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SENATE FILE
BY MILLER

171

HUMAN RESOURCES

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for certain human services programs and funding
2 streams to be administered by counties in lieu of the
3 department of human services and providing an effective date.

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

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SF 171
HUMAN RESOURCES

1 Section 1. TRANSITION TO COUNTY-ADMINISTERED SERVICES.

2 1. Effective July 1, 2007, notwithstanding the following
3 designated chapters and any other provision of law to the
4 contrary, the programs and services under the designated
5 chapters shall be administered by counties in lieu of the
6 department of human services. The department of human
7 services and county officials shall develop plans, agreements,
8 and other processes to facilitate the transfer of
9 responsibilities from the department to counties and for the
10 associated state and federal funding streams to be provided to
11 counties in the form of block grants or other equitable means.
12 The programs and services to be so transferred include
13 programs and services provided pursuant to all of the
14 following chapters:

15 a. Chapter 232, relating to the juvenile justice code,
16 including but not limited to child abuse assessments and other
17 child protection functions.

18 b. Chapter 232B, relating to the Indian child welfare Act.

19 c. Chapter 234, relating to child and family services.

20 d. Chapter 235, relating to child welfare.

21 e. Chapter 239B, relating to the family investment
22 program.

23 f. Chapter 249, relating to state supplementary
24 assistance.

25 g. Chapter 251, relating to emergency relief
26 administration.

27 2. The programs and services under the chapters designated
28 in this subsection shall remain under the authority of the
29 department of human services when the transfer of
30 responsibilities under subsection 1 is implemented. However,
31 if a program or service under one of the chapters is
32 interrelated with a program or service affected by subsection
33 1, the department shall work with county representatives to
34 propose changes in program or service provisions so that the
35 provisions can be administered effectively for the service

1 consumer, counties, and department when the transfer of
2 responsibilities occurs. The programs and services to remain
3 under the authority of the department as described in this
4 subsection include programs and services provided pursuant to
5 all of the following chapters:

- 6 a. Chapter 222, relating to persons with mental
7 retardation served at a state resource center.
- 8 b. Chapter 230, relating to support of persons with mental
9 illness at a state mental health institute.
- 10 c. Chapter 233, relating to newborn infant custody release
11 procedures (the newborn safe haven Act).
- 12 d. Chapter 233A, relating to the state training school.
- 13 e. Chapter 233B, relating to the state juvenile home.
- 14 f. Chapter 235A, relating to child abuse prevention and
15 registry provisions.
- 16 g. Chapter 235B, relating to dependent adult abuse
17 services, reports, and registry provisions.
- 18 h. Chapter 237, relating to regulation of child foster
19 care facilities.
- 20 i. Chapter 237A, relating to regulation of child care.
- 21 j. Chapter 238, relating to regulation of child placing
22 agencies.
- 23 k. Chapter 249A, relating to the medical assistance
24 program.
- 25 l. Chapter 249B, relating to the medical assistance
26 program assistance provided to institutionalized spouses.
- 27 m. Chapter 249F, relating to transfer of assets and
28 medical assistance program debt.
- 29 n. Chapter 249G, relating to the long-term care asset
30 preservation program.
- 31 o. Chapter 249H, relating to the senior living program.
- 32 p. Chapters 252A through 252K, relating to child and
33 medical support, paternity establishment, support orders, the
34 central employee registry, licensing sanctions, and the
35 uniform interstate family support Act.

1 3. The department shall consult with the Iowa state
2 association of counties and county officials in developing a
3 transition plan to provide for the transfer of service and
4 program administration and funding from the department to
5 counties as required by this section. The transition plan
6 shall include proposed legislation which shall be submitted by
7 the department in accordance with section 2.16 for
8 consideration by the Eighty-first General Assembly, 2006
9 Session. The transition plan shall be submitted to the
10 governor and general assembly on or before December 15, 2005.

11 Sec. 2. Section 217.1, Code 2005, is amended to read as
12 follows:

13 217.1 PROGRAMS-OF-DEPARTMENT PURPOSE -- STATE-COUNTY
14 SERVICE SYSTEM.

15 1. There The department of human services is established a
16 department-of-human-services-to-administer for the purpose of
17 supporting state and county-administered programs designed to
18 improve the well-being and productivity of the people of the
19 state of Iowa. The department shall concern-itself-with adopt
20 statewide standards, apply quality measures, administer those
21 human services programs identified in law, assist counties in
22 meeting federal requirements, provide efficient and equitable
23 financing mechanisms, and provide other support necessary for
24 an effective state and county-administered human services
25 system.

26 2. The state and county-administered human services system
27 is intended to address the problems of human behavior,
28 adjustment, and daily living through the administration of
29 programs of family, child, and adult welfare, economic
30 assistance including costs of medical care, rehabilitation
31 toward self-care and support, delinquency prevention and
32 control, treatment and rehabilitation of juvenile offenders,
33 care and treatment of persons with mental illness or mental
34 retardation, and other related programs as provided by law.

35 Sec. 3. EFFECTIVE DATE. The section of this Act amending

1 section 217.1 takes effect July 1, 2007.

2 EXPLANATION

3 This bill provides for certain human services programs and
4 funding streams to be administered by counties in lieu of the
5 department of human services effective July 1, 2007.

6 The bill identifies Code chapters under which the programs
7 and services administered by the department will be
8 transferred to the counties. The bill also identifies Code
9 chapters that will continue to be administered by the
10 department. However, if a program or service under an
11 identified chapter is interrelated with a program or service
12 being transferred to counties, the department and county
13 representatives are directed to propose changes in program or
14 service provisions so that the provisions can be administered
15 effectively for the service consumer, counties, and department
16 when the transfer of responsibilities occurs. The department
17 is directed to work with the Iowa state association of
18 counties and others in developing a transition plan. The plan
19 is required to include proposed legislation, which shall be
20 submitted for consideration in the 2006 legislative session.
21 The transition plan is required to be submitted to the
22 governor and general assembly by December 15, 2005.

23 Code section 217.1, stating the purpose of the department
24 of human services and programs administered by the department,
25 is amended to provide for a state and county-administered
26 human services system. This section takes effect July 1,
27 2007.

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