

propriate staff in the agencies concerning each agency's procedures involving dependent adults, and to build awareness concerning dependent adults and reporting of dependent adult abuse.

Sec. 10. Section 249A.7, Code 2009, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A Medicaid fraud account is created in the general fund of the state under the authority of the department of inspections and appeals. Moneys from penalties and other amounts received as a result of prosecutions involving the department of inspections and appeals investigations and audits to ensure compliance with the medical assistance program that are not credited to the program may be credited to the account. Notwithstanding sections 8.33 and 8.39, moneys credited to the account shall not revert to any other account or fund and are not subject to transfer except as specifically provided by law. Moneys in the fund shall be used for costs associated with the department of inspections and appeals' efforts to address medical assistance program fraud and abuse and for costs incurred by the department of inspections and appeals or other agencies in providing regulation, responding to allegations, or other activity involving chapter 135O. The department of inspections and appeals and other agencies receiving moneys from the account shall provide a joint annual report to the governor and general assembly detailing the expenditures from the account and activities performed relating to the expenditures. This unnumbered paragraph is repealed on July 1, 2012.

Sec. 11. **MEDICAID FRAUD ACCOUNT.** There is appropriated from the Medicaid fraud account created in this Act to the department of inspections and appeals for the fiscal year beginning July 1, 2009, and ending June 30, 2010, the amount necessary for the state financial match requirement for meeting the federal mandates connected with the department's Medicaid fraud and abuse activities, and the amount necessary to cover costs incurred by the department or other agencies in providing regulation, responding to allegations, or other activity involving chapter 135O.

Approved May 22, 2009

CHAPTER 137

REGULATION OF ON-PREMISES CONSUMPTION OF ALCOHOLIC BEVERAGES — PREMISES OCCUPANCY RATES

H.F. 278

AN ACT requiring notification of occupancy rates for certain premises licensed to permit on-premises consumption of alcohol.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 123.32, Code 2009, is amended by adding the following new subsection: NEW SUBSECTION. 4A. **OCCUPANCY RATES.** A local authority located in a county with a population that exceeds three hundred thousand persons, as a condition of obtaining and holding a license or permit for on-premises consumption, shall require the applicant, licensee, or permittee, to provide, and update if necessary, the occupancy rate of the licensed premises.

Approved May 22, 2009