

CHAPTER 155
CHILD ABUSE PREVENTION PROGRAM

[Prior to 7/1/83, Social Services[770] Ch 146]
[Previously appeared as Ch 146—renumbered IAB 2/29/84]
[Prior to 2/11/87, Human Services[498]]

PREAMBLE

These rules define and structure the child abuse prevention program. Services are provided through multiple local grant projects, as well as a single statewide performance-based contract for the administration of community-based child abuse prevention projects.

[ARC 3495C, IAB 12/6/17, effective 1/10/18]

441—155.1(235A) Definitions.

“*Advisory committee*” or “*committee*” means the child abuse prevention program advisory committee authorized by Iowa Code section 217.3A.

“*Child abuse prevention program*” or “*program*” means the program established by Iowa Code section 235A.1. Use of either term in the context of this chapter refers to the program as a whole rather than individual projects funded under the program.

“*Community-based volunteer coalition or council*” or “*community council*” means that group of persons who, by consensus of a community’s human service providers, represent that community’s interests in the area of prevention of child abuse and neglect and who serve in that representational capacity without compensation. The consensus of the community’s human service providers may be demonstrated through letters of support or similar documentation.

“*Contractor*” means the single agency or organization with which the department contracts for the administration of the child abuse prevention program.

“*Department*” means the Iowa department of human services.

“*Director*” means the director of the department of human services.

“*Fiscal year*” means the 12-month period for which child abuse prevention program funds are appropriated.

“*Grant project*” means a project funded under the child abuse prevention program as awarded by the department.

[ARC 9489B, IAB 5/4/11, effective 4/15/11; ARC 3495C, IAB 12/6/17, effective 1/10/18]

441—155.2(235A) Contract for program administration. The department shall contract for the administration of the child abuse prevention program through formal competitive procurement conducted according to all applicable state and federal procurement laws.

155.2(1) Eligibility requirements. Eligibility for the program administration contract is limited to statewide agencies or organizations that make maximum use of voluntary administrative services.

155.2(2) Duties. The department shall contract with a single agency or organization to:

a. Administer the grant projects awarded through the appropriated funds and any grants, gifts or bequests to the department that are specifically designated by their source for use in the child abuse prevention program; and

b. Study and evaluate community-based prevention projects and educational programs for the problems of families and children in accordance with the provisions of Iowa Code section 235A.1 and this chapter.

[ARC 9489B, IAB 5/4/11, effective 4/15/11; ARC 3495C, IAB 12/6/17, effective 1/10/18]

441—155.3(235A) Awarding of grants. In any year in which funding is appropriated or otherwise made available for the child abuse prevention program, the contractor shall solicit new grant project proposals or renew existing projects when eligible and in accordance with all applicable state and federal procurement laws. Funds for the grant projects shall be applied for and received by community-based volunteer coalitions or councils. Grant projects may be awarded to fund the establishment or expansion of community-based prevention projects or educational programs for the prevention of child abuse and neglect.

155.3(1) The advisory committee shall establish specific program goals for each fiscal year in which program funds are appropriated and new contracts are issued. These program goals shall address the current and emerging needs of children and families throughout the state.

155.3(2) The contractor shall assist the department in widely disseminating a request for grant project proposals consistent with all state and federal procurement requirements. The request for grant project proposals shall fully describe the child abuse prevention program goals and the procedures for applying for and receiving program funds.

155.3(3) All grant project proposals shall be reviewed by an independent review committee in accordance with all applicable state and federal procurement laws. The contractor shall assist the department in the review and shall consult with the advisory committee on grant project award recommendations. The department will consider the recommendations of the committee but will have final decision-making authority on the awarding of grantee contracts. The committee shall advise the department as to the contractor's compliance with the established program goals.

[ARC 9489B, IAB 5/4/11, effective 4/15/11; ARC 3495C, IAB 12/6/17, effective 1/10/18]

441—155.4(235A) Grantee requirements. In order to receive funding from the department, community councils must be legal entities or must designate a legal entity to receive the project funds directly (e.g., a local service provider).

155.4(1) Grantees, or the identified service providers, shall participate in program evaluation as required by the contractor and the department.

155.4(2) The department shall cause participant data to be entered into the state-administered, Internet-based data collection system identified in Iowa Code section 256I.13(3) and maintained by the Iowa department of public health. This release of information by the department is required by law, and as such, data entered into the system maintained by the Iowa department of public health will no longer be protected by the Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, and associated implementing regulations found at 45 CFR Parts 160, 162, and 164 as amended to August 3, 2022. In addition, no information gathered by grantees and disclosed pursuant to this subrule is gathered for purposes of treating individuals for substance abuse. As such, the data disclosed pursuant to this subrule is not protected by 42 U.S.C. §290dd-2 as amended to August 3, 2022, or by the implementing regulations found at 42 CFR 2 as amended to August 3, 2022. In addition, the substance abuse treatment information so released is not subject to the confidentiality provisions of Iowa law found at Iowa Code sections 125.37 and 125.93.

[ARC 3495C, IAB 12/6/17, effective 1/10/18; ARC 5363C, IAB 12/30/20, effective 3/1/21; Editorial change: IAC Supplement 8/24/22]

These rules are intended to implement Iowa Code sections 235A.1 and 235A.2.

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