HOUSE FILE 2252
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 616)

(As Amended and Passed by the House February 22, 2022)

[= New Language by the House

* = Language Stricken by the House

A BILL FOR

An Act relating to programs and services under the purview of the department of human services including child care assistance, child and family services, foster care, adoption, and the dependent adult abuse information registry.

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

DIVISION I

STATE CHILD CARE ASSISTANCE PROGRAM ELIGIBILITY

Section 1. Section 237A.13, subsection 1, paragraph d, Code 2022, is amended to read as follows:

d. The child's parent, guardian, or custodian is absent ~~for a limited period of time~~ due to hospitalization, physical illness, or mental illness, or is present but is unable to care for the child ~~for a limited period~~ as verified by a physician.

DIVISION II

CHILD AND FAMILY SERVICES — FOSTER CARE SERVICE PAYMENTS

Sec. 2. Section 234.1, subsection 2, Code 2022, is amended by striking the subsection and inserting in lieu thereof the following:

2. *"Child"* means either a person less than eighteen years of age or a person eighteen, nineteen, or twenty years of age who meets all of the following conditions:

a. The person was placed by court order issued pursuant to chapter 232 in foster care or in an institution listed in section 218.1 and either of the following situations apply to the person:

(1) After reaching eighteen years of age, the person has remained continuously and voluntarily under the care of an individual, as defined in section 237.1, licensed to provide foster care pursuant to chapter 237 or in a supervised apartment living arrangement, in this state.

(2) The person aged out of foster care after reaching eighteen years of age and subsequently voluntarily applied for placement with an individual, as defined in section 237.1, licensed to provide foster care pursuant to chapter 237 or for placement in a supervised apartment living arrangement, in this state.

b. The person has demonstrated a willingness to participate in case planning and to complete the responsibilities prescribed in the person's case permanency plan.

c. The department has made an application for the person

for adult services upon a determination that it is likely the person will need or be eligible for services or other support from the adult services system.

Sec. 3. Section 234.35, subsection 3, Code 2022, is amended to read as follows:

3. Payment for foster care services provided to a child who is eighteen years of age or older shall be limited to the following:

[*a.* ~~For a child who is eighteen years of age, family~~ Family foster care or ~~independent~~ supervised apartment living arrangements.]

b. ~~For a child who is nineteen years of age, independent living arrangements.~~

~~*c.*~~ For a child who is at imminent risk of becoming homeless or failing to graduate from high school or to obtain a general education development diploma, if the services are in the child's best ~~interests~~ interest, funding is available for the services, and an appropriate alternative service is unavailable.

Sec. 4. Section 234.35, subsection 4, Code 2022, is amended by striking the subsection.

Sec. 5. Section 237.15, subsection 2, unnumbered paragraph 1, Code 2022, is amended to read as follows:

"Child receiving foster care" means a child ~~defined in section 234.1~~ who is described by any of the following circumstances:

DIVISION III

ADOPTION

Sec. 6. Section 600.5, Code 2022, is amended by adding the following new subsection:

NEW SUBSECTION. 9A. If the parents of the person to be adopted had their parental rights terminated pursuant to chapter 232, the petition shall included the names of any known siblings placed separately from the person to be adopted and either the plan for ongoing contact between the siblings if

a court found that continued contact is in the best interest of each sibling or a statement that the court found continued contact between the siblings is not in the best interest of each sibling.

Sec. 7. Section 600.6, Code 2022, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. If parental rights were terminated pursuant to chapter 232, a copy of any court orders concerning whether ongoing contact between siblings not placed with the person to be adopted is in the best interest of each sibling.

Sec. 8. Section 600.8, subsection 1, paragraph a, Code 2022, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (4) Whether the minor person to be adopted was the subject of a termination of parental rights proceeding pursuant to chapter 232, whether there are siblings not placed with the minor person to be adopted, and whether, if there are siblings, there is an ongoing relationship between the siblings and the minor child to be adopted or a court order finding contact between the siblings is in the best interest of each sibling.

Sec. 9. Section 600.11, subsection 2, paragraph a, Code 2022, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (7) Any siblings of the person to be adopted due to either an ongoing relationship or a court finding that ongoing contact with the person to be adopted is in the best interest of each sibling if the person to be adopted was a minor child when the minor child's parents had their parental rights terminated pursuant to chapter 232 and the person to be adopted and the person's siblings were not placed together.

Sec. 10. Section 600.16A, subsection 2, Code 2022, is amended by adding the following new paragraph:

NEW PARAGRAPH. *e.* Subject to section 235A.15, the juvenile court or court shall order the opening of the permanent adoption record of the juvenile court or court, the permanent

termination of parental rights record under chapter 232, or both, pertaining to an adopted person who is an adult, upon request of the adopted person if the parents of the adopted person had their parental rights terminated pursuant to chapter 232.

DIVISION IV

DEPENDENT ADULT ABUSE INFORMATION REGISTRY — DISCLOSURE OF INFORMATION

Sec. 11. Section 235B.3, Code 2022, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. If, in the course of assessment, evaluation, or investigation of a report of dependent adult abuse, the department determines that disclosure is necessary for the protection of a dependent adult's resources, the department may disclose the initiation and status of the dependent adult abuse evaluation to the dependent adult's bank, savings association, credit union, broker-dealer as defined in section 502.102, subsection 4, investment advisor as defined in section 502.102, subsection 15, financial advisor, or other financial institution, or the administrator as defined in section 502.102, subsection 1.

Sec. 12. Section 235B.6, subsection 2, paragraph e, Code 2022, is amended by adding the following new subparagraphs:

NEW SUBPARAGRAPH. (20) To a bank, savings association, credit union, broker-dealer as defined in section 502.102, subsection 4, investment advisor as defined in section 502.102, subsection 15, financial advisor, or other financial institution as deemed necessary by the department to protect the dependent adult's resources.

NEW SUBPARAGRAPH. (21) To the social security administration.

NEW SUBPARAGRAPH. (22) To the administrator as defined in section 502.102, subsection 1.

Sec. 13. Section 235B.6, subsection 3, Code 2022, is amended to read as follows:

3. Access to unfounded dependent adult abuse information is authorized only to those persons identified in subsection 2, paragraph "a", paragraph "b", subparagraphs (2), (5), and (6), and paragraph "e", subparagraphs (2), (5), ~~and~~ (10), (20), (21), and (22).