the purpose of providing medical assistance or  
26 23 other assistance to individuals with special needs who become  
26 24 ineligible to continue receiving services under the early and  
26 25 periodic screening, diagnosis, and treatment program under  
26 26 the medical assistance program due to becoming 21 years of  
26 27 age who have been approved for additional assistance through  
26 28 the department's exception to policy provisions, but who have  
26 29 health care needs in excess of the funding available through  
26 30 the exception to the policy provisions.

26 31 5. Of the funds appropriated in this section, up to  
26 32 \$3,050,082 may be transferred to the field operations  
26 33 or general administration appropriations in this Act for  
26 34 operational costs associated with Part D of the federal  
26 35 Medicare Prescription Drug Improvement and Modernization Act  
27 1 of 2003, Pub.L.No.108-173.

27 2 6. Of the funds appropriated in this section, up to \$442,100  
27 3 may be used for the medical contract for clinical assessment

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: No change to the current level of General Fund support. The Managed Substance Abuse Treatment Program was funded for the first time in FY 1996.

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: No change to 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 processes.

Permits a maximum of \$442,100 of Medicaid funds to be transferred to clinical assessment services.

27 4 services and prior authorization of services.

DETAIL: No change to the current allocation level.

27 5 7. A portion of the funds appropriated in this section may  
27 6 be transferred to the appropriations in this division of this  
27 7 Act for general administration, the children's health insurance  
27 8 program, or field operations to be used for the state match  
27 9 cost to comply with the payment error rate measurement (PERM)  
27 10 program for both the medical assistance and children's health  
27 11 insurance programs as developed by the centers for Medicare and  
27 12 Medicaid services of the United States department of health and  
27 13 human services to comply with the federal Improper Payments  
27 14 Information Act of 2002, Pub.L.No.107-300.

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

27 15 8. It is the intent of the general assembly that the  
27 16 department continue to implement the recommendations of  
27 17 the assuring better child health and development initiative  
27 18 II (ABCDII) clinical panel to the Iowa early and periodic  
27 19 screening, diagnostic, and treatment services healthy mental  
27 20 development collaborative board regarding changes to billing  
27 21 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 22 9. Of the funds appropriated in this section, a sufficient  
27 23 amount is allocated to supplement the incomes of residents of  
27 24 nursing facilities, intermediate care facilities for persons  
27 25 with mental illness, and intermediate care facilities for  
27 26 persons with mental retardation, with incomes of less than \$50  
27 27 in the amount necessary for the residents to receive a personal  
27 28 needs allowance of \$50 per month pursuant to section 249A.30A.

Requires the DHS to provide residents in nursing facilities (ICF/MRs and ICF/MIs) with a personal needs allowance of \$50 per month.

DETAIL: There are no changes in this provision from FY 2011.

27 29 10. Of the funds appropriated in this section, the following  
27 30 amounts shall be transferred to the appropriations made in this  
27 31 division of this Act for the state mental health institutes:

Transfers Medicaid funds to the four Mental Health Institutes (MHIs).

- 27 32 a. Cherokee mental health institute ..... \$ 9,098,425
- 27 33 b. Clarinda mental health institute ..... \$ 1,977,305
- 27 34 c. Independence mental health institute ..... \$ 9,045,894
- 27 35 d. Mount Pleasant mental health institute .... \$ 5,752,587

DETAIL: No change to the current level of General Fund support.

28 1 11. a. Of the funds appropriated in this section,  
28 2 \$7,425,684 is allocated for the state match for a  
28 3 disproportionate share hospital payment of \$19,133,430 to  
28 4 hospitals that meet both of the conditions specified in  
28 5 subparagraphs (1) and (2). In addition, the hospitals that  
28 6 meet the conditions specified shall either certify public  
28 7 expenditures or transfer to the medical assistance program  
28 8 an amount equal to provide the nonfederal share for a  
28 9 disproportionate share hospital payment of \$7,500,000. The  
28 10 hospitals that meet the conditions specified shall receive and  
28 11 retain 100 percent of the total disproportionate share hospital

Allocates \$7,425,684 of Medicaid funds for the State match for the Disproportionate Share Hospital (DSH) payment of \$19,133,430. In addition, the UIHC is to either use Certified Public Expenditures or transfer \$7,500,000 to the Medicaid Program to provide the nonfederal share of the DSH payment. The UIHC will retain 100.00% of the DSH payment of \$26,633,430.

28 12 payment of \$26,633,430.  
28 13 (1) The hospital qualifies for disproportionate share and  
28 14 graduate medical education payments.  
28 15 (2) The hospital is an Iowa state-owned hospital with more  
28 16 than 500 beds and eight or more distinct residency specialty  
28 17 or subspecialty programs recognized by the American college of  
28 18 graduate medical education.

28 19 b. Distribution of the disproportionate share payments  
28 20 shall be made on a monthly basis. The total amount of  
28 21 disproportionate share payments including graduate medical  
28 22 education, enhanced disproportionate share, and Iowa  
28 23 state-owned teaching hospital payments shall not exceed the  
28 24 amount of the state's allotment under Pub.L.No.102-234.  
28 25 In addition, the total amount of all disproportionate  
28 26 share payments shall not exceed the hospital-specific  
28 27 disproportionate share limits under Pub.L.No.103-66.

28 28 12. The university of Iowa hospitals and clinics shall  
28 29 either certify public expenditures or transfer to the medical  
28 30 assistance appropriation an amount equal to provide the  
28 31 nonfederal share for increased medical assistance payments for  
28 32 inpatient and outpatient hospital services of \$9,900,000. The  
28 33 university of Iowa hospitals and clinics shall receive and  
28 34 retain 100 percent of the total increase in medical assistance  
28 35 payments.

29 1 13. Of the funds appropriated in this section, up to  
29 2 \$4,480,304 may be transferred to the IowaCare account created  
29 3 in section 249J.24.

29 4 14. Of the funds appropriated in this section, \$200,000  
29 5 shall be used for the Iowa chronic care consortium pursuant to  
29 6 2003 Iowa Acts, chapter 112, section 12, as amended by 2003  
29 7 Iowa Acts, chapter 179, sections 166 and 167.

29 8 15. One hundred percent of the nonfederal share of payments  
29 9 to area education agencies that are medical assistance  
29 10 providers for medical assistance-covered services provided to  
29 11 medical assistance-covered children, shall be made from the  
29 12 appropriation made in this section.

29 13 16. Any new or renewed contract entered into by the  
29 14 department with a third party to administer behavioral health  
29 15 services under the medical assistance program shall provide  
29 16 that any interest earned on payments from the state during  
29 17 the state fiscal year shall be remitted to the department  
29 18 and treated as recoveries to offset the costs of the medical  
29 19 assistance program.

Specifies that DSH payments are to be distributed on a monthly basis and the DSH payments are not to exceed the federal limit.

Requires the UIHC to use Certified Public Expenditures or transfer funds to the Medicaid Program to fund the nonfederal share for increased Medicaid payments for inpatient and outpatient services of \$9,900,000. The UIHC will retain 100.00% of the increased Medicaid payments.

Transfers up to \$4,480,304 of Medicaid funds to the IowaCare Program.

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

DETAIL: No change to the current level of General Fund support.

Allocates Medicaid funds to Area Education Agencies.

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 20 17. The department shall continue to implement the  
29 21 provisions in 2007 Iowa Acts, chapter 218, section 124 and  
29 22 section 126, as amended by 2008 Iowa Acts, chapter 1188,  
29 23 section 55, relating to eligibility for certain persons with  
29 24 disabilities under the medical assistance program in accordance  
29 25 with the federal Family Opportunity Act.

29 26 18. A portion of the funds appropriated in this section may  
29 27 be used for the medical contracting administrative activities  
29 28 associated with the money follows the person demonstration  
29 29 project.

29 30 19. Of the funds appropriated in this section, \$349,011  
29 31 shall be used for the administration of the health insurance  
29 32 premium payment program, including salaries, support,  
29 33 maintenance, and miscellaneous purposes for the fiscal year  
29 34 beginning July 1, 2011.

29 35 20. a. The department may implement cost containment  
30 1 strategies recommended by the governor, and may adopt emergency  
30 2 rules for such implementation.

30 3 b. The department shall not implement the cost containment  
30 4 strategy to require a primary care referral for the provision  
30 5 of chiropractic services.

30 6 c. The department may increase the amounts allocated for  
30 7 salaries, support, maintenance, and miscellaneous purposes  
30 8 associated with the medical assistance program, as necessary,  
30 9 to implement the cost containment strategies. The department  
30 10 shall report any such increase to the legislative services  
30 11 agency and the department of management.

30 12 d. If the savings to the medical assistance program exceed  
30 13 the cost, the department may transfer any savings generated  
30 14 for the fiscal year due to medical assistance program cost  
30 15 containment efforts initiated pursuant to 2010 Iowa Acts,  
30 16 chapter 1031, Executive Order No.20, issued December 16, 2009,  
30 17 or cost containment strategies initiated pursuant to this  
30 18 subsection, to the appropriation made in this division of this  
30 19 Act for general administration to defray the increased contract  
30 20 costs associated with implementing such efforts.

30 21 e. The department shall report the implementation of  
30 22 any cost containment strategies under this subsection to  
30 23 the individuals specified in this division of this Act for  
30 24 submission of reports on a quarterly basis.

30 25 21. Notwithstanding any provision of law to the contrary,  
30 26 the department of human services shall amend the section  
30 27 1915(b) waiver and Iowa plan contract to include remedial  
30 28 services under the Iowa plan contract effective July 1, 2011.

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 FPL and that also meet Supplementary Security Income (SSI) eligibility requirements.

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.

Allocates \$349,011 to the Health Insurance Premium Payment Program.

DETAIL: This allocation was previously funded under a separate appropriation.

Allows the DHS to hire additional staff and support to implement cost containment efforts in Medicaid, with the exception of the item requiring a primary care referral for the provision of chiropractic services, and allows the DHS to transfer any savings to Medical Contracts or General Administration to defray the costs of implementation. The DHS is to report any increases to the LSA and the DOM. Requires the DHS to report implementation of any cost containment strategies on a quarterly basis.

Requires the DHS to move Remedial Services to the Iowa Plan managed care contract.

30 29 22. Of the funds appropriated in this section, \$5,000,000  
30 30 shall be used to reduce the waiting lists of these medical  
30 31 assistance home and community-based services waivers: the  
30 32 waiver for persons with intellectual disabilities, the waiver  
30 33 for persons with brain injury, and the children's mental health  
30 34 waiver. The department shall distribute the funding allocated  
30 35 under this subsection proportionately among these waivers.

Allocates \$5,000,000 to the Medicaid HCBS Waivers to reduce the waiting list for the Intellectual Disabilities Waiver, the Brain Injury Waiver, and the Children's Mental Health Waiver. There is an additional \$5,000,000 appropriated in FY 2013 to reduce all HCBS Waiver waiting lists.

31 1 23. a. The department may submit medical assistance program  
31 2 state plan amendments to the centers for Medicare and Medicaid  
31 3 services of the United States department of health and human  
31 4 services, and may adopt administrative rules pursuant to  
31 5 chapter 17A to implement any of the following if the respective  
31 6 state plan amendment is approved:

Allows the DHS to submit a State Plan Amendment to the Centers for Medicare and Medicaid Services to implement Health Homes or Accountable Care Organization pilot projects.

31 7 (1) Health homes pursuant to section 2703 of the federal  
31 8 Patient Protection and Affordable Care Act, Pub.L. No.  
31 9 111-148. The department shall collaborate with the medical  
31 10 home system advisory council created pursuant to section  
31 11 135.159 in developing such health homes.

31 12 (2) Accountable care organization pilot programs, if such  
31 13 programs are advantageous to the medical assistance program.

31 14 b. Any health home or accountable care organization  
31 15 pilot program implemented pursuant to this subsection shall  
31 16 demonstrate value to the state with a positive return on  
31 17 investment within two years of implementation, and may utilize  
31 18 care coordination fees, pay-for-performance fees, or shared  
31 19 saving strategies if approved as part of the state plan  
31 20 amendment.

31 21 24. The department, in consultation with the Iowa pharmacy  
31 22 association and other appropriate entities, shall develop  
31 23 recommendations to replace the reimbursement methodology of  
31 24 average wholesale price minus 12 percent for covered brand-name  
31 25 prescription drugs, generic drugs, and over-the-counter drugs.  
31 26 The department shall report the recommendations to the persons  
31 27 designated in this division of this Act for submission of  
31 28 reports by December 15, 2011.

Requires the DHS, in consultation with the Iowa Pharmacy Association, to develop recommendations to replace the Average Wholesale Price Reimbursement methodology with a new methodology. The DHS is to report recommendations for a new methodology to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA.

31 29 25. The department shall amend the state Medicaid health  
31 30 information technology plan to include costs related to the  
31 31 one-time development costs of the health information technology  
31 32 system developed by the department of public health.

Requires the DHS to amend the State Medicaid Health Information Technology Plan to include costs related to the one-time development of the Health IT system being developed by DPH.

31 33 Sec. 11. STATE SUPPLEMENTARY ASSISTANCE.

General Fund appropriation to the DHS for State Supplementary Assistance.

31 34 1. There is appropriated from the general fund of the  
31 35 state to the department of human services for the fiscal year  
32 1 beginning July 1, 2011, and ending June 30, 2012, the following  
32 2 amount, or so much thereof as is necessary, to be used for the  
32 3 purpose designated:

DETAIL: This is a decrease of \$1,408,488 compared to estimated net FY 2011. The decrease is due to available carryforward.

32 4 For the state supplementary assistance program:  
32 5 ..... \$ 16,850,747

32 6 2. The department shall increase the personal needs  
32 7 allowance for residents of residential care facilities by the  
32 8 same percentage and at the same time as federal supplemental  
32 9 security income and federal social security benefits are  
32 10 increased due to a recognized increase in the cost of living.  
32 11 The department may adopt emergency rules to implement this  
32 12 subsection.

32 13 3. If during the fiscal year beginning July 1, 2011,  
32 14 the department projects that state supplementary assistance  
32 15 expenditures for a calendar year will not meet the federal  
32 16 pass-through requirement specified in Tit.XVI of the federal  
32 17 Social Security Act, section 1618, as codified in 42 U.S.C.  
32 18 §1382g, the department may take actions including but not  
32 19 limited to increasing the personal needs allowance for  
32 20 residential care facility residents and making programmatic  
32 21 adjustments or upward adjustments of the residential care  
32 22 facility or in-home health-related care reimbursement rates  
32 23 prescribed in this division of this Act to ensure that federal  
32 24 requirements are met. In addition, the department may make  
32 25 other programmatic and rate adjustments necessary to remain  
32 26 within the amount appropriated in this section while ensuring  
32 27 compliance with federal requirements. The department may adopt  
32 28 emergency rules to implement the provisions of this subsection.

32 29 Sec. 12. CHILDREN'S HEALTH INSURANCE PROGRAM.

32 30 1. There is appropriated from the general fund of the  
32 31 state to the department of human services for the fiscal year  
32 32 beginning July 1, 2011, and ending June 30, 2012, the following  
32 33 amount, or so much thereof as is necessary, to be used for the  
32 34 purpose designated:

32 35 For maintenance of the healthy and well kids in Iowa (hawk-i)  
33 1 program pursuant to chapter 514I, including supplemental dental  
33 2 services, for receipt of federal financial participation under  
33 3 Tit.XXI of the federal Social Security Act, which creates the  
33 4 children's health insurance program:  
33 5 ..... \$ 32,806,102

33 6 2. Of the funds appropriated in this section, \$128,950 is  
33 7 allocated for continuation of the contract for outreach with  
33 8 the department of public health.

Requires the DHS to increase the personal needs allowance of residential care facilities residents at the same rate and time as federal SSI and Social Security benefits are increased. Permits the DHS to adopt emergency rules for implementation.

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

General Fund appropriation to the DHS for the Children's Health Insurance Program, also known as the hawk-i Program.

DETAIL: This is a net increase of \$9,169,062 compared to estimated net FY 2011. The changes include:

- An increase of \$4,685,814 due to increased costs and Program growth.
- A decrease of \$2,928,585 due to available carryforward from the hawk-i Trust Fund.
- A decrease of \$90,050 to eliminate advertising dollars. The outreach contract with DPH will continue.
- An increase of \$7,751,883 to eliminate the Medicaid, hawk-i, and hawk-i Expansion appropriation and move a portion of it to this budget unit.
- A decrease of \$250,000 due to a general reduction.

Allocates \$128,950 for the continuation of an outreach contract with the DPH.

DETAIL: This is a decrease of \$90,050 due to the elimination of the

advertising contract. The outreach contract is funded at the same level as FY 2011.

General Fund appropriation to the DHS for child care programs.

DETAIL: This is a net increase of \$21,600,000 compared to estimated net FY 2011. The General Fund changes include:

- An increase of \$15,755,256 to replace one-time funding from the ARRA that will not be available in FY 2012.
- An increase of \$1,468,593 for increased caseload growth in the Child Care Assistance Program.
- An increase of \$9,575,738 to replace one-time carryforward funding from FY 2011 that will no longer be available in FY 2012.
- An increase of \$688,302 to restore the mid-year reduction in FY 2011.
- A decrease of \$5,887,889 to the Child Care Assistance Program.

Allocates \$51,896,082 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 2012 to avoid the DHS beginning a waiting list for services.

DETAIL: This is an increase of \$20,939,545 compared to the FY 2011 allocation.

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.

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 no change compared to the FY 2011 allocation.

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

DETAIL: This is no change compared to the FY 2011 allocation for the QRS.

33 9 Sec. 13. CHILD CARE ASSISTANCE. There is appropriated  
33 10 from the general fund of the state to the department of human  
33 11 services for the fiscal year beginning July 1, 2011, and ending  
33 12 June 30, 2012, the following amount, or so much thereof as is  
33 13 necessary, to be used for the purpose designated:

33 14 For child care programs:  
33 15 ..... \$ 53,237,662

33 16 1. Of the funds appropriated in this section, \$51,896,082  
33 17 shall be used for state child care assistance in accordance  
33 18 with section 237A.13.

33 19 2. Nothing in this section shall be construed or is  
33 20 intended as or shall imply a grant of entitlement for services  
33 21 to persons who are eligible for assistance due to an income  
33 22 level consistent with the waiting list requirements of section  
33 23 237A.13. Any state obligation to provide services pursuant to  
33 24 this section is limited to the extent of the funds appropriated  
33 25 in this section.

33 26 3. Of the funds appropriated in this section, \$432,453 is  
33 27 allocated for the statewide program for child care resource  
33 28 and referral services under section 237A.26. A list of the  
33 29 registered and licensed child care facilities operating in the  
33 30 area served by a child care resource and referral service shall  
33 31 be made available to the families receiving state child care  
33 32 assistance in that area.

33 33 4. Of the funds appropriated in this section, \$936,974  
33 34 is allocated for child care quality improvement initiatives  
33 35 including but not limited to the voluntary quality rating  
34 1 system in accordance with section 237A.30.

34 2 5. The department may use any of the funds appropriated  
34 3 in this section as a match to obtain federal funds for use in  
34 4 expanding child care assistance and related programs. For  
34 5 the purpose of expenditures of state and federal child care  
34 6 funding, funds shall be considered obligated at the time  
34 7 expenditures are projected or are allocated to the department's  
34 8 service areas. Projections shall be based on current and  
34 9 projected caseload growth, current and projected provider  
34 10 rates, staffing requirements for eligibility determination  
34 11 and management of program requirements including data systems  
34 12 management, staffing requirements for administration of the  
34 13 program, contractual and grant obligations and any transfers  
34 14 to other state agencies, and obligations for decategorization  
34 15 or innovation projects.

34 16 6. A portion of the state match for the federal child care  
34 17 and development block grant shall be provided as necessary to  
34 18 meet federal matching funds requirements through the state  
34 19 general fund appropriation made for child development grants  
34 20 and other programs for at-risk children in section 279.51.

34 21 7. If a uniform reduction ordered by the governor under  
34 22 section 8.31 or other operation of law, transfer, or federal  
34 23 funding reduction reduces the appropriation made in this  
34 24 section for the fiscal year, the percentage reduction in the  
34 25 amount paid out to or on behalf of the families participating  
34 26 in the state child care assistance program shall be equal to or  
34 27 less than the percentage reduction made for any other purpose  
34 28 payable from the appropriation made in this section and the  
34 29 federal funding relating to it. The percentage reduction to  
34 30 the other allocations made in this section shall be the same as  
34 31 the uniform reduction ordered by the governor or the percentage  
34 32 change of the federal funding reduction, as applicable.  
34 33 If there is an unanticipated increase in federal funding  
34 34 provided for state child care assistance, the entire amount  
34 35 of the increase shall be used for state child care assistance  
35 1 payments. If the appropriations made for purposes of the  
35 2 state child care assistance program for the fiscal year are  
35 3 determined to be insufficient, it is the intent of the general  
35 4 assembly to appropriate sufficient funding for the fiscal year  
35 5 in order to avoid establishment of waiting list requirements.

35 6 8. Notwithstanding section 8.33, moneys appropriated in  
35 7 this section or received from the federal appropriations made  
35 8 for the purposes of this section that remain unencumbered or  
35 9 unobligated at the close of the fiscal year shall not revert  
35 10 to any fund but shall remain available for expenditure for the  
35 11 purposes designated until the close of the succeeding fiscal  
35 12 year.

Permits funds appropriated for child care to be used as matching funds for federal grants. Specifies that funds are obligated when expenditures are projected or allocated to the DHS regions.

DETAIL: This provision was also in effect for FY 2011.

Requires a portion of the State match for the federal Child Care and Development Block Grant to be provided from the State appropriation for child development grants and other programs for at-risk children.

Requires the DHS to apply any reductions to the child care assistance appropriation, either State or federal, that result in a reduction to subsidy payments to families, in amounts equal to or less than the percentage of the reduction. Also requires any unanticipated increase in federal funding to be used only for the Child Care Assistance Subsidy Program. Specifies that it is the intent of the General Assembly to provide sufficient funding for the Program for FY 2012 to avoid the establishment of a waiting list.

Requires nonreversion of FY 2011 Child Care Assistance Program funds.

35 13 Sec. 14. JUVENILE INSTITUTIONS. There is appropriated  
35 14 from the general fund of the state to the department of human  
35 15 services for the fiscal year beginning July 1, 2011, and ending  
35 16 June 30, 2012, the following amounts, or so much thereof as is  
35 17 necessary, to be used for the purposes designated:

35 18 1. For operation of the Iowa juvenile home at Toledo and for  
35 19 salaries, support, maintenance, and miscellaneous purposes, and  
35 20 for not more than the following full-time equivalent positions:

35 21 .....	\$	8,258,251
35 22 .....	FTEs	114.00

35 23 2. For operation of the state training school at Eldora and  
35 24 for salaries, support, maintenance, and miscellaneous purposes,  
35 25 and for not more than the following full-time equivalent  
35 26 positions:

35 27 .....	\$	10,638,677
35 28 .....	FTEs	164.30

35 29 Of the funds appropriated in this subsection, \$91,150 shall  
35 30 be used for distribution to licensed classroom teachers at this  
35 31 and other institutions under the control of the department of  
35 32 human services based upon the average student yearly enrollment  
35 33 at each institution as determined by the department.

35 34 3. A portion of the moneys appropriated in this section  
35 35 shall be used by the state training school and by the Iowa  
36 1 juvenile home for grants for adolescent pregnancy prevention  
36 2 activities at the institutions in the fiscal year beginning  
36 3 July 1, 2011.

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

DETAIL: This is an increase of \$1,216,334 and 3.00 FTE positions compared to estimated net FY 2011. The General Fund changes are as follows:

- An increase of \$200,000 to replace one-time funding from the UST in FY 2011 with General Funds in FY 2012.
- An increase of \$280,652 to maintain the current number of beds.
- An increase of \$734,532 to restore the mid-year reduction in FY 2011.
- An increase of \$1,150 due to rounding.
- A decrease of 3.00 FTE positions to reflect current usage.

General Fund appropriation to the DHS for the State Training School at Eldora.

DETAIL: This is a net increase of \$723,481 and a decrease of 12.00 FTE positions compared to estimated net FY 2011. The General Fund changes are as follows:

- An increase of \$400,000 to replace one-time funding from the UST in FY 2011 with General Funds in FY 2012.
- An increase of \$232,331 to maintain the current number of beds.
- An increase of \$91,150 to transfer funding for licensed classroom teachers that will later be transferred to the other DHS institutions for this purpose.
- A decrease of 12.00 FTE positions to reflect current usage.

General Fund allocation to the DHS for licensed classroom teachers in State institutions.

DETAIL: This is a decrease of \$12,800 compared to the FY 2011 allocation.

Requires a portion of the funds appropriated for the two juvenile institutions to be used for pregnancy prevention in FY 2012.

DETAIL: This provision was also in effect for FY 2011.

36 4 Sec. 15. CHILD AND FAMILY SERVICES.

36 5 1. There is appropriated from the general fund of the  
36 6 state to the department of human services for the fiscal year  
36 7 beginning July 1, 2011, and ending June 30, 2012, the following  
36 8 amount, or so much thereof as is necessary, to be used for the  
36 9 purpose designated:

36 10 For child and family services:  
36 11 ..... \$ 82,830,163

36 12 2. In order to address a reduction of \$5,200,000 from the  
36 13 amount allocated under the appropriation made for the purposes  
36 14 of this section in prior years for purposes of juvenile  
36 15 delinquent graduated sanction services, up to \$5,200,000 of the  
36 16 amount of federal temporary assistance for needy families block  
36 17 grant funding appropriated in this division of this Act for  
36 18 child and family services shall be made available for purposes  
36 19 of juvenile delinquent graduated sanction services.

36 20 3. The department may transfer funds appropriated in this

General Fund appropriation to the DHS for adult, child, and family services.

DETAIL: This is a net increase of \$4,964,613 compared to estimated net FY 2011. The General Fund changes include:

- An increase of \$3,210,303 to restore one-time funding from various sources from FY 2011 that will not be available in FY 2012.
- An increase of \$587,996 to reflect updated estimates to federal Title-IV funding based on current eligibility rates and the projected FY 2012 FMAP rate.
- An increase of \$100,000 for the Child Welfare Provider Training Academy.
- A decrease of \$1,000,000 for shelter to not replace one-time funding from the Cash Reserve Fund from FY 2011 and for a general reduction.
- A decrease of \$200,000 for a child care grant for exceptional children to not replace one-time funding from the UST Fund from FY 2011.
- A decrease of \$100,000 for the Juvenile Court Graduated Sanctions Programs to not replace one-time funding from the UST Fund from FY 2011.
- A decrease of \$100,000 for the Child Protection Center in Waterloo to not replace one-time funding from the UST Fund from FY 2011.
- An increase of \$53,652 for increased caseload growth in the Preparation for Adult Living Services (PALS) Program.
- An increase of \$1,727,473 to restore the mid-year reduction from FY 2011.
- An increase of \$275,189 for the increased matching requirement for the Substance Abuse and Mental Health Services Administration (SAMHSA) Circle of Care Program.
- An increase of \$250,000 for continuation of a Circle of Care Program in Des Moines.
- An increase of \$160,000 for implementation of a new Circle of Care Program in north central Iowa.

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

DETAIL: This is no change from FY 2011.

Permits the DHS to transfer funds appropriated for Child and Family

36 21 section as necessary to pay the nonfederal costs of services  
36 22 reimbursed under the medical assistance program, state child  
36 23 care assistance program, or the family investment program which  
36 24 are provided to children who would otherwise receive services  
36 25 paid under the appropriation in this section. The department  
36 26 may transfer funds appropriated in this section to the  
36 27 appropriations made in this division of this Act for general  
36 28 administration and for field operations for resources necessary  
36 29 to implement and operate the services funded in this section.

Services to Medicaid, the FIP, General Administration, or Field Operations to pay for costs associated with child welfare services in these areas.

36 30 4. a. Of the funds appropriated in this section, up to  
36 31 \$30,169,129 is allocated as the statewide expenditure target  
36 32 under section 232.143 for group foster care maintenance and  
36 33 services. If the department projects that such expenditures  
36 34 for the fiscal year will be less than the target amount  
36 35 allocated in this lettered paragraph, the department may  
37 1 reallocate the excess to provide additional funding for shelter  
37 2 care or the child welfare emergency services addressed with the  
37 3 allocation for shelter care.

Allocates up to \$30,169,129 for group care services and maintenance costs.

DETAIL: This is an increase of \$936,123 compared to the FY 2011 allocation.

37 4 b. If at any time after September 30, 2011, annualization  
37 5 of a service area's current expenditures indicates a service  
37 6 area is at risk of exceeding its group foster care expenditure  
37 7 target under section 232.143 by more than 5 percent, the  
37 8 department and juvenile court services shall examine all  
37 9 group foster care placements in that service area in order to  
37 10 identify those which might be appropriate for termination.  
37 11 In addition, any aftercare services believed to be needed  
37 12 for the children whose placements may be terminated shall be  
37 13 identified. The department and juvenile court services shall  
37 14 initiate action to set dispositional review hearings for the  
37 15 placements identified. In such a dispositional review hearing,  
37 16 the juvenile court shall determine whether needed aftercare  
37 17 services are available and whether termination of the placement  
37 18 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.

37 19 5. In accordance with the provisions of section 232.188,  
37 20 the department shall continue the child welfare and juvenile  
37 21 justice funding initiative during fiscal year 2011-2012. Of  
37 22 the funds appropriated in this section, \$1,717,753 is allocated  
37 23 specifically for expenditure for fiscal year 2011-2012 through  
37 24 the decategorization service funding pools and governance  
37 25 boards established pursuant to section 232.188.

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

DETAIL: No change to the current level of General Fund support.

37 26 6. A portion of the funds appropriated in this section  
37 27 may be used for emergency family assistance to provide other  
37 28 resources required for a family participating in a family  
37 29 preservation or reunification project or successor project to  
37 30 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.

37 31 7. Notwithstanding section 234.35 or any other provision  
37 32 of law to the contrary, state funding for shelter care and  
37 33 the child welfare emergency services contracting implemented  
37 34 to provide for or prevent the need for shelter care shall be  
37 35 limited to \$7,170,116. The department may execute contracts  
38 1 that result from the department's request for proposal, bid  
38 2 number ACFS-11-114, to provide the range of child welfare  
38 3 emergency services described in the request for proposals, and  
38 4 any subsequent amendments to the request for proposals.

38 5 8. Federal funds received by the state during the fiscal  
38 6 year beginning July 1, 2011, as the result of the expenditure  
38 7 of state funds appropriated during a previous state fiscal  
38 8 year for a service or activity funded under this section are  
38 9 appropriated to the department to be used as additional funding  
38 10 for services and purposes provided for under this section.  
38 11 Notwithstanding section 8.33, moneys received in accordance  
38 12 with this subsection that remain unencumbered or unobligated at  
38 13 the close of the fiscal year shall not revert to any fund but  
38 14 shall remain available for the purposes designated until the  
38 15 close of the succeeding fiscal year.

38 16 9. Of the funds appropriated in this section, at least  
38 17 \$3,696,285 shall be used for protective child care assistance.

38 18 10. a. Of the funds appropriated in this section, up to  
38 19 \$2,062,488 is allocated for the payment of the expenses of  
38 20 court-ordered services provided to juveniles who are under the  
38 21 supervision of juvenile court services, which expenses are a  
38 22 charge upon the state pursuant to section 232.141, subsection  
38 23 4. Of the amount allocated in this lettered paragraph, up to  
38 24 \$1,556,287 shall be made available to provide school-based  
38 25 supervision of children adjudicated under chapter 232, of which  
38 26 not more than \$15,000 may be used for the purpose of training.  
38 27 A portion of the cost of each school-based liaison officer  
38 28 shall be paid by the school district or other funding source as  
38 29 approved by the chief juvenile court officer.

38 30 b. Of the funds appropriated in this section, up to \$748,985  
38 31 is allocated for the payment of the expenses of court-ordered  
38 32 services provided to children who are under the supervision  
38 33 of the department, which expenses are a charge upon the state  
38 34 pursuant to section 232.141, subsection 4.

38 35 c. Notwithstanding section 232.141 or any other provision  
39 1 of law to the contrary, the amounts allocated in this  
39 2 subsection shall be distributed to the judicial districts  
39 3 as determined by the state court administrator and to the  
39 4 department's service areas as determined by the administrator

Limits State funding for shelter care to \$7,170,116. Permits the DHS to continue or amend provider contracts to include child welfare emergency services.

DETAIL: This is a decrease of \$724,031 compared to the FY 2011 allocation.

Requires federal funds received in FY 2012 or FY 2013 for the expenditure of State funds in a previous fiscal year to be used for child welfare services. Requires nonreversion of funds through FY 2013 or FY 2014.

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

DETAIL: No change to the current level of General Fund support.

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. Maintains the current level of General Fund Support.
- 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. Maintains the current level of General Fund support.

Requires allocations to the DHS districts to be made according to a formula determined by the State Court Administrator by June 15, 2011.

39 5 of the department's division of child and family services.  
39 6 The state court administrator and the division administrator  
39 7 shall make the determination of the distribution amounts on or  
39 8 before June 15, 2011. However, if this subsection is enacted  
39 9 on or after June 15, 2011, the determination shall be made not  
39 10 later than 10 calendar days after the effective date of this  
39 11 subsection.

39 12 d. Notwithstanding chapter 232 or any other provision of  
39 13 law to the contrary, a district or juvenile court shall not  
39 14 order any service which is a charge upon the state pursuant  
39 15 to section 232.141 if there are insufficient court-ordered  
39 16 services funds available in the district court or departmental  
39 17 service area distribution amounts to pay for the service. The  
39 18 chief juvenile court officer and the departmental service area  
39 19 manager shall encourage use of the funds allocated in this  
39 20 subsection such that there are sufficient funds to pay for  
39 21 all court-related services during the entire year. The chief  
39 22 juvenile court officers and departmental service area managers  
39 23 shall attempt to anticipate potential surpluses and shortfalls  
39 24 in the distribution amounts and shall cooperatively request the  
39 25 state court administrator or division administrator to transfer  
39 26 funds between the judicial districts' or departmental service  
39 27 areas' distribution amounts as prudent.

39 28 e. Notwithstanding any provision of law to the contrary,  
39 29 a district or juvenile court shall not order a county to pay  
39 30 for any service provided to a juvenile pursuant to an order  
39 31 entered under chapter 232 which is a charge upon the state  
39 32 under section 232.141, subsection 4.

39 33 f. Of the funds allocated in this subsection, not more than  
39 34 \$83,000 may be used by the judicial branch for administration  
39 35 of the requirements under this subsection.

40 1 g. Of the funds allocated in this subsection, \$17,000  
40 2 shall be used by the department of human services to support  
40 3 the interstate commission for juveniles in accordance with  
40 4 the interstate compact for juveniles as provided in section  
40 5 232.173.

40 6 11. Of the funds appropriated in this section, \$5,922,602 is  
40 7 allocated for juvenile delinquent graduated sanctions services.  
40 8 Any state funds saved as a result of efforts by juvenile court  
40 9 services to earn federal Tit.IV-E match for juvenile court  
40 10 services administration may be used for the juvenile delinquent  
40 11 graduated sanctions services.

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

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

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

DETAIL: Maintains the current level of General Fund support.

Allocates \$17,000 for the DHS to support the Interstate Commission for Juveniles in accordance with the Interstate Compact for Juveniles.

DETAIL: No change to the current level of General Fund support.

Allocates \$5,922,602 for juvenile delinquent graduated sanctions services. Permits any State funds saved as a result of increasing federal Title IV-E claims for juvenile court services, as indicated by the 2009 Public Works Efficiency Report, to be used for graduated sanctions services.

DETAIL: This is an increase of \$500,000 compared to the actual FY

40 12 12. Of the funds appropriated in this section, \$988,285  
40 13 shall be transferred to the department of public health to  
40 14 be used for the child protection center grant program in  
40 15 accordance with section 135.118.

40 16 13. If the department receives federal approval to  
40 17 implement a waiver under Tit.IV-E of the federal Social  
40 18 Security Act to enable providers to serve children who remain  
40 19 in the children's families and communities, for purposes of  
40 20 eligibility under the medical assistance program, children who  
40 21 participate in the waiver shall be considered to be placed in  
40 22 foster care.

40 23 14. Of the funds appropriated in this section, \$3,069,832 is  
40 24 allocated for the preparation for adult living program pursuant  
40 25 to section 234.46.

40 26 15. Of the funds appropriated in this section, \$520,150  
40 27 shall be used for juvenile drug courts. The amount allocated  
40 28 in this subsection shall be distributed as follows:

40 29 To the judicial branch for salaries to assist with the  
40 30 operation of juvenile drug court programs operated in the  
40 31 following jurisdictions:

40 32 a. Marshall county:	
40 33 .....	\$ 62,708
40 34 b. Woodbury county:	
40 35 .....	\$ 125,682
41 1 c. Polk county:	
41 2 .....	\$ 195,892
41 3 d. The third judicial district:	
41 4 .....	\$ 67,934
41 5 e. The eighth judicial district:	
41 6 .....	\$ 67,934

41 7 16. Of the funds appropriated in this section, \$227,337  
41 8 shall be used for the public purpose of providing a grant to  
41 9 a nonprofit human services organization providing services to  
41 10 individuals and families in multiple locations in southwest  
41 11 Iowa and Nebraska for support of a project providing immediate,  
41 12 sensitive support and forensic interviews, medical exams, needs  
41 13 assessments, and referrals for victims of child abuse and their  
41 14 nonoffending family members.

41 15 17. Of the funds appropriated in this section, \$125,590  
41 16 is allocated for the elevate approach of providing a support

2011 allocation.

Requires an allocation of \$988,285 to be transferred to the DPH for the Child Protection Center Grant Program.

DETAIL: Maintains the current level of General Fund support.

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.

Allocates \$3,069,832 for the PALS Program.

DETAIL: This is an increase of \$194,551 compared to the FY 2011 allocation.

Allocates a total of \$520,150 for Judicial Branch staffing costs relating to juvenile drug courts.

DETAIL: No change to the current level of General Fund support.

Allocates \$227,337 for Project Harmony for support of victims of child abuse and the nonoffending family members.

DETAIL: No change to the current level of General Fund support.

Requires an allocation of \$125,590 to provide support for chapters for the Elevate support group for foster care children.

41 17 network to children placed in foster care.

DETAIL: No change to the current level of General Fund support.

41 18 18. Of the funds appropriated in this section, \$202,000 is  
41 19 allocated for use pursuant to section 235A.1 for continuation  
41 20 of the initiative to address child sexual abuse implemented  
41 21 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection  
41 22 21.

Allocates \$202,000 for an initiative to address child sexual abuse.

DETAIL: No change to the current level of General Fund support.

41 23 19. Of the funds appropriated in this section, \$630,240 is  
41 24 allocated for the community partnership for child protection  
41 25 sites.

Allocates \$630,240 for the child welfare Community Partnerships for Child Protection sites.

DETAIL: No change to the current level of General Fund support.

41 26 20. Of the funds appropriated in this section, \$371,250  
41 27 is allocated for the department's minority youth and family  
41 28 projects under the redesign of the child welfare system.

Allocates \$371,250 for minority youth and family projects included in the child welfare redesign.

DETAIL: No change to the current level of General Fund support.

41 29 21. Of the funds appropriated in this section, \$1,200,495  
41 30 is allocated for funding of the state match for the federal  
41 31 substance abuse and mental health services administration  
41 32 (SAMHSA) system of care grant.

Allocates \$1,200,495 for the State match for the federal SAMSHA Circle of Care grant in eastern Iowa.

DETAIL: This is an increase of \$275,189 compared to the FY 2011 allocation.

41 33 22. Of the funds appropriated in this section, at least  
41 34 \$147,158 shall be used for the child welfare training academy.

Allocates \$147,158 for the child welfare provider online training academy.

DETAIL: This is an increase of \$100,000 compared to the FY 2011 allocation.

41 35 23. Of the funds appropriated in this section, \$25,000  
42 1 shall be used for the public purpose of providing a grant to  
42 2 a child welfare services provider headquartered in a county  
42 3 with a population between 205,000 and 215,000 in the latest  
42 4 certified federal census that provides multiple services  
42 5 including but not limited to a psychiatric medical institution  
42 6 for children, shelter, residential treatment, after school  
42 7 programs, school-based programming, and an Asperger's syndrome  
42 8 program, to be used for support services for children with  
42 9 autism spectrum disorder and their families.

Allocates \$25,000 to Four Oaks for various autism spectrum disorders services.

DETAIL: This allocation was funded by the UST Fund in FY 2011. Maintains the current level of State support to the organization for this purpose.

42 10 24. Of the funds appropriated in this section, \$250,000  
42 11 shall be used for continuation of the central Iowa system of  
42 12 care program grant through June 30, 2012.

Allocates \$250,000 for continuation of a Circle of Care Program in Polk County.

DETAIL: This is a new allocation for FY 2012.

42 13 25. Of the funds appropriated in this section, \$160,000  
42 14 shall be used to award a grant through a request for proposals  
42 15 process to a nonprofit entity that is providing child welfare  
42 16 treatment and prevention services in multiple locations  
42 17 throughout the state of Iowa. The grant project shall  
42 18 replicate the model and outcomes of the system of care project  
42 19 for children and youth with emotional and behavior challenges  
42 20 operating in northeast Iowa. The grant project shall be  
42 21 implemented in a manner so as to ensure collaboration with  
42 22 local planning groups and agencies that are involved with  
42 23 providing mental health services, the families of children  
42 24 receiving these services, and the children receiving these  
42 25 services, in order to improve access and expand the array of  
42 26 appropriate community-based services. The grant project shall  
42 27 provide services to children and families in Cerro Gordo and  
42 28 Linn counties.

42 29 Sec. 16. ADOPTION SUBSIDY.

42 30 1. There is appropriated from the general fund of the  
42 31 state to the department of human services for the fiscal year  
42 32 beginning July 1, 2011, and ending June 30, 2012, the following  
42 33 amount, or so much thereof as is necessary, to be used for the  
42 34 purpose designated:

42 35 For adoption subsidy payments and services:

43 1 ..... \$ 33,266,591

43 2 2. The department may transfer funds appropriated in  
43 3 this section to the appropriation made in this division of  
43 4 this Act for general administration for costs paid from the  
43 5 appropriation relating to adoption subsidy.

43 6 3. Federal funds received by the state during the  
43 7 fiscal year beginning July 1, 2011, as the result of the  
43 8 expenditure of state funds during a previous state fiscal  
43 9 year for a service or activity funded under this section are  
43 10 appropriated to the department to be used as additional funding  
43 11 for the services and activities funded under this section.  
43 12 Notwithstanding section 8.33, moneys received in accordance  
43 13 with this subsection that remain unencumbered or unobligated  
43 14 at the close of the fiscal year shall not revert to any fund  
43 15 but shall remain available for expenditure for the purposes

Allocates \$160,000 for the implementation of a new Circle of Care Program in Cerro Gordo and Linn Counties.

DETAIL: This is a new allocation for FY 2012.

General Fund appropriation to the DHS for the Adoption Subsidy Program.

DETAIL: This is an increase of \$1,409,695 compared to estimated net FY 2011. The General Fund changes include:

- A decrease of \$2,231,000 due to a reduction to the projected need for the Program in FY 2012.
- An increase of \$3,614,010 to replace one-time funding from various sources in FY 2011 that will not be available in FY 2012.
- An increase of \$1,206,635 to reflect the annual federal FMAP adjustment.
- A decrease of \$1,200,000 to fund the Program at the low end of the projected funding range for FY 2012.
- An increase of \$20,050 for increased caseload growth.

Permits the DHS to transfer funds for adoption recruitment and retention.

Requires federal funds received in FY 2012 for the expenditure of State funds in a previous fiscal year to be used for adoption subsidies. Requires nonreversion of federal funds in this Subsection until the close of FY 2013.

43 16 designated until the close of the succeeding fiscal year.

43 17 Sec. 17. JUVENILE DETENTION HOME FUND.

43 18 1. Moneys deposited in the juvenile detention home fund  
43 19 created in section 232.142 during the fiscal year beginning  
43 20 July 1, 2011, and ending June 30, 2012, are appropriated to  
43 21 the department of human services for the fiscal year beginning  
43 22 July 1, 2011, and ending June 30, 2012, for distribution of an  
43 23 amount equal to a percentage of the costs of the establishment,  
43 24 improvement, operation, and maintenance of county or  
43 25 multicounty juvenile detention homes in the fiscal year  
43 26 beginning July 1, 2010. Moneys appropriated for distribution  
43 27 in accordance with this section shall be allocated among  
43 28 eligible detention homes, prorated on the basis of an eligible  
43 29 detention home's proportion of the costs of all eligible  
43 30 detention homes in the fiscal year beginning July 1, 2010.  
43 31 The percentage figure shall be determined by the department  
43 32 based on the amount available for distribution for the fund.  
43 33 Notwithstanding section 232.142, subsection 3, the financial  
43 34 aid payable by the state under that provision for the fiscal  
43 35 year beginning July 1, 2011, shall be limited to the amount  
44 1 appropriated for the purposes of this section.

44 2 2. Representatives of chief juvenile court officers,  
44 3 the department of human rights, and the department of human  
44 4 services shall work with juvenile detention centers and other  
44 5 stakeholders to review the current methodology for distribution  
44 6 of moneys from the juvenile detention home fund, consider  
44 7 alternative distribution methodologies, and report findings  
44 8 and recommendations to the persons designated by this division  
44 9 of this Act for the submission of reports by December 15,  
44 10 2011. It is the intent of the general assembly to shift  
44 11 responsibility for administering the fund from the department  
44 12 of human services to the division of criminal and juvenile  
44 13 justice planning of the department of human rights, effective  
44 14 with the fiscal year beginning July 1, 2012.

44 15 Sec. 18. FAMILY SUPPORT SUBSIDY PROGRAM.

44 16 1. There is appropriated from the general fund of the  
44 17 state to the department of human services for the fiscal year  
44 18 beginning July 1, 2011, and ending June 30, 2012, the following  
44 19 amount, or so much thereof as is necessary, to be used for the  
44 20 purpose designated:

44 21 For the family support subsidy program subject to the  
44 22 enrollment restrictions in section 225C.37, subsection 3:  
44 23 ..... \$ 1,167,998

Requires funds deposited in the Juvenile Detention Fund to be distributed to the eligible juvenile detention centers.

DETAIL: The fines deposited in the Fund totaled \$3,817,610 in FY 2011. This is a decrease of \$123,663 compared to the fines deposited in FY 2010. Fines in the Fund will be allocated to the detention centers based on FY 2012 projected operations budgets.

Directs the DHS, the Chief Juvenile Court Officers, and the Department of Human Rights to work with the Juvenile Detention Centers and other stakeholders to review the current reimbursement methodology for the Juvenile Detention Fund. Recommendations for alternatives are to be submitted to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staff, and the LSA by December 15, 2011. Specifies that it is the intent of the General Assembly to shift responsibilities for the administration of the Fund to the Criminal and Juvenile Justice Planning Division of the Department of Human Rights for FY 2013.

General Fund appropriation for the Family Support Program.

DETAIL: This is no change compared to estimated net FY 2011. The changes are as follows:

- A decrease of \$100,000 to the Family Support Subsidy Program due to the enrollment freeze enacted by SF 2088 (2010 Government Reorganization Act).
- An increase of \$100,000 to replace one-time funding from the UST Fund in FY 2011 for the Children-at-Home Program that will not be available in FY 2012.

44 24 2. The department shall use at least \$385,500 of the moneys  
44 25 appropriated in this section for the family support center  
44 26 component of the comprehensive family support program under  
44 27 section 225C.47. Not more than \$25,000 of the amount allocated  
44 28 in this subsection shall be used for administrative costs.

Requires an allocation of \$385,000 from the Family Support Subsidy appropriation to continue the Children-at-Home Program in current counties. Permits the DHS to expand the Program to additional counties if funds are available. Administrative funding is limited to \$25,000.

DETAIL: This is an increase of \$96,056 compared to the FY 2011 allocation.

44 29 3. If at any time during the fiscal year, the amount of  
44 30 funding available for the family support subsidy program  
44 31 is reduced from the amount initially used to establish the  
44 32 figure for the number of family members for whom a subsidy  
44 33 is to be provided at any one time during the fiscal year,  
44 34 notwithstanding section 225C.38, subsection 2, the department  
44 35 shall revise the figure as necessary to conform to the amount  
45 1 of funding available.

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

45 2 Sec. 19. CONNER DECREE. There is appropriated from the  
45 3 general fund of the state to the department of human services  
45 4 for the fiscal year beginning July 1, 2011, and ending June 30,  
45 5 2012, the following amount, or so much thereof as is necessary,  
45 6 to be used for the purpose designated:

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

45 7 For building community capacity through the coordination  
45 8 and provision of training opportunities in accordance with the  
45 9 consent decree of Conner v.Branstad, No.4-86-CV-30871(S.D.  
45 10 Iowa, July 14, 1994):

DETAIL: This is no change compared to estimated net FY 2011. 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.

45 11 ..... \$ 33,622

45 12 Sec. 20. MENTAL HEALTH INSTITUTES.

45 13 There is appropriated from the general fund of the state to  
45 14 the department of human services for the fiscal year beginning  
45 15 July 1, 2011, and ending June 30, 2012, the following amounts,  
45 16 or so much thereof as is necessary, to be used for the purposes  
45 17 designated:

General Fund appropriation to the MHI at Cherokee.

45 18 1. For the state mental health institute at Cherokee for  
45 19 salaries, support, maintenance, and miscellaneous purposes, and  
45 20 for not more than the following full-time equivalent positions:

45 21 ..... \$ 5,877,308  
45 22 ..... FTEs 168.50

DETAIL: This is an increase of \$2,290,207 and a decrease of 9.33 FTE positions compared to estimated net FY 2011. The changes include:

- An increase of \$100,000 to replace one-time funding from the UST Fund.
- An increase of \$1,634,878 to replace the MHI share of the mid-year reduction.
- An increase of \$555,329 to maintain the current number of beds.
- A decrease of 9.33 FTE positions to reflect current usage.

45 23 2. For the state mental health institute at Clarinda for

General Fund appropriation to the MHI at Clarinda.

45 24 salaries, support, maintenance, and miscellaneous purposes, and  
 45 25 for not more than the following full-time equivalent positions:  
 45 26 ..... \$ 6,411,734  
 45 27 ..... FTEs 86.10

45 28 3. For the state mental health institute at Independence for  
 45 29 salaries, support, maintenance, and miscellaneous purposes, and  
 45 30 for not more than the following full-time equivalent positions:  
 45 31 ..... \$ 10,275,685  
 45 32 ..... FTEs 233.00

45 33 4. For the state mental health institute at Mount Pleasant  
 45 34 for salaries, support, maintenance, and miscellaneous purposes,  
 45 35 and for not more than the following full-time equivalent  
 46 1 positions:  
 46 2 ..... \$ 944,323  
 46 3 ..... FTEs 97.72  
 46 4 Sec. 21. STATE RESOURCE CENTERS.  
 46 5 1. There is appropriated from the general fund of the  
 46 6 state to the department of human services for the fiscal year  
 46 7 beginning July 1, 2011, and ending June 30, 2012, the following  
 46 8 amounts, or so much thereof as is necessary, to be used for the  
 46 9 purposes designated:

46 10 a. For the state resource center at Glenwood for salaries,  
 46 11 support, maintenance, and miscellaneous purposes:  
 46 12 ..... \$ 18,507,801

DETAIL: This is an increase of \$394,766 and a decrease of 13.10 FTE positions compared to estimated net FY 2011. The changes include:

- An increase of \$100,000 to replace one-time funding from the UST Fund.
- An increase of \$122,730 to replace the MHI share of the mid-year reduction.
- An increase of \$172,036 to maintain the current number of beds.
- A decrease of 13.10 FTE positions to reflect current usage.

General Fund appropriation to the MHI at Independence.

DETAIL: This is an increase of \$1,843,490 and a decrease of 15.00 FTE positions compared to estimated net FY 2011. The changes include:

- An increase of \$229,481 to replace one-time funding from the UST Fund and ARRA.
- An increase of \$1,158,458 to replace the MHI share of the mid-year reduction.
- An increase of \$432,188 to maintain the current number of beds.
- An increase of \$23,363 due to an FMAP adjustment.
- A decrease of 15.00 FTE positions to reflect current utilization.

General Fund appropriation to the MHI at Mt. Pleasant.

DETAIL: This is an increase of \$297,294 and no change in FTE positions compared to estimated net FY 2011. The changes include:

- An increase of \$50,000 to replace one-time funding from the UST Fund.
- An increase of \$247,294 to maintain the current number of beds.

General Fund appropriation to the State Resource Center at Glenwood.

DETAIL: This is an increase of \$4,760,715 compared to estimated net FY 2011. The changes include:

- An increase of \$3,676,779 to replace one-time ARRA funding.
- An increase of \$249,808 to maintain the current number of beds.
- An increase of \$1,134,128 for an annual adjustment to FMAP rates.
- A decrease of \$300,000 for a general reduction.

46 13 b. For the state resource center at Woodward for salaries,  
46 14 support, maintenance, and miscellaneous purposes:  
46 15 ..... \$ 12,785,658

General Fund appropriation to the State Resource Center at Woodward.

DETAIL: This is an increase of \$4,247,192 compared to estimated net FY 2011. The changes include:

- An increase of \$3,529,589 to replace one-time ARRA funding.
- An increase of \$180,274 to maintain the current number of beds.
- An increase of \$837,329 for an annual adjustment to FMAP rates.
- A decrease of \$300,000 for a general reduction.

46 16 2. The department may continue to bill for state resource  
46 17 center services utilizing a scope of services approach used for  
46 18 private providers of ICFMR services, in a manner which does not  
46 19 shift costs between the medical assistance program, counties,  
46 20 or other sources of funding for the state resource centers.

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

46 21 3. The state resource centers may expand the time-limited  
46 22 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 patient 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.

46 23 4. If the department's administration and the department  
46 24 of management concur with a finding by a state resource  
46 25 center's superintendent that projected revenues can reasonably  
46 26 be expected to pay the salary and support costs for a new  
46 27 employee position, or that such costs for adding a particular  
46 28 number of new positions for the fiscal year would be less  
46 29 than the overtime costs if new positions would not be added,  
46 30 the superintendent may add the new position or positions. If  
46 31 the vacant positions available to a resource center do not  
46 32 include the position classification desired to be filled, the  
46 33 state resource center's superintendent may reclassify any  
46 34 vacant position as necessary to fill the desired position. The  
46 35 superintendents of the state resource centers may, by mutual  
47 1 agreement, pool vacant positions and position classifications  
47 2 during the course of the fiscal year in order to assist one  
47 3 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.

47 4 5. If existing capacity limitations are reached in  
47 5 operating units, a waiting list is in effect for a service or  
47 6 a special need for which a payment source or other funding  
47 7 is available for the service or to address the special need,  
47 8 and facilities for the service or to address the special need

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

47 9 can be provided within the available payment source or other  
47 10 funding, the superintendent of a state resource center may  
47 11 authorize opening not more than two units or other facilities  
47 12 and begin implementing the service or addressing the special  
47 13 need during fiscal year 2011-2012.

47 14 Sec. 22. MI/MR/DD STATE CASES.

47 15 1. There is appropriated from the general fund of the  
47 16 state to the department of human services for the fiscal year  
47 17 beginning July 1, 2011, and ending June 30, 2012, the following  
47 18 amount, or so much thereof as is necessary, to be used for the  
47 19 purpose designated:

47 20 For distribution to counties for state case services  
47 21 for persons with mental illness, mental retardation, and  
47 22 developmental disabilities in accordance with section 331.440:  
47 23 ..... \$ 12,169,482

47 24 2. For the fiscal year beginning July 1, 2011, and ending  
47 25 June 30, 2012, \$200,000 is allocated for state case services  
47 26 from the amounts appropriated from the fund created in section  
47 27 8.41 to the department of human services from the funds  
47 28 received from the federal government under 42 U.S.C.ch.6A,  
47 29 subch.XVII, relating to the community mental health center  
47 30 block grant, for the federal fiscal years beginning October  
47 31 1, 2009, and ending September 30, 2010, beginning October 1,  
47 32 2010, and ending September 30, 2011, and beginning October 1,  
47 33 2011, and ending September 30, 2012. The allocation made in  
47 34 this subsection shall be made prior to any other distribution  
47 35 allocation of the appropriated federal funds.

48 1 3. Notwithstanding section 8.33, moneys appropriated in  
48 2 this section that remain unencumbered or unobligated at the  
48 3 close of the fiscal year shall not revert but shall remain  
48 4 available for expenditure for the purposes designated until the  
48 5 close of the succeeding fiscal year.

48 6 Sec. 23. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES  
48 7 — COMMUNITY SERVICES FUND. There is appropriated from

48 8 the general fund of the state to the mental health and  
48 9 developmental disabilities community services fund created in  
48 10 section 225C.7 for the fiscal year beginning July 1, 2011, and  
48 11 ending June 30, 2012, the following amount, or so much thereof  
48 12 as is necessary, to be used for the purpose designated:

48 13 For mental health and developmental disabilities community  
48 14 services in accordance with this division of this Act:  
48 15 ..... \$ 14,211,100

48 16 1. Of the funds appropriated in this section, \$14,187,556  
48 17 shall be allocated to counties for funding of community-based  
48 18 mental health and developmental disabilities services. The

General Fund appropriation to the DHS for State Cases.

DETAIL: This is an increase of \$874,275 compared to estimated net FY 2011 to replace one-time UST funds.

Requires \$200,000 of the Community Mental Health Services Block Grant funds from FFY 2010, FFY 2011, or FFY 2012 to be used for the State Cases services.

Requires nonreversion of funds appropriated for State Cases.

General Fund appropriation for the Mental Health Community Services Fund.

DETAIL: This is no change compared to estimated net FY 2011.

Allocates \$14,187,556 from the Community Services appropriation to counties based on a formula considering the county population and federal poverty guidelines.

48 19 moneys shall be allocated to a county as follows:

48 20 a. Fifty percent based upon the county's proportion of the  
48 21 state's population of persons with an annual income which is  
48 22 equal to or less than the poverty guideline established by the  
48 23 federal office of management and budget.

48 24 b. Fifty percent based upon the county's proportion of the  
48 25 state's general population.

48 26 2. a. A county shall utilize the funding the county  
48 27 receives pursuant to subsection 1 for services provided to  
48 28 persons with a disability, as defined in section 225C.2.  
48 29 However, no more than 50 percent of the funding shall be used  
48 30 for services provided to any one of the service populations.

48 31 b. A county shall use at least 50 percent of the funding the  
48 32 county receives under subsection 1 for contemporary services  
48 33 provided to persons with a disability, as described in rules  
48 34 adopted by the department.

48 35 3. Of the funds appropriated in this section, \$23,544  
49 1 shall be used to support the Iowa compass program providing  
49 2 computerized information and referral services for lowans with  
49 3 disabilities and their families.

49 4 4. a. Funding appropriated for purposes of the federal  
49 5 social services block grant is allocated for distribution  
49 6 to counties for local purchase of services for persons with  
49 7 mental illness or mental retardation or other developmental  
49 8 disability.

49 9 b. The funds allocated in this subsection shall be expended  
49 10 by counties in accordance with the county's county management  
49 11 plan approved by the board of supervisors. A county without  
49 12 an approved county management plan shall not receive allocated  
49 13 funds until the county's management plan is approved.

49 14 c. The funds provided by this subsection shall be allocated  
49 15 to each county as follows:

49 16 (1) Fifty percent based upon the county's proportion of the  
49 17 state's population of persons with an annual income which is  
49 18 equal to or less than the poverty guideline established by the  
49 19 federal office of management and budget.

49 20 (2) Fifty percent based upon the amount provided to the  
49 21 county for local purchase of services in the preceding fiscal  
49 22 year.

49 23 5. A county is eligible for funds under this section if the  
49 24 county qualifies for a state payment as described in section  
49 25 331.439.

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.

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

DETAIL: No change to the current level of General Fund support.

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.

Requires counties to expend Social Services Block Grant funds according to approved county management plans. Prohibits a county from receiving an allocation of Social Services Block Grant funds until the county plan is approved.

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.

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.

49 26 6. The latest certified census issued by the United States  
49 27 bureau of the census shall be applied for the population  
49 28 factors utilized in this section.

49 29 Sec. 24. SEXUALLY VIOLENT PREDATORS.

49 30 1. There is appropriated from the general fund of the  
49 31 state to the department of human services for the fiscal year  
49 32 beginning July 1, 2011, and ending June 30, 2012, the following  
49 33 amount, or so much thereof as is necessary, to be used for the  
49 34 purpose designated:

49 35 For costs associated with the commitment and treatment of  
50 1 sexually violent predators in the unit located at the state  
50 2 mental health institute at Cherokee, including costs of legal  
50 3 services and other associated costs, including salaries,  
50 4 support, maintenance, and miscellaneous purposes, and for not  
50 5 more than the following full-time equivalent positions:  
50 6 ..... \$ 7,550,727  
50 7 ..... FTEs 89.50

50 8 2. Unless specifically prohibited by law, if the amount  
50 9 charged provides for recoupment of at least the entire amount  
50 10 of direct and indirect costs, the department of human services  
50 11 may contract with other states to provide care and treatment  
50 12 of persons placed by the other states at the unit for sexually  
50 13 violent predators at Cherokee. The moneys received under  
50 14 such a contract shall be considered to be repayment receipts  
50 15 and used for the purposes of the appropriation made in this  
50 16 section.

50 17 Sec. 25. FIELD OPERATIONS. There is appropriated from the  
50 18 general fund of the state to the department of human services  
50 19 for the fiscal year beginning July 1, 2011, and ending June 30,  
50 20 2012, the following amount, or so much thereof as is necessary,  
50 21 to be used for the purposes designated:

50 22 For field operations, including salaries, support,  
50 23 maintenance, and miscellaneous purposes, and for not more than  
50 24 the following full-time equivalent positions:  
50 25 ..... \$ 54,789,921  
50 26 ..... FTEs 1,781.00

50 27 Priority in filling full-time equivalent positions shall be  
50 28 given to those positions related to child protection services  
50 29 and eligibility determination for low-income families.  
50 30 Notwithstanding section 8.33, moneys appropriated in this  
50 31 section that remain unencumbered or unobligated at the close of  
50 32 the fiscal year shall not revert but shall remain available for  
50 33 expenditure for the purposes designated until the close of the  
50 34 succeeding fiscal year.

Requires the Department to utilize the most recent population estimates  
for the distribution of these funds.

General Fund appropriation to the DHS for the Sexual Predator  
Commitment Program.

DETAIL: This is an increase of \$1,125,596 and 0.50 FTE position  
compared to estimated net FY 2011. The changes include:

- An increase of \$800,000 to replace one-time funding from the  
UST Fund.
- An increase of \$325,596 to maintain the current number of staff.
- An increase of 0.50 FTE position to reflect current usage.

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

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

DETAIL: This is an increase of \$8,485,396 compared to the estimated  
net FY 2011 appropriations and a decrease of 66.00 FTE positions. The  
General Fund changes include:

- An increase of \$6,635,396 to replace one-time funding from  
various sources in FY 2011 that will not be available in FY 2012.
- An increase of \$2,400,000 to help maintain the FY 2011 caseload  
levels.
- A decrease of \$550,000 for a general reduction.
- A decrease of 66.00 FTE positions to reflect current usage

VETOED: The Governor vetoed the paragraph allowing Field Operations  
carryforward for FY 2012 and stated that carryforward does not work to  
advance his goals of returning predictability and sustainability back to  
government budgeting. The Governor also vetoed this paragraph for FY  
2013.

50 35 Sec. 26. GENERAL ADMINISTRATION. There is appropriated  
51 1 from the general fund of the state to the department of human  
51 2 services for the fiscal year beginning July 1, 2011, and ending  
51 3 June 30, 2012, the following amount, or so much thereof as is  
51 4 necessary, to be used for the purpose designated:

51 5 For general administration, including salaries, support,  
51 6 maintenance, and miscellaneous purposes, and for not more than  
51 7 the following full-time equivalent positions:

51 8 .....	\$	14,596,745
51 9 .....	FTEs	290.00

51 10 1. Of the funds appropriated in this section, \$38,543  
51 11 allocated for the prevention of disabilities policy council  
51 12 established in section 225B.3.

51 13 2. The department shall report at least monthly to the  
51 14 legislative services agency concerning the department's  
51 15 operational and program expenditures.

51 16 3. Of the funds appropriated in this section, \$132,300 shall  
51 17 be used to contract with a statewide association representing  
51 18 community providers of mental health, mental retardation and  
51 19 brain injury services programs to provide technical assistance,  
51 20 support, and consultation to providers of habilitation  
51 21 services and home and community-based waiver services for  
51 22 adults with disabilities under the medical assistance program.  
51 23 Notwithstanding section 8.47 or any other provision of law to  
51 24 the contrary, the department may utilize a sole source approach  
51 25 to contract with the association.

51 26 4. Of the funds appropriated in this section, \$176,400  
51 27 shall be used to contract with an appropriate entity to  
51 28 expand the provision of nationally accredited and recognized  
51 29 internet-based training to include mental health and disability  
51 30 services providers. Notwithstanding section 8.47 or any other  
51 31 provision of law to the contrary, the department may utilize a  
51 32 sole source approach to enter into such contract.

51 33 5. Of the funds appropriated in this section, \$500,000  
51 34 shall be used for implementation of child protection system  
51 35 improvements addressed in 2011 Iowa Acts, House File 562, as  
52 1 enacted.

52 2 6. Notwithstanding section 8.33, moneys appropriated in  
52 3 this section that remain unencumbered or unobligated at the  
52 4 close of the fiscal year shall not revert but shall remain

General Fund appropriation to the DHS for General Administration.

DETAIL: This is a net decrease of \$50,000 and 37.08 FTE positions compared to the estimated net FY 2011 appropriation.

The General Fund changes include:

- An increase of \$500,000 to assist in expediting the Child Abuse Registry appeal process.
- A decrease of \$550,000 for a general reduction.
- A decrease of 37.08 FTE positions to reflect current usage.

Allocates \$38,543 to the Prevention of Disabilities Policy Council.

DETAIL: This is a decrease of \$5,157 compared to the FY 2011 allocation.

Requires the DHS to submit monthly expenditure reports to the LSA.

Allocates \$132,300 for technical assistance for providers of habilitation services under the HCBS Waiver Program.

DETAIL: This is a decrease of \$17,700 compared to the FY 2011 allocation. The DHS is allowed to use a sole source contract to distribute these funds.

Allocates \$176,400 for nationally accredited internet-based training for mental health and disability services providers.

DETAIL: This is a decrease of \$23,600 compared to the FY 2011 allocation. The DHS is allowed to use a sole source contract to distribute these funds.

Allocates \$500,000 to implement the child protection system improvements in HF 562 (Child Abuse Registry).

DETAIL: This is a new allocation for FY 2012.

Allows carryforward of all funds appropriated to DHS General Administration.

52 5 available for expenditure for the purposes designated until the  
52 6 close of the succeeding fiscal year.

52 7 Sec. 27. VOLUNTEERS. There is appropriated from the general  
52 8 fund of the state to the department of human services for the  
52 9 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
52 10 the following amount, or so much thereof as is necessary, to be  
52 11 used for the purpose designated:

52 12 For development and coordination of volunteer services:  
52 13 ..... \$ 84,660

52 14 Sec. 28. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
52 15 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
52 16 DEPARTMENT OF HUMAN SERVICES.

52 17 1. a. (1) For the fiscal year beginning July 1, 2011,  
52 18 the total state funding amount for the nursing facility budget  
52 19 shall not exceed \$225,457,724.

52 20 (2) For the fiscal year beginning July 1, 2011, the  
52 21 department shall rebase case-mix nursing facility rates  
52 22 effective July 1, 2011. However, total nursing facility budget  
52 23 expenditures, including both case-mix and noncase-mix shall  
52 24 not exceed the amount specified in subparagraph (1). When  
52 25 calculating case-mix per diem cost and the patient-day-weighted  
52 26 medians used in rate-setting for nursing facilities effective  
52 27 July 1, 2011, the inflation factor applied from the midpoint  
52 28 of the cost report period to the first day of the state fiscal  
52 29 year rate period shall be adjusted to maintain state funding  
52 30 within the amount specified in subparagraph (1).

52 31 (3) The department, in cooperation with nursing facility  
52 32 representatives, shall review projections for state funding  
52 33 expenditures for reimbursement of nursing facilities on a  
52 34 quarterly basis and the department shall determine if an  
52 35 adjustment to the medical assistance reimbursement rate is  
53 1 necessary in order to provide reimbursement within the state  
53 2 funding amount for the fiscal year. Notwithstanding 2001  
53 3 Iowa Acts, chapter 192, section 4, subsection 2, paragraph  
53 4 "c", and subsection 3, paragraph "a", subparagraph (2),  
53 5 if the state funding expenditures for the nursing facility  
53 6 budget for the fiscal year is projected to exceed the amount  
53 7 specified in subparagraph (1), the department shall adjust  
53 8 the reimbursement for nursing facilities reimbursed under the  
53 9 case-mix reimbursement system to maintain expenditures of the  
53 10 nursing facility budget within the specified amount for the  
53 11 fiscal year.

53 12 (4) For the fiscal year beginning July 1, 2011, special

VETOED: The Governor vetoed the paragraph allowing General Administration carryforward for FY 2012 and stated that the carryforward does not work to advance his goals of returning predictability and sustainability back to government budgeting. The Governor also vetoed this paragraph for FY 2013.

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 2011.

Caps nursing facility reimbursements at \$225,457,724 and requires the DHS to adjust the inflation factor in the case-mix reimbursement rate if expenditures exceed the cap.

DETAIL: The DHS is to rebase nursing facility rates effective July 1, 2011.

Requires methodology for calculating reimbursement for special

53 13 population nursing facilities shall be reimbursed in accordance  
53 14 with the methodology in effect on June 30, 2011.

population nursing facilities to remain the same as the methodology in effect in FY 2011.

53 15 b. For the fiscal year beginning July 1, 2011, the  
53 16 department shall reimburse pharmacy dispensing fees using a  
53 17 single rate of \$4.34 per prescription or the pharmacy's usual  
53 18 and customary fee, whichever is lower. However, the department  
53 19 shall adjust the dispensing fee specified in this paragraph  
53 20 to distribute an additional \$2,981,980 in reimbursements for  
53 21 pharmacy dispensing fees under this paragraph for the fiscal  
53 22 year.

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. In addition the DHS is to increase the reimbursements by \$2,981,980.

53 23 c. (1) For the fiscal year beginning July 1, 2011,  
53 24 reimbursement rates for outpatient hospital services shall be  
53 25 rebased effective January 1, 2012.

Requires the rate of reimbursement for outpatient services to be rebased effective January 1, 2012.

53 26 (2) For the fiscal year beginning July 1, 2011,  
53 27 reimbursement rates for inpatient hospital services shall be  
53 28 rebased effective October 1, 2011.

Requires the rate of reimbursement for inpatient services to be rebased effective October 1, 2011.

53 29 (3) The total amount of increased funding available for  
53 30 reimbursement attributable to rebasing under this paragraph  
53 31 for the fiscal year beginning July 1, 2011, shall not exceed  
53 32 \$4,500,000.

Specifies that the total amount of funding for the rebase is not to exceed \$4,500,000.

53 33 (4) For the fiscal year beginning July 1, 2011, the graduate  
53 34 medical education and disproportionate share hospital fund  
53 35 shall remain at the amount in effect on June 30, 2011, except  
54 1 that the portion of the fund attributable to graduate medical  
54 2 education shall be reduced in an amount that reflects the  
54 3 elimination of graduate medical education payments made to  
54 4 out-of-state hospitals.

Requires the rate of reimbursement for graduate medical education and disproportionate share hospital fund to remain the same as the FY 2011 reimbursement rate.

54 5 (5) In order to ensure the efficient use of limited state  
54 6 funds in procuring health care services for low-income lowans,  
54 7 funds appropriated in this Act for hospital services shall  
54 8 not be used for activities which would be excluded from a  
54 9 determination of reasonable costs under the federal Medicare  
54 10 program pursuant to 42 U.S.C.§1395X(v)(1)(N).

Requires funds appropriated for hospital activities to be used for activities pursuant to the federal Medicare program.

54 11 d. For the fiscal year beginning July 1, 2011, reimbursement  
54 12 rates for rural health clinics, hospices, and acute mental  
54 13 hospitals shall be increased in accordance with increases under  
54 14 the federal Medicare program or as supported by their Medicare  
54 15 audited costs.

Requires rural health clinics, hospice services, and acute mental hospitals to be reimbursed at the rate established under the federal Medicare Program for FY 2012.

54 16 e. For the fiscal year beginning July 1, 2011, independent  
54 17 laboratories and rehabilitation agencies shall be reimbursed  
54 18 using the same methodology in effect on June 30, 2011.

Requires reimbursement methodology for independent laboratories and rehabilitation agencies to remain the same as the methodology in FY 2011.

54 19 f. For the fiscal year beginning July 1, 2011, reimbursement  
54 20 rates for home health agencies shall remain at the rates in  
54 21 effect on June 30, 2011, not to exceed a home health agency's  
54 22 actual allowable cost.

Requires rates to home health agencies to remain at the rate in effect in FY 2011.

54 23 g. For the fiscal year beginning July 1, 2011, federally  
54 24 qualified health centers shall receive cost-based reimbursement  
54 25 for 100 percent of the reasonable costs for the provision of  
54 26 services to recipients of medical assistance.

Requires the DHS to reimburse federally qualified health centers for 100.00% of the reasonable costs for provision of services to Medical Assistance Program recipients.

54 27 h. For the fiscal year beginning July 1, 2011, the  
54 28 reimbursement rates for dental services shall remain at the  
54 29 rates in effect on June 30, 2011.

Requires the reimbursement rates for dental services to remain at the rate in effect in FY 2011.

54 30 i. (1) For the fiscal year beginning July 1, 2011,  
54 31 state-owned psychiatric medical institutions for children shall  
54 32 receive cost-based reimbursement for 100 percent of the actual  
54 33 and allowable costs for the provision of services to recipients  
54 34 of medical assistance.

Requires the reimbursement rates for State-owned PMICs to be set at 100.00% of allowable costs and private (not State-owned) PMICs to remain at the rate in effect in FY 2011.

54 35 (2) (a) For nonstate-owned psychiatric medical  
55 1 institutions for children, reimbursement rates shall remain at  
55 2 the rates in effect on June 30, 2011. However, the department  
55 3 shall adjust the reimbursement rates in effect on June 30,  
55 4 2011, to distribute an additional \$350,000 in reimbursements  
55 5 for nonstate-owned psychiatric medical institutions for  
55 6 children under this subparagraph (2) for the fiscal year.

Requires the DHS to increase reimbursement rates for nonstate-owned PMICs by \$350,000 for FY 2012.

55 7 (b) The department, in consultation with representatives  
55 8 of the nonstate-owned psychiatric medical institutions for  
55 9 children, shall develop a reimbursement methodology required  
55 10 for federal compliance, to be implemented on July 1, 2012.  
55 11 To the extent possible, the reimbursement methodology shall  
55 12 be developed in a manner so as to be budget neutral to the  
55 13 institutions and cost effective for the state.

Requires the DHS, in consultation with PMIC representatives, to develop a new reimbursement methodology required for federal compliance. The new methodology is to be budget neutral.

55 14 j. For the fiscal year beginning July 1, 2011, unless  
55 15 otherwise specified in this Act, all noninstitutional medical  
55 16 assistance provider reimbursement rates shall remain at the  
55 17 rates in effect on June 30, 2011, except for area education  
55 18 agencies, local education agencies, infant and toddler services  
55 19 providers, and those providers whose rates are required to be  
55 20 determined pursuant to section 249A.20.

Requires the reimbursement rates for all noninstitutional Medical Assistance providers, with specified exceptions, to remain at FY 2011 rates.

55 21 k. Notwithstanding any provision to the contrary, for the  
55 22 fiscal year beginning July 1, 2011, the reimbursement rate for  
55 23 anesthesiologists shall remain at the rate in effect on June  
55 24 30, 2011.

Requires the reimbursement rates for anesthesiologists to remain at the rate in effect in FY 2011.

55 25 I. Notwithstanding section 249A.20, for the fiscal year  
55 26 beginning July 1, 2011, the average reimbursement rate for  
55 27 health care providers eligible for use of the federal Medicare  
55 28 resource-based relative value scale reimbursement methodology  
55 29 under that section shall remain at the rate in effect on June  
55 30 30, 2011; however, this rate shall not exceed the maximum level  
55 31 authorized by the federal government.

Requires the rates for health care providers eligible for the average rate reimbursement to remain at the rate in effect in FY 2011.

55 32 m. For the fiscal year beginning July 1, 2011, the  
55 33 reimbursement rate for residential care facilities shall not  
55 34 be less than the minimum payment level as established by the  
55 35 federal government to meet the federally mandated maintenance  
56 1 of effort requirement. The flat reimbursement rate for  
56 2 facilities electing not to file annual cost reports shall not  
56 3 be less than the minimum payment level as established by the  
56 4 federal government to meet the federally mandated maintenance  
56 5 of effort requirement.

Requires the reimbursement rates for residential care facilities to be no less than the minimum payment level required to meet the federal requirement.

56 6 n. For the fiscal year beginning July 1, 2011, inpatient  
56 7 mental health services provided at hospitals shall be rebased  
56 8 effective October 1, 2011, subject to Medicaid program upper  
56 9 payment limit rules; community mental health centers and  
56 10 providers of mental health services to county residents  
56 11 pursuant to a waiver approved under section 225C.7, subsection  
56 12 3, shall be reimbursed at 100 percent of the reasonable  
56 13 costs for the provision of services to recipients of medical  
56 14 assistance; and psychiatrists shall be reimbursed at the  
56 15 medical assistance program fee for service rate.

Requires the reimbursement rate of mental health services provided at hospitals to be rebased effective October 1, 2011, and community mental health centers to be reimbursed at 100.00% of costs.

56 16 o. For the fiscal year beginning July 1, 2011, the  
56 17 reimbursement rate for consumer-directed attendant care shall  
56 18 remain at the rates in effect on June 30, 2011.

Requires the reimbursement rates for Consumer-Directed Attendant Care to remain at the rate in effect in FY 2011.

56 19 p. For the fiscal year beginning July 1, 2011, the  
56 20 reimbursement rate for providers of family planning services  
56 21 that are eligible to receive a 90 percent federal match shall  
56 22 remain at the rates in effect on June 30, 2011.

Requires the reimbursement rates for family planning services to remain at the rate in effect in FY 2011.

56 23 q. For the fiscal year beginning July 1, 2011, the  
56 24 department shall adjust the rates in effect on June 30,  
56 25 2011, for providers of home and community-based services  
56 26 waiver services to distribute an additional \$1,500,000 in  
56 27 reimbursements to such providers for the fiscal year.

Requires the DHS to increase reimbursement rates for providers of HCBS Waiver Services by \$1,500,000 for FY 2012.

56 28 2. For the fiscal year beginning July 1, 2011, the  
56 29 reimbursement rate for providers reimbursed under the  
56 30 in-home-related care program shall not be less than the minimum  
56 31 payment level as established by the federal government to meet  
56 32 the federally mandated maintenance of effort requirement.

Establishes the maximum FY 2012 reimbursement rate for in-home health-related care providers at the minimum payment level established by the federal government.

56 33 3. Unless otherwise directed in this section, when the  
56 34 department's reimbursement methodology for any provider  
56 35 reimbursed in accordance with this section includes an  
57 1 inflation factor, this factor shall not exceed the amount  
57 2 by which the consumer price index for all urban consumers  
57 3 increased during the calendar year ending December 31, 2002.

57 4 4. For the fiscal year beginning July 1, 2011,  
57 5 notwithstanding section 234.38, the foster family basic daily  
57 6 maintenance rate and the maximum adoption subsidy rate for  
57 7 children ages 0 through 5 years shall be \$15.74, the rate for  
57 8 children ages 6 through 11 years shall be \$16.37, the rate for  
57 9 children ages 12 through 15 years shall be \$17.92, and the  
57 10 rate for children and young adults ages 16 and older shall be  
57 11 \$18.16. The maximum supervised apartment living foster care  
57 12 reimbursement rate shall be \$25.00 per day. For youth ages  
57 13 18 to 21 who have exited foster care, the maximum preparation  
57 14 for adult living program maintenance rate shall be \$574.00 per  
57 15 month. The maximum payment for adoption subsidy nonrecurring  
57 16 expenses shall be limited to \$500 and the disallowance of  
57 17 additional amounts for court costs and other related legal  
57 18 expenses implemented pursuant to 2010 Iowa Acts, chapter 1031,  
57 19 section 408 shall be continued.

57 20 5. For the fiscal year beginning July 1, 2011, the maximum  
57 21 reimbursement rates under the supervised apartment living  
57 22 program and for social services providers under contract  
57 23 shall remain at the rates in effect on June 30, 2011, or the  
57 24 provider's actual and allowable cost plus inflation for each  
57 25 service, whichever is less. However, if a new service or  
57 26 service provider is added after June 30, 2011, the initial  
57 27 reimbursement rate for the service or provider shall be  
57 28 based upon actual and allowable costs. Providers may also  
57 29 be eligible for an additional amount as specified under the  
57 30 department's request for proposal, bid number ACFS-11-115.

57 31 6. For the fiscal year beginning July 1, 2011, the  
57 32 reimbursement rates for family-centered service providers,  
57 33 family foster care service providers, group foster care service  
57 34 providers, and the resource family recruitment and retention  
57 35 contractor shall remain at the rates in effect on June 30,  
58 1 2011.

58 2 7. The group foster care reimbursement rates paid for  
58 3 placement of children out of state shall be calculated  
58 4 according to the same rate-setting principles as those used for  
58 5 in-state providers, unless the director of human services or  
58 6 the director's designee determines that appropriate care cannot  
58 7 be provided within the state. The payment of the daily rate

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.

Provides the daily family foster care rates, the maximum monthly rate for the PALS Program, and the maximum adoption subsidy rates for children by age range for FY 2012. Requires the DHS to cap the maximum legal fee reimbursement at \$500 for the Adoption Subsidy Program for FY 2012.

DETAIL: This continues the across-the-board (ATB) reduction strategy from FY 2010 in FY 2012. The maximum legal fee reimbursement was reduced from \$700 to \$500 in SF 2088 (2010 Government Reorganization and Efficiency Act).

Requires the maximum reimbursement rates for social service providers, including the Resource Family Recruitment and Retention Center contractor, to be the same rates as provide in FY 2011, and provides for circumstances when the rates may be adjusted.

Maintains foster care reimbursement rates for specified providers in FY 2012 at the same level as FY 2011.

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.

58 8 shall be based on the number of days in the calendar month in  
58 9 which service is provided.

58 10 8. a. For the fiscal year beginning July 1, 2011, the  
58 11 reimbursement rate paid for shelter care and the child welfare  
58 12 emergency services implemented to provide or prevent the need  
58 13 for shelter care shall be established in a contract based on  
58 14 the requirements of the department's request for proposal, bid  
58 15 number ACFS-11-114.

58 16 b. For the fiscal year beginning July 1, 2011, the combined  
58 17 service and maintenance components of the reimbursement rate  
58 18 paid for shelter care services shall be based on the financial  
58 19 and statistical report submitted to the department. The  
58 20 maximum reimbursement rate shall be \$92.36 per day. The  
58 21 department shall reimburse a shelter care provider at the  
58 22 provider's actual and allowable unit cost, plus inflation, not  
58 23 to exceed the maximum reimbursement rate.

58 24 c. Notwithstanding section 232.141, subsection 8, for the  
58 25 fiscal year beginning July 1, 2011, the amount of the statewide  
58 26 average of the actual and allowable rates for reimbursement of  
58 27 juvenile shelter care homes that is utilized for the limitation  
58 28 on recovery of unpaid costs shall remain at the amount in  
58 29 effect for this purpose in the fiscal year beginning July 1,  
58 30 2010.

58 31 9. For the fiscal year beginning July 1, 2011, the  
58 32 department shall calculate reimbursement rates for intermediate  
58 33 care facilities for persons with mental retardation at the  
58 34 80th percentile. Beginning July 1, 2011, the rate calculation  
58 35 methodology shall utilize the consumer price index inflation  
59 1 factor applicable to the fiscal year beginning July 1, 2011.

59 2 10. For the fiscal year beginning July 1, 2011, for child  
59 3 care providers reimbursed under the state child care assistance  
59 4 program, the department shall set provider reimbursement  
59 5 rates based on the rate reimbursement survey completed in  
59 6 December 2004. Effective July 1, 2011, the child care provider  
59 7 reimbursement rates shall remain at the rates in effect on June  
59 8 30, 2011. The department shall set rates in a manner so as  
59 9 to provide incentives for a nonregistered provider to become  
59 10 registered by applying the increase only to registered and  
59 11 licensed providers.

59 12 11. The department may adopt emergency rules to implement  
59 13 this section.

59 14 Sec. 29. EMERGENCY RULES.

Maintains the limit of the statewide average reimbursement rates paid to shelter care providers that was received in FY 2011. Provides for certain circumstances when the DHS may adjust the rates.

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 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 2011.

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.

Requires the DHS to calculate reimbursement rates for intermediate care facilities for persons with mental retardation (ICF/MRs) at the 80th percentile for FY 2012.

Requires the DHS to set FY 2012 provider reimbursement rates for child care providers based on the rate reimbursement survey completed in December of 2004. Requires rates to be set in a manner that will provide incentives for nonregistered providers to become registered.

Specifies that the DHS may adopt emergency rules to implement this Section.

Permits the DHS and the Mental Health, Mental Retardation,

59 15 1. If specifically authorized by a provision of this  
59 16 division of this Act, the department of human services or  
59 17 the mental health, and disability services commission may  
59 18 adopt administrative rules under section 17A.4, subsection  
59 19 3, and section 17A.5, subsection 2, paragraph “b”, to  
59 20 implement the provisions and the rules shall become effective  
59 21 immediately upon filing or on a later effective date specified  
59 22 in the rules, unless the effective date is delayed by the  
59 23 administrative rules review committee. Any rules adopted in  
59 24 accordance with this section shall not take effect before  
59 25 the rules are reviewed by the administrative rules review  
59 26 committee. The delay authority provided to the administrative  
59 27 rules review committee under section 17A.4, subsection 7, and  
59 28 section 17A.8, subsection 9, shall be applicable to a delay  
59 29 imposed under this section, notwithstanding a provision in  
59 30 those sections making them inapplicable to section 17A.5,  
59 31 subsection 2, paragraph “b”. Any rules adopted in accordance  
59 32 with the provisions of this section shall also be published as  
59 33 notice of intended action as provided in section 17A.4.

59 34 2. If during the fiscal year beginning July 1, 2011, the  
59 35 department of human services is adopting rules in accordance  
60 1 with this section or as otherwise directed or authorized by  
60 2 state law, and the rules will result in an expenditure increase  
60 3 beyond the amount anticipated in the budget process or if the  
60 4 expenditure was not addressed in the budget process for the  
60 5 fiscal year, the department shall notify the persons designated  
60 6 by this division of this Act for submission of reports,  
60 7 the chairpersons and ranking members of the committees on  
60 8 appropriations, and the department of management concerning the  
60 9 rules and the expenditure increase. The notification shall be  
60 10 provided at least 30 calendar days prior to the date notice of  
60 11 the rules is submitted to the administrative rules coordinator  
60 12 and the administrative code editor.

60 13 Sec. 30. CIVIL MONETARY PENALTIES — DIRECT CARE WORKER  
60 14 INITIATIVES PROPOSAL. The department of human services shall  
60 15 develop a proposal, in collaboration with the department of  
60 16 public health, requesting federal approval for the use of  
60 17 a portion of the funds received by the department of human  
60 18 services as civil monetary penalties from nursing facilities  
60 19 to support direct care worker initiatives that enhance the  
60 20 quality of care in nursing facilities. The proposal shall  
60 21 request use of the funds for direct care worker initiatives  
60 22 based on recommendations of the direct care worker task force  
60 23 established pursuant to 2005 Iowa Acts, chapter 88, as included  
60 24 in the report submitted to the governor and the general  
60 25 assembly in December 2006. Upon completion of the proposal,  
60 26 the department of human services shall submit the proposal to

Developmental Disabilities, and Brain Injury (MH/MR/DD/BI) Commission  
to adopt emergency rules when authorized.

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 have a fiscal impact that was not  
addressed in the budget process.

Directs the DHS and the DPH to develop a proposal to send to the  
Centers for Medicare and Medicaid Services (CMS) for approval to use  
the civil monetary penalties from nursing facilities for recruitment and  
retention of direct care workers.

60 27 the centers for Medicare and Medicaid services of the United  
60 28 States department of health and human services for approval.  
60 29 The department of human services shall notify the persons  
60 30 designated in this division of this Act for submission of  
60 31 reports upon receipt of approval of the proposal.

60 32 Sec. 31. FEDERAL GRANTS REPORTING. During the fiscal  
60 33 year beginning July 1, 2011, the departments and agencies  
60 34 receiving an appropriation in this Act from the general fund  
60 35 of the state shall report to the persons designated by this  
61 1 Act for submission of reports and the department of management  
61 2 within 60 calendar days of applying for or renewing a federal  
61 3 grant with a value over \$1,000. The report shall list the  
61 4 federal funding source and address the potential need for the  
61 5 commitment of state funding in order to match or continue the  
61 6 funding provided by the federal grant in the present or the  
61 7 future.

61 8 Sec. 32. REPORTS. Any reports or information required to be  
61 9 compiled and submitted under this Act shall be submitted to the  
61 10 chairpersons and ranking members of the joint appropriations  
61 11 subcommittee on health and human services, the legislative  
61 12 services agency, and the legislative caucus staffs on or  
61 13 before the dates specified for submission of the reports or  
61 14 information.

61 15 Sec. 33. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
61 16 APPLICABILITY. The following provisions of this division of  
61 17 this Act, being deemed of immediate importance, take effect  
61 18 upon enactment and if approved by the governor on or after July  
61 19 1, 2011, apply retroactively to June 30, 2011:

61 20 The provision under the appropriation for child and family  
61 21 services, relating to requirements of section 232.143 for  
61 22 representatives of the department of human services and  
61 23 juvenile court services to establish a plan for continuing  
61 24 group foster care expenditures for fiscal year 2011-2012.

61 25 DIVISION V  
61 26 PHARMACEUTICAL SETTLEMENT ACCOUNT,  
61 27 IOWACARE ACCOUNT, NONPARTICIPATING PROVIDER REIMBURSEMENT FUND,  
61 28 HEALTH CARE  
61 29 TRANSFORMATION ACCOUNT, MEDICAID FRAUD ACCOUNT,  
61 30 QUALITY ASSURANCE TRUST FUND, AND  
61 31 HOSPITAL HEALTH CARE ACCESS TRUST FUND — FY 2011-2012

61 32 Sec. 34. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
61 33 appropriated from the pharmaceutical settlement account created  
61 34 in section 249A.33 to the department of human services for the  
61 35 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
62 1 the following amount, or so much thereof as is necessary, to be

Requires the IDA, DHS, DPH, and Veterans Affairs Departments to report to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, the LSA, the DOM, and Legislative Caucus Staffs when they are applying for or renewing a federal grant with a value of over \$1,000. Specifies the reporting requirements.

VETOED: The Governor vetoed this Section and stated that this Section was unnecessary because the information was already being submitted to the Office of Grant Enterprise Management and they submit a semi-annual report to the Legislature.

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

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

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

DETAIL: This is an increase of \$6,879,844 compared to estimated net FY 2011. The increase is due to now completely funding the General

62 2 used for the purpose designated:  
62 3 Notwithstanding any provision of law to the contrary, to  
62 4 supplement the appropriations made in this Act for medical  
62 5 contracts under the medical assistance program:  
62 6 ..... \$ 10,907,457

Fund Medical Contracts appropriation from the Account.

62 7 1. Of the funds appropriated in this section, up to \$200,000  
62 8 may be transferred to the appropriation made to the department  
62 9 for general administration in this Act for the same fiscal year  
62 10 to be used for additional full-time equivalent positions in the  
62 11 development of key health initiatives such as cost containment,  
62 12 development and oversight of managed care programs, and  
62 13 development of health strategies targeted toward improved  
62 14 quality and reduced costs in the Medicaid program.

Allows up to \$200,000 to be transferred to DHS General Administration to hire additional FTE positions to implement approved health initiatives.

62 15 2. Of the funds appropriated in this section, \$50,000 shall  
62 16 be used for home and community-based services waiver quality  
62 17 assurance programs, including the review and streamlining  
62 18 of processes and policies related to oversight and quality  
62 19 management to meet state and federal requirements. The  
62 20 department shall submit a report to the persons designated  
62 21 by this Act for submission of reports by December 15, 2011,  
62 22 regarding the modifications to the quality assurance programs.

Allocates \$50,000 to be used for a HCBS Waiver Quality Assurance Program to review and streamline processes and policies related to oversight.

62 23 Sec. 35. APPROPRIATIONS FROM IOWACARE ACCOUNT.

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

62 24 1. There is appropriated from the IowaCare account  
62 25 created in section 249J.24 to the state board of regents for  
62 26 distribution to the university of Iowa hospitals and clinics  
62 27 for the fiscal year beginning July 1, 2011, and ending June 30,  
62 28 2012, the following amount, or so much thereof as is necessary,  
62 29 to be used for the purposes designated:

DETAIL: No change to 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.

62 30 For salaries, support, maintenance, equipment, and  
62 31 miscellaneous purposes, for the provision of medical and  
62 32 surgical treatment of indigent patients, for provision of  
62 33 services to members of the expansion population pursuant to  
62 34 chapter 249J, and for medical education:  
62 35 ..... \$ 27,284,584

63 1 a. (1) Funds appropriated in this subsection used for  
63 2 abortions shall be used in a manner consistent with options  
63 3 under federal Medicaid law and regulation.

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

63 4 (2) Iowans support reducing the number of abortions  
63 5 performed in our state. For an abortion covered under this  
63 6 subsection, except in the case of a medical emergency, as  
63 7 defined in section 135L.1, for any woman, the physician shall  
63 8 certify both of the following:

DETAIL: The rules regarding abortion that apply to the Medical Assistance Program also apply to IowaCare. This is new abortion language compared to FY 2011.

63 9 (a) That the woman has been given the opportunity to view an  
63 10 ultrasound image of the fetus as part of the standard of care  
63 11 before an abortion is performed.

63 12 (b) That the woman has been provided information regarding  
63 13 the options relative to a pregnancy, including continuing the  
63 14 pregnancy to term and retaining parental rights following the  
63 15 child's birth, continuing the pregnancy to term and placing the  
63 16 child for adoption, and terminating the pregnancy.

63 17 b. Notwithstanding any provision of law to the contrary,  
63 18 the amount appropriated in this subsection shall be distributed  
63 19 based on claims submitted, adjudicated, and paid by the Iowa  
63 20 Medicaid enterprise.

63 21 c. The university of Iowa hospitals and clinics shall  
63 22 certify public expenditures in an amount equal to provide  
63 23 the nonfederal share on total expenditures not to exceed  
63 24 \$20,000,000.

63 25 2. There is appropriated from the IowaCare account  
63 26 created in section 249J.24 to the state board of regents for  
63 27 distribution to the university of Iowa hospitals and clinics  
63 28 for the fiscal year beginning July 1, 2011, and ending June 30,  
63 29 2012, the following amount, or so much thereof as is necessary,  
63 30 to be used for the purposes designated:

63 31 For salaries, support, maintenance, equipment, and  
63 32 miscellaneous purposes, for the provision of medical and  
63 33 surgical treatment of indigent patients, for provision of  
63 34 services to members of the expansion population pursuant to  
63 35 chapter 249J, and for medical education:  
64 1 ..... \$ 44,226,279

64 2 Notwithstanding any provision of law to the contrary, the  
64 3 amount appropriated in this subsection shall be distributed  
64 4 based on claims submitted, adjudicated, and paid by the Iowa  
64 5 Medicaid enterprise.

64 6 3. There is appropriated from the IowaCare account  
64 7 created in section 249J.24, to the state board of regents for  
64 8 distribution to university of Iowa physicians for the fiscal  
64 9 year beginning July 1, 2011, and ending June 30, 2012, the  
64 10 following amount, or so much thereof as is necessary to be used  
64 11 for the purposes designated:

64 12 For salaries, support, maintenance, equipment, and  
64 13 miscellaneous purposes for the provision of medical and  
64 14 surgical treatment of indigent patients, for provision of  
64 15 services to members of the expansion population pursuant to  
64 16 chapter 249J, and for medical education:  
64 17 ..... \$ 16,277,753

64 18 Notwithstanding any provision of law to the contrary, the  
64 19 amount appropriated in this subsection shall be distributed  
64 20 based on claims submitted, adjudicated, and paid by the Iowa

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

Specifies the UIHC is to use Certified Public Expenditures as the nonfederal share to match for a total amount of \$20,000,000.

IowaCare Account appropriation of an additional \$44,226,279 to the State Board of Regents to be distributed to the UIHC.

DETAIL: This is a decrease of \$4,793,852 compared to the estimated FY 2011 appropriation. The decrease is due to shifting care to Broadlawns.

Specifies the amount appropriated is to be distributed based on claims submitted, adjudicated, and paid by the IME.

IowaCare appropriation to the physicians at the UIHC to reimburse physicians for their services.

DETAIL: This is an increase of \$2,277,753 compared to the estimated net FY 2011 appropriation.

Requires all appropriations in this Subsection to be distributed based on claims adjudicated and paid by the IME. Funds distributed in this subsection are limited to the appropriation provided.

64 21 Medicaid enterprise. Once the entire amount appropriated in  
64 22 this subsection has been distributed, claims shall continue to  
64 23 be submitted and adjudicated by the Iowa Medicaid enterprise;  
64 24 however, no payment shall be made based upon such claims.

64 25 4. There is appropriated from the IowaCare account created  
64 26 in section 249J.24 to the department of human services for the  
64 27 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
64 28 the following amount, or so much thereof as is necessary, to be  
64 29 used for the purposes designated:

64 30 For distribution to a publicly owned acute care teaching  
64 31 hospital located in a county with a population over 350,000 for  
64 32 the provision of medical and surgical treatment of indigent  
64 33 patients, for provision of services to members of the expansion  
64 34 population pursuant to chapter 249J, and for medical education:  
64 35 ..... \$ 65,000,000

65 1 a. Notwithstanding any provision of law to the contrary,  
65 2 the amount appropriated in this subsection shall be distributed  
65 3 based on claims submitted, adjudicated, and paid by the Iowa  
65 4 Medicaid enterprise plus a monthly disproportionate share  
65 5 hospital payment. Any amount appropriated in this subsection  
65 6 in excess of \$60,000,000 shall be distributed only if the sum  
65 7 of the expansion population claims adjudicated and paid by the  
65 8 Iowa Medicaid enterprise plus the estimated disproportionate  
65 9 share hospital payments exceeds \$60,000,000. The amount paid  
65 10 in excess of \$60,000,000 shall not adjust the original monthly  
65 11 payment amount but shall be distributed monthly based on actual  
65 12 claims adjudicated and paid by the Iowa Medicaid enterprise  
65 13 plus the estimated disproportionate share hospital amount. Any  
65 14 amount appropriated in this subsection in excess of \$60,000,000  
65 15 shall be allocated only if federal funds are available to match  
65 16 the amount allocated. Pursuant to paragraph "b", of the amount  
65 17 appropriated in this subsection, not more than \$4,000,000 shall  
65 18 be distributed for prescription drugs and podiatry services.

65 19 b. Notwithstanding any provision of law to the contrary, the  
65 20 hospital identified in this subsection, shall be reimbursed for  
65 21 outpatient prescription drugs and podiatry services provided to  
65 22 members of the expansion population pursuant to all applicable  
65 23 medical assistance program rules, in an amount not to exceed  
65 24 \$4,000,000.

65 25 c. Notwithstanding the total amount of proceeds distributed  
65 26 pursuant to section 249J.24, subsection 4, paragraph "a",  
65 27 unnumbered paragraph 1, for the fiscal year beginning July  
65 28 1, 2011, and ending June 30, 2012, the county treasurer of a  
65 29 county with a population of over 350,000 in which a publicly  
65 30 owned acute care teaching hospital is located shall distribute  
65 31 the proceeds collected pursuant to section 347.7 in a total  
65 32 amount of \$38,000,000, which would otherwise be distributed to  
65 33 the county hospital, to the treasurer of state for deposit in

IowaCare Account appropriation to Polk County Broadlawns Medical Center.

DETAIL: This is an increase of \$14,000,000 compared to estimated FY 2011. The increase is due to care being shifted from the UIHC. Broadlawns transfers \$42,000,000 of Polk County property tax proceeds to the State to draw down the federal match that funds the IowaCare Program.

65 34 the IowaCare account.  
65 35 d. (1) Notwithstanding the amount collected and  
66 1 distributed for deposit in the IowaCare account pursuant to  
66 2 section 249J.24, subsection 4, paragraph "a", subparagraph  
66 3 (1), the first \$19,000,000 in proceeds collected pursuant to  
66 4 section 347.7 between July 1, 2011, and December 31, 2011,  
66 5 shall be distributed to the treasurer of state for deposit in  
66 6 the IowaCare account and collections during this time period  
66 7 in excess of \$19,000,000 shall be distributed to the acute  
66 8 care teaching hospital identified in this subsection. Of the  
66 9 collections in excess of the \$19,000,000 received by the acute  
66 10 care teaching hospital under this subparagraph (1), \$2,000,000  
66 11 shall be distributed by the acute care teaching hospital to the  
66 12 treasurer of state for deposit in the IowaCare account in the  
66 13 month of January 2012, following the July 1 through December  
66 14 31, 2011, period.

66 15 (2) Notwithstanding the amount collected and distributed  
66 16 for deposit in the IowaCare account pursuant to section  
66 17 249J.24, subsection 4, paragraph "a", subparagraph (2),  
66 18 the first \$19,000,000 in collections pursuant to section  
66 19 347.7 between January 1, 2012, and June 30, 2012, shall be  
66 20 distributed to the treasurer of state for deposit in the  
66 21 IowaCare account and collections during this time period in  
66 22 excess of \$19,000,000 shall be distributed to the acute care  
66 23 teaching hospital identified in this subsection. Of the  
66 24 collections in excess of the \$19,000,000 received by the acute  
66 25 care teaching hospital under this subparagraph (2), \$2,000,000  
66 26 shall be distributed by the acute care teaching hospital to the  
66 27 treasurer of state for deposit in the IowaCare account in the  
66 28 month of July 2012, following the January 1 through June 30,  
66 29 2012, period.

66 30 5. There is appropriated from the IowaCare account created  
66 31 in section 249J.24 to the department of human services for the  
66 32 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
66 33 the following amount, or so much thereof as is necessary to be  
66 34 used for the purpose designated:

66 35 For payment to the regional provider network specified  
67 1 by the department pursuant to section 249J.7 for provision  
67 2 of covered services to members of the expansion population  
67 3 pursuant to chapter 249J:  
67 4 ..... \$ 3,472,176

67 5 Notwithstanding any provision of law to the contrary, the  
67 6 amount appropriated in this subsection shall be distributed  
67 7 based on claims submitted, adjudicated, and paid by the Iowa  
67 8 Medicaid enterprise. Once the entire amount appropriated in  
67 9 this subsection has been distributed, claims shall continue to  
67 10 be submitted and adjudicated by the Iowa Medicaid enterprise;

IowaCare regional provider network appropriation for FY 2012.

DETAIL: This is a decrease of \$2,527,824 compared to the estimated net FY 2011 appropriation. The decrease is due to fewer regional providers.

Specifies the amount appropriated is to be distributed based on claims submitted, adjudicated, and paid by the IME. Claims are to be submitted even after all funds have been distributed so the DHS may collect data on the demand and types of services provided.

67 11 however, no payment shall be made based upon such claims.  
67 12 6. There is appropriated from the IowaCare account created  
67 13 in section 249J.24 to the department of human services for the  
67 14 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
67 15 the following amount, or so much thereof as is necessary to be  
67 16 used for the purposes designated:

67 17 For a care coordination pool to pay the expansion population  
67 18 providers consisting of the university of Iowa hospitals and  
67 19 clinics, the publicly owned acute care teaching hospital as  
67 20 specified in section 249J.7, and current medical assistance  
67 21 program providers that are not expansion population network  
67 22 providers pursuant to section 249J.7, for services covered by  
67 23 the full benefit medical assistance program but not under the  
67 24 IowaCare program pursuant to section 249J.6, that are provided  
67 25 to expansion population members:  
67 26 ..... \$ 1,500,000

67 27 a. Notwithstanding sections 249J.6 and 249J.7, the amount  
67 28 appropriated in this subsection is intended to provide  
67 29 payment for medically necessary services provided to expansion  
67 30 population members for continuation of care provided by the  
67 31 university of Iowa hospitals and clinics or the publicly owned  
67 32 acute care teaching hospital as specified in section 249J.7.  
67 33 Payment may only be made for services that are not otherwise  
67 34 covered under section 249J.6, and which are follow-up services  
67 35 to covered services provided by the hospitals specified in this  
68 1 paragraph "a".

68 2 b. The funds appropriated in this subsection are intended  
68 3 to provide limited payment for continuity of care services for  
68 4 an expansion population member, and are intended to cover the  
68 5 costs of services to expansion population members, regardless  
68 6 of the member's county of residence or medical home assignment,  
68 7 if the care is related to specialty or hospital services  
68 8 provided by the hospitals specified in paragraph "a".

68 9 c. The funds appropriated in this subsection are  
68 10 not intended to provide for expanded coverage under the  
68 11 IowaCare program, and shall not be used to cover emergency  
68 12 transportation services.

68 13 d. The department shall adopt administrative rules pursuant  
68 14 to chapter 17A to establish a prior authorization process and  
68 15 to identify covered services for reimbursement under this  
68 16 subsection.

68 17 7. There is appropriated from the IowaCare account created  
68 18 in section 249J.24 to the department of human services for the  
68 19 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
68 20 the following amount or so much thereof as is necessary to be

IowaCare Care Coordination Pool appropriation for FY 2012.

DETAIL: This is a new appropriation for FY 2012.

Specifies that the funds appropriated in this Subsection are to provide for the continuation of care provided by the UIHC or Broadlawns and specifies the conditions in which payments can be made.

Specifies that funds appropriated in this Subsection are to provide limited payment for the continuity of care for IowaCare members and not for the costs of services.

Specifies that funds appropriated in this Subsection are not intended to provide for expanded coverage or emergency transportation services.

IowaCare Laboratory Test and Radiology Pool appropriation for FY 2012.

DETAIL: This is a new appropriation for FY 2012.

68 21 used for the purposes designated:  
68 22 For a laboratory test and radiology pool for services  
68 23 authorized by a federally qualified health center designated  
68 24 by the department as part of the IowaCare regional provider  
68 25 network that does not have the capability to provide these  
68 26 services on site:  
68 27 ..... \$ 500,000

68 28 Notwithstanding sections 249J.6 and 249J.7, the amount  
68 29 appropriated in this subsection is intended to provide  
68 30 reimbursement for services provided to expansion population  
68 31 members that have previously been paid for through expenditure  
68 32 by designated regional provider network providers of their  
68 33 own funds, not to expand coverage under the IowaCare program  
68 34 or to expand the expansion population provider network. The  
68 35 department shall designate the laboratory and radiology  
69 1 provider associated with each designated regional provider  
69 2 network provider that may receive reimbursement. The  
69 3 department shall adopt administrative rules pursuant to chapter  
69 4 17A to establish a prior authorization process and to identify  
69 5 covered services for reimbursement under this subsection.  
69 6 All other medical assistance program payment policies and  
69 7 rules for laboratory and radiology services shall apply to  
69 8 services provided under this subsection. If the entire amount  
69 9 appropriated under this subsection is expended, laboratory  
69 10 tests and radiology services ordered by a designated regional  
69 11 provider network provider shall be the financial responsibility  
69 12 of the regional provider network provider.

Provides the guidelines under which the Laboratory Test and Radiology Pool can be used and specifies that regional providers reimbursement for these services is limited to the funds appropriated.

69 13 Sec. 36. APPROPRIATIONS FROM NONPARTICIPATING  
69 14 PROVIDER REIMBURSEMENT FUND — DEPARTMENT OF HUMAN  
69 15 SERVICES. Notwithstanding any provision to the contrary, and  
69 16 subject to the availability of funds, there is appropriated  
69 17 from the nonparticipating provider reimbursement fund created  
69 18 in section 249J.24A to the department of human services for the  
69 19 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
69 20 the following amount or so much thereof as is necessary for the  
69 21 purposes designated:

IowaCare nonparticipating provider appropriation for FY 2012.

69 22 To reimburse nonparticipating providers in accordance with  
69 23 section 249J.24A:  
69 24 ..... \$ 2,000,000

DETAIL: This is no change compared to the FY 2011 appropriation.

69 25 Sec. 37. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE  
69 26 TRANSFORMATION — DEPARTMENT OF HUMAN SERVICES.

69 27 Notwithstanding any provision to the contrary, there is  
69 28 appropriated from the account for health care transformation  
69 29 created in section 249J.23 to the department of human services  
69 30 for the fiscal year beginning July 1, 2011, and ending June  
69 31 30, 2012, the following amounts, or so much thereof as is  
69 32 necessary, to be used for the purposes designated:

69 33 1. For the provision of an IowaCare nurse helpline for the  
69 34 expansion population as provided in section 249J.6:  
69 35 ..... \$ 100,000

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

DETAIL: No change to the current level of HCTA support.

70 1 2. For other health promotion partnership activities  
70 2 pursuant to section 249J.14:  
70 3 ..... \$ 600,000

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

DETAIL: No change to the current level of HCTA support.

70 4 3. For the costs related to audits, performance  
70 5 evaluations, and studies required pursuant to chapter 249J:  
70 6 ..... \$ 125,000

Appropriation from the HCTA for costs related to audits, performance evaluations, and studies related to IowaCare.

DETAIL: No change to the current level of HCTA support.

70 7 4. For administrative costs associated with chapter 249J:  
70 8 ..... \$ 1,132,412

Appropriation from the HCTA for IowaCare administrative costs.

DETAIL: No change to the current level of HCTA support.

70 9 5. For planning and development, in cooperation with the  
70 10 department of public health, of a phased-in program to provide  
70 11 a dental home for children in accordance with section 249J.14:  
70 12 ..... \$ 1,000,000

Appropriation from the HCTA to the DHS and the DPH to provide a dental home for children program.

DETAIL: No change to the current level of HCTA support.

70 13 6. For continuation of the establishment of the tuition  
70 14 assistance for individuals serving individuals with  
70 15 disabilities pilot program, as enacted in 2008 Iowa Acts,  
70 16 chapter 1187, section 130:  
70 17 ..... \$ 50,000

Appropriation from the HCTA for tuition assistance for individuals serving individuals with disabilities pilot program.

DETAIL: No change to the current level of HCTA support.

70 18 7. For medical contracts:  
70 19 ..... \$ 2,000,000

Appropriation from the HCTA for Medical Contracts.

DETAIL: This is an increase of \$700,000 compared to estimated net FY 2011.

70 20 8. For payment to the publicly owned acute care teaching  
70 21 hospital located in a county with a population of over 350,000  
70 22 that is a participating provider pursuant to chapter 249J:  
70 23 ..... \$ 290,000

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: No change to the current level of HCTA support.

70 24 Disbursements under this subsection shall be made monthly.  
70 25 The hospital shall submit a report following the close of the  
70 26 fiscal year regarding use of the funds appropriated in this  
70 27 subsection to the persons specified in this Act to receive

Requires the DHS to make 12 monthly payments to Polk County Broadlawns Medical Center for the appropriation. Requires an FY 2011 report from the Medical Center.

70 28 reports.

70 29 9. For transfer to the department of public health to be  
70 30 used for the costs of medical home system advisory council  
70 31 established pursuant to section 135.159, including for the  
70 32 incorporation of the work and duties of the prevention and  
70 33 chronic care management advisory council pursuant to section  
70 34 135.161, as amended by this Act:  
70 35 ..... \$ 233,357

Appropriation to the Medical Home Advisory Council under the DHS.

DETAIL: This is a new appropriation from the HCTA. The Medical Home and Prevention and Chronic Care Advisory Councils were previously funded from the General Fund under the DPH.

71 1 10. For implementation of a uniform cost report:  
71 2 ..... \$ 150,000

Appropriation to the IME for the implementation of a uniform cost report.

DETAIL: This is a new appropriation for FY 2012. The DHS is required to work with providers to finalize a uniform cost report by December 15, 2011, with the Department then working towards testing and implementing a new uniform cost report by July 1, 2014.

71 3 The uniform cost report shall be used in the development  
71 4 of specified Medicaid reimbursement rates over a multiyear  
71 5 timeframe. The department of human services, in collaboration  
71 6 with affected providers, shall finalize a uniform cost  
71 7 report that includes provider type-specific cost schedules by  
71 8 December 15, 2011. The uniform cost report shall be applied  
71 9 to providers of home and community-based services waiver  
71 10 services, habilitation services, case management services and  
71 11 community mental health centers, residential care facilities,  
71 12 psychiatric medical institutions for children, and intermediate  
71 13 care facilities for the mentally retarded in the development of  
71 14 Medicaid reimbursement rates. The department shall collaborate  
71 15 with affected Medicaid providers to test the effectiveness of  
71 16 the uniform cost report and determine the fiscal impact of  
71 17 implementing the uniform cost report during the fiscal year  
71 18 beginning July 1, 2012. A report of the findings and fiscal  
71 19 impact shall be submitted to the governor and the general  
71 20 assembly by December 31, 2013. The rates paid in the fiscal  
71 21 year beginning July 1, 2014, shall be established using uniform  
71 22 cost reports submitted in the fiscal year beginning July 1,  
71 23 2012. Implementation of the uniform cost report shall be  
71 24 limited to the extent of the funding available.

71 25 11. For implementation of an electronic medical records  
71 26 system:  
71 27 ..... \$ 100,000

Appropriation to the IME for the implementation of Electronic Medical Records System.

DETAIL: This is a new appropriation for FY 2012.

71 28 a. The implementation of an electronic medical records  
71 29 system shall include system purchase or development for home  
71 30 and community-based services providers and mental health  
71 31 services providers that comply with the requirements of federal  
71 32 and state laws and regulation by the fiscal year beginning July  
71 33 1, 2013.

Specifies that an Electronic Medical Records System shall include system purchase or development for HCBS Services providers and Mental Health Services providers.

71 34 b. The department shall analyze the costs and benefits of  
71 35 providing an electronic medical records and billing system for

Requires the DHS to analyze the costs and benefits of provider electronic medical records and billing systems for HCBS Waiver

72 1 home and community-based services providers and mental health  
72 2 services providers that comply with the requirements of federal  
72 3 and state laws and regulation. The analysis shall include a  
72 4 review of all of the following: including the capability for  
72 5 an electronic medical records and billing system within the  
72 6 procurement for the Medicaid management information system,  
72 7 developing the system, and utilizing capacity within the  
72 8 health information network established by the department of  
72 9 public health. If the analysis demonstrates that a program  
72 10 may be implemented in a cost-effective manner and within  
72 11 available funds, the department may take steps to implement  
72 12 such a system. The department shall report the results of  
72 13 the analysis, activities, and recommendations to the persons  
72 14 designated in this Act for submission of reports by December  
72 15 15, 2011.

72 16 c. Notwithstanding section 8.33, funds allocated in this  
72 17 subsection that remain unencumbered or unobligated at the close  
72 18 of the fiscal year shall not revert but shall remain available  
72 19 in succeeding fiscal years to be used for the purposes  
72 20 designated.

72 21 12. For transfer to the department of public health to  
72 22 support the department's activities relating to health and  
72 23 long-term care access as specified pursuant to chapter 135,  
72 24 division XXIV:  
72 25 ..... \$ 134,214

72 26 13. For an accountable care organization pilot project  
72 27 as specified in the division of this Act relating to prior  
72 28 appropriations and related changes:  
72 29 ..... \$ 100,000

72 30 14. For the development of a provider payment system plan  
72 31 to provide recommendations to reform the health care provider  
72 32 payment system as an effective way to promote coordination of  
72 33 care, lower costs, and improve quality as specified in the  
72 34 division of this Act relating to cost containment:  
72 35 ..... \$ 200,000

73 1 15. For transfer to the department of public health to  
73 2 be used as state matching funds for the health information  
73 3 technology system developed by the department of public health:  
73 4 ..... \$ 363,987

providers and Mental Health Services providers. The Department is to report their findings to the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staffs, and the LSA by December 15, 2011.

Allows the DHS to carry forward funds appropriated for Electronic Medical Records.

Appropriation to the DPH for the Health and Long-Term Care Access Council and strategic planning activities.

DETAIL: This is a new appropriation from the HCTA for FY 2012 and a decrease of \$9,252 compared to FY 2011 when it was funded by a General Fund appropriation.

Appropriation to the IME for the implementation of an Accountable Care Organization Pilot Project.

DETAIL: This is a new appropriation for FY 2012.

Appropriation to the IME for development of a provider payment system plan.

DETAIL: This is a new appropriation for FY 2012.

VETOED: The Governor vetoed this paragraph and stated that the DHS needs to focus on current cost containment measures and not stretch their resources any further. The Governor also vetoed this paragraph for FY 2013.

Appropriation to the DPH to be used for State matching funds for the ARRA grant to develop a Statewide health information technology system.

73 5 16. To supplement the appropriation for medical assistance:  
73 6 ..... \$ 1,956,245

73 7 Notwithstanding section 8.39, subsection 1, without the  
73 8 prior written consent and approval of the governor and the  
73 9 director of the department of management, the director of human  
73 10 services may transfer funds among the appropriations made in  
73 11 this section as necessary to carry out the purposes of the  
73 12 account for health care transformation. The department shall  
73 13 report any transfers made pursuant to this section to the  
73 14 legislative services agency.

73 15 Sec. 38. MEDICAID FRAUD ACCOUNT — DEPARTMENT OF  
73 16 INSPECTIONS AND APPEALS. There is appropriated from the  
73 17 Medicaid fraud account created in section 249A.7 to the  
73 18 department of inspections and appeals for the fiscal year  
73 19 beginning July 1, 2011, and ending June 30, 2012, the following  
73 20 amount, or so much thereof as is necessary, to be used for the  
73 21 purposes designated:  
73 22 For the inspection and certification of assisted living  
73 23 programs and adult day care services, including program  
73 24 administration and costs associated with implementation:  
73 25 ..... \$ 1,339,527

73 26 Sec. 39. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN  
73 27 SERVICES. Notwithstanding any provision to the contrary and  
73 28 subject to the availability of funds, there is appropriated  
73 29 from the quality assurance trust fund created in section  
73 30 249L.4 to the department of human services for the fiscal year  
73 31 beginning July 1, 2011, and ending June 30, 2012, the following  
73 32 amounts, or so much thereof as is necessary for the purposes  
73 33 designated:  
73 34 To supplement the appropriation made in this Act from the  
73 35 general fund of the state to the department of human services  
74 1 for medical assistance:  
74 2 ..... \$ 29,000,000

74 3 Sec. 40. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
74 4 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
74 5 the contrary and subject to the availability of funds, there is  
74 6 appropriated from the hospital health care access trust fund  
74 7 created in section 249M.4 to the department of human services  
74 8 for the fiscal year beginning July 1, 2011, and ending June  
74 9 30, 2012, the following amounts, or so much thereof as is  
74 10 necessary, for the purposes designated:

DETAIL: This is a new appropriation for FY 2012.

Appropriation to supplement the Medicaid Program.

DETAIL: This is a new appropriation for FY 2012.

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.

Medicaid Fraud Account appropriation to the Department of Inspections and Appeals (DIA) for inspections and certification of assisted living facilities and adult day care services.

DETAIL: No change to the current level of Medicaid Fraud Account Support.

Appropriation from the Quality Assurance Trust Fund to supplement Nursing Facilities under the Medicaid Program.

DETAIL: This is an increase of \$15,100,000 compared to estimated net FY 2011.

Appropriation from the Hospital Health Care Access Trust Fund to the Medicaid Program.

DETAIL: This is a decrease of \$182,200 compared to estimated net FY 2011.

74 11 1. To supplement the appropriation made in this Act from the  
74 12 general fund of the state to the department of human services  
74 13 for medical assistance:  
74 14 ..... \$ 39,223,800

74 15 2. For deposit in the nonparticipating provider  
74 16 reimbursement fund created in section 249J.24A to be used for  
74 17 the purposes of the fund:  
74 18 ..... \$ 776,200

74 19 Sec. 41. MEDICAL ASSISTANCE PROGRAM — NONREVERSION  
74 20 FOR FY 2011-2012. Notwithstanding section 8.33, if moneys  
74 21 appropriated for purposes of the medical assistance program  
74 22 for the fiscal year beginning July 1, 2011, and ending June  
74 23 30, 2012, from the general fund of the state, the Medicaid  
74 24 fraud account, the quality assurance trust fund, and the  
74 25 hospital health care access trust fund, are in excess of actual  
74 26 expenditures for the medical assistance program and remain  
74 27 unencumbered or unobligated at the close of the fiscal year,  
74 28 the excess moneys shall not revert but shall remain available  
74 29 for expenditure for the purposes of the medical assistance  
74 30 program until the close of the succeeding fiscal year.  
74 31 DIVISION VI  
74 32 HEALTH AND HUMAN SERVICES  
74 33 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING FOR FISCAL YEAR  
74 34 2011-2012

74 35 Sec. 42. MENTAL HEALTH, MENTAL RETARDATION, AND  
75 1 DEVELOPMENTAL DISABILITIES SERVICES PROPERTY TAX  
75 2 RELIEF. Notwithstanding the standing appropriation in section  
75 3 426B.1, subsection 2, for the fiscal year beginning July 1,  
75 4 2011, and ending June 30, 2012, the amount appropriated from  
75 5 the general fund of the state pursuant to that provision shall  
75 6 not exceed the following amount:  
75 7 81,199,911

75 8 Sec. 43. SENATE FILE 209 APPROPRIATION — FY 2010-2011.  
75 9 1. Of the amount credited to the property tax relief fund  
75 10 from the appropriation made pursuant to 2011 Iowa Acts, Senate  
75 11 File 209, section 21, subsection 1, there is appropriated to  
75 12 the department of human services for the fiscal year beginning  
75 13 July 1, 2010, and ending June 30, 2011, the following amount,  
75 14 or so much thereof as is necessary, to be used for the purpose  
75 15 designated:  
75 16 For distribution in accordance with this section:  
75 17 ..... \$ 10,000,000

Appropriation from the Hospital Health Care Access Trust Fund to the  
IowaCare Nonparticipating Provider Reimbursement Fund.

DETAIL: This is an increase of \$182,200 compared to estimated net FY  
2011. These funds are matched with federal dollars for a \$2,000,000  
appropriation from the IowaCare Account to providers, that are not part  
of the IowaCare network, that care for IowaCare patients.

Requires nonreversion of funds from the Medicaid Program. The funds  
will remain within the appropriation to be used in the succeeding fiscal  
year.

General Fund FY 2012 Mental Health Property Tax Relief appropriation.

DETAIL: This is no change compared to estimated net FY 2011, but a  
reduction of \$7,200,089 compared to the standing appropriation.

Allocates \$10,000,000 appropriated in SF 209 (Tax Changes and  
Supplemental Appropriations Act) to remove individuals from the Mental  
Health County waiting list. Counties are eligible if they have a client on  
the waiting list before April 21, 2011, and they meet the criteria defined  
in this Section.

75 18 2. a. For the purposes of this subsection, unless the  
75 19 context otherwise requires:

75 20 (1) "County management plan" means the county management  
75 21 plan for the county's mental health, mental retardation, and  
75 22 developmental disabilities services system in accordance with  
75 23 section 331.439.

75 24 (2) "Risk pool board" means the risk pool board created in  
75 25 section 426B.5.

75 26 (3) "Services fund" means the county mental health, mental  
75 27 retardation, and developmental disabilities services fund  
75 28 created in section 331.424A.

75 29 b. The appropriation made in this section shall be  
75 30 distributed to counties with persons on a waiting list between  
75 31 April 21, 2011, and the date of application for adult mental  
75 32 health, mental retardation, and developmental disabilities  
75 33 services in accordance with the county management plan in  
75 34 effect as of January 1, 2011. All of the following provisions  
75 35 shall apply to such distribution:

76 1 (1) A county's application for the funding distribution  
76 2 must be received by the department on or before July 15, 2011,  
76 3 or within 10 calendar days of the enactment date of this  
76 4 section, whichever is later.

76 5 (2) The county's application shall provide all of the  
76 6 following information:

76 7 (a) A declaration that the county cannot provide services  
76 8 in accordance with the county's management plan and remain in  
76 9 compliance with the 99 percent budgeting requirement in section  
76 10 331.439, subsection 5, resulting in the creation of a waiting  
76 11 list.

76 12 (b) An accounting of the individuals to be removed from the  
76 13 county's waiting list as a result of the funding applied for  
76 14 under this subsection, along with the following information in  
76 15 a format specified by the department:

76 16 (i) Each individual's unique client identifier established  
76 17 pursuant to section 225C.6A, subsection 3.

76 18 (ii) The date the individual was originally placed on the  
76 19 county waiting list.

76 20 (iii) The services needed by the individual.

76 21 (iv) The projected cost for each service needed for that  
76 22 individual for the period beginning on the date the individual  
76 23 is removed from the waiting list through June 30, 2012.

76 24 (v) The total cost for all of the services for each  
76 25 individual for the fiscal year.

76 26 (3) The application shall be accompanied by a signed  
76 27 statement by the county's board of supervisors certifying  
76 28 that the individuals for whom funding is provided under this  
76 29 subsection will not subsequently be placed by the county on a  
76 30 waiting list for services through June 30, 2012.

76 31 (4) The risk pool board may accept or reject an application

76 32 for assistance in whole or in part if the board determines the  
76 33 application does not meet the intent or a requirement of this  
76 34 section and may prorate distribution of funding as necessary to  
76 35 conform to the amount available for distribution. The decision  
77 1 of the risk pool board is final. The risk pool board shall  
77 2 issue a funding decision within 15 working days of the final  
77 3 receipt date for applications.

77 4 (5) The funding under this subsection shall be distributed  
77 5 within 15 working days of the date the risk pool board's  
77 6 funding decision is issued.

77 7 c. If there is a balance remaining following the  
77 8 distribution of funding under paragraph "b", the balance shall  
77 9 be distributed in a second distribution process for individuals  
77 10 placed on a waiting list after April 21, 2011, in accordance  
77 11 with the county management plan provisions for the services in  
77 12 effect as of January 1, 2011. In addition, notwithstanding  
77 13 2010 Iowa Acts, chapter 1192, section 48, subsection 4,  
77 14 paragraph "c", any funding rebated by counties pursuant to that  
77 15 provision and any moneys otherwise available in the risk pool  
77 16 in the property tax relief fund for the fiscal year beginning  
77 17 July 1, 2011, pursuant to section 426B.5, subsection 2, shall  
77 18 also be included in the second distribution process. The  
77 19 distribution process under this lettered paragraph shall be  
77 20 in lieu of any risk pool distribution for the fiscal year  
77 21 beginning July 1, 2011, under section 426B.5. All provisions  
77 22 applicable under paragraph "b" shall apply except that a  
77 23 county's application for the second funding distribution  
77 24 process must be received by the department on or before  
77 25 December 1, 2011.

77 26 d. If moneys from a distribution made under this subsection  
77 27 are not expended by a county by November 1, 2012, for services  
77 28 provided prior to July 1, 2012, the county shall reimburse the  
77 29 unexpended moneys to the department by November 30, 2012, and  
77 30 the moneys reimbursed shall be credited to the risk pool in the  
77 31 property tax relief fund.

77 32 e. The risk pool board shall submit a report to the governor  
77 33 and general assembly on or before December 31, 2012, regarding  
77 34 the expenditure of funds distributed under this subsection.

77 35 Sec. 44. 2010 Iowa Acts, chapter 1193, section 1, is amended  
78 1 to read as follows:

78 2 SECTION 1. ADULT MH/MR/DD SERVICES ALLOWED GROWTH FUNDING  
78 3 — FY 2011-2012.

78 4 1. Notwithstanding section 331.439, subsection 3, the  
78 5 allowed growth factor adjustment for county mental health,  
78 6 mental retardation, and developmental disabilities service  
78 7 expenditures for the fiscal year beginning July 1, 2011, shall  
78 8 be established by statute which shall be enacted within thirty

Specifies that the FY 2012 Mental Health Allowed Growth appropriation made in this Act fulfills the requirement that the funding was to be enacted within 30 days of the 2011 Legislative Session convening date, January 10, 2011.

78 9 calendar days of the convening of the Eighty-fourth General  
78 10 Assembly, 2011 Session, on January 10, 2011. The governor  
78 11 shall submit to the general assembly a recommendation for such  
78 12 allowed growth factor adjustment and the amounts of related  
78 13 appropriations to the general assembly on or before January 11,  
78 14 2011.

78 15 2. The appropriation and allocations made in this section  
78 16 fulfill the requirements of the governor and general assembly  
78 17 under subsection 1.

78 18 3. a. There is appropriated from the general fund of the  
78 19 state to the department of human services for the fiscal year  
78 20 beginning July 1, 2011, and ending June 30, 2012, the following  
78 21 amount, or so much thereof as is necessary, to be used for the  
78 22 purpose designated:

78 23 For distribution to counties of the county mental health,  
78 24 mental retardation, and developmental disabilities allowed  
78 25 growth factor adjustment for fiscal year 2011-2012 as provided  
78 26 in this section in lieu of the allowed growth factor provisions  
78 27 of section 331.438, subsection 2, and section 331.439,  
78 28 subsection 3, and chapter 426B:

78 29 ..... \$ 54,697,893

78 30 b. Of the amount credited to the property tax relief fund  
78 31 from the appropriation made pursuant to 2011 Iowa Acts, Senate  
78 32 File 209, section 21, subsection 1, there is appropriated to  
78 33 the department of human services for the fiscal year beginning  
78 34 July 1, 2011, and ending June 30, 2012, the following amount,  
78 35 or so much thereof as is necessary, to be used for the purpose  
79 1 designated:

79 2 For distribution to counties as described in paragraph "a":  
79 3 ..... \$ 10,000,000

79 4 Sec. 45. 2010 Iowa Acts, chapter 1193, section 1, as  
79 5 amended by this division of this Act, is amended by adding the  
79 6 following new subsections:

79 7 NEW SUBSECTION 4. Of the amounts appropriated in this  
79 8 section, \$28,000,000 shall be distributed as provided in this  
79 9 subsection.

79 10 a. To be eligible to receive a distribution under this  
79 11 subsection, a county must meet the following requirements:  
79 12 (1) The county is levying for the maximum amount allowed  
79 13 for the county's mental health, mental retardation, and  
79 14 developmental disabilities services fund under section 331.424A  
79 15 for taxes due and payable in the fiscal year beginning July  
79 16 1, 2011; the county is levying for at least 90 percent of the  
79 17 maximum amount allowed for the county's services fund and that  
79 18 levy rate is more than \$2 per \$1,000 of the assessed value of  
79 19 all taxable property in the county; or the county is levying  
79 20 at least 92 percent of the maximum amount allowed for the

General Fund FY 2012 Mental Health Allowed Growth appropriation.

DETAIL: This is an increase of \$6,000,000 compared to the estimated net FY 2011 appropriation, with an additional \$10,000,000 increase from an allocation from the Property Tax Relief Fund using funds appropriated in SF 209.

Requires distribution of \$28,000,000 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.
- Levy at least 92.00% of the maximum levy and have a negative services fund balance for FY 2010.
- Maintain a Mental Health Services Fund balance for FY 2010 of 15.00% or less.

79 21 county's mental health, mental retardation, and developmental  
79 22 disabilities services fund under section 331.424A for the  
79 23 fiscal year and had a negative services fund balance for the  
79 24 fiscal year beginning July 1, 2009, after disregarding the  
79 25 temporary funding increase provided to counties for the fiscal  
79 26 year beginning July 1, 2009, through the federal American  
79 27 Recovery and Reinvestment Act of 2009, Pub.L. No.111-5.

79 28 (2) In the fiscal year beginning July 1, 2009, the  
79 29 county's mental health, mental retardation, and developmental  
79 30 disabilities services fund ending balance under generally  
79 31 accepted accounting principles was equal to or less than 15  
79 32 percent of the county's actual gross expenditures for that  
79 33 fiscal year.

79 34 b. The amount of a county's distribution from the allocation  
79 35 made in this subsection shall be determined based upon the  
80 1 county's proportion of the general population of the counties  
80 2 eligible to receive a distribution under this subsection. The  
80 3 latest certified federal census issued by the United States  
80 4 bureau of the census shall be applied in determining population  
80 5 for the purposes of this paragraph.

80 6 c. The distributions made pursuant to this subsection  
80 7 are subject to the distribution provisions and withholding  
80 8 requirements established in this section for the county mental  
80 9 health, mental retardation, and developmental disabilities  
80 10 allowed growth factor adjustment for the fiscal year beginning  
80 11 July 1, 2011.

80 12 NEW SUBSECTION 5. The following amount of the funding  
80 13 appropriated in this section for distribution to counties is  
80 14 the allowed growth factor adjustment for fiscal year 2011-2012,  
80 15 and shall be credited to the allowed growth funding pool  
80 16 created in the property tax relief fund and for distribution in  
80 17 accordance with section 426B.5, subsection 1:

80 18 ..... \$ 36,697,893

80 19 For the distribution made for the fiscal year beginning  
80 20 July 1, 2011, a county that is levying at least 92 percent of  
80 21 the maximum amount allowed for the county's mental health,  
80 22 mental retardation, and developmental disabilities services  
80 23 fund under section 331.424A for the fiscal year and had a  
80 24 negative services fund balance for the fiscal year beginning  
80 25 July 1, 2009, after disregarding the temporary funding increase  
80 26 provided to counties for the fiscal year beginning July 1,  
80 27 2009, through the federal American Recovery and Reinvestment  
80 28 Act of 2009, Pub.L. No.111-5, shall be deemed to have met  
80 29 the allocation eligibility requirement under section 426B.5,  
80 30 subsection 1, paragraph "d", subparagraph (1), subparagraph  
80 31 division (a).

80 32 NEW SUBSECTION 6. The following formula amounts shall be

Sets the expenditure target allocation for the Allowed Growth funding pool for FY 2012.

Provides the annual distribution of the FY 2012 Mental Health Allowed

80 33 utilized only to calculate preliminary distribution amounts for  
80 34 the allowed growth factor adjustment for fiscal year 2011-2012  
80 35 under this section by applying the indicated formula provisions  
81 1 to the formula amounts and producing a preliminary distribution  
81 2 total for each county:

81 3 a. For calculation of a distribution amount for eligible  
81 4 counties from the allowed growth funding pool created in the  
81 5 property tax relief fund in accordance with the requirements  
81 6 in section 426B.5, subsection 1, and including the allocation  
81 7 eligibility provision authorized in subsection 5 of this  
81 8 section:  
81 9 ..... \$ 49,773,346

81 10 b. For calculation of a distribution amount for counties  
81 11 from the mental health and developmental disabilities (MH/DD)  
81 12 community services fund in accordance with the formula provided  
81 13 in the appropriation made for the MH/DD community services fund  
81 14 for the fiscal year beginning July 1, 2011:

81 15 ..... \$ 14,187,556

81 16 NEW SUBSECTION 7. a. After applying the applicable  
81 17 statutory distribution formulas to the amounts indicated in  
81 18 subsection 6 for purposes of producing preliminary distribution  
81 19 totals, the department of human services shall apply a  
81 20 withholding factor to adjust an eligible individual county's  
81 21 preliminary distribution total. In order to be eligible for  
81 22 a distribution under this section, a county must be levying  
81 23 90 percent or more of the maximum amount allowed for the  
81 24 county's mental health, mental retardation, and developmental  
81 25 disabilities services fund under section 331.424A for taxes due  
81 26 and payable in the fiscal year for which the distribution is  
81 27 payable.

81 28 b. An ending balance percentage for each county shall  
81 29 be determined by expressing the county's ending balance on a  
81 30 modified accrual basis under generally accepted accounting  
81 31 principles for the fiscal year beginning July 1, 2009, in the  
81 32 county's mental health, mental retardation, and developmental  
81 33 disabilities services fund created under section 331.424A, as a  
81 34 percentage of the county's gross expenditures from that fund  
81 35 for that fiscal year. If a county borrowed moneys for purposes  
82 1 of providing services from the county's services fund on or  
82 2 before July 1, 2009, and the county's services fund ending  
82 3 balance for that fiscal year includes the loan proceeds or an  
82 4 amount designated in the county budget to service the loan for  
82 5 the borrowed moneys, those amounts shall not be considered  
82 6 to be part of the county's ending balance for purposes of  
82 7 calculating an ending balance percentage under this subsection.

82 8 c. For purposes of calculating withholding factors and  
82 9 for ending balance amounts used for other purposes under law,  
82 10 the county ending balances shall be adjusted, using forms

Growth appropriation. Reflects appropriations from multiple sources with a single distribution. Requires \$49,773,346 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 2010. 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 Allowed Growth dollars and those dollars would be put back into the Allowed Growth Formula the following fiscal year. Funding received as part of ARRA in this Section is to be disregarded when calculating the distribution of funding.

VETOED: The Governor vetoed the last sentence relating to county funds rebated to the State and thier distribution through the allowed growth formula and stated that the language is duplicative. The

82 11 developed for this purpose by the county finance committee,  
82 12 to disregard the temporary funding increase provided to the  
82 13 counties for the fiscal year through the federal American  
82 14 Recovery and Reinvestment Act of 2009, Pub.L. No.111-5. In  
82 15 addition, a county may adjust the ending balance amount by  
82 16 rebating to the department all or a portion of the allowed  
82 17 growth and MH/DD services fund moneys the county received for  
82 18 the fiscal year beginning July 1, 2010, in accordance with  
82 19 2009 Iowa Acts, chapter 179, section 1, as amended by 2009  
82 20 Iowa Acts, chapter 1192, sections 47 and 48, or from any other  
82 21 services fund moneys available to the county. The rebate must  
82 22 be remitted to the department on or before June 1, 2011, in  
82 23 order to be counted. However, if this division of this Act is  
82 24 enacted after June 1, 2011, the rebate must be remitted not  
82 25 later than 10 calendar days after the date of the governor's  
82 26 approval of this Act. The amount rebated by a county shall be  
82 27 subtracted dollar-for-dollar from the county's ending balance  
82 28 amount for the fiscal year beginning July 1, 2009, for purposes  
82 29 of calculating the withholding factor and for other ending  
82 30 balance purposes for the fiscal year beginning July 1, 2011.  
82 31 The rebates received by the department shall be credited to the  
82 32 property tax relief fund and distributed as additional funding  
82 33 for the fiscal year beginning July 1, 2011, in accordance with  
82 34 the formula provisions in this section.

82 35 d. The withholding factor for a county shall be the  
83 1 following applicable percent:

83 2 (1) For an ending balance percentage of less than 5  
83 3 percent, a withholding factor of 0 percent. In addition,  
83 4 a county that is subject to this lettered paragraph shall  
83 5 receive an inflation adjustment equal to 3 percent of the gross  
83 6 expenditures reported for the county's services fund for the  
83 7 fiscal year.

83 8 (2) For an ending balance percentage of 5 percent or more  
83 9 but less than 10 percent, a withholding factor of 0 percent.  
83 10 In addition, a county that is subject to this lettered  
83 11 paragraph shall receive an inflation adjustment equal to 2  
83 12 percent of the gross expenditures reported for the county's  
83 13 services fund for the fiscal year.

83 14 (3) For an ending balance percentage of 10 percent or more  
83 15 but less than 25 percent, a withholding factor of 25 percent.  
83 16 However, for counties with an ending balance percentage of 10  
83 17 percent or more but less than 15 percent, the amount withheld  
83 18 shall be limited to the amount by which the county's ending  
83 19 balance was in excess of the ending balance percentage of 10  
83 20 percent.

83 21 (4) For an ending balance percentage of 25 percent or more,  
83 22 a withholding percentage of 100 percent.

83 23 NEW SUBSECTION 8. The total withholding amounts applied  
83 24 pursuant to subsection 7 shall be equal to a withholding target

alternative directive is located in Section 43, subsection 5, paragraph c  
and distributes rebate funds through the risk pool for counties with a  
waiting list.

83 25 amount of \$13,075,453. If the department of human services  
83 26 determines that the amount appropriated is insufficient or  
83 27 the amount to be withheld in accordance with subsection 7 is  
83 28 not equal to the target withholding amount, the department  
83 29 shall adjust the withholding factors listed in subsection 7 as  
83 30 necessary to achieve the target withholding amount. However,  
83 31 in making such adjustments to the withholding factors, the  
83 32 department shall strive to minimize changes to the withholding  
83 33 factors for those ending balance percentage ranges that are  
83 34 lower than others and shall only adjust the zero withholding  
83 35 factor or the inflation adjustment percentages specified in  
84 1 subsection 7, paragraph "d", when the amount appropriated is  
84 2 insufficient.

84 3 Sec. 46. 2010 Iowa Acts, chapter 1193, section 99, is  
84 4 amended to read as follows:  
84 5 SEC. 99. MH/MR/DD SERVICES FUND TRANSFER. Notwithstanding  
84 6 section 331.424A, subsection 5, and section 331.432, subsection  
84 7 3, for the fiscal year beginning July 1, 2010, and ending June  
84 8 30, 2011, a county may transfer moneys from other funds of the  
84 9 county to the county's mental health, mental retardation, and  
84 10 developmental disabilities services fund created in section  
84 11 331.424A. A county transferring moneys from other funds of the  
84 12 county to the county's services fund pursuant to this section  
84 13 shall submit a report detailing the transfers made and funds  
84 14 affected. The county shall submit the report along with the  
84 15 county expenditure and information report submitted by December  
84 16 1, ~~2010~~ 2011, in accordance with section 331.439.

84 17 Sec. 47. JUDICIAL BRANCH AND DEPARTMENT OF HUMAN SERVICES  
84 18 WORKGROUP — RESIDENTIAL CARE FACILITIES. The workgroup  
84 19 implemented by the judicial branch and the department of human  
84 20 services pursuant to 2010 Iowa Acts, chapter 1192, section 24,  
84 21 subsection 2, and continued pursuant to 2011 Iowa Acts, Senate  
84 22 File 525, shall also address recommendations included in the  
84 23 final report of the stakeholder workgroup on residential care  
84 24 facilities implemented pursuant to 2010 Iowa Acts, chapter  
84 25 1192, section 27, subsection 7. The recommendations addressed  
84 26 shall include but are not limited to educating judicial  
84 27 magistrates and mental health patient advocates on ways to  
84 28 enhance the consistency of services for individuals who are  
84 29 court ordered to a residential care facility. In addition,  
84 30 the workgroup shall address issues involved with identifying  
84 31 facilities with the capacity to provide an appropriate  
84 32 placement for an individual who has been arrested, charged,  
84 33 or convicted of assault, a forcible felony, arson, or an  
84 34 offense that requires registration as a sex offender under  
84 35 chapter 692A. The recommendations shall be included in the  
85 1 recommendations and report submitted by the workgroup pursuant

Amends the reporting date from December of FY 2010 to December of  
FY 2011 for counties to report funds that were transferred from other  
sources to the county MH/DD Fund.

Continues the DHS/Judicial Branch workgroup that was created in the  
FY 2011 Health and Human Services Appropriations Act. The group is  
assigned to review and make recommendations on new issues.

85 2 to 2011 Iowa Acts, Senate File 525.

85 3 Sec. 48. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
85 4 APPLICABILITY. The section of this division of this Act  
85 5 amending 2010 Iowa Acts, chapter 1193, section 99, being deemed  
85 6 of immediate importance, takes effect upon enactment and is  
85 7 retroactively applicable to December 1, 2010.

The Section relating to the transfer of Mental Health funds is retroactive to December 1, 2010.

85 8 Sec. 49. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
85 9 APPLICABILITY. The section of this division of this Act  
85 10 making an appropriation for the fiscal year beginning July  
85 11 1, 2010, of moneys credited to the property tax relief fund  
85 12 pursuant to 2011 Iowa Acts, Senate File 209, being deemed of  
85 13 immediate importance, takes effect upon enactment and applies  
85 14 retroactively to April 21, 2011.

The Section that makes appropriations to eliminate the Mental Health county waiting lists is effective on enactment and retroactive to April 21, 2011.

85 15 DIVISION VII  
85 16 PRIOR APPROPRIATIONS AND RELATED CHANGES  
85 17 COMMUNITY HOUSING AND SERVICES REVOLVING LOAN PROGRAM

85 18 Sec. 50. NEW SECTION 16.185 COMMUNITY HOUSING AND SERVICES  
85 19 FOR PERSONS WITH DISABILITIES REVOLVING LOAN PROGRAM FUND.

CODE: Creates a Community Housing for Persons with Disabilities Loan Program Fund.

85 20 1. A community housing and services for persons with  
85 21 disabilities revolving loan program fund is created within the  
85 22 authority to further the availability of affordable housing and  
85 23 supportive services for Medicaid waiver-eligible individuals  
85 24 with behaviors that provide significant barriers to accessing  
85 25 traditional rental and supportive services opportunities. The  
85 26 moneys in the fund are annually appropriated to the authority  
85 27 to be used for the development and operation of a revolving  
85 28 loan program to provide financing to construct affordable  
85 29 permanent supportive housing or develop infrastructure in  
85 30 which to provide supportive services, including through new  
85 31 construction, acquisition and rehabilitation of existing  
85 32 housing or infrastructure, or conversion or adaptive reuse.

DETAIL: The funds are to be used for a revolving loan program under the Iowa Finance Authority to help keep Medicaid waiver-eligible individuals out of institutions and in permanent supportive housing.

85 33 2. Moneys transferred by the authority for deposit in the  
85 34 community housing and services for persons with disabilities  
85 35 revolving loan program fund, moneys appropriated to the  
86 1 community housing and services for persons with disabilities  
86 2 revolving loan program, and any other moneys available to and  
86 3 obtained or accepted by the authority for placement in the  
86 4 fund shall be credited to the fund. Additionally, payment of  
86 5 interest, recaptures of awards, and other repayments to the  
86 6 community housing and services for persons with disabilities  
86 7 revolving loan program fund shall be credited to the fund.  
86 8 Notwithstanding section 12C.7, subsection 2, interest or  
86 9 earnings on moneys in the fund shall be credited to the fund.  
86 10 Notwithstanding section 8.33, moneys credited to the fund from  
86 11 any other fund that remain unencumbered or unobligated at the  
86 12 close of the fiscal year shall not revert to the other fund.

86 13 3. a. The authority shall annually allocate moneys  
86 14 available in the fund for the development of permanent  
86 15 supportive housing for Medicaid waiver-eligible individuals.  
86 16 The authority shall develop a joint application process for the  
86 17 allocation of United States housing and urban development HOME  
86 18 investment partnerships program funding and the funds available  
86 19 under this section. Moneys allocated to such projects may be  
86 20 in the form of loans, forgivable loans, or a combination of  
86 21 loans and forgivable loans.

86 22 b. The authority shall annually allocate moneys available  
86 23 in the fund for the development of infrastructure in which  
86 24 to provide supportive services for Medicaid waiver-eligible  
86 25 individuals who meet the psychiatric medical institution for  
86 26 children level of care. Moneys allocated to such projects may  
86 27 be in the form of loans, forgivable loans, or a combination of  
86 28 loans and forgivable loans.

86 29 4. a. A project shall demonstrate written approval of the  
86 30 project by the department of human services to the authority  
86 31 prior to application for funding under this section.

86 32 b. In order to be approved by the department of human  
86 33 services for application for funding for development of  
86 34 permanent supportive housing under this section, a project  
86 35 shall include all of the following components:

87 1 (1) Provision of services to any of the following Medicaid  
87 2 waiver-eligible individuals:

87 3 (a) Individuals who are currently underserved in community  
87 4 placements, including individuals who are physically aggressive  
87 5 or have behaviors that are difficult to manage or individuals  
87 6 who meet the psychiatric medical institution for children level  
87 7 of care.

87 8 (b) Individuals who are currently residing in out-of-state  
87 9 facilities.

87 10 (c) Individuals who are currently receiving care in a  
87 11 licensed health care facility.

87 12 (2) A plan to provide each individual with crisis  
87 13 stabilization services to ensure that the individual's  
87 14 behavioral issues are appropriately addressed by the provider.

87 15 (3) Policies and procedures that prohibit discharge of the  
87 16 individual from the waiver services provided by the project  
87 17 provider unless an alternative placement that is acceptable to  
87 18 the client or the client's guardian is identified.

87 19 c. In order to be approved by the department of human  
87 20 services for application for funding for development of  
87 21 infrastructure in which to provide supportive services under  
87 22 this section, a project shall include all of the following  
87 23 components:

87 24 (1) Provision of services to Medicaid waiver-eligible  
87 25 individuals who meet the psychiatric medical institution for  
87 26 children level of care.

87 27 (2) Policies and procedures that prohibit discharge of the  
87 28 individual from the waiver services provided by the project  
87 29 provider unless an alternative placement that is acceptable to  
87 30 the client or the client's guardian is identified.  
87 31 d. Housing provided through a project under this section is  
87 32 exempt from the requirements of chapter 135O.  
87 33 5. The authority, in collaboration with the department of  
87 34 human services, shall adopt rules pursuant to chapter 17A to  
87 35 administer this section.

88 1 VIETNAM CONFLICT VETERANS BONUS

88 2 Sec. 51. Section 35A.8A, subsection 2, paragraph d, Code  
88 3 2011, is amended to read as follows:

88 4 d. The person files an application for compensation under  
88 5 this section, in a manner determined by the department of  
88 6 veterans affairs, by ~~July 1, 2010~~ May 1, 2011.

88 7 VIETNAM CONFLICT VETERANS  
88 8 BONUS FUND

88 9 Sec. 52. 2008 Iowa Acts, chapter 1187, section 68, as  
88 10 amended by 2009 Iowa Acts, chapter 182, section 82, and 2010  
88 11 Iowa Acts, chapter 1192, section 55, is amended to read as  
88 12 follows:

88 13 Notwithstanding section 8.33, moneys appropriated in this  
88 14 section that remain unencumbered or unobligated at the close of  
88 15 the fiscal year shall not revert but shall remain available for  
88 16 expenditure for the purposes designated until the ~~close of the~~  
88 17 ~~fiscal year beginning July 1, 2010~~ repeal of section 35A.8A.  
88 18 Upon such repeal, the remaining moneys shall be transferred to  
88 19 the veterans trust fund and, notwithstanding section 35A.13,  
88 20 subsection 3, shall only be expended in accordance with an  
88 21 appropriation for purposes of a bonus enacted for veterans of  
88 22 the conflicts in Panama, Grenada, Lebanon, or the Persian Gulf.

88 23 INJURED VETERANS GRANT PROGRAM

88 24 Sec. 53. 2008 Iowa Acts, chapter 1187, section 69,  
88 25 unnumbered paragraph 1, as amended by 2009 Iowa Acts, chapter  
88 26 182, section 83, and 2010 Iowa Acts, chapter 1192, section 56,  
88 27 is amended to read as follows:

88 28 Notwithstanding section 8.33, moneys appropriated in this  
88 29 subsection that remain unencumbered or unobligated at the close  
88 30 of the fiscal year shall not revert but shall remain available  
88 31 for expenditure for the purposes designated until the close of  
88 32 the fiscal year beginning July 1, ~~2010~~ 2011.

88 33 BEHAVIORAL HEALTH SERVICES  
88 34 ACCOUNT — MEDICAL ASSISTANCE

88 35 Sec. 54. 2009 Iowa Acts, chapter 182, section 9, subsection

CODE: Permits the Department of Veterans Affairs to accept applications for the Vietnam Veteran Bonus until May 1, 2011.

DETAIL: The Department of Veterans Affairs did not cease accepting applications on July 1, 2010, for the Vietnam Veteran Bonus as required by statute. This requires the Director appointed in January 2011 to continue to process applications received since July 1, 2010, and to accept applications for the Bonus until May 1, 2011.

Requires funds remaining from the past Vietnam Veteran Bonus Fund appropriation to revert to the Veterans Trust Fund on June 30, 2011. Requires remaining funds to be available for future bonus payments for those serving during the conflicts in Panama, Grenada, Lebanon, or the Persian Gulf.

DETAIL: It is estimated that \$215,000 will remain from the original appropriation to be transferred to the Veterans Trust Fund. This will increase the principal for the Fund and permit additional dollars to be available for expenditure by the Commission on Veterans Affairs for needs of Veterans until expended for future bonuses.

Permits carryforward of the remaining funding for the Injured Veterans Grant Program to FY 2012.

DETAIL: The Department of Veterans Affairs receives an FY 2011 supplemental appropriation of \$1,000,000 in Section 68 for this Fund.

Allows the DHS to carryforward funds from the Behavioral Health

89 1 16, paragraph b, as amended by 2010 Iowa Acts, chapter 1192,  
89 2 section 63, is amended to read as follows:

89 3 b. The department shall continue to maintain a separate  
89 4 account within the medical assistance budget for the deposit  
89 5 of all funds remitted pursuant to a contract with a third  
89 6 party to administer behavioral health services under the  
89 7 medical assistance program established pursuant to 2008 Iowa  
89 8 Acts, chapter 1187, section 9, subsection 20. Notwithstanding  
89 9 section 8.33, other than funds remaining from the appropriation  
89 10 allocations made for implementation of the emergency mental  
89 11 health crisis services and system, for implementation of the  
89 12 mental health services system for children and youth, and  
89 13 for training of child welfare services providers in 2008  
89 14 Iowa Acts, chapter 1187, section 9, subsection 20, paragraph  
89 15 "c", subparagraphs (1), (2), and (6), as authorized in 2009  
89 16 Iowa Acts, chapter 182, section 72, shall not revert but  
89 17 shall remain available in succeeding fiscal years to be used  
89 18 for the purposes designated until expended and any other  
89 19 funds remaining in the account that remain unencumbered or  
89 20 unobligated at the end of the fiscal year shall not revert  
89 21 but shall remain available in succeeding fiscal years  
89 22 and are appropriated to the department to be used for the  
89 23 medical assistance program to be used for purposes of crisis  
89 24 stabilization and other mental and behavioral health service  
89 25 improvements.

89 26 CHILD WELFARE DECATEGORIZATION  
89 27 FY 2009-2010 NONREVERSION

89 28 Sec. 55. 2009 Iowa Acts, chapter 182, section 14, subsection  
89 29 5, is amended by adding the following new unnumbered paragraph:  
89 30 NEW UNNUMBERED PARAGRAPH Notwithstanding section  
89 31 232.188, subsection 5, moneys from the allocations made  
89 32 in this subsection or made from any other source for the  
89 33 decategorization of child welfare and juvenile justice funding  
89 34 initiative under section 232.188 for the fiscal year beginning  
89 35 July 1, 2009, that are designated as carryover funding that  
90 1 remain unencumbered or unobligated at the close of the fiscal  
90 2 year beginning July 1, 2010, shall not revert but shall be  
90 3 transferred to the community housing and services for persons  
90 4 with disabilities revolving loan program fund created in  
90 5 section 16.185, as enacted by this division of this Act.

90 6 AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 — ALLOCATION  
90 7 FOR INFANT AND TODDLER CARE QUALITY

90 8 Sec. 56. 2009 Iowa Acts, chapter 183, section 62, subsection  
90 9 3, is amended to read as follows:

90 10 3. For the purposes of this subsection, "federal poverty  
90 11 level" means the poverty level defined by the most recently  
90 12 revised poverty income guidelines published by the United

Account that were appropriated in FY 2010. The DHS may continue to use the funds for crisis stabilization and other mental and behavioral health service improvements.

Directs decategorization funds that would otherwise revert to the General Fund at the end of FY 2011 to be transferred to the Community Housing for Persons with Disabilities Revolving Loan Program Fund.

DETAIL: It is estimated that between \$2,800,000 and \$3,000,000 will be available at the end of FY 2011 to be used for the Fund. This is one-time funding for FY 2012.

Expands eligibility for the ARRA-funded Child Care Scholarship Program administered by the Early Child Iowa Program.

DETAIL: Child care providers that are participating in this Program will have more flexibility to expend the federal funds before September 30,

90 13 States department of health and human services. The program  
90 14 shall provide financial assistance to families with infants  
90 15 and toddlers less than thirty-six months of age ~~two~~ that have  
90 16 a family income of more than 145 percent but not more than 185  
90 17 percent of the federal poverty level. However, the department  
90 18 may adjust the qualifying criteria or the financial assistance  
90 19 purpose provisions specified in this subsection or make other  
90 20 changes as necessary for implementation to conform with federal  
90 21 requirements for the funding. Outcome reporting and other  
90 22 grant requirements shall be developed by the department in  
90 23 cooperation with the Iowa empowerment board.

90 24 Sec. 57. 2009 Iowa Acts, chapter 183, section 62, subsection  
90 25 4, is amended to read as follows:

90 26 4. The financial assistance shall be for any of the  
90 27 following purposes:

90 28 a. For making temporary payments to qualifying families  
90 29 whose members are recently unemployed and seeking work to use  
90 30 in meeting immediate family needs.

90 31 b. For providing sliding scale subsidies for qualifying  
90 32 families for child care provided to the families' infants  
90 33 and toddlers by providers who are accredited by the national  
90 34 association for the education of young children or the national  
90 35 association for family child care, or who have a rating at  
91 1 level ~~3~~ 2 or higher under the child care quality rating system  
91 2 implemented pursuant to section 237A.30.

91 3 c. For expanding training and other support for infant care  
91 4 providers in the community and this state.

91 5 d. For ensuring child care environments are healthy and  
91 6 safe.

91 7 e. For promoting positive relationships between parents  
91 8 and providers in their mutual efforts to care for very young  
91 9 children.

91 10 f. For ensuring that parents have the information and  
91 11 resources needed to choose quality child care.

91 12 IOWA DEPARTMENT ON AGING CASE MANAGEMENT REVIEW

91 13 Sec. 58. 2010 Iowa Acts, chapter 1192, section 1, subsection  
91 14 2, is amended to read as follows:

91 15 2.—~~a.~~ Of the funds appropriated in this section, \$1,246,514  
91 16 shall be transferred to the department of human services in  
91 17 equal amounts on a quarterly basis for reimbursement of case  
91 18 management services provided under the medical assistance  
91 19 elderly waiver. The department of human services shall adopt  
91 20 rules for case management services provided under the medical  
91 21 assistance elderly waiver in consultation with the department  
91 22 on aging.

91 23 ~~—b. The department of human services shall review~~  
91 24 ~~projections for state funding expenditures for reimbursement~~

2011. After that, any unexpended funds will be returned to the federal government.

Expands permissible utilization for the ARRA-funded Child Care Scholarship Program administered by the Early Child Iowa Program.

DETAIL: Child care providers that are participating in this Program will have more flexibility to expend the federal funds before September 30, 2011. After that, any unexpended funds will be returned to the federal government.

Strikes the language requiring the DHS to review Medicaid Targeted Case Management expenditures on a quarterly basis.

91 25 of case management services under the medical assistance  
91 26 elderly waiver on a quarterly basis and shall determine if an  
91 27 adjustment to the medical assistance reimbursement rates are  
91 28 necessary to provide reimbursement within the state funding  
91 29 amounts budgeted under the appropriations made for the fiscal  
91 30 year for the medical assistance program. Any temporary  
91 31 enhanced federal financial participation that may become  
91 32 available for the medical assistance program during the fiscal  
91 33 year shall not be used in projecting the medical assistance  
91 34 elderly waiver case management budget. The department of human  
91 35 services shall revise such reimbursement rates as necessary to  
92 1 maintain expenditures for medical assistance elderly waiver  
92 2 case management services within the state funding amounts  
92 3 budgeted under the appropriations made for the fiscal year for  
92 4 the medical assistance program.

92 5 IOWA VETERANS HOME

92 6 Sec. 59. 2010 Iowa Acts, chapter 1192, section 3, subsection  
92 7 2, is amended by adding the following new paragraph:  
92 8 new paragraph d. The funds appropriated in this subsection  
92 9 to the Iowa veterans home that remain available for expenditure  
92 10 for the succeeding fiscal year pursuant to section 35D.18,  
92 11 subsection 5, shall be distributed to be used in the succeeding  
92 12 fiscal year in accordance with this lettered paragraph. The  
92 13 first \$500,000 shall remain available to be used for the  
92 14 purposes of the Iowa veterans home. On or before October 15,  
92 15 2011, the department of management shall transfer the remaining  
92 16 balance to the appropriation to the department of human  
92 17 services for medical assistance.

92 18 MEDICAL ASSISTANCE PROGRAM

92 19 Sec. 60. 2010 Iowa Acts, chapter 1192, section 11, is  
92 20 amended by adding the following new subsection:  
92 21 NEW SUBSECTION 25. The department may increase the amounts  
92 22 allocated for salaries, support, maintenance, and miscellaneous  
92 23 purposes associated with the medical assistance program as  
92 24 necessary to implement cost containment efforts in order to  
92 25 accomplish medical assistance program savings. These amounts  
92 26 may be transferred to the appropriation made in this division  
92 27 of this Act for the health insurance premium payment program.

92 28 STATE SUPPLEMENTARY ASSISTANCE PROGRAM

92 29 Sec. 61. 2010 Iowa Acts, chapter 1192, section 14, is  
92 30 amended by adding the following new subsection:  
92 31 NEW SUBSECTION 4. Notwithstanding section 8.33, moneys  
92 32 appropriated in this section that remain unencumbered or  
92 33 unobligated at the close of the fiscal year shall remain  
92 34 available for expenditure for the purposes designated until the  
92 35 close of the succeeding fiscal year.

Retains the initial \$500,000 of FY 2011 carryforward at the Iowa Veterans Home for FY 2012 expenditures. Transfers the remainder, estimated at \$3,804,402 to the Medicaid Program for FY 2012 expenditures.

Allows the DHS to add staff and support to begin implementation of cost containment efforts recommended by the Governor.

Allows the Department to carry forward the FY 2011 State Supplementary Assistance appropriation.

93 2 Sec. 62. 2010 Iowa Acts, chapter 1192, section 19,  
93 3 subsection 22, is amended to read as follows:  
93 4 22. Of the funds appropriated in this section, at least  
93 5 \$47,158 shall be used for the child welfare training academy.  
93 6 Notwithstanding section 8.33, moneys allocated in this  
93 7 subsection that remain unencumbered or unobligated at the close  
93 8 of the fiscal year shall not revert but shall remain available  
93 9 for expenditure for the purposes designated until the close of  
93 10 the succeeding fiscal year.

Permits the DHS to carry forward the remaining funds from the previous allocation in FY 2011 to be used in FY 2012 for the child welfare provider training academy.

93 11 ADOPTION SUBSIDY TRANSFER AND NONREVERSION

93 12 Sec. 63. 2010 Iowa Acts, chapter 1192, section 20, is  
93 13 amended by adding the following new subsections:

93 14 NEW SUBSECTION 4. Of the funds appropriated in this  
93 15 section, \$60,000 shall be transferred to the appropriation  
93 16 made in this division of this Act for the state mental health  
93 17 institute at Cherokee to be used for children’s beds at the  
93 18 institute.

Transfers \$60,000 from the FY 2011 Adoption Subsidy appropriation to the MHI at Cherokee to be used for psychiatric beds for children.

93 19 NEW SUBSECTION 5. Notwithstanding section 8.33, moneys  
93 20 appropriated in this section that remain unencumbered or  
93 21 unobligated at the close of the fiscal year shall not revert  
93 22 but shall remain available for expenditure for the purposes  
93 23 designated until the close of the succeeding fiscal year.

Permits the DHS to carry forward the remaining funds from the Adoption Subsidy Program appropriation in FY 2011 to be used in FY 2012 for the Program.

93 24 DEPARTMENT OF HUMAN SERVICES — FIELD OPERATIONS

93 25 Sec. 64. 2010 Iowa Acts, chapter 1192, section 29, is  
93 26 amended by adding the following new unnumbered paragraph:  
93 27 NEW UNNUMBERED PARAGRAPH Notwithstanding section 8.33,  
93 28 moneys appropriated in this section that remain unencumbered or  
93 29 unobligated at the close of the fiscal year shall not revert  
93 30 but shall remain available for expenditure for the purposes  
93 31 designated until the close of the succeeding fiscal year.

Permits the DHS to carry forward the remaining funds from the previous appropriation for Field Operations in FY 2011 to be used in FY 2012 for the same purpose.

93 32 DEPARTMENT OF HUMAN SERVICES — GENERAL ADMINISTRATION

93 33 Sec. 65. 2010 Iowa Acts, chapter 1192, section 30, is  
93 34 amended by adding the following new subsection:  
93 35 NEW SUBSECTION 5. Notwithstanding section 8.33, moneys  
94 1 appropriated in this section and the designated allocations  
94 2 that remain unencumbered or unobligated at the close of the  
94 3 fiscal year shall not revert but shall remain available for  
94 4 expenditure for the purposes designated until the close of the  
94 5 succeeding fiscal year.

Permits the DHS to carry forward the remaining funds from the appropriation for General Administration in FY 2011 to be used in FY 2012 for the same purpose.

94 6 IOWA DEPARTMENT ON AGING CASE MANAGEMENT REVIEW

94 7 Sec. 66. 2010 Iowa Acts, chapter 1192, section 37,  
94 8 subsection 1, is amended to read as follows:  
94 9 1.—a. Of the funds appropriated in this section, \$1,010,000

Strikes the language requiring the DHS to review Medicaid Targeted Case Management expenditures on a quarterly basis.

94 10 shall be transferred to the department of human services in  
94 11 equal amounts on a quarterly basis for reimbursement of case  
94 12 management services provided under the medical assistance  
94 13 elderly waiver.  
94 14 ~~—b.—The department of human services shall review  
94 15 projections for state funding expenditures for reimbursement  
94 16 of case management services under the medical assistance  
94 17 elderly waiver on a quarterly basis and shall determine if an  
94 18 adjustment to the medical assistance reimbursement rates are  
94 19 necessary to provide reimbursement within the state funding  
94 20 amounts budgeted under the appropriations made for the fiscal  
94 21 year for the medical assistance program. Any temporary  
94 22 enhanced federal financial participation that may become  
94 23 available for the medical assistance program during the fiscal  
94 24 year shall not be used in projecting the medical assistance  
94 25 elderly waiver case management budget. The department of human  
94 26 services shall revise such reimbursement rates as necessary to  
94 27 maintain expenditures for medical assistance elderly waiver  
94 28 case management services within the state funding amounts  
94 29 budgeted under the appropriations made for the fiscal year for  
94 30 the medical assistance program.~~

94 31 QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN SERVICES

94 32 Sec. 67. 2010 Iowa Acts, chapter 1192, section 44, is  
94 33 amended to read as follows:

94 34 SEC. 44. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN

94 35 SERVICES. Notwithstanding any provision to the contrary and  
95 1 subject to the availability of funds, there is appropriated  
95 2 from the quality assurance trust fund created in section  
95 3 249L.4 to the department of human services for the fiscal year  
95 4 beginning July 1, 2010, and ending June 30, 2011, the following  
95 5 amounts, or so much thereof as is necessary for the purposes  
95 6 designated:

95 7 To supplement the appropriation made in this Act from the  
95 8 general fund of the state to the department of human services  
95 9 for medical assistance:  
95 10 ..... \$ 13,900,000  
95 11 33,708,458

95 12 1. Of the funds appropriated in this section, \$7,500,000  
95 13 shall be used for nursing facility reimbursement under the  
95 14 medical assistance program in accordance with the nursing  
95 15 facility reimbursement provisions of division IV of this  
95 16 Act, to continue application of the administrative rules  
95 17 changes relating to nursing facility reimbursement and payment  
95 18 procedures made pursuant to 2010 Iowa Acts, Senate File 2366,  
95 19 if enacted, for the fiscal year beginning July 1, 2010, and  
95 20 ending June 30, 2011, and to restore the 5 percent reduction  
95 21 made in nursing facility reimbursement in accordance with  
95 22 executive order number 19 issued October 8, 2009.

Provides a supplemental appropriation to the Medicaid Program from the Quality Assurance Trust Fund.

DETAIL: This is corrective to add a number that should have been in the Health and Human Services Act in previous years.

95 23 2. The costs associated with the implementation of this  
95 24 section shall be funded exclusively through moneys appropriated  
95 25 from the quality assurance trust fund, and shall result in  
95 26 budget neutrality to the general fund of the state for the  
95 27 fiscal year beginning July 1, 2010, and ending June 30, 2011.

95 28 INJURED VETERANS TRUST FUND

95 29 Sec. 68. INJURED VETERANS TRUST FUND. There is appropriated  
95 30 from the general fund of the state to the department of  
95 31 veterans affairs for the fiscal year beginning July 1,  
95 32 2010, and ending June 30, 2011, the following amount, or so  
95 33 much thereof as is necessary, to be used for the purposes  
95 34 designated:

95 35 To be credited to the injured veterans trust fund created  
96 1 pursuant to section 35A.14 to be used for the injured veterans  
96 2 grant program:  
96 3 ..... \$ 1,000,000

96 4 The department shall review the rules and statutory  
96 5 provisions pertaining to the injured veterans grant program and  
96 6 propose amendments to improve the program. Notwithstanding  
96 7 section 8.33, moneys appropriated in this section that remain  
96 8 unencumbered or unobligated at the close of the fiscal year  
96 9 shall not revert but shall remain available for expenditure for  
96 10 the purposes designated until expended.

96 11 MERCHANT MARINE BONUS FUND TRANSFER

96 12 Sec. 69. DEPARTMENT OF CULTURAL AFFAIRS — MERCHANT MARINE  
96 13 BONUS FUND.

96 14 1. The appropriation made from the merchant marine bonus  
96 15 fund to the department of cultural affairs for the fiscal year  
96 16 beginning July 1, 2010, and ending June 30, 2011, in 2010 Iowa  
96 17 Acts, chapter 1193, section 82, shall be transferred on the  
96 18 effective date of this section to the department of veterans  
96 19 affairs to be used for departmental costs.

96 20 2. Moneys transferred pursuant to this section that remain  
96 21 unencumbered or unobligated at the close of the fiscal year  
96 22 shall be credited to the veterans trust fund created in section  
96 23 35A.13.

96 24 Sec. 70. DECATEGORIZATION PROJECT FUNDING. For the  
96 25 period beginning June 1, 2010, and ending June 30, 2012, a  
96 26 child welfare and juvenile justice funding decategorization  
96 27 initiative project that is incorporated and owns real property  
96 28 may utilize project funding to purchase liability insurance.

96 29 STATE INSTITUTION — APPROPRIATION TRANSFERS

96 30 Sec. 71. DEPARTMENT OF HUMAN SERVICES. There is transferred  
96 31 between the following designated appropriations made to the  
96 32 department of human services for the fiscal year beginning July

Makes a \$1,000,000 supplemental appropriation to the Injured Veterans Trust Fund for FY 2011.

Requires the Department to review the rules and statutory provisions of the Injured Veterans Grant Program and propose amendments to improve the Program. The Department is also allowed to carry forward funds for the Program from FY 2011 to FY 2012.

Transfers the \$45,000 from the Merchant Marine Bonus Fund that was appropriated to the Department of Cultural Affairs in FY 2011 that was not expended, to the Department of Veterans Affairs for FY 2011 general administration costs. Requires remaining funds that the Department of Veterans Affairs may not expend to transfer to the Veterans Trust Fund.

Permits the use of decategorization funding to be used for property liability insurance.

DETAIL: This provision retroactively begins in FY 2011 and is limited to the end of FY 2012.

96 33 1, 2010, and ending June 30, 2011, not more than the following  
96 34 amounts:

96 35 1. From the appropriation made for purposes of the state  
97 1 resource center at Glenwood in 2010 Iowa Acts, chapter 1192,  
97 2 section 25, subsection 1, paragraph "a", to the appropriation  
97 3 made for purposes of the Iowa juvenile home at Toledo in 2010  
97 4 Iowa Acts, chapter 1192, section 17, subsection 1:  
97 5 ..... \$ 400,000

Transfers \$400,000 from the FY 2011 Glenwood Resource Center appropriation to the Iowa Juvenile Home at Toledo.

97 6 2. From the appropriation made for purposes of the state  
97 7 resource center at Woodward in 2010 Iowa Acts, chapter 1192,  
97 8 section 25, subsection 1, paragraph "b", to the appropriation  
97 9 made for purposes of the state mental health institute at  
97 10 Independence in 2010 Iowa Acts, chapter 1192, section 24,  
97 11 subsection 1, paragraph "c":  
97 12 ..... \$ 400,000

Transfers \$400,000 from the FY 2011 Woodward Resource Center appropriation to the Independence MHI.

97 13 Sec. 72. ACCOUNTABLE CARE ORGANIZATION — PILOT.

Allows an organization to create an Accountable Care Organization Pilot Project under the Medicaid Program if they receive approval from the federal government and they meet the qualifications listed in this Section.

97 14 1. a. If an entity applies for certification from the  
97 15 secretary of the United States department of health and  
97 16 human services prior to January 1, 2012, and is subsequently  
97 17 certified to administer an accountable care organization  
97 18 pilot project, pursuant to the federal Patient Protection and  
97 19 Accountability Act, Pub.L. No.111-148, the department of  
97 20 human services shall work with the entity to provide access to  
97 21 the complete deidentified claims data of the medical assistance  
97 22 recipients receiving health care services through the pilot  
97 23 project for the purposes of identifying areas of utilization,  
97 24 need, and potential cost savings to the medical assistance  
97 25 program subject to all applicable state and federal laws and  
97 26 regulations. The department may also employ new payment  
97 27 models, information technology, and data analytics provisions  
97 28 necessary to the administration of the pilot project.

97 29 b. The department of human services shall work with an  
97 30 entity to administer an accountable care organization pilot  
97 31 project, only if the centers for Medicare and Medicaid services  
97 32 of the United States department of health and human services  
97 33 approves participation of the medical assistance program in  
97 34 the pilot project and the entity meets all of the following  
97 35 requirements:

98 1 (1) At a minimum, includes the participation of a  
98 2 prospective payment system hospital, ten primary care  
98 3 physicians, a home health care practice, a palliative care  
98 4 services, a hospice service, and a community mental health  
98 5 center, all of which agree to be paid under a partial or global  
98 6 payment for identified services.

98 7 (2) Requires all participating providers to utilize  
98 8 electronic health records.

98 9 (3) Includes delivery of mental health services to  
98 10 recipients of medical assistance through collaboration with  
98 11 the regional community mental health center, a federally  
98 12 qualified health center, and at least one nursing facility as  
98 13 consistent with any other law enacted by the Eighty-fourth  
98 14 general assembly, 2011 session, that redesigns the mental  
98 15 health delivery system in the state.

98 16 c. The entity certified to implement the pilot project shall  
98 17 report to the joint appropriations subcommittee for health and  
98 18 human services during the 2012 legislative session detailing  
98 19 the progress and expected outcomes of the pilot project.

98 20 Sec. 73. EMERGENCY RULES. For purposes of the initial  
98 21 rules to implement the provisions of section 16.185, as enacted  
98 22 by this division of this Act, the Iowa finance authority may  
98 23 adopt administrative rules under section 17A.4, subsection  
98 24 3, and section 17A.5, subsection 2, paragraph "b", to  
98 25 implement the provisions and the rules shall become effective  
98 26 immediately upon filing or on a later effective date specified  
98 27 in the rules, unless the effective date is delayed by the  
98 28 administrative rules review committee. Any rules adopted in  
98 29 accordance with this section shall not take effect before  
98 30 the rules are reviewed by the administrative rules review  
98 31 committee. The delay authority provided to the administrative  
98 32 rules review committee under section 17A.4, subsection 7, and  
98 33 section 17A.8, subsection 9, shall be applicable to a delay  
98 34 imposed under this section, notwithstanding a provision in  
98 35 those sections making them inapplicable to section 17A.5,  
99 1 subsection 2, paragraph "b". Any rules adopted in accordance  
99 2 with the provisions of this section shall also be published as  
99 3 a notice of intended action as provided in section 17A.4.

Allows the Iowa Finance Authority to submit emergency rules to implement the Community Housing and Services Revolving Loan Program.

99 4 Sec. 74. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
99 5 APPLICABILITY. Except as otherwise provided by this division  
99 6 of this Act, this division of this Act, being deemed of  
99 7 immediate importance, takes effect upon enactment and if  
99 8 approved by the governor on or after July 1, 2011, applies  
99 9 retroactively to June 30, 2011.

This Division is effective on June 30, 2011, unless otherwise specified.

99 10 Sec. 75. RETROACTIVE APPLICABILITY. The section of this  
99 11 division of this Act addressing child welfare and juvenile  
99 12 justice funding decategorization initiative project funding for  
99 13 the period beginning June 1, 2010, and ending June 30, 2012,  
99 14 applies retroactively to June 1, 2010.

The Section that permits the use of decategorization funding to be used for property liability insurance is retroactive to June 1, 2010.

99 15 Sec. 76. RETROACTIVE APPLICABILITY. The section of  
99 16 this division of this Act amending section 35A.8A, applies  
99 17 retroactively to July 1, 2010.

The extension of the Vietnam Veteran Bonus application deadline is retroactive to July 1, 2010.

99 18 Sec. 77. RETROACTIVE APPLICABILITY. The section of this

The Section transferring funds from the Resource Centers to

99 19 division of this Act making transfers between appropriations  
99 20 made to the department of human services for state institutions  
99 21 in 2010 Iowa Acts, chapter 1192, applies retroactively to  
99 22 January 1, 2011.

99 23 DIVISION VIII

99 24 PREVENTION AND CHRONIC CARE MANAGEMENT

99 25 Sec. 78. Section 135.159, subsection 10, Code 2011, is  
99 26 amended to read as follows:

99 27 10. The department shall integrate the recommendations  
99 28 and policies developed by the ~~prevention and chronic care~~  
99 29 ~~management advisory council pursuant to section 135.161, Code~~  
99 30 ~~2011, into the medical home system and shall incorporate the~~  
99 31 ~~development and implementation of the state initiative for~~  
99 32 ~~prevention and chronic care management as developed pursuant to~~  
99 33 ~~section 135.161, Code 2011, into the duties of the medical home~~  
99 34 ~~system advisory council beginning January 1, 2012.~~

99 35 Sec. 79. Section 135.162, subsections 1 and 3, Code 2011,  
100 1 are amended to read as follows:

100 2 1. The director shall convene a clinicians advisory panel to  
100 3 advise and recommend to the department clinically appropriate,  
100 4 evidence-based best practices regarding the implementation  
100 5 of the medical home as defined in section 135.157 ~~and the~~  
100 6 ~~prevention and chronic care management initiative pursuant to~~  
100 7 ~~section 135.161.~~ The director shall act as chairperson of the  
100 8 advisory panel.

100 9 3. The clinicians advisory panel shall meet on a quarterly  
100 10 basis to receive updates from the director regarding strategic  
100 11 planning and implementation progress on the medical home ~~and~~  
100 12 ~~the prevention and chronic care management initiative~~ and shall  
100 13 provide clinical consultation to the department regarding the  
100 14 medical home ~~and the initiative.~~

100 15 Sec. 80. Section 136.3, subsection 14, Code 2011, is amended  
100 16 to read as follows:

100 17 14. Perform those duties authorized pursuant to sections  
100 18 135.156; and 135.159; ~~and 135.161~~, and other provisions of law.

100 19 Sec. 81. REPEAL. Section 135.161, Code 2011, is repealed.

100 20 Sec. 82. EFFECTIVE DATE. This division of this Act takes  
100 21 effect December 31, 2011.

100 22 DIVISION IX  
100 23 MISCELLANEOUS

Independence and Toledo is retroactive to January 1, 2011.

CODE: Beginning on January 1, 2012, the Medical Home System Advisory Council in the DPH is directed to integrate the recommendations of the Prevention and Chronic Care Management Advisory Council that is eliminated in Section 81.

Technical changes relating to the elimination of the Prevention and Chronic Care Management Advisory Council.

Technical changes relating to the elimination of the Prevention and Chronic Care Management Advisory Council.

CODE: Technical changes relating to the elimination of the Prevention and Chronic Care Management Advisory Council.

CODE: Eliminates the Prevention and Chronic Care Management Advisory Council.

This Division that eliminates the Prevention and Chronic Care Management Advisory Council under the DPH does not take effect until December 31, 2011.

100 24 Sec. 83. Section 29C.20B, Code 2011, is amended to read as  
100 25 follows:

100 26 29C.20B DISASTER CASE MANAGEMENT.

100 27 1. ~~The rebuild iowa office~~ homeland security and emergency  
100 28 management division shall work with the department of  
100 29 human services and nonprofit, voluntary, and faith-based  
100 30 organizations active in disaster recovery and response  
100 31 in coordination with ~~the homeland security and emergency~~  
100 32 ~~management division~~ the department of human services to  
100 33 establish a statewide system of disaster case management  
100 34 to be activated following the governor's proclamation of a  
100 35 disaster emergency or the declaration of a major disaster by  
101 1 the president of the United States for individual assistance  
101 2 purposes. Under the system, the ~~department of human services~~  
101 3 homeland security and emergency management division shall  
101 4 coordinate case management services locally through local  
101 5 committees as established in each local emergency management  
101 6 commission's emergency plan. ~~Beginning July 1, 2011, the~~  
101 7 ~~department of human services shall assume the duties of the~~  
101 8 ~~rebuild iowa office under this subsection.~~

101 9 2. The ~~department of human services~~ homeland security  
101 10 and emergency management division, in conjunction with the  
101 11 ~~rebuild iowa office, the homeland security and emergency~~  
101 12 ~~management division~~ department of human services, and an  
101 13 iowa representative to the national voluntary organizations  
101 14 active in disaster, shall adopt rules pursuant to chapter  
101 15 17A to create coordination mechanisms and standards for the  
101 16 establishment and implementation of a statewide system of  
101 17 disaster case management which shall include at least all of  
101 18 the following:

- 101 19 a. Disaster case management standards.
- 101 20 b. Disaster case management policies.
- 101 21 c. Reporting requirements.
- 101 22 d. Eligibility criteria.
- 101 23 e. Coordination mechanisms necessary to carry out the  
101 24 services provided.
- 101 25 f. Develop formal working relationships with agencies and  
101 26 create interagency agreements for those considered to provide  
101 27 disaster case management services.
- 101 28 g. Coordination of all available services for individuals  
101 29 from multiple agencies.

101 30 Sec. 84. Section 135.106, Code 2011, is amended by adding  
101 31 the following new subsection:

101 32 NEW SUBSECTION 4. It is the intent of the general  
101 33 assembly that priority for home visitation funding be given to  
101 34 approaches using evidence-based or promising models for home  
101 35 visitation.

CODE: Transfers the responsibility for the Disaster Case Management Program from the DHS to the Homeland Security Emergency Management Division. The Program will still be supported by the DHS.

CODE: Specifies legislative intent that funding be given to providers of evidenced-based practices and services in the HOPES Program.

102 1 Sec. 85. Section 147.136, Code 2011, is amended to read as  
102 2 follows:

102 3 147.136 SCOPE OF RECOVERY.

102 4 1.—In Except as otherwise provided in subsection 2, in an  
102 5 action for damages for personal injury against a physician and  
102 6 surgeon, osteopathic physician and surgeon, dentist, podiatric  
102 7 physician, optometrist, pharmacist, chiropractor, or nurse  
102 8 licensed to practice that profession in this state, or against  
102 9 a hospital licensed for operation in this state, based on the  
102 10 alleged negligence of the practitioner in the practice of the  
102 11 profession or occupation, or upon the alleged negligence of  
102 12 the hospital in patient care, in which liability is admitted  
102 13 or established, the damages awarded shall not include actual  
102 14 economic losses incurred or to be incurred in the future by the  
102 15 claimant by reason of the personal injury, including but not  
102 16 limited to, the cost of reasonable and necessary medical care,  
102 17 rehabilitation services, and custodial care, and the loss of  
102 18 services and loss of earned income, to the extent that those  
102 19 losses are replaced or are indemnified by insurance, or by  
102 20 governmental, employment, or service benefit programs or from  
102 21 any other source except the assets of the claimant or of the  
102 22 members of the claimant's immediate family.

102 23 2. This section shall not bar recovery of economic losses  
102 24 replaced or indemnified by any of the following:

102 25 a. Benefits received under the medical assistance program  
102 26 under chapter 249A.

102 27 b. The assets of the claimant or of the members of the  
102 28 claimant's immediate family.

102 29 Sec. 86. Section 153.14, subsection 1, Code 2011, is amended  
102 30 to read as follows:

102 31 1. Students of dentistry who practice dentistry upon  
102 32 patients at clinics in connection with their regular course  
102 33 of instruction at ~~the state~~ an accredited dental college,  
102 34 students of dental hygiene who practice upon patients at  
102 35 clinics in connection with their regular course of instruction  
103 1 at state-approved schools, and students of dental assisting  
103 2 who practice upon patients at clinics in connection with a  
103 3 regular course of instruction determined by the board pursuant  
103 4 to section 153.39.

103 5 Sec. 87. Section 154A.24, subsection 3, paragraph s, Code  
103 6 2011, is amended by striking the paragraph.

103 7 Sec. 88. NEW SECTION 155A.43 PHARMACEUTICAL COLLECTION AND  
103 8 DISPOSAL PROGRAM — ANNUAL ALLOCATION.

103 9 Of the fees collected pursuant to sections 124.301 and  
103 10 147.80 and chapter 155A by the board of pharmacy, and retained  
103 11 by the board pursuant to section 147.82, not more than one

CODE: Allows the DHS to recover Medicaid costs in cases of medical malpractice.

CODE: Technical change to permit out-of-State students of dentistry that wish to volunteer in Iowa to do so.

CODE: Removes the requirement for businesses dealing in hearing aids to include specific words in their advertising.

CODE: Directs the Board of Pharmacy to provide annual funding for the TakeAway Program via fees retained by the Board from licensees. Caps the expenditures for the Program at no more than \$125,000.

DETAIL: This is a new provision for FY 2012. The Program was funded

103 12 hundred twenty-five thousand dollars, may be allocated annually  
103 13 by the board for administering the pharmaceutical collection  
103 14 and disposal program originally established pursuant to 2009  
103 15 Iowa Acts, chapter 175, section 9. The program shall provide  
103 16 for the management and disposal of unused, excess, and expired  
103 17 pharmaceuticals. The board of pharmacy may cooperate with the  
103 18 Iowa pharmacy association and may consult with the department  
103 19 and sanitary landfill operators in administering the program.

103 20 Sec. 89. Section 225B.8, Code 2011, is amended to read as  
103 21 follows:  
103 22 225B.8 REPEAL.  
103 23 This chapter is repealed July 1, ~~2014~~ 2012.

103 24 Sec. 90. Section 232.188, subsection 5, paragraph b,  
103 25 unnumbered paragraph 1, Code 2011, is amended to read as  
103 26 follows:  
103 27 Notwithstanding section 8.33, moneys designated for a  
103 28 project's decategorization services funding pool that remain  
103 29 unencumbered or unobligated at the close of the fiscal year  
103 30 shall not revert but shall remain available for expenditure as  
103 31 directed by the project's governance board for child welfare  
103 32 and juvenile justice systems enhancements and other purposes of  
103 33 the project ~~until the close of the succeeding fiscal year and~~  
103 34 for the next two succeeding fiscal years. Such moneys shall be  
103 35 known as "carryover funding". Moneys may be made available to a  
104 1 funding pool from one or more of the following sources:

104 2 Sec. 91. Section 235B.19, Code 2011, is amended by adding  
104 3 the following new subsection:  
104 4 NEW SUBSECTION 2A. a. The department shall serve a copy  
104 5 of the petition and any order authorizing protective services,  
104 6 if issued, on the dependent adult and on persons who are  
104 7 competent adults and reasonably ascertainable at the time the  
104 8 petition is filed in accordance with the following priority:  
104 9 (1) An attorney in fact named by the dependent adult in a  
104 10 durable power of attorney for health care pursuant to chapter  
104 11 144B.  
104 12 (2) The dependent adult's spouse.  
104 13 (3) The dependent adult's children.  
104 14 (4) The dependent adult's grandchildren.  
104 15 (5) The dependent adult's siblings.  
104 16 (6) The dependent adult's aunts and uncles.  
104 17 (7) The dependent adult's nieces and nephews.  
104 18 (8) The dependent adult's cousins.  
104 19 b. When the department has served a person in one of the  
104 20 categories specified in paragraph "a", the department shall not  
104 21 be required to serve a person in any other category.  
104 22 c. The department shall serve the dependent adult's copy

in FY 2011 by the UST Fund and in prior years, through a grant from  
the Department of Natural Resources.

CODE: Extends the repeal of the Prevention and Disabilities Council by  
one year to July 1, 2012.

CODE: Permits unexpended decategorization funding to carryforward for  
two succeeding fiscal years instead of the current one-year maximum  
limit beginning in FY 2012 with FY 2011 carryforward funding that will be  
permitted to carryforward through FY 2013.

CODE: Provides for specific requirements for the DHS relating to  
communication with families when removing a dependent adult from  
their home.

104 23 of the petition and order personally upon the dependent  
104 24 adult. Service of the petition and all other orders and  
104 25 notices shall be in a sealed envelope with the proper postage  
104 26 on the envelope, addressed to the person being served at the  
104 27 person's last known post office address, and deposited in a  
104 28 mail receptacle provided by the United States postal service.  
104 29 The department shall serve such copies of emergency orders  
104 30 authorizing protective services and notices within three days  
104 31 after filing the petition and receiving such orders.

104 32 d. The department and all persons served by the department  
104 33 with notices under this subsection shall be prohibited from  
104 34 all of the following without prior court approval after the  
104 35 department's petition has been filed:

- 105 1 (1) Selling, removing, or otherwise disposing of the  
105 2 dependent adult's personal property.
- 105 3 (2) Withdrawing funds from any bank, savings and loan  
105 4 association, credit union, or other financial institution, or  
105 5 from an account containing securities in which the dependent  
105 6 adult has an interest.

105 7 Sec. 92. Section 237A.1, subsection 3, paragraph n, Code  
105 8 2011, is amended to read as follows:

105 9 n. A program offered to a child whose parent, guardian,  
105 10 or custodian is engaged solely in a recreational or social  
105 11 activity, remains immediately available and accessible on the  
105 12 physical premises on which the child's care is provided, and  
105 13 does not engage in employment while the care is provided.  
105 14 However, if the recreational or social activity is provided in  
105 15 a fitness center or on the premises of a nonprofit organization  
105 16 the parent, guardian, or custodian of the child may be employed  
105 17 to teach or lead the activity.

105 18 Sec. 93. Section 249A.4B, subsection 2, paragraph a,  
105 19 subparagraph (18), Code 2011, is amended to read as follows:

105 20 (18) The ~~Iowa/Nebraska~~ Iowa primary care association.

105 21 Sec. 94. REPEAL. Section 135.27A, Code 2011, is repealed  
105 22 December 31, 2011.

105 23 DIVISION X  
105 24 MEDICAID PRESCRIPTION DRUGS

105 25 Sec. 95. Section 249A.20A, subsection 4, Code 2011, is  
105 26 amended to read as follows:

105 27 4. With the exception of drugs prescribed for the treatment  
105 28 of human immunodeficiency virus or acquired immune deficiency  
105 29 syndrome, transplantation, or cancer and drugs prescribed  
105 30 for mental illness with the exception of drugs and drug  
105 31 compounds that do not have a significant variation in a  
105 32 therapeutic profile or side effect profile within a therapeutic

CODE: Exempts fitness centers that provide child care for clients from  
DHS child care regulation and requirements related to the employment of  
the parent, guardian, or custodian of the child.

CODE: Technical change to reflect the Iowa/Nebraska Primary Care  
Association's name change to the Iowa Primary Care Association.

CODE: Repeals the Governor's Council on Nutrition and Physical  
Fitness on December 31, 2011.

CODE: Removes the prior authorization requirement for mental illness  
drugs that are not on the preferred drug list. This change is retroactive to  
January 1, 2011.

DETAIL: The change to require prior authorization was originally made  
by SF 2088 (FY 2011 Government Reorganization and Efficiency Act).

VETOED: The Governor vetoed this Division and stated that methods in

105 33 class, prescribing and dispensing of prescription drugs not  
105 34 included on the preferred drug list shall be subject to prior  
105 35 authorization.

106 1 Sec. 96. 2010 Iowa Acts, chapter 1031, section 348, is  
106 2 amended to read as follows:

106 3 SEC. 348. MEDICAID NONPREFERRED DRUG LIST PRESCRIBING.

106 4 ~~1. The department shall adopt rules pursuant to chapter 17A~~  
106 5 ~~to restrict physicians and other prescribers to prescribing~~  
106 6 ~~not more than a 72-hour or three-day supply of a prescription~~  
106 7 ~~drug not included on the medical assistance preferred drug list~~  
106 8 ~~while seeking approval to continue prescribing the medication.~~

106 9 ~~2. Notwithstanding subsection 1, the department shall~~  
106 10 ~~adopt rules pursuant to chapter 17A to restrict a physician or~~  
106 11 ~~other prescriber prescribing a chemically unique mental health~~  
106 12 ~~prescription drug to prescribing not more than a seven-day~~  
106 13 ~~supply of the prescription drug while requesting approval to~~  
106 14 ~~continue to prescribe the medication. The rules shall provide~~  
106 15 ~~that if an approval or disapproval is not received by the~~  
106 16 ~~physician or other prescriber within 48 hours of the request,~~  
106 17 ~~the request is deemed approved.~~

106 18 Sec. 97. REPEAL. 2010 Iowa Acts, chapter 1031, section 349,  
106 19 is repealed.

106 20 Sec. 98. RESCINDING AND ADOPTION OF RULES. The department  
106 21 of human services shall rescind the rules adopted pursuant  
106 22 to 2010 Iowa Acts, chapter 1031, section 347, chapter 1031,  
106 23 section 348, subsection 2, and chapter 1031, section 349,  
106 24 and shall instead adopt emergency rules under section 17A.4,  
106 25 subsection 3, and section 17A.5, subsection 2, paragraph "b",  
106 26 to implement section 249A.20A, as amended in this division of  
106 27 this Act, and the rules shall be effective immediately upon  
106 28 filing and retroactively applicable to January 1, 2011, unless  
106 29 a later date is specified in the rules. Any rules adopted  
106 30 in accordance with this section shall also be published as a  
106 31 notice of intended action as provided in section 17A.4.

106 32 Sec. 99. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
106 33 APPLICABILITY. This division of this Act, being deemed of  
106 34 immediate importance, takes effect upon enactment and applies  
106 35 retroactively to January 1, 2011.

107 1 DIVISION XI  
107 2 IOWA FALSE CLAIMS ACT

107 3 Sec. 100. Section 685.1, subsection 11, Code 2011, is  
107 4 amended to read as follows:

107 5 11. "Original source" means an individual who ~~has direct and~~  
107 6 ~~independent prior to a public disclosure under section 685.3,~~  
107 7 ~~subsection 5, paragraph "c", has voluntarily disclosed to the~~  
107 8 ~~state the information on which the allegations or transactions~~  
107 9 ~~in a claim are based; or who has knowledge of the information~~

place for distributing mental health drugs is a clinically appropriate approach that has had minimal impact on Medicaid members while providing valuable savings to the State.

This Division is effective on enactment and retroactive to January 1, 2011.

CODE: Makes changes to the Iowa False Claims Act to comply with changes in federal law.

107 10 on which the allegations are based that is independent of  
107 11 and materially adds to the publicly disclosed allegations or  
107 12 transactions, and has voluntarily provided the information to  
107 13 the state before filing an action under ~~section 685.3~~ which is  
107 14 ~~based on the information~~ this chapter.

107 15 Sec. 101. Section 685.1, Code 2011, is amended by adding the  
107 16 following new subsection:

107 17 NEW SUBSECTION 15. "State" means the state of Iowa.

107 18 Sec. 102. Section 685.2, subsection 1, unnumbered paragraph  
107 19 1, Code 2011, is amended to read as follows:

107 20 A person who commits any of the following acts is liable to  
107 21 the state for a civil penalty of not less than ~~five thousand~~  
107 22 ~~dollars~~ and not more than ~~ten thousand dollars~~ the civil  
107 23 penalty allowed under the federal False Claims Act, as codified  
107 24 in 31 U.S.C. § 3729 et seq., as may be adjusted in accordance  
107 25 with the inflation adjustment procedures prescribed in the  
107 26 federal Civil Penalties Inflation Adjustment Act of 1990, Pub.  
107 27 L. No.101-410, for each false or fraudulent claim, plus three  
107 28 times the amount of damages which the state sustains ~~because of~~  
107 29 ~~the act of that person~~:

107 30 Sec. 103. Section 685.3, subsection 5, paragraph c, Code  
107 31 2011, is amended by striking the paragraph and inserting in  
107 32 lieu thereof the following:

107 33 c. A court shall dismiss an action or claim under this  
107 34 section, unless opposed by the state, if substantially the  
107 35 same allegations or transactions as alleged in the action or  
108 1 claim were publicly disclosed in a state criminal, civil, or  
108 2 administrative hearing in which the state or an agent of the  
108 3 state is a party; in a state legislative, state auditor, or  
108 4 other state report, hearing, audit, or investigation; or by  
108 5 the news media, unless the action is brought by the attorney  
108 6 general or the qui tam plaintiff is an original source of the  
108 7 information.

108 8 Sec. 104. Section 685.3, subsection 6, Code 2011, is amended  
108 9 to read as follows:

108 10 6. a. Any employee, contractor, or agent ~~who shall be~~  
108 11 entitled to all relief necessary to make that employee,  
108 12 contractor, or agent whole, if that employee, contractor, or  
108 13 agent is discharged, demoted, suspended, threatened, harassed,  
108 14 or in any other manner discriminated against in the terms and  
108 15 conditions of employment because of lawful acts performed  
108 16 done by the employee, contractor, or agent on behalf of  
108 17 the employee, contractor, or agent or associated others in  
108 18 furtherance of an action under this section or other efforts  
108 19 to stop a violation one or more violations of this chapter;  
108 20 ~~shall be entitled to all relief necessary to make the employee,~~  
108 21 ~~contractor, or agent whole. Such relief~~

108 22 b. Relief under paragraph "a" shall include reinstatement  
108 23 with the same seniority status ~~such that~~ employee, contractor,

108 24 or agent would have had but for the discrimination, two  
108 25 times the amount of back pay, interest on the back pay, and  
108 26 compensation for any special damages sustained as a result of  
108 27 the discrimination, including litigation costs and reasonable  
108 28 attorney fees. An ~~employee, contractor, or agent may bring an~~  
108 29 action under this subsection may be brought in the appropriate  
108 30 district court of the state for the relief provided in this  
108 31 subsection.

108 32 c. A civil action under this subsection shall not be brought  
108 33 more than three years after the date when the retaliation  
108 34 occurred.

108 35 DIVISION XII  
109 1 VOLUNTEER HEALTH CARE PROVIDER PROGRAM

109 2 Sec. 105. Section 135.24, subsection 2, paragraphs b and c,  
109 3 Code 2011, are amended to read as follows:

109 4 b. Procedures for registration of hospitals, free clinics,  
109 5 field dental clinics, and specialty health care provider  
109 6 offices.

109 7 c. Criteria for and identification of hospitals, clinics,  
109 8 free clinics, field dental clinics, specialty health care  
109 9 provider offices, or other health care facilities, health  
109 10 care referral programs, or charitable organizations,  
109 11 eligible to participate in the provision of free medical,  
109 12 dental, chiropractic, pharmaceutical, nursing, optometric,  
109 13 psychological, social work, behavioral science, podiatric,  
109 14 physical therapy, occupational therapy, respiratory therapy,  
109 15 or emergency medical care services through the volunteer  
109 16 health care provider program. A hospital, a clinic, a  
109 17 free clinic, a field dental clinic, a specialty health care  
109 18 provider office, a health care facility, a health care referral  
109 19 program, a charitable organization, or a health care provider  
109 20 participating in the program shall not bill or charge a  
109 21 patient for any health care provider service provided under the  
109 22 volunteer health care provider program.

109 23 Sec. 106. Section 135.24, Code 2011, is amended by adding  
109 24 the following new subsection:

109 25 NEW SUBSECTION 6A. A hospital providing free care under  
109 26 this section shall be considered a state agency solely for  
109 27 the purposes of this section and chapter 669 and shall be  
109 28 afforded protection under chapter 669 as a state agency for  
109 29 all claims arising from the provision of free care by a health  
109 30 care provider registered under subsection 3 who is providing  
109 31 services at the hospital in accordance with this section, if  
109 32 the hospital has registered with the department pursuant to  
109 33 subsection 1.

109 34 Sec. 107. Section 135.24, subsection 7, Code 2011, is  
109 35 amended by adding the following new paragraph:

110 1 NEW PARAGRAPH 0e. "Hospital" means hospital as defined in

CODE: Expands eligibility in the Voluntary Health Care Provider Program in the DPH to include hospitals.

VETOED: The Governor vetoed this Division and stated that the State currently provides specialty healthcare providers that have limited resources with indemnification when they provide volunteer services and because hospitals with their own liability insurance already provide volunteer services, there would be no public benefit and unnecessary State costs.

110 2 section 135B.1.

110 3

110 4

DIVISION XIII  
HEALTH CARE COST CONTAINMENT

110 5 Sec. 108. ALL-PAYER CLAIMS DATABASE. The department of  
110 6 human services in consultation with the division of insurance  
110 7 of the department of commerce shall investigate the costs  
110 8 associated with and the privacy implications of implementing  
110 9 an all-payer claims database to provide for the collection and  
110 10 analysis of claims data from multiple payers of health care.  
110 11 The department shall report its findings and recommendations to  
110 12 the individuals specified in this Act for submission of reports  
110 13 by December 15, 2011.

110 14 Sec. 109. PROVIDER PAYMENT SYSTEM PLAN — PILOT  
110 15 PROJECT. The department of human services shall develop a  
110 16 provider payment system plan to provide recommendations to  
110 17 reform the health care provider payment system as an effective  
110 18 way to promote coordination of care, lower costs, and improve  
110 19 quality. The plan shall provide analysis and recommendations  
110 20 regarding but not limited to accountable care organizations, a  
110 21 global payment system, or an episode of care payment system.

110 22 Sec. 110. EFFECTIVE UPON ENACTMENT. This division of this  
110 23 Act, being deemed of immediate importance, takes effect upon  
110 24 enactment.

110 25

110 26

DIVISION XIV  
HEALTH INFORMATION TECHNOLOGY SYSTEM

110 27 Sec. 111. HEALTH INFORMATION TECHNOLOGY SYSTEM — BUSINESS  
110 28 MODEL AND FINANCIAL SUSTAINABILITY PLAN.

110 29 1. The department of public health shall convene a workgroup  
110 30 to develop a business model and financial sustainability plan  
110 31 for implementation of a statewide health information technology  
110 32 system. The workgroup shall incorporate the results of the  
110 33 public and private collaborative efforts described in chapter  
110 34 135, division XXI into its deliberations. The workgroup shall  
110 35 include all of the following selected by the director of public  
111 1 health, unless otherwise specified:

111 2 a. Two members who are representatives of hospitals  
111 3 selected by the Iowa hospital association, one of which  
111 4 represents the largest health system in the state.

111 5 b. One member who is a representative of the university of  
111 6 Iowa hospitals and clinics.

111 7 c. One member who is a licensed practicing physician  
111 8 selected by the Iowa medical society.

Directs the DHS in consultation with the Insurance Division to develop recommendations relating to the development of an all-payer claims database for Iowa. A report is due to the Chairpersons of the Health and Human Services Appropriations Subcommittee, Legislative Caucus Staff, and the LSA by December 15, 2011.

Directs the DHS to develop a provider payment system plan and specifies information to be included in the plan.

DETAIL: An appropriation of \$200,000 from the Health Care Transformation Account is made in this Act for costs related to developing the plan.

VETOED: The Governor vetoed this Section and stated that the DHS needs to focus on current cost containment measures and not stretch their resources any further.

This Division is effective on enactment.

Directs the DPH to convene a workgroup to develop a business model and financial sustainability plan for implementation of a State health information technology system. Specifies membership of the workgroup and specifics to be included in the plan. The plan is to be submitted by December 1, 2011, to the Governor and the General Assembly.

111 9 d. One member who is a licensed practicing physician  
111 10 selected by the Iowa osteopathic medical association.  
111 11 e. Two members who are representatives of insurance  
111 12 carriers selected by the federation of Iowa insurers, one of  
111 13 which represents the largest carrier.  
111 14 f. One member who represents the Iowa Medicaid enterprise.  
111 15 g. One member who represents the department of public  
111 16 health.  
111 17 h. One member who is a business entrepreneur selected by  
111 18 the governor.  
111 19 2. In developing the business model and financial  
111 20 sustainability plan the workgroup shall consider and make  
111 21 recommendations regarding fees to be paid by participants  
111 22 who choose to use the health information technology system;  
111 23 strategies to avoid the use of general fund appropriations for  
111 24 sustainability of the health information technology system; the  
111 25 establishment of a dedicated electronic health finance fund;  
111 26 and the transitioning of technical infrastructure, business  
111 27 operations, and governance of the health information technology  
111 28 system to a nongovernmental entity.  
111 29 3. The department of public health shall submit the proposed  
111 30 business model and financial sustainability plan to the  
111 31 executive committee established pursuant to section 135.156 and  
111 32 the state board of health for approval.  
111 33 4. The approved business model and financial sustainability  
111 34 plan shall be submitted to the governor and the general  
111 35 assembly no later than December 1, 2011, for review and  
112 1 subsequent action.

112 2 Sec. 112. HEALTH INFORMATION TECHNOLOGY SYSTEM ———  
112 3 STRATEGIC AND OPERATIONAL PLAN ——— PILOT. For the purposes of  
112 4 administering a health information technology system pilot  
112 5 project during the fiscal year beginning July 1, 2011, the  
112 6 department of public health shall incorporate all of the  
112 7 following legal standards and policy provisions into the  
112 8 strategic and operational plan for the pilot project:  
112 9 1. A participant shall not be compelled by subpoena, court  
112 10 order, or other process of law to access health information  
112 11 through the health information technology system in order to  
112 12 gather records or information not created by the participant.  
112 13 2. A provider who relies reasonably and in good faith upon  
112 14 any health information provided through the health information  
112 15 technology system in treatment of a patient who is the subject  
112 16 of the health information shall be immune from criminal  
112 17 or civil liability arising from any damages caused by such  
112 18 reasonable, good faith reliance. Such immunity shall not apply  
112 19 to acts or omissions constituting negligence, recklessness, or  
112 20 intentional misconduct.  
112 21 3. A participant who has disclosed health information

Directs the DPH to implement a pilot program in FY 2012 to study the strategic and operational plan of a State health information technology system. Specifies legal standards and policy provisions to be included in the plan for the pilot.

112 22 through the health information technology system in compliance  
112 23 with applicable law and the standards, requirements, policies,  
112 24 procedures, and agreements of the health information technology  
112 25 system shall not be subject to criminal or civil liability  
112 26 for the use or disclosure of health information by another  
112 27 participant.

112 28 4. Notwithstanding chapter 22, the following records shall  
112 29 be kept confidential, unless otherwise ordered by a court or  
112 30 consented to by the patient or by a person duly authorized to  
112 31 release such information:

112 32 a. The protected health information contained in, stored  
112 33 in, submitted to, transferred or exchanged by, or released from  
112 34 the health information technology system.

112 35 b. Any protected health information in the possession of the  
113 1 department due to its administration of the health information  
113 2 technology system.

113 3 DIVISION XV  
113 4 DEPARTMENT ON AGING — FY 2012-2013

113 5 Sec. 113. DEPARTMENT ON AGING. There is appropriated from  
113 6 the general fund of the state to the department on aging for  
113 7 the fiscal year beginning July 1, 2012, and ending June 30,  
113 8 2013, the following amount, or so much thereof as is necessary,  
113 9 to be used for the purposes designated:

113 10 For aging programs for the department on aging and area  
113 11 agencies on aging to provide citizens of Iowa who are 60 years  
113 12 of age and older with case management for frail elders, Iowa's  
113 13 aging and disabilities resource center, and other services  
113 14 which may include but are not limited to adult day services,  
113 15 respite care, chore services, information and assistance,  
113 16 and material aid, for information and options counseling for  
113 17 persons with disabilities who are 18 years of age or older,  
113 18 and for salaries, support, administration, maintenance, and  
113 19 miscellaneous purposes, and for not more than the following  
113 20 full-time equivalent positions:

113 21 .....	\$	5,151,288
113 22 .....	FTEs	35.00

113 23 1. Funds appropriated in this section may be used to  
113 24 supplement federal funds under federal regulations. To  
113 25 receive funds appropriated in this section, a local area  
113 26 agency on aging shall match the funds with moneys from other  
113 27 sources according to rules adopted by the department. Funds  
113 28 appropriated in this section may be used for elderly services  
113 29 not specifically enumerated in this section only if approved  
113 30 by an area agency on aging for provision of the service within  
113 31 the area.

113 32 2. The amount appropriated in this section includes  
113 33 additional funding of \$225,000 for delivery of long-term care  
113 34 services to seniors with low or moderate incomes.

Biennial Budgeting - FY 2013: Divisions XV through XXI make FY 2013 General Fund, other funds, and FTE positions appropriations. All appropriations and allocations are at 50.00% of the FY 2012 level with the exception of the following changes:

- The Medicaid appropriation is increased by \$5,000,000 compared to FY 2012. The increase is to buy down all HCBS Waiver waiting lists.
- The Mental Health Allowed Growth and Community Services are appropriated at the FY 2012 level, with the funds appropriated to eliminate waiting lists being shifted to Allowed Growth in FY 2013.
- The IowaCare appropriations are appropriated at the same level as FY 2012.

113 35 3. Of the funds appropriated in this section, \$89,973 shall  
114 1 be transferred to the department of economic development for  
114 2 the Iowa commission on volunteer services to be used for the  
114 3 retired and senior volunteer program.

114 4 4. a. The department on aging shall establish and enforce  
114 5 procedures relating to expenditure of state and federal funds  
114 6 by area agencies on aging that require compliance with both  
114 7 state and federal laws, rules, and regulations, including but  
114 8 not limited to all of the following:

114 9 (1) Requiring that expenditures are incurred only for goods  
114 10 or services received or performed prior to the end of the  
114 11 fiscal period designated for use of the funds.

114 12 (2) Prohibiting prepayment for goods or services not  
114 13 received or performed prior to the end of the fiscal period  
114 14 designated for use of the funds.

114 15 (3) Prohibiting the prepayment for goods or services  
114 16 not defined specifically by good or service, time period, or  
114 17 recipient.

114 18 (4) Prohibiting the establishment of accounts from which  
114 19 future goods or services which are not defined specifically by  
114 20 good or service, time period, or recipient, may be purchased.

114 21 b. The procedures shall provide that if any funds are  
114 22 expended in a manner that is not in compliance with the  
114 23 procedures and applicable federal and state laws, rules, and  
114 24 regulations, and are subsequently subject to repayment, the  
114 25 area agency on aging expending such funds in contravention of  
114 26 such procedures, laws, rules and regulations, not the state,  
114 27 shall be liable for such repayment.

114 28 DIVISION XVI

114 29 DEPARTMENT OF PUBLIC HEALTH — FY 2012-2013

114 30 Sec. 114. DEPARTMENT OF PUBLIC HEALTH. There is  
114 31 appropriated from the general fund of the state to the  
114 32 department of public health for the fiscal year beginning July  
114 33 1, 2012, and ending June 30, 2013, the following amounts, or  
114 34 so much thereof as is necessary, to be used for the purposes  
114 35 designated:

115 1 1. ADDICTIVE DISORDERS

115 2 For reducing the prevalence of use of tobacco, alcohol, and  
115 3 other drugs, and treating individuals affected by addictive  
115 4 behaviors, including gambling, and for not more than the  
115 5 following full-time equivalent positions:

115 6 .....	\$	11,751,595
115 7 .....	FTEs	13.00

115 8 a. (1) Of the funds appropriated in this subsection,  
115 9 \$1,626,915 shall be used for the tobacco use prevention  
115 10 and control initiative, including efforts at the state and  
115 11 local levels, as provided in chapter 142A. The commission  
115 12 on tobacco use prevention and control established pursuant  
115 13 to section 142A.3 shall advise the director of public health

115 14 in prioritizing funding needs and the allocation of moneys  
115 15 appropriated for the programs and activities of the initiative  
115 16 under this subparagraph (1) and shall make recommendations to  
115 17 the director in the development of budget requests relating to  
115 18 the initiative.

115 19 (2) Of the funds allocated in this paragraph "a", \$226,915  
115 20 shall be transferred to the alcoholic beverages division of  
115 21 the department of commerce for enforcement of tobacco laws,  
115 22 regulations, and ordinances in accordance with 2011 Iowa Acts,  
115 23 House File 467, as enacted.

115 24 b. Of the funds appropriated in this subsection,  
115 25 \$10,124,680 shall be used for problem gambling and substance  
115 26 abuse prevention, treatment, and recovery services, including a  
115 27 24-hour helpline, public information resources, professional  
115 28 training, and program evaluation.

115 29 (1) Of the funds allocated in this paragraph "b", \$8,566,254  
115 30 shall be used for substance abuse prevention and treatment.

115 31 (a) Of the funds allocated in this subparagraph (1),  
115 32 \$449,650 shall be used for the public purpose of a grant  
115 33 program to provide substance abuse prevention programming for  
115 34 children.

115 35 (i) Of the funds allocated in this subparagraph division  
116 1 (a), \$213,769 shall be used for grant funding for organizations  
116 2 that provide programming for children by utilizing mentors.  
116 3 Programs approved for such grants shall be certified or will  
116 4 be certified within six months of receiving the grant award  
116 5 by the Iowa commission on volunteer services as utilizing the  
116 6 standards for effective practice for mentoring programs.

116 7 (ii) Of the funds allocated in this subparagraph division  
116 8 (a), \$213,419 shall be used for grant funding for organizations  
116 9 that provide programming that includes youth development and  
116 10 leadership. The programs shall also be recognized as being  
116 11 programs that are scientifically based with evidence of their  
116 12 effectiveness in reducing substance abuse in children.

116 13 (iii) The department of public health shall utilize a  
116 14 request for proposals process to implement the grant program.

116 15 (iv) All grant recipients shall participate in a program  
116 16 evaluation as a requirement for receiving grant funds.

116 17 (v) Of the funds allocated in this subparagraph division  
116 18 (a), up to \$22,461 may be used to administer substance abuse  
116 19 prevention grants and for program evaluations.

116 20 (b) Of the funds allocated in this subparagraph (1),  
116 21 \$136,531 shall be used for culturally competent substance abuse  
116 22 treatment pilot projects.

116 23 (i) The department shall utilize the amount allocated  
116 24 in this subparagraph division (b) for at least three pilot  
116 25 projects to provide culturally competent substance abuse  
116 26 treatment in various areas of the state. Each pilot project  
116 27 shall target a particular ethnic minority population. The

116 28 populations targeted shall include but are not limited to  
116 29 African American, Asian, and Latino.

116 30 (ii) The pilot project requirements shall provide for  
116 31 documentation or other means to ensure access to the cultural  
116 32 competence approach used by a pilot project so that such  
116 33 approach can be replicated and improved upon in successor  
116 34 programs.

116 35 (2) Of the funds allocated in this paragraph "b", up  
117 1 to \$1,558,426 may be used for problem gambling prevention,  
117 2 treatment, and recovery services.

117 3 (a) Of the funds allocated in this subparagraph (2),  
117 4 \$1,289,500 shall be used for problem gambling prevention and  
117 5 treatment.

117 6 (b) Of the funds allocated in this subparagraph (2), up to  
117 7 \$218,926 may be used for a 24-hour helpline, public information  
117 8 resources, professional training, and program evaluation.

117 9 (c) Of the funds allocated in this subparagraph (2), up  
117 10 to \$50,000 may be used for the licensing of problem gambling  
117 11 treatment programs.

117 12 (3) It is the intent of the general assembly that from the  
117 13 moneys allocated in this paragraph "b", persons with a dual  
117 14 diagnosis of substance abuse and gambling addictions shall be  
117 15 given priority in treatment services.

117 16 c. Notwithstanding any provision of law to the contrary,  
117 17 to standardize the availability, delivery, cost of delivery,  
117 18 and accountability of problem gambling and substance abuse  
117 19 treatment services statewide, the department shall continue  
117 20 implementation of a process to create a system for delivery  
117 21 of treatment services in accordance with the requirements  
117 22 specified in 2008 Iowa Acts, chapter 1187, section 3,  
117 23 subsection 4. To ensure the system provides a continuum of  
117 24 treatment services that best meets the needs of Iowans, the  
117 25 problem gambling and substance abuse treatment services in any  
117 26 area may be provided either by a single agency or by separate  
117 27 agencies submitting a joint proposal.

117 28 (1) The system for delivery of substance abuse and problem  
117 29 gambling treatment shall include problem gambling prevention.

117 30 (2) The system for delivery of substance abuse and problem  
117 31 gambling treatment shall include substance abuse prevention by  
117 32 July 1, 2014.

117 33 (3) Of the funds allocated in paragraph "b", the department  
117 34 may use up to \$50,000 for administrative costs to continue  
117 35 developing and implementing the process in accordance with this  
118 1 paragraph "c".

118 2 d. The requirement of section 123.53, subsection 5, is met  
118 3 by the appropriations and allocations made in this Act for  
118 4 purposes of substance abuse treatment and addictive disorders  
118 5 for the fiscal year beginning July 1, 2012.

118 6 e. The department of public health shall work with all other

118 7 departments that fund substance abuse prevention and treatment  
118 8 services and all such departments shall, to the extent  
118 9 necessary, collectively meet the state maintenance of effort  
118 10 requirements for expenditures for substance abuse services  
118 11 as required under the federal substance abuse prevention and  
118 12 treatment block grant.

118 13 f. The department shall amend or otherwise revise  
118 14 departmental policies and contract provisions in order to  
118 15 eliminate free t-shirt distribution, banner production, and  
118 16 other unnecessary promotional expenditures.

118 17 2. HEALTHY CHILDREN AND FAMILIES

118 18 For promoting the optimum health status for children,  
118 19 adolescents from birth through 21 years of age, and families,  
118 20 and for not more than the following full-time equivalent  
118 21 positions:

118 22 .....	\$	1,297,135
118 23 .....	FTEs	10.00

118 24 a. Of the funds appropriated in this subsection, not more  
118 25 than \$369,659 shall be used for the healthy opportunities to  
118 26 experience success (HOPES)-healthy families Iowa (HFI) program  
118 27 established pursuant to section 135.106. The funding shall  
118 28 be distributed to renew the grants that were provided to the  
118 29 grantees that operated the program during the fiscal year  
118 30 ending June 30, 2012.

118 31 b. Of the funds appropriated in this subsection, \$164,942  
118 32 shall be used to continue to address the healthy mental  
118 33 development of children from birth through five years of age  
118 34 through local evidence-based strategies that engage both the  
118 35 public and private sectors in promoting healthy development,  
119 1 prevention, and treatment for children.

119 2 c. Of the funds appropriated in this subsection, \$15,798  
119 3 shall be distributed to a statewide dental carrier to provide  
119 4 funds to continue the donated dental services program patterned  
119 5 after the projects developed by the lifeline network to provide  
119 6 dental services to indigent elderly and disabled individuals.

119 7 d. Of the funds appropriated in this subsection, \$56,338  
119 8 shall be used for childhood obesity prevention.

119 9 e. Of the funds appropriated in this subsection, \$81,880  
119 10 shall be used to provide audiological services and hearing  
119 11 aids for children. The department may enter into a contract  
119 12 to administer this paragraph.

119 13 3. CHRONIC CONDITIONS

119 14 For serving individuals identified as having chronic  
119 15 conditions or special health care needs, and for not more than  
119 16 the following full-time equivalent positions:

119 17 .....	\$	1,680,828
119 18 .....	FTEs	4.00

119 19 a. Of the funds appropriated in this subsection, \$80,291  
119 20 shall be used for grants to individual patients who have

119 21 phenylketonuria (PKU) to assist with the costs of necessary  
119 22 special foods.

119 23 b. Of the funds appropriated in this subsection, \$241,800  
119 24 is allocated for continuation of the contracts for resource  
119 25 facilitator services in accordance with section 135.22B,  
119 26 subsection 9, and for brain injury training services and  
119 27 recruiting of service providers to increase the capacity within  
119 28 this state to address the needs of individuals with brain  
119 29 injuries and such individuals' families.

119 30 c. Of the funds appropriated in this subsection, \$249,437  
119 31 shall be used as additional funding to leverage federal funding  
119 32 through the federal Ryan White Care Act, Tit.II, AIDS drug  
119 33 assistance program supplemental drug treatment grants.

119 34 d. Of the funds appropriated in this subsection, \$15,627  
119 35 shall be used for the public purpose of providing a grant to an  
120 1 existing national-affiliated organization to provide education,  
120 2 client-centered programs, and client and family support for  
120 3 people living with epilepsy and their families.

120 4 e. Of the funds appropriated in this subsection, \$394,151  
120 5 shall be used for child health specialty clinics.

120 6 f. Of the funds appropriated in this subsection, \$248,533  
120 7 shall be used for the comprehensive cancer control program  
120 8 to reduce the burden of cancer in Iowa through prevention,  
120 9 early detection, effective treatment, and ensuring quality  
120 10 of life. Of the funds allocated in this lettered paragraph,  
120 11 \$75,000 shall be used to support a melanoma research symposium,  
120 12 a melanoma biorepository and registry, basic and translational  
120 13 melanoma research, and clinical trials.

120 14 g. Of the funds appropriated in this subsection, \$63,225  
120 15 shall be used for cervical and colon cancer screening.

120 16 h. Of the funds appropriated in this subsection, \$264,417  
120 17 shall be used for the center for congenital and inherited  
120 18 disorders.

120 19 i. Of the funds appropriated in this subsection, \$64,968  
120 20 shall be used for the prescription drug donation repository  
120 21 program created in chapter 135M.

120 22 4. COMMUNITY CAPACITY

120 23 For strengthening the health care delivery system at the  
120 24 local level, and for not more than the following full-time  
120 25 equivalent positions:

120 26 .....	\$	2,117,583
120 27 .....	FTEs	14.00

120 28 a. Of the funds appropriated in this subsection, \$50,000  
120 29 is allocated for a child vision screening program implemented  
120 30 through the university of Iowa hospitals and clinics in  
120 31 collaboration with early childhood Iowa areas.

120 32 b. Of the funds appropriated in this subsection, \$55,654 is  
120 33 allocated for continuation of an initiative implemented at the  
120 34 university of Iowa and \$50,246 is allocated for continuation of

120 35 an initiative at the state mental health institute at Cherokee  
121 1 to expand and improve the workforce engaged in mental health  
121 2 treatment and services. The initiatives shall receive input  
121 3 from the university of Iowa, the department of human services,  
121 4 the department of public health, and the mental health and  
121 5 disability services commission to address the focus of the  
121 6 initiatives.

121 7 c. Of the funds appropriated in this subsection, \$585,745  
121 8 shall be used for essential public health services that promote  
121 9 healthy aging throughout the lifespan, contracted through a  
121 10 formula for local boards of health, to enhance health promotion  
121 11 and disease prevention services.

121 12 d. Of the funds appropriated in this section, \$60,908 shall  
121 13 be deposited in the governmental public health system fund  
121 14 created in section 135A.8 to be used for the purposes of the  
121 15 fund.

121 16 e. Of the funds appropriated in this subsection, \$72,271  
121 17 shall be used for the mental health professional shortage area  
121 18 program implemented pursuant to section 135.80.

121 19 f. Of the funds appropriated in this subsection,  
121 20 \$19,131 shall be used for a grant to a statewide association  
121 21 of psychologists that is affiliated with the American  
121 22 psychological association to be used for continuation of a  
121 23 program to rotate intern psychologists in placements in urban  
121 24 and rural mental health professional shortage areas, as defined  
121 25 in section 135.80.

121 26 g. Of the funds appropriated in this subsection, the  
121 27 following amounts shall be allocated to the Iowa collaborative  
121 28 safety net provider network established pursuant to section  
121 29 135.153 to be used for the purposes designated. The following  
121 30 amounts allocated under this lettered paragraph shall be  
121 31 distributed to the specified provider and shall not be reduced  
121 32 for administrative or other costs prior to distribution:

121 33 (1) For distribution to the Iowa primary care association  
121 34 for statewide coordination of the Iowa collaborative safety net  
121 35 provider network:

122 1 ..... \$ 66,290

122 2 (2) For distribution to the local boards of health that  
122 3 provide direct services for pilot programs in three counties to  
122 4 assist patients in determining an appropriate medical home:

122 5 ..... \$ 38,804

122 6 (3) For distribution to maternal and child health centers  
122 7 for pilot programs in three counties to assist patients in  
122 8 determining an appropriate medical home:

122 9 ..... \$ 38,804

122 10 (4) For distribution to free clinics for necessary  
122 11 infrastructure, statewide coordination, provider recruitment,  
122 12 service delivery, and provision of assistance to patients in  
122 13 determining an appropriate medical home:

122 14 ..... \$ 62,025

122 15 (5) For distribution to rural health clinics for necessary  
122 16 infrastructure, statewide coordination, provider recruitment,  
122 17 service delivery, and provision of assistance to patients in  
122 18 determining an appropriate medical home:

122 19 ..... \$ 55,215

122 20 (6) For continuation of the safety net provider patient  
122 21 access to specialty health care initiative as described in 2007  
122 22 Iowa Acts, chapter 218, section 109:

122 23 ..... \$ 130,000

122 24 (7) For continuation of the pharmaceutical infrastructure  
122 25 for safety net providers as described in 2007 Iowa Acts,  
122 26 chapter 218, section 108:

122 27 ..... \$ 135,000

122 28 The Iowa collaborative safety net provider network may  
122 29 continue to distribute funds allocated pursuant to this  
122 30 lettered paragraph through existing contracts or renewal of  
122 31 existing contracts.

122 32 h. (1) Of the funds appropriated in this subsection,  
122 33 \$74,500 shall be used for continued implementation of  
122 34 the recommendations of the direct care worker task force  
122 35 established pursuant to 2005 Iowa Acts, chapter 88, based upon  
123 1 the report submitted to the governor and the general assembly  
123 2 in December 2006. The department may use a portion of the  
123 3 funds allocated in this lettered paragraph for an additional  
123 4 position to assist in the continued implementation.

123 5 (2) It is the intent of the general assembly that a  
123 6 board of direct care workers shall be established within the  
123 7 department of public health by July 1, 2014, contingent upon  
123 8 the availability of funds to establish and maintain the board.

123 9 i. (1) Of the funds appropriated in this subsection,  
123 10 \$65,050 shall be used for allocation to an independent  
123 11 statewide direct care worker association under a contract with  
123 12 terms determined by the director of public health relating  
123 13 to education, outreach, leadership development, mentoring,  
123 14 and other initiatives intended to enhance the recruitment and  
123 15 retention of direct care workers in health care and long-term  
123 16 care settings.

123 17 (2) Of the funds appropriated in this subsection, \$29,000  
123 18 shall be used to provide scholarships or other forms of  
123 19 subsidization for direct care worker educational conferences,  
123 20 training, or outreach activities.

123 21 j. Of the funds appropriated in this subsection, the  
123 22 department may use up to \$29,259 for up to one full-time  
123 23 equivalent position to administer the volunteer health care  
123 24 provider program pursuant to section 135.24.

123 25 k. Of the funds appropriated in this subsection, \$25,000  
123 26 shall be used for a matching dental education loan repayment  
123 27 program to be allocated to a dental nonprofit health service

123 28 corporation to develop the criteria and implement the loan  
123 29 repayment program.

123 30 5. HEALTHY AGING

123 31 To provide public health services that reduce risks and  
123 32 invest in promoting and protecting good health over the  
123 33 course of a lifetime with a priority given to older lowans and  
123 34 vulnerable populations:

123 35 .....	\$	3,648,571
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124 1 a. Of the funds appropriated in this subsection, \$1,004,593  
124 2 shall be used for local public health nursing services.

124 3 b. Of the funds appropriated in this subsection, \$2,643,977  
124 4 shall be used for home care aide services.

124 5 6. ENVIRONMENTAL HAZARDS

124 6 For reducing the public's exposure to hazards in the  
124 7 environment, primarily chemical hazards, and for not more than  
124 8 the following full-time equivalent positions:

124 9 .....	\$	406,888
124 10 .....	FTEs	4.00

124 11 Of the funds appropriated in this subsection, \$272,188 shall  
124 12 be used for childhood lead poisoning provisions.

124 13 7. INFECTIOUS DISEASES

124 14 For reducing the incidence and prevalence of communicable  
124 15 diseases, and for not more than the following full-time  
124 16 equivalent positions:

124 17 .....	\$	672,923
124 18 .....	FTEs	4.00

124 19 8. PUBLIC PROTECTION

124 20 For protecting the health and safety of the public through  
124 21 establishing standards and enforcing regulations, and for not  
124 22 more than the following full-time equivalent positions:

124 23 .....	\$	1,388,116
124 24 .....	FTEs	125.00

124 25 a. Of the funds appropriated in this subsection, not more  
124 26 than \$235,845 shall be credited to the emergency medical  
124 27 services fund created in section 135.25. Moneys in the  
124 28 emergency medical services fund are appropriated to the  
124 29 department to be used for the purposes of the fund.

124 30 b. Of the funds appropriated in this subsection, \$105,309  
124 31 shall be used for sexual violence prevention programming  
124 32 through a statewide organization representing programs serving  
124 33 victims of sexual violence through the department's sexual  
124 34 violence prevention program. The amount allocated in this  
124 35 lettered paragraph shall not be used to supplant funding

125 1 administered for other sexual violence prevention or victims  
125 2 assistance programs.

125 3 c. Of the funds appropriated in this subsection, not more  
125 4 than \$218,291 shall be used for the state poison control  
125 5 center.

125 6 9. RESOURCE MANAGEMENT

125 7 For establishing and sustaining the overall ability of the  
125 8 department to deliver services to the public, and for not more  
125 9 than the following full-time equivalent positions:  
125 10 ..... \$ 409,777  
125 11 ..... FTEs 7.00

125 12 The university of Iowa hospitals and clinics under the  
125 13 control of the state board of regents shall not receive  
125 14 indirect costs from the funds appropriated in this section.  
125 15 The university of Iowa hospitals and clinics billings to the  
125 16 department shall be on at least a quarterly basis.

125 17 DIVISION XVII

125 18 DEPARTMENT OF VETERANS AFFAIRS — FY 2012-2013

125 19 Sec. 115. DEPARTMENT OF VETERANS AFFAIRS. There is  
125 20 appropriated from the general fund of the state to the  
125 21 department of veterans affairs for the fiscal year beginning  
125 22 July 1, 2012, and ending June 30, 2013, the following amounts,  
125 23 or so much thereof as is necessary, to be used for the purposes  
125 24 designated:

125 25 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

125 26 For salaries, support, maintenance, and miscellaneous  
125 27 purposes, including the war orphans educational assistance fund  
125 28 created in section 35.8, and for not more than the following  
125 29 full-time equivalent positions:

125 30 ..... \$ 499,416  
125 31 ..... FTEs 16.34

125 32 2. IOWA VETERANS HOME

125 33 For salaries, support, maintenance, and miscellaneous  
125 34 purposes:

125 35 ..... \$ 4,476,075

126 1 a. The Iowa veterans home billings involving the department  
126 2 of human services shall be submitted to the department on at  
126 3 least a monthly basis.

126 4 b. If there is a change in the employer of employees  
126 5 providing services at the Iowa veterans home under a collective  
126 6 bargaining agreement, such employees and the agreement shall  
126 7 be continued by the successor employer as though there had not  
126 8 been a change in employer.

126 9 c. Within available resources and in conformance with  
126 10 associated state and federal program eligibility requirements,  
126 11 the Iowa veterans home may implement measures to provide  
126 12 financial assistance to or on behalf of veterans or their  
126 13 spouses participating in the community reentry program.

126 14 d. The Iowa veterans home expenditure report shall be  
126 15 submitted monthly to the legislative services agency.

126 16 3. STATE EDUCATIONAL ASSISTANCE — CHILDREN OF DECEASED  
126 17 VETERANS

126 18 For provision of educational assistance pursuant to section  
126 19 35.9:

126 20 ..... \$ 6,208

126 21 Sec. 116. LIMITATION OF COUNTY COMMISSION OF VETERANS  
126 22 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the  
126 23 standing appropriation in the following designated section for  
126 24 the fiscal year beginning July 1, 2012, and ending June 30,  
126 25 2013, the amounts appropriated from the general fund of the  
126 26 state pursuant to that section for the following designated  
126 27 purposes shall not exceed the following amount:

126 28 For the county commissions of veterans affairs fund under  
126 29 section 35A.16:

126 30 ..... \$ 495,000

126 31 DIVISION XVIII  
126 32 DEPARTMENT OF HUMAN SERVICES — FY 2012-2013

126 33 Sec. 117. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
126 34 GRANT. There is appropriated from the fund created in section  
126 35 8.41 to the department of human services for the fiscal year  
127 1 beginning July 1, 2012, and ending June 30, 2013, from moneys  
127 2 received under the federal temporary assistance for needy  
127 3 families (TANF) block grant pursuant to the federal Personal  
127 4 Responsibility and Work Opportunity Reconciliation Act of 1996,  
127 5 Pub.L.No.104-193, and successor legislation, and from moneys  
127 6 received under the emergency contingency fund for temporary  
127 7 assistance for needy families state program established  
127 8 pursuant to the federal American Recovery and Reinvestment Act  
127 9 of 2009, Pub.L. No.111-5 §2101, and successor legislation,  
127 10 the following amounts, or so much thereof as is necessary, to  
127 11 be used for the purposes designated:

127 12 1. To be credited to the family investment program account  
127 13 and used for assistance under the family investment program  
127 14 under chapter 239B:

127 15 ..... \$ 10,750,369

127 16 2. To be credited to the family investment program account  
127 17 and used for the job opportunities and basic skills (JOBS)  
127 18 program and implementing family investment agreements in  
127 19 accordance with chapter 239B:

127 20 ..... \$ 6,205,764

127 21 3. To be used for the family development and  
127 22 self-sufficiency grant program in accordance with section  
127 23 216A.107:

127 24 ..... \$ 1,449,490

127 25 Notwithstanding section 8.33, moneys appropriated in this  
127 26 subsection that remain unencumbered or unobligated at the close  
127 27 of the fiscal year shall not revert but shall remain available  
127 28 for expenditure for the purposes designated until the close of  
127 29 the succeeding fiscal year. However, unless such moneys are  
127 30 encumbered or obligated on or before September 30, 2013, the  
127 31 moneys shall revert.

127 32 4. For field operations:

127 33 ..... \$ 15,648,116

127 34 5. For general administration:

127 35 ..... \$ 1,872,000

128 1 6. For state child care assistance:

128 2 ..... \$ 8,191,343

128 3 The funds appropriated in this subsection shall be

128 4 transferred to the child care and development block grant

128 5 appropriation made by the Eighty-fourth General Assembly, 2012

128 6 Session, for the federal fiscal year beginning October 1,

128 7 2012, and ending September 30, 2013. Of this amount, \$100,000

128 8 shall be used for provision of educational opportunities to

128 9 registered child care home providers in order to improve

128 10 services and programs offered by this category of providers

128 11 and to increase the number of providers. The department may

128 12 contract with institutions of higher education or child care

128 13 resource and referral centers to provide the educational

128 14 opportunities. Allowable administrative costs under the

128 15 contracts shall not exceed 5 percent. The application for a

128 16 grant shall not exceed two pages in length.

128 17 7. For mental health and developmental disabilities

128 18 community services:

128 19 ..... \$ 2,447,026

128 20 8. For child and family services:

128 21 ..... \$ 16,042,215

128 22 9. For child abuse prevention grants:

128 23 ..... \$ 62,500

128 24 10. For pregnancy prevention grants on the condition that

128 25 family planning services are funded:

128 26 ..... \$ 965,033

128 27 Pregnancy prevention grants shall be awarded to programs

128 28 in existence on or before July 1, 2012, if the programs have

128 29 demonstrated positive outcomes. Grants shall be awarded to

128 30 pregnancy prevention programs which are developed after July

128 31 1, 2012, if the programs are based on existing models that

128 32 have demonstrated positive outcomes. Grants shall comply with

128 33 the requirements provided in 1997 Iowa Acts, chapter 208,

128 34 section 14, subsections 1 and 2, including the requirement that

128 35 grant programs must emphasize sexual abstinence. Priority in

129 1 the awarding of grants shall be given to programs that serve

129 2 areas of the state which demonstrate the highest percentage of

129 3 unplanned pregnancies of females of childbearing age within the

129 4 geographic area to be served by the grant.

129 5 11. For technology needs and other resources necessary

129 6 to meet federal welfare reform reporting, tracking, and case

129 7 management requirements:

129 8 ..... \$ 518,593

129 9 12. To be credited to the state child care assistance

129 10 appropriation made in this section to be used for funding of

129 11 community-based early childhood programs targeted to children

129 12 from birth through five years of age developed by early

129 13 childhood Iowa areas as provided in section 256I.11:

129 14 ..... \$ 3,175,000

129 15 The department shall transfer TANF block grant funding  
129 16 appropriated and allocated in this subsection to the child care  
129 17 and development block grant appropriation in accordance with  
129 18 federal law as necessary to comply with the provisions of this  
129 19 subsection.

129 20 13. a. Notwithstanding any provision to the contrary,  
129 21 including but not limited to requirements in section 8.41 or  
129 22 provisions in 2011 or 2012 Iowa Acts regarding the receipt  
129 23 and appropriation of federal block grants, federal funds  
129 24 from the emergency contingency fund for temporary assistance  
129 25 for needy families state program established pursuant to the  
129 26 federal American Recovery and Reinvestment Act of 2009, Pub.  
129 27 L. No.111-5 § 2101, received by the state during the fiscal  
129 28 year beginning July 1, 2011, and ending June 30, 2012, not  
129 29 otherwise appropriated in this section and remaining available  
129 30 as of July 1, 2012, and received by the state during the fiscal  
129 31 year beginning July 1, 2012, and ending June 30, 2013, are  
129 32 appropriated to the extent as may be necessary to be used in  
129 33 the following priority order:the family investment program  
129 34 for the fiscal year and for state child care assistance program  
129 35 payments for individuals enrolled in the family investment  
130 1 program who are employed. The federal funds appropriated in  
130 2 this paragraph "a" shall be expended only after all other  
130 3 funds appropriated in subsection 1 for the assistance under  
130 4 the family investment program under chapter 239B have been  
130 5 expended.

130 6 b. The department shall, on a quarterly basis, advise the  
130 7 legislative services agency and department of management of  
130 8 the amount of funds appropriated in this subsection that was  
130 9 expended in the prior quarter.

130 10 14. Of the amounts appropriated in this section,  
130 11 \$6,481,004 for the fiscal year beginning July 1, 2012, shall be  
130 12 transferred to the appropriation of the federal social services  
130 13 block grant made for that fiscal year.

130 14 15. For continuation of the program allowing the department  
130 15 to maintain categorical eligibility for the food assistance  
130 16 program as required under the section of this division relating  
130 17 to the family investment account:

130 18 ..... \$ 73,036

130 19 16. The department may transfer funds allocated in this  
130 20 section to the appropriations made in this division of this Act  
130 21 for general administration and field operations for resources  
130 22 necessary to implement and operate the services referred to in  
130 23 this section and those funded in the appropriation made in this  
130 24 division of this Act for the family investment program from the  
130 25 general fund of the state.

130 26 Sec. 118. FAMILY INVESTMENT PROGRAM ACCOUNT.

130 27 1. Moneys credited to the family investment program (FIP)

130 28 account for the fiscal year beginning July 1, 2012, and  
130 29 ending June 30, 2013, shall be used to provide assistance in  
130 30 accordance with chapter 239B.

130 31 2. The department may use a portion of the moneys credited  
130 32 to the FIP account under this section as necessary for  
130 33 salaries, support, maintenance, and miscellaneous purposes.

130 34 3. The department may transfer funds allocated in this  
130 35 section to the appropriations in this division of this Act  
131 1 for general administration and field operations for resources  
131 2 necessary to implement and operate the services referred to in  
131 3 this section and those funded in the appropriation made in this  
131 4 division of this Act for the family investment program from the  
131 5 general fund of the state.

131 6 4. Moneys appropriated in this division of this Act and  
131 7 credited to the FIP account for the fiscal year beginning July  
131 8 1, 2012, and ending June 30, 2013, are allocated as follows:

131 9 a. To be retained by the department of human services to  
131 10 be used for coordinating with the department of human rights  
131 11 to more effectively serve participants in the FIP program and  
131 12 other shared clients and to meet federal reporting requirements  
131 13 under the federal temporary assistance for needy families block  
131 14 grant:

131 15 ..... \$ 10,000

131 16 b. To the department of human rights for staffing,  
131 17 administration, and implementation of the family development  
131 18 and self-sufficiency grant program in accordance with section  
131 19 216A.107:

131 20 ..... \$ 2,671,417

131 21 (1) Of the funds allocated for the family development and  
131 22 self-sufficiency grant program in this lettered paragraph,  
131 23 not more than 5 percent of the funds shall be used for the  
131 24 administration of the grant program.

131 25 (2) The department of human rights may continue to implement  
131 26 the family development and self-sufficiency grant program  
131 27 statewide during fiscal year 2012-2013.

131 28 c. For the diversion subaccount of the FIP account:

131 29 ..... \$ 849,200

131 30 A portion of the moneys allocated for the subaccount may  
131 31 be used for field operations salaries, data management system  
131 32 development, and implementation costs and support deemed  
131 33 necessary by the director of human services in order to  
131 34 administer the FIP diversion program.

131 35 d. For the food stamp employment and training program:

132 1 ..... \$ 33,294

132 2 (1) The department shall amend the food stamp employment and  
132 3 training state plan in order to maximize to the fullest extent  
132 4 permitted by federal law the use of the 50-50 match provisions  
132 5 for the claiming of allowable federal matching funds from the  
132 6 United States department of agriculture pursuant to the federal

132 7 food stamp employment and training program for providing  
132 8 education, employment, and training services for eligible food  
132 9 assistance program participants, including but not limited to  
132 10 related dependent care and transportation expenses.

132 11 (2) The department shall continue the categorical federal  
132 12 food assistance program eligibility at 160 percent of the  
132 13 federal poverty level and continue to eliminate the asset test  
132 14 from eligibility requirements, consistent with federal food  
132 15 assistance program requirements. The department shall include  
132 16 as many food assistance households as is allowed by federal  
132 17 law. The eligibility provisions shall conform to all federal  
132 18 requirements including requirements addressing individuals who  
132 19 are incarcerated or otherwise ineligible.

132 20 e. For the JOBS program:  
132 21 ..... \$ 10,117,952

132 22 5. Of the child support collections assigned under FIP,  
132 23 an amount equal to the federal share of support collections  
132 24 shall be credited to the child support recovery appropriation  
132 25 made in this division of this Act. Of the remainder of the  
132 26 assigned child support collections received by the child  
132 27 support recovery unit, a portion shall be credited to the FIP  
132 28 account, a portion may be used to increase recoveries, and a  
132 29 portion may be used to sustain cash flow in the child support  
132 30 payments account. If as a consequence of the appropriations  
132 31 and allocations made in this section the resulting amounts  
132 32 are insufficient to sustain cash assistance payments and meet  
132 33 federal maintenance of effort requirements, the department  
132 34 shall seek supplemental funding. If child support collections  
132 35 assigned under FIP are greater than estimated or are otherwise  
133 1 determined not to be required for maintenance of effort, the  
133 2 state share of either amount may be transferred to or retained  
133 3 in the child support payment account.

133 4 6. The department may adopt emergency rules for the family  
133 5 investment, JOBS, food stamp, and medical assistance programs  
133 6 if necessary to comply with federal requirements.

133 7 Sec. 119. FAMILY INVESTMENT PROGRAM GENERAL FUND. There  
133 8 is appropriated from the general fund of the state to the  
133 9 department of human services for the fiscal year beginning July  
133 10 1, 2012, and ending June 30, 2013, the following amount, or  
133 11 so much thereof as is necessary, to be used for the purpose  
133 12 designated:

133 13 To be credited to the family investment program (FIP)  
133 14 account and used for family investment program assistance under  
133 15 chapter 239B:  
133 16 ..... \$ 25,085,513

133 17 1. Of the funds appropriated in this section, \$3,912,188 is  
133 18 allocated for the JOBS program.

133 19 2. Of the funds appropriated in this section, \$1,231,927 is  
133 20 allocated for the family development and self-sufficiency grant

133 21 program.  
133 22 3. Notwithstanding section 8.39, for the fiscal year  
133 23 beginning July 1, 2012, if necessary to meet federal  
133 24 maintenance of effort requirements or to transfer federal  
133 25 temporary assistance for needy families block grant funding  
133 26 to be used for purposes of the federal social services block  
133 27 grant or to meet cash flow needs resulting from delays in  
133 28 receiving federal funding or to implement, in accordance with  
133 29 this division of this Act, activities currently funded with  
133 30 juvenile court services, county, or community moneys and state  
133 31 moneys used in combination with such moneys, the department  
133 32 of human services may transfer funds within or between any  
133 33 of the appropriations made in this division of this Act and  
133 34 appropriations in law for the federal social services block  
133 35 grant to the department for the following purposes, provided

134 1 that the combined amount of state and federal temporary  
134 2 assistance for needy families block grant funding for each  
134 3 appropriation remains the same before and after the transfer:

- 134 4 a. For the family investment program.
- 134 5 b. For child care assistance.
- 134 6 c. For child and family services.
- 134 7 d. For field operations.
- 134 8 e. For general administration.
- 134 9 f. MH/MR/DD/BI community services (local purchase).

134 10 This subsection shall not be construed to prohibit the use  
134 11 of existing state transfer authority for other purposes. The  
134 12 department shall report any transfers made pursuant to this  
134 13 subsection to the legislative services agency.

134 14 4. Of the funds appropriated in this section, \$97,839 shall  
134 15 be used for continuation of a grant to an Iowa-based nonprofit  
134 16 organization with a history of providing tax preparation  
134 17 assistance to low-income Iowans in order to expand the usage of  
134 18 the earned income tax credit. The purpose of the grant is to  
134 19 supply this assistance to underserved areas of the state.

134 20 Sec. 120. CHILD SUPPORT RECOVERY. There is appropriated  
134 21 from the general fund of the state to the department of human  
134 22 services for the fiscal year beginning July 1, 2012, and ending  
134 23 June 30, 2013, the following amount, or so much thereof as is  
134 24 necessary, to be used for the purposes designated:

134 25 For child support recovery, including salaries, support,  
134 26 maintenance, and miscellaneous purposes, and for not more than  
134 27 the following full-time equivalent positions:

134 28 .....	\$	6,559,627
134 29 .....	FTEs	475.00

134 30 1. The department shall expend up to \$12,164, including  
134 31 federal financial participation, for the fiscal year beginning  
134 32 July 1, 2012, for a child support public awareness campaign.  
134 33 The department and the office of the attorney general shall  
134 34 cooperate in continuation of the campaign. The public

134 35 awareness campaign shall emphasize, through a variety of  
135 1 media activities, the importance of maximum involvement of  
135 2 both parents in the lives of their children as well as the  
135 3 importance of payment of child support obligations.  
135 4 2. Federal access and visitation grant moneys shall be  
135 5 issued directly to private not-for-profit agencies that provide  
135 6 services designed to increase compliance with the child access  
135 7 provisions of court orders, including but not limited to  
135 8 neutral visitation sites and mediation services.  
135 9 3. The appropriation made to the department for child  
135 10 support recovery may be used throughout the fiscal year in the  
135 11 manner necessary for purposes of cash flow management, and for  
135 12 cash flow management purposes the department may temporarily  
135 13 draw more than the amount appropriated, provided the amount  
135 14 appropriated is not exceeded at the close of the fiscal year.  
135 15 4. With the exception of the funding amount specified, the  
135 16 requirements established under 2001 Iowa Acts, chapter 191,  
135 17 section 3, subsection 5, paragraph "c", subparagraph (3), shall  
135 18 be applicable to parental obligation pilot projects for the  
135 19 fiscal year beginning July 1, 2012, and ending June 30, 2013.  
135 20 Notwithstanding 441 IAC 100.8, providing for termination of  
135 21 rules relating to the pilot projects, the rules shall remain  
135 22 in effect until June 30, 2013.

135 23 Sec. 121. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE. Any  
135 24 funds remaining in the health care trust fund created in  
135 25 section 453A.35A for the fiscal year beginning July 1, 2012,  
135 26 and ending June 30, 2013, are appropriated to the department  
135 27 of human services to supplement the medical assistance program  
135 28 appropriations made in this Act, for medical assistance  
135 29 reimbursement and associated costs, including program  
135 30 administration and costs associated with implementation.

135 31 Sec. 122. MEDICAL ASSISTANCE. There is appropriated from  
135 32 the general fund of the state to the department of human  
135 33 services for the fiscal year beginning July 1, 2012, and ending  
135 34 June 30, 2013, the following amount, or so much thereof as is  
135 35 necessary, to be used for the purpose designated:

136 1 For medical assistance program reimbursement and associated  
136 2 costs as specifically provided in the reimbursement  
136 3 methodologies in effect on June 30, 2012, except as otherwise  
136 4 expressly authorized by law, and consistent with options under  
136 5 federal law and regulations:  
136 6 ..... \$ 914,993,421

136 7 1. Iowans support reducing the number of abortions  
136 8 performed in our state. For an abortion covered under the  
136 9 program, except in the case of a medical emergency, as defined  
136 10 in section 135L.1, for any woman, the physician shall certify  
136 11 both of the following:  
136 12 a. That the woman has been given the opportunity to view an  
136 13 ultrasound image of the fetus as part of the standard of care

136 14 before an abortion is performed.

136 15 b. That the woman has been provided information regarding  
136 16 the options relative to a pregnancy, including continuing the  
136 17 pregnancy to term and retaining parental rights following the  
136 18 child's birth, continuing the pregnancy to term and placing the  
136 19 child for adoption, and terminating the pregnancy.

136 20 2. The department shall utilize not more than \$60,000 of  
136 21 the funds appropriated in this section to continue the AIDS/HIV  
136 22 health insurance premium payment program as established in 1992  
136 23 Iowa Acts, Second Extraordinary Session, chapter 1001, section  
136 24 409, subsection 6. Of the funds allocated in this subsection,  
136 25 not more than \$5,000 may be expended for administrative  
136 26 purposes.

136 27 3. Of the funds appropriated in this Act to the department  
136 28 of public health for addictive disorders, \$950,000 for the  
136 29 fiscal year beginning July 1, 2012, shall be transferred to  
136 30 the department of human services for an integrated substance  
136 31 abuse managed care system. The department shall not assume  
136 32 management of the substance abuse system in place of the  
136 33 managed care contractor unless such a change in approach is  
136 34 specifically authorized in law. The departments of human  
136 35 services and public health shall work together to maintain  
137 1 the level of mental health and substance abuse services  
137 2 provided by the managed care contractor through the Iowa plan  
137 3 for behavioral health. Each department shall take the steps  
137 4 necessary to continue the federal waivers as necessary to  
137 5 maintain the level of services.

137 6 4. a. The department shall aggressively pursue options for  
137 7 providing medical assistance or other assistance to individuals  
137 8 with special needs who become ineligible to continue receiving  
137 9 services under the early and periodic screening, diagnostic,  
137 10 and treatment program under the medical assistance program  
137 11 due to becoming 21 years of age who have been approved for  
137 12 additional assistance through the department's exception to  
137 13 policy provisions, but who have health care needs in excess  
137 14 of the funding available through the exception to policy  
137 15 provisions.

137 16 b. Of the funds appropriated in this section, \$100,000  
137 17 shall be used for participation in one or more pilot projects  
137 18 operated by a private provider to allow the individual or  
137 19 individuals to receive service in the community in accordance  
137 20 with principles established in *Olmstead v.L.C.*, 527 U.S.581  
137 21 (1999), for the purpose of providing medical assistance or  
137 22 other assistance to individuals with special needs who become  
137 23 ineligible to continue receiving services under the early and  
137 24 periodic screening, diagnosis, and treatment program under  
137 25 the medical assistance program due to becoming 21 years of  
137 26 age who have been approved for additional assistance through  
137 27 the department's exception to policy provisions, but who have

137 28 health care needs in excess of the funding available through  
137 29 the exception to the policy provisions.  
137 30 5. Of the funds appropriated in this section, up to  
137 31 \$3,050,082 may be transferred to the field operations  
137 32 or general administration appropriations in this Act for  
137 33 operational costs associated with Part D of the federal  
137 34 Medicare Prescription Drug Improvement and Modernization Act  
137 35 of 2003, Pub.L.No.108-173.

138 1 6. Of the funds appropriated in this section, up to \$442,100  
138 2 may be transferred to the appropriation in this division  
138 3 of this Act for medical contracts to be used for clinical  
138 4 assessment services and prior authorization of services.

138 5 7. A portion of the funds appropriated in this section  
138 6 may be transferred to the appropriations in this division of  
138 7 this Act for general administration, medical contracts, the  
138 8 children's health insurance program, or field operations to be  
138 9 used for the state match cost to comply with the payment error  
138 10 rate measurement (PERM) program for both the medical assistance  
138 11 and children's health insurance programs as developed by the  
138 12 centers for Medicare and Medicaid services of the United States  
138 13 department of health and human services to comply with the  
138 14 federal Improper Payments Information Act of 2002, Pub.L.No.  
138 15 107-300.

138 16 8. It is the intent of the general assembly that the  
138 17 department continue to implement the recommendations of  
138 18 the assuring better child health and development initiative  
138 19 II (ABCDII) clinical panel to the Iowa early and periodic  
138 20 screening, diagnostic, and treatment services healthy mental  
138 21 development collaborative board regarding changes to billing  
138 22 procedures, codes, and eligible service providers.

138 23 9. Of the funds appropriated in this section, a sufficient  
138 24 amount is allocated to supplement the incomes of residents of  
138 25 nursing facilities, intermediate care facilities for persons  
138 26 with mental illness, and intermediate care facilities for  
138 27 persons with mental retardation, with incomes of less than \$50  
138 28 in the amount necessary for the residents to receive a personal  
138 29 needs allowance of \$50 per month pursuant to section 249A.30A.

138 30 10. Of the funds appropriated in this section, the following  
138 31 amounts shall be transferred to the appropriations made in this  
138 32 division of this Act for the state mental health institutes:

- 138 33 a. Cherokee mental health institute ..... \$ 9,098,425
- 138 34 b. Clarinda mental health institute ..... \$ 1,977,305
- 138 35 c. Independence mental health institute ..... \$ 9,045,894
- 139 1 d. Mount Pleasant mental health institute .... \$ 5,752,587

139 2 11. a. Of the funds appropriated in this section,  
139 3 \$7,425,684 is allocated for the state match for a  
139 4 disproportionate share hospital payment of \$19,133,430 to  
139 5 hospitals that meet both of the conditions specified in  
139 6 subparagraphs (1) and (2). In addition, the hospitals that

139 7 meet the conditions specified shall either certify public  
139 8 expenditures or transfer to the medical assistance program  
139 9 an amount equal to provide the nonfederal share for a  
139 10 disproportionate share hospital payment of \$7,500,000. The  
139 11 hospitals that meet the conditions specified shall receive and  
139 12 retain 100 percent of the total disproportionate share hospital  
139 13 payment of \$26,633,430.

139 14 (1) The hospital qualifies for disproportionate share and  
139 15 graduate medical education payments.

139 16 (2) The hospital is an Iowa state-owned hospital with more  
139 17 than 500 beds and eight or more distinct residency specialty  
139 18 or subspecialty programs recognized by the American college of  
139 19 graduate medical education.

139 20 b. Distribution of the disproportionate share payments  
139 21 shall be made on a monthly basis. The total amount of  
139 22 disproportionate share payments including graduate medical  
139 23 education, enhanced disproportionate share, and Iowa  
139 24 state-owned teaching hospital payments shall not exceed the  
139 25 amount of the state's allotment under Pub.L.No.102-234.

139 26 In addition, the total amount of all disproportionate  
139 27 share payments shall not exceed the hospital-specific  
139 28 disproportionate share limits under Pub.L.No.103-66.

139 29 12. The university of Iowa hospitals and clinics shall  
139 30 either certify public expenditures or transfer to the medical  
139 31 assistance appropriation an amount equal to provide the  
139 32 nonfederal share for increased medical assistance payments for  
139 33 inpatient and outpatient hospital services of \$9,900,000. The  
139 34 university of Iowa hospitals and clinics shall receive and  
139 35 retain 100 percent of the total increase in medical assistance  
140 1 payments.

140 2 13. Of the funds appropriated in this section, up to  
140 3 \$4,480,304 may be transferred to the IowaCare account created  
140 4 in section 249J.24.

140 5 14. Of the funds appropriated in this section, \$200,000  
140 6 shall be used for the Iowa chronic care consortium pursuant to  
140 7 2003 Iowa Acts, chapter 112, section 12, as amended by 2003  
140 8 Iowa Acts, chapter 179, sections 166 and 167.

140 9 15. One hundred percent of the nonfederal share of payments  
140 10 to area education agencies that are medical assistance  
140 11 providers for medical assistance-covered services provided to  
140 12 medical assistance-covered children, shall be made from the  
140 13 appropriation made in this section.

140 14 16. Any new or renewed contract entered into by the  
140 15 department with a third party to administer behavioral health  
140 16 services under the medical assistance program shall provide  
140 17 that any interest earned on payments from the state during  
140 18 the state fiscal year shall be remitted to the department  
140 19 and treated as recoveries to offset the costs of the medical  
140 20 assistance program.

140 21 17. The department shall continue to implement the  
140 22 provisions in 2007 Iowa Acts, chapter 218, section 124 and  
140 23 section 126, as amended by 2008 Iowa Acts, chapter 1188,  
140 24 section 55, relating to eligibility for certain persons with  
140 25 disabilities under the medical assistance program in accordance  
140 26 with the federal Family Opportunity Act.

140 27 18. A portion of the funds appropriated in this section  
140 28 may be transferred to the appropriation in this division of  
140 29 this Act for medical contracts to be used for administrative  
140 30 activities associated with the money follows the person  
140 31 demonstration project.

140 32 19. Of the funds appropriated in this section, \$349,011  
140 33 shall be used for the administration of the health insurance  
140 34 premium payment program, including salaries, support,  
140 35 maintenance, and miscellaneous purposes for the fiscal year  
141 1 beginning July 1, 2012.

141 2 20. a. The department may continue to implement cost  
141 3 containment strategies recommended by the governor, and may  
141 4 adopt emergency rules for such implementation.

141 5 b. The department shall not implement the cost containment  
141 6 strategy to require a primary care referral for the provision  
141 7 of chiropractic services.

141 8 c. The department may increase the amounts allocated for  
141 9 salaries, support, maintenance, and miscellaneous purposes  
141 10 associated with the medical assistance program, as necessary,  
141 11 to implement the cost containment strategies. The department  
141 12 shall report any such increase to the legislative services  
141 13 agency and the department of management.

141 14 d. If the savings to the medical assistance program exceed  
141 15 the cost, the department may transfer any savings generated  
141 16 for the fiscal year due to medical assistance program cost  
141 17 containment efforts initiated pursuant to 2010 Iowa Acts,  
141 18 chapter 1031, Executive Order No.20, issued December 16, 2009,  
141 19 or cost containment strategies initiated pursuant to this  
141 20 subsection, to the appropriation made in this division of this  
141 21 Act for medical contracts or general administration to defray  
141 22 the increased contract costs associated with implementing such  
141 23 efforts.

141 24 e. The department shall report the implementation of  
141 25 any cost containment strategies under this subsection to  
141 26 the individuals specified in this division of this Act for  
141 27 submission of reports on a quarterly basis.

141 28 21. Notwithstanding any provision of law to the contrary,  
141 29 the department of human services shall continue implementation  
141 30 of the amended section 1915(b) waiver and Iowa plan contract  
141 31 for inclusion of remedial services under the Iowa plan contract  
141 32 for the fiscal year beginning July 1, 2012.

141 33 22. a. Of the funds appropriated in this section,  
141 34 \$5,000,000 shall be used to continue the reduction in

141 35 the waiting lists of these medical assistance home and  
142 1 community-based services waivers implemented pursuant to this  
142 2 Act for 2011-2012: the waiver for persons with intellectual  
142 3 disabilities, the waiver for persons with brain injury, and the  
142 4 children’s mental health waiver.

142 5 b. In addition to the funds allocated in paragraph “a”,  
142 6 \$5,000,000 of the funds appropriated in this section shall  
142 7 be used to implement reductions in the waiting lists of all  
142 8 medical assistance home and community-based services waivers.

142 9 Sec. 123. MEDICAL CONTRACTS. There is appropriated from the  
142 10 general fund of the state to the department of human services  
142 11 for the fiscal year beginning July 1, 2012, and ending June 30,  
142 12 2013, the following amount, or so much thereof as is necessary,  
142 13 to be used for the purpose designated:

142 14 For medical contracts:  
142 15 ..... \$ 5,453,728

142 16 1. The department of inspections and appeals shall  
142 17 provide all state matching funds for survey and certification  
142 18 activities performed by the department of inspections  
142 19 and appeals. The department of human services is solely  
142 20 responsible for distributing the federal matching funds for  
142 21 such activities.

142 22 2. Of the funds appropriated in this section, \$25,000 shall  
142 23 be used for continuation of home and community-based services  
142 24 waiver quality assurance programs, including the review and  
142 25 streamlining of processes and policies related to oversight and  
142 26 quality management to meet state and federal requirements.

142 27 3. Of the amount appropriated in this section, up to  
142 28 \$200,000 may be transferred to the appropriation for general  
142 29 administration in this division of this Act to be used for  
142 30 additional full-time equivalent positions in the development of  
142 31 key health initiatives such as cost containment, development  
142 32 and oversight of managed care programs, and development of  
142 33 health strategies targeted toward improved quality and reduced  
142 34 costs in the Medicaid program.

142 35 Sec. 124. STATE SUPPLEMENTARY ASSISTANCE.

143 1 1. There is appropriated from the general fund of the  
143 2 state to the department of human services for the fiscal year  
143 3 beginning July 1, 2012, and ending June 30, 2013, the following  
143 4 amount, or so much thereof as is necessary, to be used for the  
143 5 purpose designated:

143 6 For the state supplementary assistance program:  
143 7 ..... \$ 8,425,373

143 8 2. The department shall increase the personal needs  
143 9 allowance for residents of residential care facilities by the  
143 10 same percentage and at the same time as federal supplemental  
143 11 security income and federal social security benefits are  
143 12 increased due to a recognized increase in the cost of living.  
143 13 The department may adopt emergency rules to implement this

143 14 subsection.  
143 15 3. If during the fiscal year beginning July 1, 2012,  
143 16 the department projects that state supplementary assistance  
143 17 expenditures for a calendar year will not meet the federal  
143 18 pass-through requirement specified in Tit.XVI of the federal  
143 19 Social Security Act, section 1618, as codified in 42 U.S.C.  
143 20 §1382g, the department may take actions including but not  
143 21 limited to increasing the personal needs allowance for  
143 22 residential care facility residents and making programmatic  
143 23 adjustments or upward adjustments of the residential care  
143 24 facility or in-home health-related care reimbursement rates  
143 25 prescribed in this division of this Act to ensure that federal  
143 26 requirements are met. In addition, the department may make  
143 27 other programmatic and rate adjustments necessary to remain  
143 28 within the amount appropriated in this section while ensuring  
143 29 compliance with federal requirements. The department may adopt  
143 30 emergency rules to implement the provisions of this subsection.

143 31 Sec. 125. CHILDREN'S HEALTH INSURANCE PROGRAM.

143 32 1. There is appropriated from the general fund of the  
143 33 state to the department of human services for the fiscal year  
143 34 beginning July 1, 2012, and ending June 30, 2013, the following  
143 35 amount, or so much thereof as is necessary, to be used for the  
144 1 purpose designated:

144 2 For maintenance of the healthy and well kids in Iowa (hawk-i)  
144 3 program pursuant to chapter 514I, including supplemental dental  
144 4 services, for receipt of federal financial participation under  
144 5 Tit.XXI of the federal Social Security Act, which creates the  
144 6 children's health insurance program:

144 7 ..... \$ 16,403,051

144 8 2. Of the funds appropriated in this section, \$64,475 is  
144 9 allocated for continuation of the contract for outreach with  
144 10 the department of public health.

144 11 Sec. 126. CHILD CARE ASSISTANCE. There is appropriated  
144 12 from the general fund of the state to the department of human  
144 13 services for the fiscal year beginning July 1, 2012, and ending  
144 14 June 30, 2013, the following amount, or so much thereof as is  
144 15 necessary, to be used for the purpose designated:

144 16 For child care programs:

144 17 ..... \$ 26,618,831

144 18 1. Of the funds appropriated in this section, \$25,948,041  
144 19 shall be used for state child care assistance in accordance  
144 20 with section 237A.13.

144 21 2. Nothing in this section shall be construed or is  
144 22 intended as or shall imply a grant of entitlement for services  
144 23 to persons who are eligible for assistance due to an income  
144 24 level consistent with the waiting list requirements of section  
144 25 237A.13. Any state obligation to provide services pursuant to  
144 26 this section is limited to the extent of the funds appropriated  
144 27 in this section.

144 28 3. Of the funds appropriated in this section, \$216,226 is  
144 29 allocated for the statewide program for child care resource  
144 30 and referral services under section 237A.26. A list of the  
144 31 registered and licensed child care facilities operating in the  
144 32 area served by a child care resource and referral service shall  
144 33 be made available to the families receiving state child care  
144 34 assistance in that area.

144 35 4. Of the funds appropriated in this section, \$468,487  
145 1 is allocated for child care quality improvement initiatives  
145 2 including but not limited to the voluntary quality rating  
145 3 system in accordance with section 237A.30.

145 4 5. The department may use any of the funds appropriated  
145 5 in this section as a match to obtain federal funds for use in  
145 6 expanding child care assistance and related programs. For  
145 7 the purpose of expenditures of state and federal child care  
145 8 funding, funds shall be considered obligated at the time  
145 9 expenditures are projected or are allocated to the department's  
145 10 service areas. Projections shall be based on current and  
145 11 projected caseload growth, current and projected provider  
145 12 rates, staffing requirements for eligibility determination  
145 13 and management of program requirements including data systems  
145 14 management, staffing requirements for administration of the  
145 15 program, contractual and grant obligations and any transfers  
145 16 to other state agencies, and obligations for decategorization  
145 17 or innovation projects.

145 18 6. A portion of the state match for the federal child care  
145 19 and development block grant shall be provided as necessary to  
145 20 meet federal matching funds requirements through the state  
145 21 general fund appropriation made for child development grants  
145 22 and other programs for at-risk children in section 279.51.

145 23 7. If a uniform reduction ordered by the governor under  
145 24 section 8.31 or other operation of law, transfer, or federal  
145 25 funding reduction reduces the appropriation made in this  
145 26 section for the fiscal year, the percentage reduction in the  
145 27 amount paid out to or on behalf of the families participating  
145 28 in the state child care assistance program shall be equal to or  
145 29 less than the percentage reduction made for any other purpose  
145 30 payable from the appropriation made in this section and the  
145 31 federal funding relating to it. The percentage reduction to  
145 32 the other allocations made in this section shall be the same as  
145 33 the uniform reduction ordered by the governor or the percentage  
145 34 change of the federal funding reduction, as applicable.

145 35 If there is an unanticipated increase in federal funding  
146 1 provided for state child care assistance, the entire amount  
146 2 of the increase shall be used for state child care assistance  
146 3 payments. If the appropriations made for purposes of the  
146 4 state child care assistance program for the fiscal year are  
146 5 determined to be insufficient, it is the intent of the general  
146 6 assembly to appropriate sufficient funding for the fiscal year

146 7 in order to avoid establishment of waiting list requirements.  
146 8 8. Notwithstanding section 8.33, moneys appropriated in  
146 9 this section or received from the federal appropriations made  
146 10 for the purposes of this section that remain unencumbered or  
146 11 unobligated at the close of the fiscal year shall not revert  
146 12 to any fund but shall remain available for expenditure for the  
146 13 purposes designated until the close of the succeeding fiscal  
146 14 year.

146 15 Sec. 127. JUVENILE INSTITUTIONS. There is appropriated  
146 16 from the general fund of the state to the department of human  
146 17 services for the fiscal year beginning July 1, 2012, and ending  
146 18 June 30, 2013, the following amounts, or so much thereof as is  
146 19 necessary, to be used for the purposes designated:

146 20 1. For operation of the Iowa juvenile home at Toledo and for  
146 21 salaries, support, maintenance, and miscellaneous purposes, and  
146 22 for not more than the following full-time equivalent positions:  
146 23 ..... \$ 4,129,125  
146 24 ..... FTEs 114.00

146 25 2. For operation of the state training school at Eldora and  
146 26 for salaries, support, maintenance, and miscellaneous purposes,  
146 27 and for not more than the following full-time equivalent  
146 28 positions:

146 29 ..... \$ 5,319,338  
146 30 ..... FTEs 164.30

146 31 Of the funds appropriated in this subsection, \$45,575 shall  
146 32 be used for distribution to licensed classroom teachers at this  
146 33 and other institutions under the control of the department of  
146 34 human services based upon the average student yearly enrollment  
146 35 at each institution as determined by the department.

147 1 3. A portion of the moneys appropriated in this section  
147 2 shall be used by the state training school and by the Iowa  
147 3 juvenile home for grants for adolescent pregnancy prevention  
147 4 activities at the institutions in the fiscal year beginning  
147 5 July 1, 2012.

147 6 Sec. 128. CHILD AND FAMILY SERVICES.

147 7 1. There is appropriated from the general fund of the  
147 8 state to the department of human services for the fiscal year  
147 9 beginning July 1, 2012, and ending June 30, 2013, the following  
147 10 amount, or so much thereof as is necessary, to be used for the  
147 11 purpose designated:

147 12 For child and family services:  
147 13 ..... \$ 41,415,081

147 14 2. In order to address a reduction of \$5,200,000 from the  
147 15 amount allocated under the appropriation made for the purposes  
147 16 of this section in prior years for purposes of juvenile  
147 17 delinquent graduated sanction services, up to \$2,600,000 of the  
147 18 amount of federal temporary assistance for needy families block  
147 19 grant funding appropriated in this division of this Act for  
147 20 child and family services shall be made available for purposes

147 21 of juvenile delinquent graduated sanction services.  
147 22 3. The department may transfer funds appropriated in this  
147 23 section as necessary to pay the nonfederal costs of services  
147 24 reimbursed under the medical assistance program, state child  
147 25 care assistance program, or the family investment program which  
147 26 are provided to children who would otherwise receive services  
147 27 paid under the appropriation in this section. The department  
147 28 may transfer funds appropriated in this section to the  
147 29 appropriations made in this division of this Act for general  
147 30 administration and for field operations for resources necessary  
147 31 to implement and operate the services funded in this section.  
147 32 4. a. Of the funds appropriated in this section, up to  
147 33 \$15,084,564 is allocated as the statewide expenditure target  
147 34 under section 232.143 for group foster care maintenance and  
147 35 services. If the department projects that such expenditures  
148 1 for the fiscal year will be less than the target amount  
148 2 allocated in this lettered paragraph, the department may  
148 3 reallocate the excess to provide additional funding for shelter  
148 4 care or the child welfare emergency services addressed with the  
148 5 allocation for shelter care.  
148 6 b. If at any time after September 30, 2012, annualization  
148 7 of a service area's current expenditures indicates a service  
148 8 area is at risk of exceeding its group foster care expenditure  
148 9 target under section 232.143 by more than 5 percent, the  
148 10 department and juvenile court services shall examine all  
148 11 group foster care placements in that service area in order to  
148 12 identify those which might be appropriate for termination.  
148 13 In addition, any aftercare services believed to be needed  
148 14 for the children whose placements may be terminated shall be  
148 15 identified. The department and juvenile court services shall  
148 16 initiate action to set dispositional review hearings for the  
148 17 placements identified. In such a dispositional review hearing,  
148 18 the juvenile court shall determine whether needed aftercare  
148 19 services are available and whether termination of the placement  
148 20 is in the best interest of the child and the community.  
148 21 5. In accordance with the provisions of section 232.188,  
148 22 the department shall continue the child welfare and juvenile  
148 23 justice funding initiative during fiscal year 2012-2013. Of  
148 24 the funds appropriated in this section, \$858,876 is allocated  
148 25 specifically for expenditure for fiscal year 2012-2013 through  
148 26 the decategorization service funding pools and governance  
148 27 boards established pursuant to section 232.188.  
148 28 6. A portion of the funds appropriated in this section  
148 29 may be used for emergency family assistance to provide other  
148 30 resources required for a family participating in a family  
148 31 preservation or reunification project or successor project to  
148 32 stay together or to be reunified.  
148 33 7. Notwithstanding section 234.35 or any other provision  
148 34 of law to the contrary, state funding for shelter care and

148 35 the child welfare emergency services contracting implemented  
149 1 to provide for or prevent the need for shelter care shall  
149 2 be limited to \$3,585,058. The department may continue or  
149 3 execute contracts that result from the department's request  
149 4 for proposal, bid number ACFS-11-114, to provide the range of  
149 5 child welfare emergency services described in the request for  
149 6 proposals, and any subsequent amendments to the request for  
149 7 proposals.

149 8 8. Federal funds received by the state during the fiscal  
149 9 year beginning July 1, 2012, as the result of the expenditure  
149 10 of state funds appropriated during a previous state fiscal  
149 11 year for a service or activity funded under this section are  
149 12 appropriated to the department to be used as additional funding  
149 13 for services and purposes provided for under this section.  
149 14 Notwithstanding section 8.33, moneys received in accordance  
149 15 with this subsection that remain unencumbered or unobligated at  
149 16 the close of the fiscal year shall not revert to any fund but  
149 17 shall remain available for the purposes designated until the  
149 18 close of the succeeding fiscal year.

149 19 9. Of the funds appropriated in this section, at least  
149 20 \$1,848,142 shall be used for protective child care assistance.

149 21 10. a. Of the funds appropriated in this section, up to  
149 22 \$1,031,244 is allocated for the payment of the expenses of  
149 23 court-ordered services provided to juveniles who are under the  
149 24 supervision of juvenile court services, which expenses are a  
149 25 charge upon the state pursuant to section 232.141, subsection  
149 26 4. Of the amount allocated in this lettered paragraph, up  
149 27 to \$778,143 shall be made available to provide school-based  
149 28 supervision of children adjudicated under chapter 232, of which  
149 29 not more than \$7,500 may be used for the purpose of training.  
149 30 A portion of the cost of each school-based liaison officer  
149 31 shall be paid by the school district or other funding source as  
149 32 approved by the chief juvenile court officer.

149 33 b. Of the funds appropriated in this section, up to \$374,492  
149 34 is allocated for the payment of the expenses of court-ordered  
149 35 services provided to children who are under the supervision  
150 1 of the department, which expenses are a charge upon the state  
150 2 pursuant to section 232.141, subsection 4.

150 3 c. Notwithstanding section 232.141 or any other provision  
150 4 of law to the contrary, the amounts allocated in this  
150 5 subsection shall be distributed to the judicial districts  
150 6 as determined by the state court administrator and to the  
150 7 department's service areas as determined by the administrator  
150 8 of the department's division of child and family services. The  
150 9 state court administrator and the division administrator shall  
150 10 make the determination of the distribution amounts on or before  
150 11 June 15, 2012.

150 12 d. Notwithstanding chapter 232 or any other provision of  
150 13 law to the contrary, a district or juvenile court shall not

150 14 order any service which is a charge upon the state pursuant  
150 15 to section 232.141 if there are insufficient court-ordered  
150 16 services funds available in the district court or departmental  
150 17 service area distribution amounts to pay for the service. The  
150 18 chief juvenile court officer and the departmental service area  
150 19 manager shall encourage use of the funds allocated in this  
150 20 subsection such that there are sufficient funds to pay for  
150 21 all court-related services during the entire year. The chief  
150 22 juvenile court officers and departmental service area managers  
150 23 shall attempt to anticipate potential surpluses and shortfalls  
150 24 in the distribution amounts and shall cooperatively request the  
150 25 state court administrator or division administrator to transfer  
150 26 funds between the judicial districts' or departmental service  
150 27 areas' distribution amounts as prudent.

150 28 e. Notwithstanding any provision of law to the contrary,  
150 29 a district or juvenile court shall not order a county to pay  
150 30 for any service provided to a juvenile pursuant to an order  
150 31 entered under chapter 232 which is a charge upon the state  
150 32 under section 232.141, subsection 4.

150 33 f. Of the funds allocated in this subsection, not more than  
150 34 \$41,500 may be used by the judicial branch for administration  
150 35 of the requirements under this subsection.

151 1 g. Of the funds allocated in this subsection, \$8,500  
151 2 shall be used by the department of human services to support  
151 3 the interstate commission for juveniles in accordance with  
151 4 the interstate compact for juveniles as provided in section  
151 5 232.173.

151 6 11. Of the funds appropriated in this section, \$2,961,301 is  
151 7 allocated for juvenile delinquent graduated sanctions services.  
151 8 Any state funds saved as a result of efforts by juvenile court  
151 9 services to earn federal Tit.IV-E match for juvenile court  
151 10 services administration may be used for the juvenile delinquent  
151 11 graduated sanctions services.

151 12 12. Of the funds appropriated in this section, \$494,142  
151 13 shall be transferred to the department of public health to  
151 14 be used for the child protection center grant program in  
151 15 accordance with section 135.118.

151 16 13. If the department receives federal approval to  
151 17 implement a waiver under Tit.IV-E of the federal Social  
151 18 Security Act to enable providers to serve children who remain  
151 19 in the children's families and communities, for purposes of  
151 20 eligibility under the medical assistance program, children who  
151 21 participate in the waiver shall be considered to be placed in  
151 22 foster care.

151 23 14. Of the funds appropriated in this section, \$1,534,916 is  
151 24 allocated for the preparation for adult living program pursuant  
151 25 to section 234.46.

151 26 15. Of the funds appropriated in this section, \$260,075  
151 27 shall be used for juvenile drug courts. The amount allocated

151 28 in this subsection shall be distributed as follows:

151 29 To the judicial branch for salaries to assist with the  
151 30 operation of juvenile drug court programs operated in the  
151 31 following jurisdictions:

151 32	a. Marshall county:		
151 33	.....	\$	31,354
151 34	b. Woodbury county:		
151 35	.....	\$	62,841
152 1	c. Polk county:		
152 2	.....	\$	97,946
152 3	d. The third judicial district:		
152 4	.....	\$	33,967
152 5	e. The eighth judicial district:		
152 6	.....	\$	33,967

152 7 16. Of the funds appropriated in this section, \$113,668  
152 8 shall be used for the public purpose of providing a grant to  
152 9 a nonprofit human services organization providing services to  
152 10 individuals and families in multiple locations in southwest  
152 11 Iowa and Nebraska for support of a project providing immediate,  
152 12 sensitive support and forensic interviews, medical exams, needs  
152 13 assessments, and referrals for victims of child abuse and their  
152 14 nonoffending family members.

152 15 17. Of the funds appropriated in this section, \$62,795  
152 16 is allocated for the elevate approach of providing a support  
152 17 network to children placed in foster care.

152 18 18. Of the funds appropriated in this section, \$101,000 is  
152 19 allocated for use pursuant to section 235A.1 for continuation  
152 20 of the initiative to address child sexual abuse implemented  
152 21 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection  
152 22 21.

152 23 19. Of the funds appropriated in this section, \$315,120 is  
152 24 allocated for the community partnership for child protection  
152 25 sites.

152 26 20. Of the funds appropriated in this section, \$185,625  
152 27 is allocated for the department's minority youth and family  
152 28 projects under the redesign of the child welfare system.

152 29 21. Of the funds appropriated in this section, \$600,247  
152 30 is allocated for funding of the state match for the federal  
152 31 substance abuse and mental health services administration  
152 32 (SAMHSA) system of care grant.

152 33 22. Of the funds appropriated in this section, at least  
152 34 \$73,579 shall be used for the child welfare training academy.

152 35 23. Of the funds appropriated in this section, \$12,500  
153 1 shall be used for the public purpose of continuation of a  
153 2 grant to a child welfare services provider headquartered in a  
153 3 county with a population between 205,000 and 215,000 in the  
153 4 latest certified federal census that provides multiple services  
153 5 including but not limited to a psychiatric medical institution  
153 6 for children, shelter, residential treatment, after school

153 7 programs, school-based programming, and an Asperger's syndrome  
153 8 program, to be used for support services for children with  
153 9 autism spectrum disorder and their families.

153 10 24. Of the funds appropriated in this section \$125,000 shall  
153 11 be used for continuation of the central Iowa system of care  
153 12 program grant through June 30, 2013.

153 13 25. Of the funds appropriated in this section, \$80,000 shall  
153 14 be used for the public purpose of the continuation of a system  
153 15 of care grant implemented in Cerro Gordo and Linn counties in  
153 16 accordance with this Act in FY 2011-2012.

153 17 Sec. 129. ADOPTION SUBSIDY.

153 18 1. There is appropriated from the general fund of the  
153 19 state to the department of human services for the fiscal year  
153 20 beginning July 1, 2012, and ending June 30, 2013, the following  
153 21 amount, or so much thereof as is necessary, to be used for the  
153 22 purpose designated:

153 23 For adoption subsidy payments and services:  
153 24 ..... \$ 16,633,295

153 25 2. The department may transfer funds appropriated in  
153 26 this section to the appropriation made in this division of  
153 27 this Act for general administration for costs paid from the  
153 28 appropriation relating to adoption subsidy.

153 29 3. Federal funds received by the state during the  
153 30 fiscal year beginning July 1, 2012, as the result of the  
153 31 expenditure of state funds during a previous state fiscal  
153 32 year for a service or activity funded under this section are  
153 33 appropriated to the department to be used as additional funding  
153 34 for the services and activities funded under this section.

153 35 Notwithstanding section 8.33, moneys received in accordance  
154 1 with this subsection that remain unencumbered or unobligated  
154 2 at the close of the fiscal year shall not revert to any fund  
154 3 but shall remain available for expenditure for the purposes  
154 4 designated until the close of the succeeding fiscal year.

154 5 Sec. 130. JUVENILE DETENTION HOME FUND. Moneys deposited  
154 6 in the juvenile detention home fund created in section 232.142  
154 7 during the fiscal year beginning July 1, 2012, and ending June  
154 8 30, 2013, are appropriated to the department of human services  
154 9 for the fiscal year beginning July 1, 2012, and ending June 30,  
154 10 2013, for distribution of an amount equal to a percentage of  
154 11 the costs of the establishment, improvement, operation, and  
154 12 maintenance of county or multicounty juvenile detention homes  
154 13 in the fiscal year beginning July 1, 2011. Moneys appropriated  
154 14 for distribution in accordance with this section shall be  
154 15 allocated among eligible detention homes, prorated on the basis  
154 16 of an eligible detention home's proportion of the costs of all  
154 17 eligible detention homes in the fiscal year beginning July  
154 18 1, 2011. The percentage figure shall be determined by the  
154 19 department based on the amount available for distribution for  
154 20 the fund. Notwithstanding section 232.142, subsection 3, the

154 21 financial aid payable by the state under that provision for the  
154 22 fiscal year beginning July 1, 2012, shall be limited to the  
154 23 amount appropriated for the purposes of this section.

154 24 Sec. 131. FAMILY SUPPORT SUBSIDY PROGRAM.

154 25 1. There is appropriated from the general fund of the  
154 26 state to the department of human services for the fiscal year  
154 27 beginning July 1, 2012, and ending June 30, 2013, the following  
154 28 amount, or so much thereof as is necessary, to be used for the  
154 29 purpose designated:

154 30 For the family support subsidy program subject to the  
154 31 enrollment restrictions in section 225C.37, subsection 3:  
154 32 ..... \$ 583,999

154 33 2. The department shall use at least \$192,750 of the moneys  
154 34 appropriated in this section for the family support center  
154 35 component of the comprehensive family support program under  
155 1 section 225C.47. Not more than \$12,500 of the amount allocated  
155 2 in this subsection shall be used for administrative costs.

155 3 3. If at any time during the fiscal year, the amount of  
155 4 funding available for the family support subsidy program  
155 5 is reduced from the amount initially used to establish the  
155 6 figure for the number of family members for whom a subsidy  
155 7 is to be provided at any one time during the fiscal year,  
155 8 notwithstanding section 225C.38, subsection 2, the department  
155 9 shall revise the figure as necessary to conform to the amount  
155 10 of funding available.

155 11 Sec. 132. CONNER DECREE. There is appropriated from the  
155 12 general fund of the state to the department of human services  
155 13 for the fiscal year beginning July 1, 2012, and ending June 30,  
155 14 2013, the following amount, or so much thereof as is necessary,  
155 15 to be used for the purpose designated:

155 16 For building community capacity through the coordination  
155 17 and provision of training opportunities in accordance with the  
155 18 consent decree of Conner v.Branstad, No.4-86-CV-30871(S.D.  
155 19 Iowa, July 14, 1994):  
155 20 ..... \$ 16,811

155 21 Sec. 133. MENTAL HEALTH INSTITUTES. There is appropriated  
155 22 from the general fund of the state to the department of human  
155 23 services for the fiscal year beginning July 1, 2012, and ending  
155 24 June 30, 2013, the following amounts, or so much thereof as is  
155 25 necessary, to be used for the purposes designated:

155 26 1. For the state mental health institute at Cherokee for  
155 27 salaries, support, maintenance, and miscellaneous purposes, and  
155 28 for not more than the following full-time equivalent positions:  
155 29 ..... \$ 2,938,654  
155 30 ..... FTEs 168.50

155 31 2. For the state mental health institute at Clarinda for  
155 32 salaries, support, maintenance, and miscellaneous purposes, and  
155 33 for not more than the following full-time equivalent positions:  
155 34 ..... \$ 3,205,867

155	35	..... FTEs	86.10
156	1	3. For the state mental health institute at Independence for	
156	2	salaries, support, maintenance, and miscellaneous purposes, and	
156	3	for not more than the following full-time equivalent positions:	
156	4	..... \$	5,137,842
156	5	..... FTEs	233.00
156	6	4. For the state mental health institute at Mount Pleasant	
156	7	for salaries, support, maintenance, and miscellaneous purposes,	
156	8	and for not more than the following full-time equivalent	
156	9	positions:	
156	10	..... \$	472,161
156	11	..... FTEs	97.72

156 12 Sec. 134. STATE RESOURCE CENTERS.

156 13 1. There is appropriated from the general fund of the  
 156 14 state to the department of human services for the fiscal year  
 156 15 beginning July 1, 2012, and ending June 30, 2013, the following  
 156 16 amounts, or so much thereof as is necessary, to be used for the  
 156 17 purposes designated:

156 18 a. For the state resource center at Glenwood for salaries,  
 156 19 support, maintenance, and miscellaneous purposes:  
 156 20 ..... \$ 9,253,900  
 156 21 b. For the state resource center at Woodward for salaries,  
 156 22 support, maintenance, and miscellaneous purposes:  
 156 23 ..... \$ 6,392,829

156 24 2. The department may continue to bill for state resource  
 156 25 center services utilizing a scope of services approach used for  
 156 26 private providers of ICFMR services, in a manner which does not  
 156 27 shift costs between the medical assistance program, counties,  
 156 28 or other sources of funding for the state resource centers.

156 29 3. The state resource centers may expand the time-limited  
 156 30 assessment and respite services during the fiscal year.

156 31 4. If the department's administration and the department  
 156 32 of management concur with a finding by a state resource  
 156 33 center's superintendent that projected revenues can reasonably  
 156 34 be expected to pay the salary and support costs for a new  
 156 35 employee position, or that such costs for adding a particular  
 157 1 number of new positions for the fiscal year would be less  
 157 2 than the overtime costs if new positions would not be added,  
 157 3 the superintendent may add the new position or positions. If  
 157 4 the vacant positions available to a resource center do not  
 157 5 include the position classification desired to be filled, the  
 157 6 state resource center's superintendent may reclassify any  
 157 7 vacant position as necessary to fill the desired position. The  
 157 8 superintendents of the state resource centers may, by mutual  
 157 9 agreement, pool vacant positions and position classifications  
 157 10 during the course of the fiscal year in order to assist one  
 157 11 another in filling necessary positions.

157 12 5. If existing capacity limitations are reached in  
 157 13 operating units, a waiting list is in effect for a service or

157 14 a special need for which a payment source or other funding  
157 15 is available for the service or to address the special need,  
157 16 and facilities for the service or to address the special need  
157 17 can be provided within the available payment source or other  
157 18 funding, the superintendent of a state resource center may  
157 19 authorize opening not more than two units or other facilities  
157 20 and begin implementing the service or addressing the special  
157 21 need during fiscal year 2012-2013.

157 22 Sec. 135. MI/MR/DD STATE CASES.

157 23 1. There is appropriated from the general fund of the  
157 24 state to the department of human services for the fiscal year  
157 25 beginning July 1, 2012, and ending June 30, 2013, the following  
157 26 amount, or so much thereof as is necessary, to be used for the  
157 27 purpose designated:

157 28 For distribution to counties for state case services  
157 29 for persons with mental illness, mental retardation, and  
157 30 developmental disabilities in accordance with section 331.440:  
157 31 ..... \$ 6,084,741

157 32 2. For the fiscal year beginning July 1, 2012, and ending  
157 33 June 30, 2013, \$100,000 is allocated for state case services  
157 34 from the amounts appropriated from the fund created in section  
157 35 8.41 to the department of human services from the funds  
158 1 received from the federal government under 42 U.S.C.ch.6A,  
158 2 subch.XVII, relating to the community mental health center  
158 3 block grant, for the federal fiscal years beginning October  
158 4 1, 2010, and ending September 30, 2011, beginning October 1,  
158 5 2011, and ending September 30, 2012, and beginning October 1,  
158 6 2012, and ending September 30, 2013. The allocation made in  
158 7 this subsection shall be made prior to any other distribution  
158 8 allocation of the appropriated federal funds.

158 9 3. Notwithstanding section 8.33, moneys appropriated in  
158 10 this section that remain unencumbered or unobligated at the  
158 11 close of the fiscal year shall not revert but shall remain  
158 12 available for expenditure for the purposes designated until the  
158 13 close of the succeeding fiscal year.

158 14 Sec. 136. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES

158 15 — COMMUNITY SERVICES FUND. There is appropriated from  
158 16 the general fund of the state to the mental health and  
158 17 developmental disabilities community services fund created in  
158 18 section 225C.7 for the fiscal year beginning July 1, 2012, and  
158 19 ending June 30, 2013, the following amount, or so much thereof  
158 20 as is necessary, to be used for the purpose designated:

158 21 For mental health and developmental disabilities community  
158 22 services in accordance with this division of this Act:  
158 23 ..... \$ 14,211,100

158 24 1. Of the funds appropriated in this section, \$14,187,556  
158 25 shall be allocated to counties for funding of community-based  
158 26 mental health and developmental disabilities services. The  
158 27 moneys shall be allocated to a county as follows:

158 28 a. Fifty percent based upon the county's proportion of the  
158 29 state's population of persons with an annual income which is  
158 30 equal to or less than the poverty guideline established by the  
158 31 federal office of management and budget.

158 32 b. Fifty percent based upon the county's proportion of the  
158 33 state's general population.

158 34 2. a. A county shall utilize the funding the county  
158 35 receives pursuant to subsection 1 for services provided to  
159 1 persons with a disability, as defined in section 225C.2.  
159 2 However, no more than 50 percent of the funding shall be used  
159 3 for services provided to any one of the service populations.

159 4 b. A county shall use at least 50 percent of the funding the  
159 5 county receives under subsection 1 for contemporary services  
159 6 provided to persons with a disability, as described in rules  
159 7 adopted by the department.

159 8 3. Of the funds appropriated in this section, \$23,544  
159 9 shall be used to support the Iowa compass program providing  
159 10 computerized information and referral services for lowans with  
159 11 disabilities and their families.

159 12 4. a. Funding appropriated for purposes of the federal  
159 13 social services block grant is allocated for distribution  
159 14 to counties for local purchase of services for persons with  
159 15 mental illness or mental retardation or other developmental  
159 16 disability.

159 17 b. The funds allocated in this subsection shall be expended  
159 18 by counties in accordance with the county's county management  
159 19 plan approved by the board of supervisors. A county without  
159 20 an approved county management plan shall not receive allocated  
159 21 funds until the county's management plan is approved.

159 22 c. The funds provided by this subsection shall be allocated  
159 23 to each county as follows:

159 24 (1) Fifty percent based upon the county's proportion of the  
159 25 state's population of persons with an annual income which is  
159 26 equal to or less than the poverty guideline established by the  
159 27 federal office of management and budget.

159 28 (2) Fifty percent based upon the amount provided to the  
159 29 county for local purchase of services in the preceding fiscal  
159 30 year.

159 31 5. A county is eligible for funds under this section if the  
159 32 county qualifies for a state payment as described in section  
159 33 331.439.

159 34 6. The most recent population estimates issued by the United  
159 35 States bureau of the census shall be applied for the population  
160 1 factors utilized in this section.

160 2 Sec. 137. SEXUALLY VIOLENT PREDATORS.

160 3 1. There is appropriated from the general fund of the  
160 4 state to the department of human services for the fiscal year  
160 5 beginning July 1, 2012, and ending June 30, 2013, the following  
160 6 amount, or so much thereof as is necessary, to be used for the

160 7 purpose designated:  
 160 8 For costs associated with the commitment and treatment of  
 160 9 sexually violent predators in the unit located at the state  
 160 10 mental health institute at Cherokee, including costs of legal  
 160 11 services and other associated costs, including salaries,  
 160 12 support, maintenance, and miscellaneous purposes, and for not  
 160 13 more than the following full-time equivalent positions:  
 160 14 ..... \$ 3,775,363  
 160 15 ..... FTEs 89.50

160 16 2. Unless specifically prohibited by law, if the amount  
 160 17 charged provides for recoupment of at least the entire amount  
 160 18 of direct and indirect costs, the department of human services  
 160 19 may contract with other states to provide care and treatment  
 160 20 of persons placed by the other states at the unit for sexually  
 160 21 violent predators at Cherokee. The moneys received under  
 160 22 such a contract shall be considered to be repayment receipts  
 160 23 and used for the purposes of the appropriation made in this  
 160 24 section.

160 25 Sec. 138. FIELD OPERATIONS. There is appropriated from the  
 160 26 general fund of the state to the department of human services  
 160 27 for the fiscal year beginning July 1, 2012, and ending June 30,  
 160 28 2013, the following amount, or so much thereof as is necessary,  
 160 29 to be used for the purposes designated:

160 30 For field operations, including salaries, support,  
 160 31 maintenance, and miscellaneous purposes, and for not more than  
 160 32 the following full-time equivalent positions:  
 160 33 ..... \$ 27,394,960  
 160 34 ..... FTEs 1,781.00

160 35 Priority in filling full-time equivalent positions shall be  
 161 1 given to those positions related to child protection services  
 161 2 and eligibility determination for low-income families.  
 161 3 Notwithstanding section 8.33, moneys appropriated in this  
 161 4 section that remain unencumbered or unobligated at the close of  
 161 5 the fiscal year shall not revert but shall remain available for  
 161 6 expenditure for the purposes designated until the close of the  
 161 7 succeeding fiscal year.

161 8 Sec. 139. GENERAL ADMINISTRATION. There is appropriated  
 161 9 from the general fund of the state to the department of human  
 161 10 services for the fiscal year beginning July 1, 2012, and ending  
 161 11 June 30, 2013, the following amount, or so much thereof as is  
 161 12 necessary, to be used for the purpose designated:

161 13 For general administration, including salaries, support,  
 161 14 maintenance, and miscellaneous purposes, and for not more than  
 161 15 the following full-time equivalent positions:  
 161 16 ..... \$ 7,298,372  
 161 17 ..... FTEs 285.00

161 18 1. Of the funds appropriated in this section, \$19,271  
 161 19 allocated for the prevention of disabilities policy council  
 161 20 established in section 225B.3.

161 21 2. The department shall report at least monthly to the  
161 22 legislative services agency concerning the department's  
161 23 operational and program expenditures.  
161 24 3. Of the funds appropriated in this section, \$66,150 shall  
161 25 be used to continue the contract for the provision of a program  
161 26 to provide technical assistance, support, and consultation to  
161 27 providers of habilitation services and home and community-based  
161 28 waiver services for adults with disabilities under the medical  
161 29 assistance program.

161 30 4. Of the funds appropriated in this section, \$88,200 shall  
161 31 be used to continue the contract to expand the provision of  
161 32 nationally accredited and recognized internet-based training to  
161 33 include mental health and disability services providers.

161 34 5. Of the funds appropriated in this section, \$250,000  
161 35 shall be used for continuation of child protection system  
162 1 improvements addressed in 2011 Iowa Acts, House File 562, as  
162 2 enacted.

162 3 6. Notwithstanding section 8.33, moneys appropriated in  
162 4 this section that remain unencumbered or unobligated at the  
162 5 close of the fiscal year shall not revert but shall remain  
162 6 available for expenditure for the purposes designated until the  
162 7 close of the succeeding fiscal year.

162 8 Sec. 140. VOLUNTEERS. There is appropriated from the  
162 9 general fund of the state to the department of human services  
162 10 for the fiscal year beginning July 1, 2012, and ending June 30,  
162 11 2013, the following amount, or so much thereof as is necessary,  
162 12 to be used for the purpose designated:

162 13 For development and coordination of volunteer services:  
162 14 ..... \$ 42,330

162 15 Sec. 141. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
162 16 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
162 17 DEPARTMENT OF HUMAN SERVICES.

162 18 1. a. (1) For the fiscal year beginning July 1, 2012,  
162 19 the total state funding amount for the nursing facility budget  
162 20 shall not exceed \$225,457,724.

162 21 (2) The department, in cooperation with nursing facility  
162 22 representatives, shall review projections for state funding  
162 23 expenditures for reimbursement of nursing facilities on a  
162 24 quarterly basis and the department shall determine if an  
162 25 adjustment to the medical assistance reimbursement rate is  
162 26 necessary in order to provide reimbursement within the state  
162 27 funding amount for the fiscal year. Notwithstanding 2001  
162 28 Iowa Acts, chapter 192, section 4, subsection 2, paragraph  
162 29 "c", and subsection 3, paragraph "a", subparagraph (2),  
162 30 if the state funding expenditures for the nursing facility  
162 31 budget for the fiscal year is projected to exceed the amount  
162 32 specified in subparagraph (1), the department shall adjust  
162 33 the reimbursement for nursing facilities reimbursed under the  
162 34 case-mix reimbursement system to maintain expenditures of the

162 35 nursing facility budget within the specified amount for the  
163 1 fiscal year.

163 2 (3) For the fiscal year beginning July 1, 2012, special  
163 3 population nursing facilities shall be reimbursed in accordance  
163 4 with the methodology in effect on June 30, 2012.

163 5 b. For the fiscal year beginning July 1, 2012, the  
163 6 department shall reimburse pharmacy dispensing fees using a  
163 7 single rate of \$4.34 per prescription or the pharmacy's usual  
163 8 and customary fee, whichever is lower. However, the department  
163 9 shall adjust the dispensing fee specified in this paragraph  
163 10 to distribute an additional \$2,981,980 in reimbursements for  
163 11 pharmacy dispensing fees under this paragraph for the fiscal  
163 12 year.

163 13 c. (1) For the fiscal year beginning July 1, 2012,  
163 14 reimbursement rates for outpatient hospital services shall  
163 15 remain at the rates in effect on June 30, 2012.

163 16 (2) For the fiscal year beginning July 1, 2012,  
163 17 reimbursement rates for inpatient hospital services shall  
163 18 remain at the rates in effect on June 30, 2012.

163 19 (3) For the fiscal year beginning July 1, 2012, the graduate  
163 20 medical education and disproportionate share hospital fund  
163 21 shall remain at the amount in effect on June 30, 2012, except  
163 22 that the portion of the fund attributable to graduate medical  
163 23 education shall be reduced in an amount that reflects the  
163 24 elimination of graduate medical education payments made to  
163 25 out-of-state hospitals.

163 26 (4) In order to ensure the efficient use of limited state  
163 27 funds in procuring health care services for low-income lowans,  
163 28 funds appropriated in this Act for hospital services shall  
163 29 not be used for activities which would be excluded from a  
163 30 determination of reasonable costs under the federal Medicare  
163 31 program pursuant to 42 U.S.C.§1395X(v)(1)(N).

163 32 d. For the fiscal year beginning July 1, 2012, reimbursement  
163 33 rates for rural health clinics, hospices, and acute mental  
163 34 hospitals shall be increased in accordance with increases under  
163 35 the federal Medicare program or as supported by their Medicare  
164 1 audited costs.

164 2 e. For the fiscal year beginning July 1, 2012, independent  
164 3 laboratories and rehabilitation agencies shall be reimbursed  
164 4 using the same methodology in effect on June 30, 2012.

164 5 f. For the fiscal year beginning July 1, 2012, reimbursement  
164 6 rates for home health agencies shall remain at the rates in  
164 7 effect on June 30, 2012, not to exceed a home health agency's  
164 8 actual allowable cost.

164 9 g. For the fiscal year beginning July 1, 2012, federally  
164 10 qualified health centers shall receive cost-based reimbursement  
164 11 for 100 percent of the reasonable costs for the provision of  
164 12 services to recipients of medical assistance.

164 13 h. For the fiscal year beginning July 1, 2012, the

164 14 reimbursement rates for dental services shall remain at the  
164 15 rates in effect on June 30, 2012.

164 16 i. (1) For the fiscal year beginning July 1, 2012,  
164 17 state-owned psychiatric medical institutions for children shall  
164 18 receive cost-based reimbursement for 100 percent of the actual  
164 19 and allowable costs for the provision of services to recipients  
164 20 of medical assistance.

164 21 (2) For the nonstate-owned psychiatric medical institutions  
164 22 for children, reimbursement rates shall be based on the  
164 23 reimbursement methodology developed by the department as  
164 24 required for federal compliance.

164 25 j. For the fiscal year beginning July 1, 2012, unless  
164 26 otherwise specified in this Act, all noninstitutional medical  
164 27 assistance provider reimbursement rates shall remain at the  
164 28 rates in effect on June 30, 2012, except for area education  
164 29 agencies, local education agencies, infant and toddler services  
164 30 providers, and those providers whose rates are required to be  
164 31 determined pursuant to section 249A.20.

164 32 k. Notwithstanding any provision to the contrary, for the  
164 33 fiscal year beginning July 1, 2012, the reimbursement rate for  
164 34 anesthesiologists shall remain at the rate in effect on June  
164 35 30, 2012.

165 1 l. Notwithstanding section 249A.20, for the fiscal year  
165 2 beginning July 1, 2012, the average reimbursement rate for  
165 3 health care providers eligible for use of the federal Medicare  
165 4 resource-based relative value scale reimbursement methodology  
165 5 under that section shall remain at the rate in effect on June  
165 6 30, 2012; however, this rate shall not exceed the maximum level  
165 7 authorized by the federal government.

165 8 m. For the fiscal year beginning July 1, 2012, the  
165 9 reimbursement rate for residential care facilities shall not  
165 10 be less than the minimum payment level as established by the  
165 11 federal government to meet the federally mandated maintenance  
165 12 of effort requirement. The flat reimbursement rate for  
165 13 facilities electing not to file annual cost reports shall not  
165 14 be less than the minimum payment level as established by the  
165 15 federal government to meet the federally mandated maintenance  
165 16 of effort requirement.

165 17 n. For the fiscal year beginning July 1, 2012, inpatient  
165 18 mental health services provided at hospitals shall remain at  
165 19 the rates in effect on June 30, 2012, subject to Medicaid  
165 20 program upper payment limit rules; community mental health  
165 21 centers and providers of mental health services to county  
165 22 residents pursuant to a waiver approved under section 225C.7,  
165 23 subsection 3, shall be reimbursed at 100 percent of the  
165 24 reasonable costs for the provision of services to recipients of  
165 25 medical assistance; and psychiatrists shall be reimbursed at  
165 26 the medical assistance program fee for service rate.

165 27 o. For the fiscal year beginning July 1, 2012, the

165 28 reimbursement rate for consumer-directed attendant care shall  
165 29 remain at the rates in effect on June 30, 2012.

165 30 p. For the fiscal year beginning July 1, 2012, the  
165 31 reimbursement rate for providers of family planning services  
165 32 that are eligible to receive a 90 percent federal match shall  
165 33 remain at the rates in effect on June 30, 2012.

165 34 q. For the fiscal year beginning July 1, 2012, the  
165 35 department shall adjust the rates in effect on June 30,  
166 1 2012, for providers of home and community-based services  
166 2 waiver services to distribute an additional \$1,500,000 in  
166 3 reimbursements to such providers for the fiscal year.

166 4 2. For the fiscal year beginning July 1, 2012, the  
166 5 reimbursement rate for providers reimbursed under the  
166 6 in-home-related care program shall not be less than the minimum  
166 7 payment level as established by the federal government to meet  
166 8 the federally mandated maintenance of effort requirement.

166 9 3. Unless otherwise directed in this section, when the  
166 10 department's reimbursement methodology for any provider  
166 11 reimbursed in accordance with this section includes an  
166 12 inflation factor, this factor shall not exceed the amount  
166 13 by which the consumer price index for all urban consumers  
166 14 increased during the calendar year ending December 31, 2002.

166 15 4. For the fiscal year beginning July 1, 2012,  
166 16 notwithstanding section 234.38, the foster family basic daily  
166 17 maintenance rate and the maximum adoption subsidy rate for  
166 18 children ages 0 through 5 years shall be \$15.74, the rate for  
166 19 children ages 6 through 11 years shall be \$16.37, the rate for  
166 20 children ages 12 through 15 years shall be \$17.92, and the  
166 21 rate for children and young adults ages 16 and older shall be  
166 22 \$18.16. The maximum supervised apartment living foster care  
166 23 reimbursement rate shall be \$25.00 per day. For youth ages  
166 24 18 to 21 who have exited foster care, the maximum preparation  
166 25 for adult living program maintenance rate shall be \$574.00 per  
166 26 month. The maximum payment for adoption subsidy nonrecurring  
166 27 expenses shall be limited to \$500 and the disallowance of  
166 28 additional amounts for court costs and other related legal  
166 29 expenses implemented pursuant to 2010 Iowa Acts, chapter 1031,  
166 30 section 408 shall be continued.

166 31 5. For the fiscal year beginning July 1, 2012, the maximum  
166 32 reimbursement rates under the supervised apartment living  
166 33 program and for social services providers under contract  
166 34 shall remain at the rates in effect on June 30, 2012, or the  
166 35 provider's actual and allowable cost plus inflation for each  
167 1 service, whichever is less. However, if a new service or  
167 2 service provider is added after June 30, 2012, the initial  
167 3 reimbursement rate for the service or provider shall be  
167 4 based upon actual and allowable costs. Providers may also  
167 5 be eligible for an additional amount as specified under the  
167 6 department's request for proposal, bid number ACFS-11-115.

167 7 6. For the fiscal year beginning July 1, 2012, the  
167 8 reimbursement rates for family-centered service providers,  
167 9 family foster care service providers, group foster care service  
167 10 providers, and the resource family recruitment and retention  
167 11 contractor shall remain at the rates in effect on June 30,  
167 12 2012.

167 13 7. The group foster care reimbursement rates paid for  
167 14 placement of children out of state shall be calculated  
167 15 according to the same rate-setting principles as those used for  
167 16 in-state providers, unless the director of human services or  
167 17 the director's designee determines that appropriate care cannot  
167 18 be provided within the state. The payment of the daily rate  
167 19 shall be based on the number of days in the calendar month in  
167 20 which service is provided.

167 21 8. a. For the fiscal year beginning July 1, 2012, the  
167 22 reimbursement rate paid for shelter care and the child welfare  
167 23 emergency services implemented to provide or prevent the need  
167 24 for shelter care shall be established in a contract based on  
167 25 the requirements of the department's request for proposal, bid  
167 26 number ACFS-11-114.

167 27 b. For the fiscal year beginning July 1, 2012, the combined  
167 28 service and maintenance components of the reimbursement rate  
167 29 paid for shelter care services shall be based on the financial  
167 30 and statistical report submitted to the department. The  
167 31 maximum reimbursement rate shall be \$92.36 per day. The  
167 32 department shall reimburse a shelter care provider at the  
167 33 provider's actual and allowable unit cost, plus inflation, not  
167 34 to exceed the maximum reimbursement rate.

167 35 c. Notwithstanding section 232.141, subsection 8, for the  
168 1 fiscal year beginning July 1, 2012, the amount of the statewide  
168 2 average of the actual and allowable rates for reimbursement of  
168 3 juvenile shelter care homes that is utilized for the limitation  
168 4 on recovery of unpaid costs shall remain at the amount in  
168 5 effect for this purpose in the fiscal year beginning July 1,  
168 6 2011.

168 7 9. For the fiscal year beginning July 1, 2012, the  
168 8 department shall calculate reimbursement rates for intermediate  
168 9 care facilities for persons with mental retardation at the  
168 10 80th percentile. Beginning July 1, 2012, the rate calculation  
168 11 methodology shall utilize the consumer price index inflation  
168 12 factor applicable to the fiscal year beginning July 1, 2012.

168 13 10. For the fiscal year beginning July 1, 2012, for child  
168 14 care providers reimbursed under the state child care assistance  
168 15 program, the department shall set provider reimbursement  
168 16 rates based on the rate reimbursement survey completed in  
168 17 December 2004. Effective July 1, 2012, the child care provider  
168 18 reimbursement rates shall remain at the rates in effect on June  
168 19 30, 2012. The department shall set rates in a manner so as  
168 20 to provide incentives for a nonregistered provider to become

168 21 registered by applying the increase only to registered and  
168 22 licensed providers.

168 23 11. The department may adopt emergency rules to implement  
168 24 this section.

168 25 Sec. 142. EMERGENCY RULES.

168 26 1. If specifically authorized by a provision of this  
168 27 division of this Act, the department of human services or  
168 28 the mental health, and disability services commission may  
168 29 adopt administrative rules under section 17A.4, subsection  
168 30 3, and section 17A.5, subsection 2, paragraph "b", to  
168 31 implement the provisions and the rules shall become effective  
168 32 immediately upon filing or on a later effective date specified  
168 33 in the rules, unless the effective date is delayed by the  
168 34 administrative rules review committee. Any rules adopted in  
168 35 accordance with this section shall not take effect before  
169 1 the rules are reviewed by the administrative rules review  
169 2 committee. The delay authority provided to the administrative  
169 3 rules review committee under section 17A.4, subsection 7, and  
169 4 section 17A.8, subsection 9, shall be applicable to a delay  
169 5 imposed under this section, notwithstanding a provision in  
169 6 those sections making them inapplicable to section 17A.5,  
169 7 subsection 2, paragraph "b". Any rules adopted in accordance  
169 8 with the provisions of this section shall also be published as  
169 9 notice of intended action as provided in section 17A.4.

169 10 2. If during the fiscal year beginning July 1, 2012, the  
169 11 department of human services is adopting rules in accordance  
169 12 with this section or as otherwise directed or authorized by  
169 13 state law, and the rules will result in an expenditure increase  
169 14 beyond the amount anticipated in the budget process or if the  
169 15 expenditure was not addressed in the budget process for the  
169 16 fiscal year, the department shall notify the persons designated  
169 17 by this division of this Act for submission of reports,  
169 18 the chairpersons and ranking members of the committees on  
169 19 appropriations, and the department of management concerning the  
169 20 rules and the expenditure increase. The notification shall be  
169 21 provided at least 30 calendar days prior to the date notice of  
169 22 the rules is submitted to the administrative rules coordinator  
169 23 and the administrative code editor.

169 24 Sec. 143. REPORTS. Any reports or information required to  
169 25 be compiled and submitted under this Act shall be submitted  
169 26 to the chairpersons and ranking members of the joint  
169 27 appropriations subcommittee on health and human services, the  
169 28 legislative services agency, and the legislative caucus staffs  
169 29 on or before the dates specified for submission of the reports  
169 30 or information.

169 31 Sec. 144. EFFECTIVE DATE. The following provision of this  
169 32 division of this Act, being deemed of immediate importance,  
169 33 take effect upon enactment:

169 34 The provision under the appropriation for child and family

169 35 services, relating to requirements of section 232.143 for  
170 1 representatives of the department of human services and  
170 2 juvenile court services to establish a plan for continuing  
170 3 group foster care expenditures for fiscal year 2012-2013.

170 4 DIVISION XIX

170 5 PHARMACEUTICAL SETTLEMENT ACCOUNT,  
170 6 IOWACARE ACCOUNT, NONPARTICIPATING PROVIDER  
170 7 REIMBURSEMENT FUND, HEALTH CARE TRANSFORMATION ACCOUNT,  
170 8 MEDICAID FRAUD ACCOUNT, QUALITY ASSURANCE TRUST FUND,  
170 9 AND HOSPITAL HEALTH CARE ACCESS TRUST FUND — FY 2012-2013

170 10 Sec. 145. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
170 11 appropriated from the pharmaceutical settlement account created  
170 12 in section 249A.33 to the department of human services for the  
170 13 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
170 14 the following amount, or so much thereof as is necessary, to be  
170 15 used for the purpose designated:

170 16 Notwithstanding any provision of law to the contrary, to  
170 17 supplement the appropriations made in this Act for medical  
170 18 contracts under the medical assistance program:  
170 19 ..... \$ 2,716,807

170 20 Sec. 146. APPROPRIATIONS FROM IOWACARE ACCOUNT.

170 21 1. There is appropriated from the IowaCare account  
170 22 created in section 249J.24 to the state board of regents for  
170 23 distribution to the university of Iowa hospitals and clinics  
170 24 for the fiscal year beginning July 1, 2012, and ending June 30,  
170 25 2013, the following amount, or so much thereof as is necessary,  
170 26 to be used for the purposes designated:

170 27 For salaries, support, maintenance, equipment, and  
170 28 miscellaneous purposes, for the provision of medical and  
170 29 surgical treatment of indigent patients, for provision of  
170 30 services to members of the expansion population pursuant to  
170 31 chapter 249J, and for medical education:  
170 32 ..... \$ 27,284,584

170 33 a. (1) Funds appropriated in this subsection used for  
170 34 abortions shall be used in a manner consistent with options  
170 35 under federal Medicaid law and regulation.

171 1 (2) Iowans support reducing the number of abortions  
171 2 performed in our state. For an abortion covered under this  
171 3 subsection, except in the case of a medical emergency, as  
171 4 defined in section 135L.1, for any woman, the physician shall  
171 5 certify both of the following:

171 6 (a) That the woman has been given the opportunity to view an  
171 7 ultrasound image of the fetus as part of the standard of care  
171 8 before an abortion is performed.

171 9 (b) That the woman has been provided information regarding  
171 10 the options relative to a pregnancy, including continuing the  
171 11 pregnancy to term and retaining parental rights following the  
171 12 child's birth, continuing the pregnancy to term and placing the  
171 13 child for adoption, and terminating the pregnancy.

171 14 b. Notwithstanding any provision of law to the contrary,  
171 15 the amount appropriated in this subsection shall be distributed  
171 16 based on claims submitted, adjudicated, and paid by the Iowa  
171 17 Medicaid enterprise.

171 18 c. The university of Iowa hospitals and clinics shall  
171 19 certify public expenditures in an amount equal to provide  
171 20 the nonfederal share on total expenditures not to exceed  
171 21 \$20,000,000.

171 22 2. There is appropriated from the IowaCare account  
171 23 created in section 249J.24 to the state board of regents for  
171 24 distribution to the university of Iowa hospitals and clinics  
171 25 for the fiscal year beginning July 1, 2012, and ending June 30,  
171 26 2013, the following amount, or so much thereof as is necessary,  
171 27 to be used for the purposes designated:

171 28 For salaries, support, maintenance, equipment, and  
171 29 miscellaneous purposes, for the provision of medical and  
171 30 surgical treatment of indigent patients, for provision of  
171 31 services to members of the expansion population pursuant to  
171 32 chapter 249J, and for medical education:  
171 33 ..... \$ 44,226,279

171 34 Notwithstanding any provision of law to the contrary, the  
171 35 amount appropriated in this subsection shall be distributed  
172 1 based on claims submitted, adjudicated, and paid by the Iowa  
172 2 Medicaid enterprise.

172 3 3. There is appropriated from the IowaCare account  
172 4 created in section 249J.24, to the state board of regents for  
172 5 distribution to university of Iowa physicians for the fiscal  
172 6 year beginning July 1, 2012, and ending June 30, 2013, the  
172 7 following amount, or so much thereof as is necessary to be used  
172 8 for the purposes designated:

172 9 For salaries, support, maintenance, equipment, and  
172 10 miscellaneous purposes for the provision of medical and  
172 11 surgical treatment of indigent patients, for provision of  
172 12 services to members of the expansion population pursuant to  
172 13 chapter 249J, and for medical education:  
172 14 ..... \$ 16,277,753

172 15 Notwithstanding any provision of law to the contrary, the  
172 16 amount appropriated in this subsection shall be distributed  
172 17 based on claims submitted, adjudicated, and paid by the Iowa  
172 18 Medicaid enterprise. Once the entire amount appropriated in  
172 19 this subsection has been distributed, claims shall continue to  
172 20 be submitted and adjudicated by the Iowa Medicaid enterprise;  
172 21 however, no payment shall be made based upon such claims.

172 22 4. There is appropriated from the IowaCare account created  
172 23 in section 249J.24 to the department of human services for the  
172 24 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
172 25 the following amount, or so much thereof as is necessary, to be  
172 26 used for the purposes designated:

172 27 For distribution to a publicly owned acute care teaching

172 28 hospital located in a county with a population over 350,000 for  
172 29 the provision of medical and surgical treatment of indigent  
172 30 patients, for provision of services to members of the expansion  
172 31 population pursuant to chapter 249J, and for medical education:  
172 32 ..... \$ 65,000,000

172 33 a. Notwithstanding any provision of law to the contrary,  
172 34 the amount appropriated in this subsection shall be distributed  
172 35 based on claims submitted, adjudicated, and paid by the Iowa  
173 1 Medicaid enterprise plus a monthly disproportionate share  
173 2 hospital payment. Any amount appropriated in this subsection  
173 3 in excess of \$60,000,000 shall be distributed only if the sum  
173 4 of the expansion population claims adjudicated and paid by the  
173 5 Iowa Medicaid enterprise plus the estimated disproportionate  
173 6 share hospital payments exceeds \$60,000,000. The amount paid  
173 7 in excess of \$60,000,000 shall not adjust the original monthly  
173 8 payment amount but shall be distributed monthly based on actual  
173 9 claims adjudicated and paid by the Iowa Medicaid enterprise  
173 10 plus the estimated disproportionate share hospital amount. Any  
173 11 amount appropriated in this subsection in excess of \$60,000,000  
173 12 shall be allocated only if federal funds are available to match  
173 13 the amount allocated. Pursuant to paragraph “b”, of the amount  
173 14 appropriated in this subsection, not more than \$4,000,000 shall  
173 15 be distributed for prescription drugs and podiatry services.

173 16 b. Notwithstanding any provision of law to the contrary, the  
173 17 hospital identified in this subsection, shall be reimbursed for  
173 18 outpatient prescription drugs and podiatry services provided to  
173 19 members of the expansion population pursuant to all applicable  
173 20 medical assistance program rules, in an amount not to exceed  
173 21 \$4,000,000.

173 22 c. Notwithstanding the total amount of proceeds distributed  
173 23 pursuant to section 249J.24, subsection 4, paragraph “a”,  
173 24 unnumbered paragraph 1, for the fiscal year beginning July  
173 25 1, 2012, and ending June 30, 2013, the county treasurer of a  
173 26 county with a population of over 350,000 in which a publicly  
173 27 owned acute care teaching hospital is located shall distribute  
173 28 the proceeds collected pursuant to section 347.7 in a total  
173 29 amount of \$38,000,000, which would otherwise be distributed to  
173 30 the county hospital, to the treasurer of state for deposit in  
173 31 the IowaCare account.

173 32 d. (1) Notwithstanding the amount collected and  
173 33 distributed for deposit in the IowaCare account pursuant to  
173 34 section 249J.24, subsection 4, paragraph “a”, subparagraph  
173 35 (1), the first \$19,000,000 in proceeds collected pursuant to  
174 1 section 347.7 between July 1, 2012, and December 31, 2012,  
174 2 shall be distributed to the treasurer of state for deposit in  
174 3 the IowaCare account and collections during this time period  
174 4 in excess of \$19,000,000 shall be distributed to the acute  
174 5 care teaching hospital identified in this subsection. Of the  
174 6 collections in excess of the \$19,000,000 received by the acute

174 7 care teaching hospital under this subparagraph (1), \$2,000,000  
174 8 shall be distributed by the acute care teaching hospital to the  
174 9 treasurer of state for deposit in the IowaCare account in the  
174 10 month of January 2013, following the July 1 through December  
174 11 31, 2012, period.

174 12 (2) Notwithstanding the amount collected and distributed  
174 13 for deposit in the IowaCare account pursuant to section  
174 14 249J.24, subsection 4, paragraph "a", subparagraph (2),  
174 15 the first \$19,000,000 in collections pursuant to section  
174 16 347.7 between January 1, 2013, and June 30, 2013, shall be  
174 17 distributed to the treasurer of state for deposit in the  
174 18 IowaCare account and collections during this time period in  
174 19 excess of \$19,000,000 shall be distributed to the acute care  
174 20 teaching hospital identified in this subsection. Of the  
174 21 collections in excess of the \$19,000,000 received by the acute  
174 22 care teaching hospital under this subparagraph (2), \$2,000,000  
174 23 shall be distributed by the acute care teaching hospital to the  
174 24 treasurer of state for deposit in the IowaCare account in the  
174 25 month of July 2013, following the January 1 through June 30,  
174 26 2013, period.

174 27 5. There is appropriated from the IowaCare account created  
174 28 in section 249J.24 to the department of human services for the  
174 29 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
174 30 the following amount, or so much thereof as is necessary to be  
174 31 used for the purpose designated:

174 32 For payment to the regional provider network specified  
174 33 by the department pursuant to section 249J.7 for provision  
174 34 of covered services to members of the expansion population  
174 35 pursuant to chapter 249J:

175 1 ..... \$ 3,472,176

175 2 Notwithstanding any provision of law to the contrary, the  
175 3 amount appropriated in this subsection shall be distributed  
175 4 based on claims submitted, adjudicated, and paid by the Iowa  
175 5 Medicaid enterprise. Once the entire amount appropriated in  
175 6 this subsection has been distributed, claims shall continue to  
175 7 be submitted and adjudicated by the Iowa Medicaid enterprise;  
175 8 however, no payment shall be made based upon such claims.

175 9 6. There is appropriated from the IowaCare account created  
175 10 in section 249J.24 to the department of human services for the  
175 11 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
175 12 the following amount, or so much thereof as is necessary to be  
175 13 used for the purposes designated:

175 14 For a care coordination pool to pay the expansion population  
175 15 providers consisting of the university of Iowa hospitals and  
175 16 clinics, the publicly owned acute care teaching hospital as  
175 17 specified in section 249J.7, and current medical assistance  
175 18 program providers that are not expansion population network  
175 19 providers pursuant to section 249J.7, for services covered by  
175 20 the full benefit medical assistance program but not under the

175 21 IowaCare program pursuant to section 249J.6, that are provided  
175 22 to expansion population members:

175 23 ..... \$ 1,500,000

175 24 a. Notwithstanding sections 249J.6 and 249J.7, the amount  
175 25 appropriated in this subsection is intended to provide  
175 26 payment for medically necessary services provided to expansion  
175 27 population members for continuation of care provided by the  
175 28 university of Iowa hospitals and clinics or the publicly owned  
175 29 acute care teaching hospital as specified in section 249J.7.  
175 30 Payment may only be made for services that are not otherwise  
175 31 covered under section 249J.6, and which are follow-up services  
175 32 to covered services provided by the hospitals specified in this  
175 33 paragraph "a".

175 34 b. The funds appropriated in this subsection are intended  
175 35 to provide limited payment for continuity of care services for  
176 1 an expansion population member, and are intended to cover the  
176 2 costs of services to expansion population members, regardless  
176 3 of the member's county of residence or medical home assignment,  
176 4 if the care is related to specialty or hospital services  
176 5 provided by the hospitals specified in paragraph "a".

176 6 c. The funds appropriated in this subsection are  
176 7 not intended to provide for expanded coverage under the  
176 8 IowaCare program, and shall not be used to cover emergency  
176 9 transportation services.

176 10 d. The department shall adopt administrative rules pursuant  
176 11 to chapter 17A to establish a prior authorization process and  
176 12 to identify covered services for reimbursement under this  
176 13 subsection.

176 14 7. There is appropriated from the IowaCare account created  
176 15 in section 249J.24 to the department of human services for the  
176 16 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
176 17 the following amount or so much thereof as is necessary to be  
176 18 used for the purposes designated:

176 19 For a laboratory test and radiology pool for services  
176 20 authorized by a federally qualified health center designated  
176 21 by the department as part of the IowaCare regional provider  
176 22 network that does not have the capability to provide these  
176 23 services on site:  
176 24 ..... \$ 500,000

176 25 Notwithstanding sections 249J.6 and 249J.7, the amount  
176 26 appropriated in this subsection is intended to provide  
176 27 reimbursement for services provided to expansion population  
176 28 members that have previously been paid for through expenditure  
176 29 by designated regional provider network providers of their  
176 30 own funds, not to expand coverage under the IowaCare program  
176 31 or to expand the expansion population provider network. The  
176 32 department shall designate the laboratory and radiology  
176 33 provider associated with each designated regional provider  
176 34 network provider that may receive reimbursement. The

176 35 department shall adopt administrative rules pursuant to chapter  
177 1 17A to establish a prior authorization process and to identify  
177 2 covered services for reimbursement under this subsection.  
177 3 All other medical assistance program payment policies and  
177 4 rules for laboratory and radiology services shall apply to  
177 5 services provided under this subsection. If the entire amount  
177 6 appropriated under this subsection is expended, laboratory  
177 7 tests and radiology services ordered by a designated regional  
177 8 provider network provider shall be the financial responsibility  
177 9 of the regional provider network provider.

177 10 Sec. 147. APPROPRIATIONS FROM NONPARTICIPATING  
177 11 PROVIDER REIMBURSEMENT FUND — DEPARTMENT OF HUMAN  
177 12 SERVICES. Notwithstanding any provision to the contrary, and

177 13 subject to the availability of funds, there is appropriated  
177 14 from the nonparticipating provider reimbursement fund created  
177 15 in section 249J.24A to the department of human services for the  
177 16 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
177 17 the following amount or so much thereof as is necessary for the  
177 18 purposes designated:

177 19 To reimburse nonparticipating providers in accordance with  
177 20 section 249J.24A:  
177 21 ..... \$ 2,000,000

177 22 Sec. 148. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE  
177 23 TRANSFORMATION — DEPARTMENT OF HUMAN SERVICES.

177 24 Notwithstanding any provision to the contrary, there is  
177 25 appropriated from the account for health care transformation  
177 26 created in section 249J.23 to the department of human services  
177 27 for the fiscal year beginning July 1, 2012, and ending June  
177 28 30, 2013, the following amounts, or so much thereof as is  
177 29 necessary, to be used for the purposes designated:

177 30 1. For the provision of an IowaCare nurse helpline for the  
177 31 expansion population as provided in section 249J.6:  
177 32 ..... \$ 50,000

177 33 2. For other health promotion partnership activities  
177 34 pursuant to section 249J.14:  
177 35 ..... \$ 300,000

178 1 3. For the costs related to audits, performance  
178 2 evaluations, and studies required pursuant to chapter 249J:  
178 3 ..... \$ 62,500

178 4 4. For administrative costs associated with chapter 249J:  
178 5 ..... \$ 566,206

178 6 5. For planning and development, in cooperation with the  
178 7 department of public health, of a phased-in program to provide  
178 8 a dental home for children in accordance with section 249J.14:  
178 9 ..... \$ 500,000

178 10 6. For continuation of the establishment of the tuition  
178 11 assistance for individuals serving individuals with  
178 12 disabilities pilot program, as enacted in 2008 Iowa Acts,  
178 13 chapter 1187, section 130:

178 14 ..... \$ 25,000  
 178 15 7. For medical contracts:  
 178 16 ..... \$ 1,000,000  
 178 17 8. For payment to the publicly owned acute care teaching  
 178 18 hospital located in a county with a population of over 350,000  
 178 19 that is a participating provider pursuant to chapter 249J:  
 178 20 ..... \$ 145,000  
 178 21 Disbursements under this subsection shall be made monthly.  
 178 22 The hospital shall submit a report following the close of the  
 178 23 fiscal year regarding use of the funds appropriated in this  
 178 24 subsection to the persons specified in this Act to receive  
 178 25 reports.  
 178 26 9. For transfer to the department of public health to be  
 178 27 used for the costs of medical home system advisory council  
 178 28 established pursuant to section 135.159:  
 178 29 ..... \$ 116,679  
 178 30 10. For continued implementation of a uniform cost report:  
 178 31 ..... \$ 75,000  
 178 32 11. For continued implementation of an electronic medical  
 178 33 records system:  
 178 34 ..... \$ 50,000  
 178 35 Notwithstanding section 8.33, funds allocated in this  
 179 1 subsection that remain unencumbered or unobligated at the close  
 179 2 of the fiscal year shall not revert but shall remain available  
 179 3 in succeeding fiscal years to be used for the purposes  
 179 4 designated.  
 179 5 12. For transfer to the department of public health to  
 179 6 support the department's activities relating to health and  
 179 7 long-term care access as specified pursuant to chapter 135,  
 179 8 division XXIV:  
 179 9 ..... \$ 67,107  
 179 10 13. For continuation of an accountable care organization  
 179 11 pilot project:  
 179 12 ..... \$ 50,000  
 179 13 14. For the continued development of a provider payment  
 179 14 system plan to provide recommendations to reform the health  
 179 15 care provider payment system as an effective way to promote  
 179 16 coordination of care, lower costs, and improve quality:  
 179 17 ..... \$ 100,000  
 179 18 15. For transfer to the department of public health to  
 179 19 be used as state matching funds for the health information  
 179 20 technology system developed by the department of public health:  
 179 21 ..... \$ 181,993  
 179 22 16. To supplement the appropriation for medical assistance:  
 179 23 ..... \$ 1,956,245  
 179 24 Notwithstanding section 8.39, subsection 1, without the  
 179 25 prior written consent and approval of the governor and the  
 179 26 director of the department of management, the director of human  
 179 27 services may transfer funds among the appropriations made in

179 28 this section as necessary to carry out the purposes of the  
179 29 account for health care transformation. The department shall  
179 30 report any transfers made pursuant to this section to the  
179 31 legislative services agency.

179 32 Sec. 149. MEDICAID FRAUD ACCOUNT — DEPARTMENT OF  
179 33 INSPECTIONS AND APPEALS. There is appropriated from the  
179 34 Medicaid fraud account created in section 249A.7 to the  
179 35 department of inspections and appeals for the fiscal year  
180 1 beginning July 1, 2012, and ending June 30, 2013, the following  
180 2 amount, or so much thereof as is necessary, to be used for the  
180 3 purposes designated:

180 4 For the inspection and certification of assisted living  
180 5 programs and adult day care services, including program  
180 6 administration and costs associated with implementation:  
180 7 ..... \$ 669,764

180 8 Sec. 150. MEDICAID FRAUD ACCOUNT — DEPARTMENT OF HUMAN  
180 9 SERVICES. There is appropriated from the Medicaid fraud  
180 10 account created in section 249A.7 to the department of human  
180 11 services for the fiscal year beginning July 1, 2012, and ending  
180 12 June 30, 2013, the following amount, or so much thereof as is  
180 13 necessary, to be used for the purposes designated:

180 14 To supplement the appropriation made in this Act from the  
180 15 general fund of the state to the department of human services  
180 16 for medical assistance:  
180 17 ..... \$ 2,000,000

180 18 Sec. 151. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF  
180 19 HUMAN SERVICES. Notwithstanding any provision to the contrary  
180 20 and subject to the availability of funds, there is appropriated  
180 21 from the quality assurance trust fund created in section  
180 22 249L.4 to the department of human services for the fiscal year  
180 23 beginning July 1, 2012, and ending June 30, 2013, the following  
180 24 amounts, or so much thereof as is necessary for the purposes  
180 25 designated:

180 26 To supplement the appropriation made in this Act from the  
180 27 general fund of the state to the department of human services  
180 28 for medical assistance:  
180 29 ..... \$ 29,000,000

180 30 Sec. 152. HOSPITAL HEALTH CARE ACCESS TRUST FUND —  
180 31 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to  
180 32 the contrary and subject to the availability of funds, there is  
180 33 appropriated from the hospital health care access trust fund  
180 34 created in section 249M.4 to the department of human services  
180 35 for the fiscal year beginning July 1, 2012, and ending June  
181 1 30, 2013, the following amounts, or so much thereof as is  
181 2 necessary, for the purposes designated:

181 3 1. To supplement the appropriation made in this Act from the  
181 4 general fund of the state to the department of human services  
181 5 for medical assistance:  
181 6 ..... \$ 39,223,800

181 7 2. For deposit in the nonparticipating provider  
181 8 reimbursement fund created in section 249J.24A to be used for  
181 9 the purposes of the fund:

181 10 ..... \$ 776,200

181 11 Sec. 153. MEDICAL ASSISTANCE PROGRAM — NONREVERSION

181 12 FOR FY 2012-2013. Notwithstanding section 8.33, if moneys  
181 13 appropriated for purposes of the medical assistance program  
181 14 for the fiscal year beginning July 1, 2012, and ending June  
181 15 30, 2013, from the general fund of the state, the Medicaid  
181 16 fraud account, the quality assurance trust fund, and the  
181 17 hospital health care access trust fund, are in excess of actual  
181 18 expenditures for the medical assistance program and remain  
181 19 unencumbered or unobligated at the close of the fiscal year,  
181 20 the excess moneys shall not revert but shall remain available  
181 21 for expenditure for the purposes of the medical assistance  
181 22 program until the close of the succeeding fiscal year.

181 23 DIVISION XX  
181 24 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING FOR FISCAL YEAR  
181 25 2012-2013

181 26 Sec. 154. MENTAL HEALTH, MENTAL RETARDATION, AND  
181 27 DEVELOPMENTAL DISABILITIES SERVICES PROPERTY TAX  
181 28 RELIEF. Notwithstanding the standing appropriation in section  
181 29 426B.1, subsection 2, for the fiscal year beginning July 1,  
181 30 2012, and ending June 30, 2013, the amount appropriated from  
181 31 the general fund of the state pursuant to that provision shall  
181 32 not exceed the following amount:

181 33 81,199,911

181 34 Sec. 155. ADULT MH/MR/DD SERVICES ALLOWED GROWTH FUNDING —  
181 35 FY 2012-2013.

182 1 1. There is appropriated from the general fund of the  
182 2 state to the department of human services for the fiscal year  
182 3 beginning July 1, 2012, and ending June 30, 2013, the following  
182 4 amount, or so much thereof as is necessary, to be used for the  
182 5 purpose designated:

182 6 For distribution to counties of the county mental health,  
182 7 mental retardation, and developmental disabilities allowed  
182 8 growth factor adjustment for fiscal year 2012-2013 as provided  
182 9 in this section in lieu of the allowed growth factor provisions  
182 10 of section 331.438, subsection 2, and section 331.439,  
182 11 subsection 3, and chapter 426B:

182 12 ..... \$ 74,697,893

182 13 2. Of the amount appropriated in this section, \$38,000,000  
182 14 shall be distributed as provided in this subsection.

182 15 a. To be eligible to receive a distribution under this  
182 16 subsection, a county must meet the following requirements:

182 17 (1) The county is levying for the maximum amount allowed  
182 18 for the county's mental health, mental retardation, and  
182 19 developmental disabilities services fund under section 331.424A  
182 20 for taxes due and payable in the fiscal year beginning July 1,

182 21 2012, or the county is levying for at least 90 percent of the  
182 22 maximum amount allowed for the county's services fund and that  
182 23 levy rate is more than \$2 per \$1,000 of the assessed value of  
182 24 all taxable property in the county.

182 25 (2) In the fiscal year beginning July 1, 2010, the  
182 26 county's mental health, mental retardation, and developmental  
182 27 disabilities services fund ending balance under generally  
182 28 accepted accounting principles was equal to or less than 15  
182 29 percent of the county's actual gross expenditures for that  
182 30 fiscal year.

182 31 b. The amount of a county's distribution from the allocation  
182 32 made in this subsection shall be determined based upon the  
182 33 county's proportion of the general population of the counties  
182 34 eligible to receive a distribution under this subsection. The  
182 35 most recent population estimates issued by the United States  
183 1 bureau of the census shall be applied in determining population  
183 2 for the purposes of this paragraph.

183 3 c. The distributions made pursuant to this subsection  
183 4 are subject to the distribution provisions and withholding  
183 5 requirements established in this section for the county mental  
183 6 health, mental retardation, and developmental disabilities  
183 7 allowed growth factor adjustment for the fiscal year beginning  
183 8 July 1, 2012.

183 9 3. The following amount of the funding appropriated in this  
183 10 section is the allowed growth factor adjustment for fiscal  
183 11 year 2012-2013, and shall be credited to the allowed growth  
183 12 funding pool created in the property tax relief fund and for  
183 13 distribution in accordance with section 426B.5, subsection 1:  
183 14 ..... \$ 36,697,893

183 15 4. The following formula amounts shall be utilized only  
183 16 to calculate preliminary distribution amounts for the allowed  
183 17 growth factor adjustment for fiscal year 2012-2013 under this  
183 18 section by applying the indicated formula provisions to the  
183 19 formula amounts and producing a preliminary distribution total  
183 20 for each county:

183 21 a. For calculation of a distribution amount for eligible  
183 22 counties from the allowed growth funding pool created in the  
183 23 property tax relief fund in accordance with the requirements in  
183 24 section 426B.5, subsection 1:  
183 25 ..... \$ 49,773,346

183 26 b. For calculation of a distribution amount for counties  
183 27 from the mental health and developmental disabilities (MH/DD)  
183 28 community services fund in accordance with the formula provided  
183 29 in the appropriation made for the MH/DD community services fund  
183 30 for the fiscal year beginning July 1, 2012:

183 31 ..... \$ 14,187,556

183 32 5. a. After applying the applicable statutory distribution  
183 33 formulas to the amounts indicated in subsection 4 for purposes  
183 34 of producing preliminary distribution totals, the department

183 35 of human services shall apply a withholding factor to adjust  
184 1 an eligible individual county's preliminary distribution  
184 2 total. In order to be eligible for a distribution under this  
184 3 section, a county must be levying 90 percent or more of the  
184 4 maximum amount allowed for the county's mental health, mental  
184 5 retardation, and developmental disabilities services fund under  
184 6 section 331.424A for taxes due and payable in the fiscal year  
184 7 for which the distribution is payable.

184 8 b. An ending balance percentage for each county shall  
184 9 be determined by expressing the county's ending balance on a  
184 10 modified accrual basis under generally accepted accounting  
184 11 principles for the fiscal year beginning July 1, 2010, in the  
184 12 county's mental health, mental retardation, and developmental  
184 13 disabilities services fund created under section 331.424A, as a  
184 14 percentage of the county's gross expenditures from that fund  
184 15 for that fiscal year. If a county borrowed moneys for purposes  
184 16 of providing services from the county's services fund on or  
184 17 before July 1, 2010, and the county's services fund ending  
184 18 balance for that fiscal year includes the loan proceeds or an  
184 19 amount designated in the county budget to service the loan for  
184 20 the borrowed moneys, those amounts shall not be considered  
184 21 to be part of the county's ending balance for purposes of  
184 22 calculating an ending balance percentage under this subsection.

184 23 c. For purposes of calculating withholding factors and for  
184 24 ending balance amounts used for other purposes under law, the  
184 25 county ending balances shall be adjusted, using forms developed  
184 26 for this purpose by the county finance committee, to disregard  
184 27 the temporary funding increase provided to the counties for  
184 28 the fiscal year through the federal American Recovery and  
184 29 Reinvestment Act of 2009, Pub.L. No.111-5. In addition, a  
184 30 county may adjust the ending balance amount by rebating to the  
184 31 department all or a portion of the allowed growth and MH/DD  
184 32 services fund moneys the county received for the fiscal year  
184 33 beginning July 1, 2011, in accordance with this Act, or from  
184 34 any other services fund moneys available to the county. The  
184 35 rebate must be remitted to the department on or before June 1,  
185 1 2012, in order to be counted. The amount rebated by a county  
185 2 shall be subtracted dollar-for-dollar from the county's ending  
185 3 balance amount for the fiscal year beginning July 1, 2010,  
185 4 for purposes of calculating the withholding factor and for  
185 5 other ending balance purposes for the fiscal year beginning  
185 6 July 1, 2012. The rebates received by the department shall be  
185 7 credited to the property tax relief fund and distributed as  
185 8 additional funding for the fiscal year beginning July 1, 2012,  
185 9 in accordance with the formula provisions in this section.

185 10 d. The withholding factor for a county shall be the  
185 11 following applicable percent:

185 12 (1) For an ending balance percentage of less than 5  
185 13 percent, a withholding factor of 0 percent. In addition,

185 14 a county that is subject to this lettered paragraph shall  
185 15 receive an inflation adjustment equal to 3 percent of the gross  
185 16 expenditures reported for the county's services fund for the  
185 17 fiscal year.

185 18 (2) For an ending balance percentage of 5 percent or more  
185 19 but less than 10 percent, a withholding factor of 0 percent.  
185 20 In addition, a county that is subject to this lettered  
185 21 paragraph shall receive an inflation adjustment equal to 2  
185 22 percent of the gross expenditures reported for the county's  
185 23 services fund for the fiscal year.

185 24 (3) For an ending balance percentage of 10 percent or more  
185 25 but less than 25 percent, a withholding factor of 25 percent.  
185 26 However, for counties with an ending balance of 10 percent or  
185 27 more but less than 15 percent, the amount withheld shall be  
185 28 limited to the amount by which the county's ending balance was  
185 29 in excess of the ending balance percentage of 10 percent.

185 30 (4) For an ending balance percentage of 25 percent or more,  
185 31 a withholding percentage of 100 percent.

185 32 6. The total withholding amounts applied pursuant to  
185 33 subsection 5 shall be equal to a withholding target amount of  
185 34 \$13,075,453. If the department of human services determines  
185 35 that the amount appropriated is insufficient or the amount to  
186 1 be withheld in accordance with subsection 5 is not equal to  
186 2 the target withholding amount, the department shall adjust the  
186 3 withholding factors listed in subsection 5 as necessary to  
186 4 achieve the target withholding amount. However, in making such  
186 5 adjustments to the withholding factors, the department shall  
186 6 strive to minimize changes to the withholding factors for those  
186 7 ending balance percentage ranges that are lower than others and  
186 8 shall only adjust the zero withholding factor or the inflation  
186 9 adjustment percentages specified in subsection 5, paragraph  
186 10 "d", when the amount appropriated is insufficient.

#### DIVISION XXI

#### CONDITIONAL RETROACTIVE APPLICABILITY

186 13 Sec. 156. EFFECTIVE DATE AND RETROACTIVE  
186 14 APPLICABILITY. Unless otherwise provided, this Act, if  
186 15 approved by the governor on or after July 1, 2011, takes effect  
186 16 upon enactment and applies retroactively to July 1, 2011.

## Summary Data General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)
Health and Human Services	\$ 907,790,389	\$ 1,493,279,363	\$ 0	\$ 1,493,279,363	\$ 585,488,974	\$ 1,266,544,608	\$ 0	\$ 1,266,544,608	\$ -226,734,755
Unassigned Standings	0	-7,200,089	0	-7,200,089	-7,200,089	-7,200,089	0	-7,200,089	0
<b>Grand Total</b>	<u>\$ 907,790,389</u>	<u>\$ 1,486,079,274</u>	<u>\$ 0</u>	<u>\$ 1,486,079,274</u>	<u>\$ 578,288,885</u>	<u>\$ 1,259,344,519</u>	<u>\$ 0</u>	<u>\$ 1,259,344,519</u>	<u>\$ -226,734,755</u>

## Health and Human Services General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Aging, Dept. on</u></b>										
<b>Aging, Dept. on</b>										
Aging Programs	\$ 4,395,314	\$ 10,302,577	\$ 0	\$ 10,302,577	\$ 5,907,263	\$ 5,151,288	\$ 0	\$ 5,151,288	\$ -5,151,289	PG 1 LN 8
<b>Total Aging, Dept. on</b>	<b>\$ 4,395,314</b>	<b>\$ 10,302,577</b>	<b>\$ 0</b>	<b>\$ 10,302,577</b>	<b>\$ 5,907,263</b>	<b>\$ 5,151,288</b>	<b>\$ 0</b>	<b>\$ 5,151,288</b>	<b>\$ -5,151,289</b>	
<b><u>Public Health, Dept. of</u></b>										
<b>Public Health, Dept. of</b>										
Addictive Disorders	\$ 27,391,053	\$ 23,503,190	\$ 0	\$ 23,503,190	\$ -3,887,863	\$ 11,751,595	\$ 0	\$ 11,751,595	\$ -11,751,595	PG 3 LN 17
Healthy Children and Families	2,608,410	2,594,270	0	2,594,270	-14,140	1,297,135	0	1,297,135	-1,297,135	PG 7 LN 4
Chronic Conditions	3,324,548	3,361,656	0	3,361,656	37,108	1,680,828	0	1,680,828	-1,680,828	PG 8 LN 1
Community Capacity	5,059,107	4,235,166	0	4,235,166	-823,941	2,117,583	0	2,117,583	-2,117,583	PG 9 LN 14
Healthy Aging	7,804,406	7,297,142	0	7,297,142	-507,264	3,648,571	0	3,648,571	-3,648,571	PG 12 LN 31
Environmental Hazards	834,466	813,777	0	813,777	-20,689	406,888	0	406,888	-406,889	PG 13 LN 6
Infectious Diseases	1,431,752	1,345,847	0	1,345,847	-85,905	672,923	0	672,923	-672,924	PG 13 LN 14
Public Protection	3,145,247	2,776,232	0	2,776,232	-369,015	1,388,116	0	1,388,116	-1,388,116	PG 13 LN 20
Resource Management	871,866	819,554	0	819,554	-52,312	409,777	0	409,777	-409,777	PG 14 LN 7
<b>Total Public Health, Dept. of</b>	<b>\$ 52,470,855</b>	<b>\$ 46,746,834</b>	<b>\$ 0</b>	<b>\$ 46,746,834</b>	<b>\$ -5,724,021</b>	<b>\$ 23,373,416</b>	<b>\$ 0</b>	<b>\$ 23,373,416</b>	<b>\$ -23,373,418</b>	

## Health and Human Services General Fund

	Estimated Net FY 2011	Final Action FY 2012	Item Veto FY 2012	Net Final FY 2012	Net Final vs. Est Net (5)	Final Action FY 2013	Item Veto FY 2013	Net Final FY 2013	FY 2013 vs FY 2012	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
<b>Human Services, Dept. of</b>										
<b>Assistance</b>										
Family Investment Program/JOBS	\$ 31,046,534	\$ 50,171,027	\$ 0	\$ 50,171,027	\$ 19,124,493	\$ 25,085,513	\$ 0	\$ 25,085,513	\$ -25,085,514	PG 22 LN 14
Medical Assistance	393,683,227	909,993,421	0	909,993,421	516,310,194	914,993,421	0	914,993,421	5,000,000	PG 24 LN 32
State Supplementary Assistance	18,259,235	16,850,747	0	16,850,747	-1,408,488	8,425,373	0	8,425,373	-8,425,374	PG 31 LN 33
State Children's Health Insurance	23,637,040	32,806,102	0	32,806,102	9,169,062	16,403,051	0	16,403,051	-16,403,051	PG 32 LN 29
Child Care Assistance	31,637,662	53,237,662	0	53,237,662	21,600,000	26,618,831	0	26,618,831	-26,618,831	PG 33 LN 9
Child and Family Services	77,865,550	82,830,163	0	82,830,163	4,964,613	41,415,081	0	41,415,081	-41,415,082	PG 36 LN 4
Adoption Subsidy	31,856,896	33,266,591	0	33,266,591	1,409,695	16,633,295	0	16,633,295	-16,633,296	PG 42 LN 29
Family Support Subsidy	1,167,998	1,167,998	0	1,167,998	0	583,999	0	583,999	-583,999	PG 44 LN 15
Connors Training	33,622	33,622	0	33,622	0	16,811	0	16,811	-16,811	PG 45 LN 2
MI/MR/DD State Cases	11,295,207	12,169,482	0	12,169,482	874,275	6,084,741	0	6,084,741	-6,084,741	PG 47 LN 14
MH/DD Community Services	14,211,100	14,211,100	0	14,211,100	0	14,211,100	0	14,211,100	0	PG 48 LN 6
Volunteers	84,660	84,660	0	84,660	0	42,330	0	42,330	-42,330	PG 52 LN 7
MH/DD Growth Factor	48,697,893	54,697,893	0	54,697,893	6,000,000	74,697,893	0	74,697,893	20,000,000	PG 78 LN 18
Health Insurance Premium Payment	349,011	0	0	0	-349,011	0	0	0	0	
Medical Contracts	8,961,805	0	0	0	-8,961,805	5,453,728	0	5,453,728	5,453,728	
Medical Assistance, Hawk-i, Hawk-i Expansion	10,049,532	0	0	0	-10,049,532	0	0	0	0	
<b>Total Assistance</b>	<b>\$ 702,836,972</b>	<b>\$ 1,261,520,468</b>	<b>\$ 0</b>	<b>\$ 1,261,520,468</b>	<b>\$ 558,683,496</b>	<b>\$ 1,150,665,167</b>	<b>\$ 0</b>	<b>\$ 1,150,665,167</b>	<b>\$ -110,855,301</b>	
<b>Toledo Juvenile Home</b>										
Toledo Juvenile Home	\$ 7,041,917	\$ 8,258,251	\$ 0	\$ 8,258,251	\$ 1,216,334	\$ 4,129,125	\$ 0	\$ 4,129,125	\$ -4,129,126	PG 35 LN 18
Licensed Classroom Teachers	91,150	0	0	0	-91,150	0	0	0	0	
<b>Total Toledo Juvenile Home</b>	<b>\$ 7,133,067</b>	<b>\$ 8,258,251</b>	<b>\$ 0</b>	<b>\$ 8,258,251</b>	<b>\$ 1,125,184</b>	<b>\$ 4,129,125</b>	<b>\$ 0</b>	<b>\$ 4,129,125</b>	<b>\$ -4,129,126</b>	
<b>Eldora Training School</b>										
Eldora Training School	\$ 9,915,196	\$ 10,638,677	\$ 0	\$ 10,638,677	\$ 723,481	\$ 5,319,338	\$ 0	\$ 5,319,338	\$ -5,319,339	PG 35 LN 23
<b>Cherokee</b>										
Cherokee MHI	\$ 3,587,101	\$ 5,877,308	\$ 0	\$ 5,877,308	\$ 2,290,207	\$ 2,938,654	\$ 0	\$ 2,938,654	\$ -2,938,654	PG 45 LN 18
<b>Clarinda</b>										
Clarinda MHI	\$ 6,016,968	\$ 6,411,734	\$ 0	\$ 6,411,734	\$ 394,766	\$ 3,205,867	\$ 0	\$ 3,205,867	\$ -3,205,867	PG 45 LN 23
<b>Independence</b>										
Independence MHI	\$ 8,432,195	\$ 10,275,685	\$ 0	\$ 10,275,685	\$ 1,843,490	\$ 5,137,842	\$ 0	\$ 5,137,842	\$ -5,137,843	PG 45 LN 28
<b>Mt Pleasant</b>										
Mt Pleasant MHI	\$ 647,029	\$ 944,323	\$ 0	\$ 944,323	\$ 297,294	\$ 472,161	\$ 0	\$ 472,161	\$ -472,162	PG 45 LN 33

## Health and Human Services General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b>Glenwood</b>										
Glenwood Resource Center	\$ 13,747,086	\$ 18,507,801	\$ 0	\$ 18,507,801	\$ 4,760,715	\$ 9,253,900	\$ 0	\$ 9,253,900	\$ -9,253,901	PG 46 LN 10
<b>Woodward</b>										
Woodward Resource Center	\$ 8,538,466	\$ 12,785,658	\$ 0	\$ 12,785,658	\$ 4,247,192	\$ 6,392,829	\$ 0	\$ 6,392,829	\$ -6,392,829	PG 46 LN 13
<b>Cherokee CCUSO</b>										
Civil Commitment Unit for Sexual Offenders	\$ 6,425,131	\$ 7,550,727	\$ 0	\$ 7,550,727	\$ 1,125,596	\$ 3,775,363	\$ 0	\$ 3,775,363	\$ -3,775,364	PG 49 LN 29
<b>Field Operations</b>										
Child Support Recoveries	\$ 10,899,564	\$ 13,119,255	\$ 0	\$ 13,119,255	\$ 2,219,691	\$ 6,559,627	\$ 0	\$ 6,559,627	\$ -6,559,628	PG 23 LN 21
Field Operations	46,304,525	54,789,921	0	54,789,921	8,485,396	27,394,960	0	27,394,960	-27,394,961	PG 50 LN 17
<b>Total Field Operations</b>	<u>\$ 57,204,089</u>	<u>\$ 67,909,176</u>	<u>\$ 0</u>	<u>\$ 67,909,176</u>	<u>\$ 10,705,087</u>	<u>\$ 33,954,587</u>	<u>\$ 0</u>	<u>\$ 33,954,587</u>	<u>\$ -33,954,589</u>	
<b>General Administration</b>										
General Administration	\$ 14,646,745	\$ 14,596,745	\$ 0	\$ 14,596,745	\$ -50,000	\$ 7,298,372	\$ 0	\$ 7,298,372	\$ -7,298,373	PG 50 LN 35
<b>Total Human Services, Dept. of</b>	<u>\$ 839,130,045</u>	<u>\$ 1,425,276,553</u>	<u>\$ 0</u>	<u>\$ 1,425,276,553</u>	<u>\$ 586,146,508</u>	<u>\$ 1,232,543,205</u>	<u>\$ 0</u>	<u>\$ 1,232,543,205</u>	<u>\$ -192,733,348</u>	
<b>Veterans Affairs, Dept. of</b>										
<b>Veterans Affairs, Department of</b>										
General Administration	\$ 929,608	\$ 998,832	\$ 0	\$ 998,832	\$ 69,224	\$ 499,416	\$ 0	\$ 499,416	\$ -499,416	PG 14 LN 26
War Orphans Educational Assistance	12,416	12,416	0	12,416	0	6,208	0	6,208	-6,208	PG 15 LN 17
Veterans County Grants	900,000	990,000	0	990,000	90,000	495,000	0	495,000	-495,000	PG 15 LN 22
<b>Total Veterans Affairs, Department of</b>	<u>\$ 1,842,024</u>	<u>\$ 2,001,248</u>	<u>\$ 0</u>	<u>\$ 2,001,248</u>	<u>\$ 159,224</u>	<u>\$ 1,000,624</u>	<u>\$ 0</u>	<u>\$ 1,000,624</u>	<u>\$ -1,000,624</u>	
<b>Veterans Affairs, Dept. of</b>										
Iowa Veterans Home	\$ 8,952,151	\$ 8,952,151	\$ 0	\$ 8,952,151	\$ 0	\$ 4,476,075	\$ 0	\$ 4,476,075	\$ -4,476,076	PG 14 LN 33
Injured Veterans Grant Program	1,000,000	0	0	0	-1,000,000	0	0	0	0	PG 95 LN 29
<b>Total Veterans Affairs, Dept. of</b>	<u>\$ 9,952,151</u>	<u>\$ 8,952,151</u>	<u>\$ 0</u>	<u>\$ 8,952,151</u>	<u>\$ -1,000,000</u>	<u>\$ 4,476,075</u>	<u>\$ 0</u>	<u>\$ 4,476,075</u>	<u>\$ -4,476,076</u>	
<b>Total Veterans Affairs, Dept. of</b>	<u>\$ 11,794,175</u>	<u>\$ 10,953,399</u>	<u>\$ 0</u>	<u>\$ 10,953,399</u>	<u>\$ -840,776</u>	<u>\$ 5,476,699</u>	<u>\$ 0</u>	<u>\$ 5,476,699</u>	<u>\$ -5,476,700</u>	
<b>Total Health and Human Services</b>	<u>\$ 907,790,389</u>	<u>\$ 1,493,279,363</u>	<u>\$ 0</u>	<u>\$ 1,493,279,363</u>	<u>\$ 585,488,974</u>	<u>\$ 1,266,544,608</u>	<u>\$ 0</u>	<u>\$ 1,266,544,608</u>	<u>\$ -226,734,755</u>	

## Unassigned Standings General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<u>Human Services, Dept. of</u>										
<u>Assistance</u>										
(Adjust) MH Property Tax Relief	\$ 0	\$ -7,200,089	\$ 0	\$ -7,200,089	\$ -7,200,089	\$ -7,200,089	\$ 0	\$ -7,200,089	\$ 0	PG 74 LN 35
Total Human Services, Dept. of	\$ 0	\$ -7,200,089	\$ 0	\$ -7,200,089	\$ -7,200,089	\$ -7,200,089	\$ 0	\$ -7,200,089	\$ 0	
Total Unassigned Standings	<u>\$ 0</u>	<u>\$ -7,200,089</u>	<u>\$ 0</u>	<u>\$ -7,200,089</u>	<u>\$ -7,200,089</u>	<u>\$ -7,200,089</u>	<u>\$ 0</u>	<u>\$ -7,200,089</u>	<u>\$ 0</u>	

## Summary Data Other Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)
Health and Human Services	\$ 739,681,972	\$ 491,207,238	\$ -200,000	\$ 491,007,238	\$ -248,674,734	\$ 413,656,855	\$ -100,000	\$ 413,556,855	\$ -77,450,383
<b>Grand Total</b>	<u>\$ 739,681,972</u>	<u>\$ 491,207,238</u>	<u>\$ -200,000</u>	<u>\$ 491,007,238</u>	<u>\$ -248,674,734</u>	<u>\$ 413,656,855</u>	<u>\$ -100,000</u>	<u>\$ 413,556,855</u>	<u>\$ -77,450,383</u>

## Health and Human Services Other Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Aging, Dept. on</u></b>										
Aging, Dept. on										
Elder Affairs Operations - SLTF	\$ 8,486,698	\$ 0	\$ 0	\$ 0	\$ -8,486,698	\$ 0	\$ 0	\$ 0	\$ 0	
<b>Total Aging, Dept. on</b>	<b>\$ 8,486,698</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -8,486,698</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	
<b><u>Public Health, Dept. of</u></b>										
Public Health, Dept. of										
Medical Home Advisory Council - HCTA	\$ 0	\$ 233,357	\$ 0	\$ 233,357	\$ 233,357	\$ 116,679	\$ 0	\$ 116,679	\$ -116,678	PG 70 LN 29
E-Health - HCTA	0	363,987	0	363,987	363,987	181,993	0	181,993	-181,994	PG 73 LN 1
<b>Total Public Health, Dept. of</b>	<b>\$ 0</b>	<b>\$ 597,344</b>	<b>\$ 0</b>	<b>\$ 597,344</b>	<b>\$ 597,344</b>	<b>\$ 298,672</b>	<b>\$ 0</b>	<b>\$ 298,672</b>	<b>\$ -298,672</b>	
<b><u>Human Services, Dept. of</u></b>										
General Administration										
FIP-TANF	\$ 24,376,341	\$ 21,500,738	\$ 0	\$ 21,500,738	\$ -2,875,603	\$ 10,750,369	\$ 0	\$ 10,750,369	\$ -10,750,369	PG 16 LN 13
Promise Jobs-TANF	12,411,528	12,411,528	0	12,411,528	0	6,205,764	0	6,205,764	-6,205,764	PG 16 LN 17
FaDDS-TANF	2,898,980	2,898,980	0	2,898,980	0	1,449,490	0	1,449,490	-1,449,490	PG 16 LN 22
Field Operations-TANF	31,296,232	31,296,232	0	31,296,232	0	15,648,116	0	15,648,116	-15,648,116	PG 16 LN 33
General Administration-TANF	3,744,000	3,744,000	0	3,744,000	0	1,872,000	0	1,872,000	-1,872,000	PG 16 LN 35
State Day Care-TANF	16,382,687	16,382,687	0	16,382,687	0	8,191,344	0	8,191,344	-8,191,343	PG 17 LN 2
MH/DD Comm. Services-TANF	4,894,052	4,894,052	0	4,894,052	0	2,447,026	0	2,447,026	-2,447,026	PG 17 LN 18
Child & Family Services-TANF	32,084,430	32,084,430	0	32,084,430	0	16,042,215	0	16,042,215	-16,042,215	PG 17 LN 21
Child Abuse Prevention-TANF	125,000	125,000	0	125,000	0	62,500	0	62,500	-62,500	PG 17 LN 23
Training & Technology-TANF	1,037,186	1,037,186	0	1,037,186	0	518,593	0	518,593	-518,593	PG 18 LN 6
0-5 Children-TANF	6,350,000	6,350,000	0	6,350,000	0	3,175,000	0	3,175,000	-3,175,000	PG 18 LN 10
FIP Emergency ARRA- TANF	17,678,279	0	0	0	-17,678,279	0	0	0	0	
<b>Total General Administration</b>	<b>\$ 153,278,715</b>	<b>\$ 132,724,833</b>	<b>\$ 0</b>	<b>\$ 132,724,833</b>	<b>\$ -20,553,882</b>	<b>\$ 66,362,417</b>	<b>\$ 0</b>	<b>\$ 66,362,417</b>	<b>\$ -66,362,416</b>	

## Health and Human Services Other Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b>Assistance</b>										
Pregnancy Prevention-TANF	\$ 1,930,067	\$ 1,930,067	\$ 0	\$ 1,930,067	\$ 0	\$ 965,034	\$ 0	\$ 965,034	\$ -965,033	PG 17 LN 25
Promoting Healthy Marriage - TANF	0	146,072	0	146,072	146,072	73,036	0	73,036	-73,036	PG 19 LN 15
Medical Assistance - HCTF	106,916,532	106,363,275	0	106,363,275	-553,257	106,363,275	0	106,363,275	0	PG 24 LN 24
Medical Contracts-Pharm Settlement - PhSA	4,027,613	10,907,457	0	10,907,457	6,879,844	2,716,807	0	2,716,807	-8,190,650	PG 61 LN 32
Broadlawns Hospital - ICA	51,000,000	65,000,000	0	65,000,000	14,000,000	65,000,000	0	65,000,000	0	PG 64 LN 25
Regional Provider Network - ICA	6,000,000	3,472,176	0	3,472,176	-2,527,824	3,472,176	0	3,472,176	0	PG 66 LN 30
Care Coordination - ICA	0	500,000	0	500,000	500,000	500,000	0	500,000	0	PG 67 LN 17
Radiology and Lab - ICA	0	1,500,000	0	1,500,000	1,500,000	1,500,000	0	1,500,000	0	PG 68 LN 17
Nonparticipating Providers - NPPR	2,000,000	2,000,000	0	2,000,000	0	2,000,000	0	2,000,000	0	PG 69 LN 13
Medical Information Hotline - HCTA	100,000	100,000	0	100,000	0	50,000	0	50,000	-50,000	PG 69 LN 33
Health Partnership Activities - HCTA	600,000	600,000	0	600,000	0	300,000	0	300,000	-300,000	PG 70 LN 1
Audits, Performance Eval., Studies - HCTA	125,000	125,000	0	125,000	0	62,500	0	62,500	-62,500	PG 70 LN 4
IowaCare Admin. Costs - HCTA	1,132,412	1,132,412	0	1,132,412	0	566,206	0	566,206	-566,206	PG 70 LN 7
Dental Home for Children - HCTA	1,000,000	1,000,000	0	1,000,000	0	500,000	0	500,000	-500,000	PG 70 LN 9
MH/DD Workforce Development - HCTA	50,000	50,000	0	50,000	0	25,000	0	25,000	-25,000	PG 70 LN 13
Medical Contracts - HCTA	1,300,000	2,000,000	0	2,000,000	700,000	1,000,000	0	1,000,000	-1,000,000	PG 70 LN 18
Broadlawns Admin - HCTA	290,000	290,000	0	290,000	0	145,000	0	145,000	-145,000	PG 70 LN 20
Uniform Cost Report - HCTA	0	150,000	0	150,000	150,000	75,000	0	75,000	-75,000	PG 71 LN 1
Electronic Med Records Infra - HCTA	0	100,000	0	100,000	100,000	50,000	0	50,000	-50,000	PG 71 LN 25
Health Care Access Council - HCTA	0	134,214	0	134,214	134,214	67,107	0	67,107	-67,107	PG 72 LN 21
Accountable Care Pilot - HCTA	0	100,000	0	100,000	100,000	50,000	0	50,000	-50,000	PG 72 LN 26
Provider Payment System - HCTA	0	200,000	-200,000	0	0	100,000	-100,000	0	0	PG 72 LN 30
Medical Assistance Sup. - HCTA	0	1,956,245	0	1,956,245	1,956,245	1,956,245	0	1,956,245	0	PG 73 LN 5
Medical Assistance - QATF	13,900,000	29,000,000	0	29,000,000	15,100,000	29,000,000	0	29,000,000	0	PG 73 LN 26
Medical Assistance-HHCAT	39,406,000	39,223,800	0	39,223,800	-182,200	39,223,800	0	39,223,800	0	PG 74 LN 3
Nonparticipating Provider Reimb Fund-HHCAT	594,000	776,200	0	776,200	182,200	776,200	0	776,200	0	PG 74 LN 15
Medical Examinations-Expansion Pop - HCTA	556,800	0	0	0	-556,800	0	0	0	0	
Medicaid Supplemental - SLTF	39,080,435	0	0	0	-39,080,435	0	0	0	0	
Medical Assistance - CRF	187,800,000	0	0	0	-187,800,000	0	0	0	0	
Child and Family Services-Shelter Care - CRF	500,000	0	0	0	-500,000	0	0	0	0	
Child and Family Services - UST	925,000	0	0	0	-925,000	0	0	0	0	
Child and Family Ser.-Restore Rate Reduction - US	1,000,000	0	0	0	-1,000,000	0	0	0	0	
Family Support Subsidy - UST	100,000	0	0	0	-100,000	0	0	0	0	
Child Support Recovery - UST	250,000	0	0	0	-250,000	0	0	0	0	
Juvenile Institutions - UST	600,000	0	0	0	-600,000	0	0	0	0	
Mental Health Institutes - UST	350,000	0	0	0	-350,000	0	0	0	0	
M/MR/DD State Cases - UST	1,000,000	0	0	0	-1,000,000	0	0	0	0	
Sexually Violent Predators - UST	800,000	0	0	0	-800,000	0	0	0	0	
Field Operations - UST	2,340,000	0	0	0	-2,340,000	0	0	0	0	
Medicaid Supplemental - QATF	19,808,458	0	0	0	-19,808,458	0	0	0	0	
Medicaid Supplemental - MFA	0	0	0	0	0	2,000,000	0	2,000,000	2,000,000	
<b>Total Assistance</b>	<b>\$ 485,482,317</b>	<b>\$ 268,756,918</b>	<b>\$ -200,000</b>	<b>\$ 268,556,918</b>	<b>\$ -216,925,399</b>	<b>\$ 258,537,386</b>	<b>\$ -100,000</b>	<b>\$ 258,437,386</b>	<b>\$ -10,119,532</b>	
<b>Total Human Services, Dept. of</b>	<b>\$ 638,761,032</b>	<b>\$ 401,481,751</b>	<b>\$ -200,000</b>	<b>\$ 401,281,751</b>	<b>\$ -237,479,281</b>	<b>\$ 324,899,803</b>	<b>\$ -100,000</b>	<b>\$ 324,799,803</b>	<b>\$ -76,481,948</b>	

## Health and Human Services Other Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Inspections &amp; Appeals, Dept. of</u></b>										
Inspections and Appeals, Dept. of Assisted Living/Adult Day Care- MFA	\$ 1,339,527	\$ 1,339,527	\$ 0	\$ 1,339,527	\$ 0	\$ 669,764	\$ 0	\$ 669,764	\$ -669,763	PG 73 LN 15
<b>Total Inspections &amp; Appeals, Dept. of</b>	<b>\$ 1,339,527</b>	<b>\$ 1,339,527</b>	<b>\$ 0</b>	<b>\$ 1,339,527</b>	<b>\$ 0</b>	<b>\$ 669,764</b>	<b>\$ 0</b>	<b>\$ 669,764</b>	<b>\$ -669,763</b>	
<b><u>Regents, Board of</u></b>										
Regents, Board of										
SUI - UIHC IowaCares Program - ICA	\$ 27,284,584	\$ 27,284,584	\$ 0	\$ 27,284,584	\$ 0	\$ 27,284,584	\$ 0	\$ 27,284,584	\$ 0	PG 62 LN 23
SUI - UIHC IowaCares Expansion Pop - ICA	49,020,131	44,226,279	0	44,226,279	-4,793,852	44,226,279	0	44,226,279	0	PG 63 LN 25
SUI - UIHC IowaCares Physicians - ICA	14,000,000	16,277,753	0	16,277,753	2,277,753	16,277,753	0	16,277,753	0	PG 64 LN 6
<b>Total Regents, Board of</b>	<b>\$ 90,304,715</b>	<b>\$ 87,788,616</b>	<b>\$ 0</b>	<b>\$ 87,788,616</b>	<b>\$ -2,516,099</b>	<b>\$ 87,788,616</b>	<b>\$ 0</b>	<b>\$ 87,788,616</b>	<b>\$ 0</b>	
<b><u>Veterans Affairs, Dept. of</u></b>										
Veterans Affairs, Department of County Veterans Grant Assist - MMBF	\$ 90,000	\$ 0	\$ 0	\$ 0	\$ -90,000	\$ 0	\$ 0	\$ 0	\$ 0	
<b>Total Veterans Affairs, Dept. of</b>	<b>\$ 90,000</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -90,000</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	
<b><u>Iowa Finance Authority</u></b>										
Iowa Finance Authority Rent Subsidy Program - SLTF	\$ 700,000	\$ 0	\$ 0	\$ 0	\$ -700,000	\$ 0	\$ 0	\$ 0	\$ 0	
<b>Total Iowa Finance Authority</b>	<b>\$ 700,000</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ -700,000</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	
<b>Total Health and Human Services</b>	<b>\$ 739,681,972</b>	<b>\$ 491,207,238</b>	<b>\$ -200,000</b>	<b>\$ 491,007,238</b>	<b>\$ -248,674,734</b>	<b>\$ 413,656,855</b>	<b>\$ -100,000</b>	<b>\$ 413,556,855</b>	<b>\$ -77,450,383</b>	

## Summary Data FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)
Health and Human Services	6,412.42	6,253.09	0.00	6,253.09	-159.33	6,255.09	0.00	6,255.09	2.00
<b>Grand Total</b>	<u>6,412.42</u>	<u>6,253.09</u>	<u>0.00</u>	<u>6,253.09</u>	<u>-159.33</u>	<u>6,255.09</u>	<u>0.00</u>	<u>6,255.09</u>	<u>2.00</u>

# Health and Human Services

## FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Aging, Dept. on</u></b>										
Aging, Dept. on										
Aging Programs	36.00	35.00	0.00	35.00	-1.00	35.00	0.00	35.00	0.00	PG 1 LN 8
<b>Total Aging, Dept. on</b>	<b>36.00</b>	<b>35.00</b>	<b>0.00</b>	<b>35.00</b>	<b>-1.00</b>	<b>35.00</b>	<b>0.00</b>	<b>35.00</b>	<b>0.00</b>	
<b><u>Public Health, Dept. of</u></b>										
<b>Public Health, Dept. of</b>										
Addictive Disorders	18.00	13.00	0.00	13.00	-5.00	13.00	0.00	13.00	0.00	PG 3 LN 17
Healthy Children and Families	14.00	10.00	0.00	10.00	-4.00	11.00	0.00	11.00	1.00	PG 7 LN 4
Chronic Conditions	3.95	4.00	0.00	4.00	0.05	5.00	0.00	5.00	1.00	PG 8 LN 1
Community Capacity	20.80	14.00	0.00	14.00	-6.80	14.00	0.00	14.00	0.00	PG 9 LN 14
Environmental Hazards	4.50	4.00	0.00	4.00	-0.50	4.00	0.00	4.00	0.00	PG 13 LN 6
Infectious Diseases	5.00	4.00	0.00	4.00	-1.00	4.00	0.00	4.00	0.00	PG 13 LN 14
Public Protection	132.15	125.00	0.00	125.00	-7.15	125.00	0.00	125.00	0.00	PG 13 LN 20
Resource Management	10.00	7.00	0.00	7.00	-3.00	7.00	0.00	7.00	0.00	PG 14 LN 7
<b>Total Public Health, Dept. of</b>	<b>208.40</b>	<b>181.00</b>	<b>0.00</b>	<b>181.00</b>	<b>-27.40</b>	<b>183.00</b>	<b>0.00</b>	<b>183.00</b>	<b>2.00</b>	
<b><u>Human Services, Dept. of</u></b>										
<b>Assistance</b>										
Family Investment Program/JOBS	10.00	10.00	0.00	10.00	0.00	10.00	0.00	10.00	0.00	PG 22 LN 14
Child Care Assistance	1.00	0.00	0.00	0.00	-1.00	0.00	0.00	0.00	0.00	PG 33 LN 9
Health Insurance Premium Payment	14.50	0.00	0.00	0.00	-14.50	0.00	0.00	0.00	0.00	
Medical Contracts	2.00	2.00	0.00	2.00	0.00	2.00	0.00	2.00	0.00	
<b>Total Assistance</b>	<b>27.50</b>	<b>12.00</b>	<b>0.00</b>	<b>12.00</b>	<b>-15.50</b>	<b>12.00</b>	<b>0.00</b>	<b>12.00</b>	<b>0.00</b>	
<b>Toledo Juvenile Home</b>										
Toledo Juvenile Home	111.00	114.00	0.00	114.00	3.00	114.00	0.00	114.00	0.00	PG 35 LN 18
<b>Eldora Training School</b>										
Eldora Training School	176.30	164.30	0.00	164.30	-12.00	164.30	0.00	164.30	0.00	PG 35 LN 23
<b>Cherokee</b>										
Cherokee MHI	177.83	168.50	0.00	168.50	-9.33	168.50	0.00	168.50	0.00	PG 45 LN 18
<b>Clarinda</b>										
Clarinda MHI	99.20	86.10	0.00	86.10	-13.10	86.10	0.00	86.10	0.00	PG 45 LN 23

## Health and Human Services FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b>Independence</b>										
Independence MHI	248.00	233.00	0.00	233.00	-15.00	233.00	0.00	233.00	0.00	PG 45 LN 28
<b>Mt Pleasant</b>										
Mt Pleasant MHI	97.72	91.72	0.00	91.72	-6.00	91.72	0.00	91.72	0.00	PG 45 LN 33
<b>Glenwood</b>										
Glenwood Resource Center	887.85	905.85	0.00	905.85	18.00	905.85	0.00	905.85	0.00	PG 46 LN 10
<b>Woodward</b>										
Woodward Resource Center	757.32	745.92	0.00	745.92	-11.40	745.92	0.00	745.92	0.00	PG 46 LN 13
<b>Cherokee CCUSO</b>										
Civil Commitment Unit for Sexual Offenders	89.00	89.50	0.00	89.50	0.50	89.50	0.00	89.50	0.00	PG 49 LN 29
<b>Field Operations</b>										
Child Support Recoveries	474.00	475.00	0.00	475.00	1.00	475.00	0.00	475.00	0.00	PG 23 LN 21
Field Operations	1,847.00	1,781.00	0.00	1,781.00	-66.00	1,781.00	0.00	1,781.00	0.00	PG 50 LN 17
<b>Total Field Operations</b>	<u>2,321.00</u>	<u>2,256.00</u>	<u>0.00</u>	<u>2,256.00</u>	<u>-65.00</u>	<u>2,256.00</u>	<u>0.00</u>	<u>2,256.00</u>	<u>0.00</u>	
<b>General Administration</b>										
General Administration	327.08	290.00	0.00	290.00	-37.08	290.00	0.00	290.00	0.00	PG 50 LN 35
<b>Total Human Services, Dept. of</b>	<u>5,319.80</u>	<u>5,156.89</u>	<u>0.00</u>	<u>5,156.89</u>	<u>-162.91</u>	<u>5,156.89</u>	<u>0.00</u>	<u>5,156.89</u>	<u>0.00</u>	
<b><u>Veterans Affairs, Dept. of</u></b>										
Veterans Affairs, Department of General Administration	14.79	16.34	0.00	16.34	1.55	16.34	0.00	16.34	0.00	PG 14 LN 26
Veterans Affairs, Dept. of Iowa Veterans Home	833.43	863.86	0.00	863.86	30.43	863.86	0.00	863.86	0.00	PG 14 LN 33
<b>Total Veterans Affairs, Dept. of</b>	<u>848.22</u>	<u>880.20</u>	<u>0.00</u>	<u>880.20</u>	<u>31.98</u>	<u>880.20</u>	<u>0.00</u>	<u>880.20</u>	<u>0.00</u>	
<b>Total Health and Human Services</b>	<u>6,412.42</u>	<u>6,253.09</u>	<u>0.00</u>	<u>6,253.09</u>	<u>-159.33</u>	<u>6,255.09</u>	<u>0.00</u>	<u>6,255.09</u>	<u>2.00</u>	