A BILL FOR

1 An Act relating to appropriations for health and human
2 services and veterans and including other related provisions
3 and appropriations, providing penalties, and including
4 effective date and retroactive and other applicability date
5 provisions.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1  DIVISION I
2  DEPARTMENT ON AGING — FY 2022-2023
3  Section 1. DEPARTMENT ON AGING. There is appropriated from
4  the general fund of the state to the department on aging for
5  the fiscal year beginning July 1, 2022, and ending June 30,
6  2023, the following amount, or so much thereof as is necessary,
7  to be used for the purposes designated:
8  For aging programs for the department on aging and area
9  agencies on aging to provide citizens of Iowa who are 60
10  years of age and older with case management, Iowa’s aging and
11  disabilities resource center, and other services which may
12  include but are not limited to adult day, respite care, chore,
13  information and assistance, and material aid, for information
14  and options counseling for persons with disabilities who
15  are 18 years of age or older, and for salaries, support,
16  administration, maintenance, and miscellaneous purposes:
17  $11,804,082
18  1. Funds appropriated in this section may be used to
19  supplement federal funds under federal regulations. To
20  receive funds appropriated in this section, a local area
21  agency on aging shall match the funds with moneys from other
22  sources according to rules adopted by the department. Funds
23  appropriated in this section may be used for elderly services
24  not specifically enumerated in this section only if approved
25  by an area agency on aging for provision of the service within
26  the area.
27  2. Of the funds appropriated in this section, $418,700 is
28  transferred to the economic development authority for the Iowa
29  commission on volunteer services to be used for the retired and
30  senior volunteer program.
31  3. a. The department on aging shall establish and enforce
32  procedures relating to expenditure of state and federal funds
33  by area agencies on aging that require compliance with both
34  state and federal laws, rules, and regulations, including but
35  not limited to all of the following:
(1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.

(2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.

(3) Prohibiting prepayment for goods or services not defined specifically by good or service, time period, or recipient.

(4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, at least $600,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes.

5. Of the funds appropriated in this section, $812,000 shall be used for the purposes of chapter 231E and to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the requirements of the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

6. Of the funds appropriated in this section, $1,000,000 shall be used to fund continuation of the aging and disability resource center lifelong links to provide individuals and caregivers with information and services to plan for and maintain independence.
7. Of the funds appropriated in this section, $250,000 shall be used by the department on aging, in collaboration with the department of human services and affected stakeholders, to continue to expand the pilot initiative to provide long-term care options counseling utilizing support planning protocols, to assist non-Medicaid eligible consumers who indicate a preference to return to the community and are deemed appropriate for discharge, to return to their community following a nursing facility stay. The department on aging shall submit a report regarding the outcomes of the pilot initiative to the governor and the general assembly by December 15, 2022.

DIVISION II
OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2022-2023
Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is appropriated from the general fund of the state to the office of long-term care ombudsman for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:
For salaries, support, administration, maintenance, and miscellaneous purposes:

................................................................. $ 1,149,821

DIVISION III
DEPARTMENT OF PUBLIC HEALTH — FY 2022-2023
Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS
For reducing the prevalence of the use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling:

................................................................. $ 23,659,379
S.F. _____ H.F. _____

a. Of the funds appropriated in this subsection, $4,020,894 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and initiatives. Activities of the programs and initiatives shall be in alignment with the United States centers for disease control and prevention best practices for comprehensive tobacco control programs that include the goals of preventing youth initiation of tobacco usage, reducing exposure to secondhand smoke, and promotion of tobacco cessation.

b. (1) Of the funds appropriated in this subsection, $19,638,485 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, youth prevention, and program evaluation.

(2) Of the amount allocated under this paragraph, $306,000 shall be utilized by the department of public health, in collaboration with the department of human services, to maintain a single statewide 24-hour crisis hotline for the Iowa children's behavioral health system that incorporates warmline services which may be provided through expansion of existing capabilities maintained by the department of public health as required pursuant to 2018 Iowa Acts, chapter 1056, section 16.

c. The requirement of section 123.17, subsection 5, is met by the appropriations and allocations made in this division of this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2022.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children and
S.F. ____ H.F. ____

1 adolescents from birth through 21 years of age, and families:  
2 ............................................................... $ 5,816,681  
3  3. CHRONIC CONDITIONS  
4 For serving individuals identified as having chronic  
5 conditions or special health care needs:  
6 ............................................................... $ 4,258,373  
7  4. COMMUNITY CAPACITY  
8 For strengthening the health care delivery system at the  
9 local level:  
10 ............................................................... $ 6,519,306  
11 a. Of the funds appropriated in this subsection, $2,100,000  
12 shall be deposited in the medical residency training account  
13 created in section 135.175, subsection 5, paragraph “a”, and  
14 is appropriated from the account to the department of public  
15 health to be used for the purposes of the medical residency  
16 training state matching grants program as specified in section  
17 135.176.  
18 b. Of the funds appropriated in this subsection, $800,000  
19 shall be used for rural psychiatric residencies to support the  
20 annual creation and training of six psychiatric residents who  
21 will provide mental health services in underserved areas of  
22 the state. Notwithstanding section 8.33, moneys that remain  
23 unencumbered or unobligated at the close of the fiscal year  
24 shall not revert but shall remain available for expenditure for  
25 the purposes designated for subsequent fiscal years.  
26 c. Of the funds appropriated in this subsection, $425,000  
27 shall be used for the creation or continuation of a center of  
28 excellence program to encourage innovation and collaboration  
29 among regional health care providers in a rural area based  
30 upon the results of a regional community needs assessment to  
31 transform health care delivery in order to provide quality,  
32 sustainable care that meets the needs of the local communities.  
33 An applicant for the funds shall specify how the funds will  
34 be expended to accomplish the goals of the program and shall  
35 provide a detailed five-year sustainability plan prior to
1 being awarded any funding. Following the receipt of funding, 2 a recipient shall submit periodic reports as specified by the 3 department to the governor and the general assembly regarding 4 the recipient’s expenditure of the funds and progress in 5 accomplishing the program goals.

5. ESSENTIAL PUBLIC HEALTH SERVICES
6. To provide public health services that reduce risks and 7 invest in promoting and protecting good health over the 8 course of a lifetime with a priority given to older Iowans and 9 vulnerable populations:
10

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tr>
<td>ESSENTIAL PUBLIC HEALTH SERVICES</td>
<td>$ 7,662,464</td>
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6. INFECTIOUS DISEASES
7. For reducing the incidence and prevalence of communicable 8 diseases:
9

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<td>INFECTIOUS DISEASES</td>
<td>$ 1,796,206</td>
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7. PUBLIC PROTECTION
8. a. For protecting the health and safety of the public 9 through establishing standards and enforcing regulations:
10

<table>
<thead>
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<th>Description</th>
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<tr>
<td>PUBLIC PROTECTION</td>
<td>$ 4,706,601</td>
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b. Of the funds appropriated in this subsection, not more 21 than $304,000 shall be credited to the emergency medical 22 services fund created in section 135.25. Moneys in the 23 emergency medical services fund are appropriated to the 24 department to be used for the purposes of the fund.

8. RESOURCE MANAGEMENT
9. For establishing and sustaining the overall ability of the 10 department to deliver services to the public:
11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>RESOURCE MANAGEMENT</td>
<td>$ 933,871</td>
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9. MISCELLANEOUS PROVISIONS
10. The university of Iowa hospitals and clinics under the 11 control of the state board of regents shall not receive 12 indirect costs from the funds appropriated in this section.
13. The university of Iowa hospitals and clinics billings to the 14 department shall be on at least a quarterly basis.

Sec. 4. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING
1 RECEIPTS FUND. There is appropriated from the sports wagering
2 receipts fund created in section 8.57, subsection 6, to the
3 department of public health for the fiscal year beginning July
4 1, 2022, and ending June 30, 2023, the following amount, or
5 so much thereof as is necessary, to be used for the purposes
6 designated:
7 For problem gambling and substance-related disorder
8 prevention, treatment, and recovery services, including a
9 24-hour helpline, public information resources, professional
10 training, youth prevention, and program evaluation:
11 .................................................. $ 1,750,000
12
13 DEPARTMENT OF VETERANS AFFAIRS — FY 2022-2023
14 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is
15 appropriated from the general fund of the state to the
16 department of veterans affairs for the fiscal year beginning
17 July 1, 2022, and ending June 30, 2023, the following amounts,
18 or so much thereof as is necessary, to be used for the purposes
19 designated:
20 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION
21 For salaries, support, maintenance, and miscellaneous
22 purposes:
23 .................................................. $ 1,415,288
24 2. IOWA VETERANS HOME
25 For salaries, support, maintenance, and miscellaneous
26 purposes:
27 .................................................. $ 7,131,552
28 a. The Iowa veterans home billings involving the department
29 of human services shall be submitted to the department on at
30 least a monthly basis.
31 b. The Iowa veterans home expenditure report shall be
32 submitted monthly to the general assembly.
33 c. The Iowa veterans home shall continue to include in the
34 annual discharge report applicant information to provide for
35 the collection of demographic information including but not
S.F. ____ H.F. ____

1 limited to the number of individuals applying for admission and
2 admitted or denied admittance and the basis for the admission
3 or denial; the age, gender, and race of such individuals;
4 and the level of care for which such individuals applied for
5 admission including residential or nursing level of care.
6 3. HOME OWNERSHIP ASSISTANCE PROGRAM
7 For transfer to the Iowa finance authority for the
8 continuation of the home ownership assistance program for
9 persons who are or were eligible members of the armed forces of
10 the United States, pursuant to section 16.54:
11 ................................................................. $ 2,000,000
12 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
13 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
14 appropriation in section 35A.16 for the fiscal year beginning
15 July 1, 2022, and ending June 30, 2023, the amount appropriated
16 from the general fund of the state pursuant to that section
17 for the following designated purposes shall not exceed the
18 following amount:
19 For the county commissions of veteran affairs fund under
20 section 35A.16:
21 ................................................................. $ 990,000
22      DIVISION V
23      DEPARTMENT OF HUMAN SERVICES — FY 2022-2023
24 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
25 GRANT. There is appropriated from the fund created in section
26 8.41 to the department of human services for the fiscal year
27 beginning July 1, 2022, and ending June 30, 2023, from moneys
28 received under the federal temporary assistance for needy
29 families (TANF) block grant pursuant to the federal Personal
30 Responsibility and Work Opportunity Reconciliation Act of 1996,
31 Pub. L. No. 104-193, and successor legislation, the following
32 amounts, or so much thereof as is necessary, to be used for the
33 purposes designated:
34 1. To be credited to the family investment program account
35 and used for assistance under the family investment program
1 under chapter 239B:
2 2. To be credited to the family investment program account
3 and used for the job opportunities and basic skills (JOBS)
4 program and implementing family investment agreements in
5 accordance with chapter 239B:
6 7. ................................................................. $ 5,002,006
7 8. To be used for the family development and
8 self-sufficiency grant program in accordance with section
9 10. 216A.107:
11 11. ................................................................. $ 2,888,980
12 Notwithstanding section 8.33, moneys appropriated in this
13 subsection that remain unencumbered or unobligated at the close
14 of the fiscal year shall not revert but shall remain available
15 for expenditure for the purposes designated until the close of
16 the succeeding fiscal year. However, unless such moneys are
17 encumbered or obligated on or before September 30, 2023, the
18 moneys shall revert.
19 4. For field operations:
20 5. For general administration:
21 6. For state child care assistance:
22 7. ................................................................. $ 31,296,232
23 8. ................................................................. $ 3,744,000
24 9. ................................................................. $ 47,166,826
25 a. Of the funds appropriated in this subsection,
26 $26,205,412 is transferred to the child care and development
27 block grant appropriation made by the Eighty-ninth General
28 Assembly, 2022 session, for the federal fiscal year beginning
29 October 1, 2022, and ending September 30, 2023. Of this
30 amount, $200,000 shall be used for provision of educational
31 opportunities to registered child care home providers in order
32 to improve services and programs offered by this category
33 of providers and to increase the number of providers. The
34 department may contract with institutions of higher education
35 or child care resource and referral centers to provide
1 the educational opportunities. Allowable administrative
2 costs under the contracts shall not exceed 5 percent. The
3 application for a grant shall not exceed two pages in length.
4 b. Any funds appropriated in this subsection remaining
5 unallocated shall be used for state child care assistance
6 payments for families who are employed including but not
7 limited to individuals enrolled in the family investment
8 program.
9 7. For child and family services:
10 .......................................................... $ 32,380,654
11 8. For child abuse prevention grants:
12 .......................................................... $ 125,000
13 9. For pregnancy prevention grants on the condition that
14 family planning services are funded:
15 .......................................................... $ 1,913,203
16 Pregnancy prevention grants shall be awarded to programs
17 in existence on or before July 1, 2022, if the programs have
18 demonstrated positive outcomes. Grants shall be awarded to
19 pregnancy prevention programs which are developed after July
20 1, 2022, if the programs are based on existing models that
21 have demonstrated positive outcomes. Grants shall comply with
22 the requirements provided in 1997 Iowa Acts, chapter 208,
23 section 14, subsections 1 and 2, including the requirement that
24 grant programs must emphasize sexual abstinence. Priority in
25 the awarding of grants shall be given to programs that serve
26 areas of the state which demonstrate the highest percentage of
27 unplanned pregnancies of females of childbearing age within the
28 geographic area to be served by the grant.
29 10. For technology needs and other resources necessary to
30 meet federal and state reporting, tracking, and case management
31 requirements and other departmental needs:
32 .......................................................... $ 1,037,186
33 11. a. Notwithstanding any provision to the contrary,
34 including but not limited to requirements in section 8.41 or
35 provisions in 2021 Iowa Acts or 2022 Iowa Acts regarding the
receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state and not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2022, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for families who are employed, and for the family investment program share of system costs for eligibility determination and related functions. The federal funds appropriated in this paragraph "a" shall be expended only after all other funds appropriated in subsection 1 for assistance under the family investment program, in subsection 6 for state child care assistance, or in subsection 10 for technology costs related to the family investment program, as applicable, have been expended. For the purposes of this subsection, the funds appropriated in subsection 6, paragraph "a", for transfer to the child care and development block grant appropriation are considered fully expended when the full amount has been transferred.

b. The department shall, on a quarterly basis, advise the general assembly and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

12. Of the amounts appropriated in this section, $12,962,008 for the fiscal year beginning July 1, 2022, is transferred to the appropriation of the federal social services block grant made to the department of human services for that fiscal year.

13. For continuation of the program providing categorical eligibility for the supplemental nutrition assistance program (SNAP) as specified for the program in the section of this division of this Act relating to the family investment program account:

$ 14,236
14. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

15. With the exception of moneys allocated under this section for the family development and self-sufficiency grant program, to the extent moneys allocated in this section are deemed by the department not to be necessary to support the purposes for which they are allocated, such moneys may be used in the same fiscal year for any other purpose for which funds are allocated in this section or in section 8 of this division of this Act for the family investment program account. If there are conflicting needs, priority shall first be given to the family investment program account as specified under subsection 1 of this section and used for the purposes of assistance under the family investment program in accordance with chapter 239B, followed by state child care assistance program payments for families who are employed, followed by other priorities as specified by the department.

Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2022, and ending June 30, 2023, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes, including administrative and information technology costs associated with rent reimbursement and other income assistance programs administered by the department.

3. The department may transfer funds allocated in
1 subsection 4, excluding the allocation under subsection 4,
2 paragraph "b", to the appropriations made in this division of
3 this Act for the same fiscal year for general administration
4 and field operations for resources necessary to implement
5 and operate the services referred to in this section and
6 those funded in the appropriations made in section 7 for the
7 temporary assistance for needy families block grant and in
8 section 9 for the family investment program from the general
9 fund of the state in this division of this Act for the same
10 fiscal year.
11 4. Moneys appropriated in this division of this Act and
12 credited to the FIP account for the fiscal year beginning July
13 1, 2022, and ending June 30, 2023, are allocated as follows:
14 a. To be retained by the department of human services to
15 be used for coordinating with the department of human rights
16 to more effectively serve participants in FIP and other shared
17 clients and to meet federal reporting requirements under the
18 federal temporary assistance for needy families block grant:
19 ........................................... $ 10,000
20 b. To the department of human rights for staffing,
21 administration, and implementation of the family development
22 and self-sufficiency grant program in accordance with section
23 216A.107:
24 ........................................... $ 7,192,834
25 (1) Of the funds allocated for the family development
26 and self-sufficiency grant program in this paragraph "b",
27 not more than 5 percent of the funds shall be used for the
28 administration of the grant program.
29 (2) The department of human rights may continue to implement
30 the family development and self-sufficiency grant program
31 statewide during fiscal year 2022-2023.
32 (3) The department of human rights may engage in activities
33 to strengthen and improve family outcomes measures and
34 data collection systems under the family development and
35 self-sufficiency grant program.
c. For the diversion subaccount of the FIP account:

........................................................................ $ 1,293,000

A portion of the moneys allocated for the diversion
subaccount may be used for field operations, salaries, data
management system development, and implementation costs and
support deemed necessary by the director of human services
in order to administer the FIP diversion program. To the
extent moneys allocated in this paragraph "c" are deemed by the
department not to be necessary to support diversion activities,
such moneys may be used for other efforts intended to increase
engagement by family investment program participants in work,
education, or training activities, or for the purposes of
assistance under the family investment program in accordance
with chapter 239B.

d. For the SNAP employment and training program:

........................................................................ $ 66,588

(1) The department shall apply the federal SNAP employment
and training state plan in order to maximize to the fullest
extent permitted by federal law the use of the 50 percent
federal reimbursement provisions for the claiming of allowable
federal reimbursement funds from the United States department
of agriculture pursuant to the federal SNAP employment and
training program for providing education, employment, and
training services for eligible SNAP participants, including
but not limited to related dependent care and transportation
expenses.

(2) The department shall continue the categorical federal
SNAP eligibility at 160 percent of the federal poverty level
and continue to eliminate the asset test from eligibility
requirements, consistent with federal SNAP requirements. The
department shall include as many SNAP households as is allowed
by federal law. The eligibility provisions shall conform to
all federal requirements including requirements addressing
individuals who are incarcerated or otherwise ineligible.

e. For the JOBS program, not more than:
1  ................................................................. $ 11,710,593
2  5. Of the child support collections assigned under FIP,
3  an amount equal to the federal share of support collections
4  shall be credited to the child support recovery appropriation
5  made in this division of this Act. Of the remainder of the
6  assigned child support collections received by the child
7  support recovery unit, a portion shall be credited to the FIP
8  account, a portion may be used to increase recoveries, and a
9  portion may be used to sustain cash flow in the child support
10 payments account. If as a consequence of the appropriations
11 and allocations made in this section the resulting amounts
12 are insufficient to sustain cash assistance payments and meet
13 federal maintenance of effort requirements, the department
14 shall seek supplemental funding. If child support collections
15 assigned under FIP are greater than estimated or are otherwise
16 determined not to be required for maintenance of effort, the
17 state share of either amount may be transferred to or retained
18 in the child support payments account.
19  Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
20 is appropriated from the general fund of the state to the
21 department of human services for the fiscal year beginning July
22 1, 2022, and ending June 30, 2023, the following amount, or
23 so much thereof as is necessary, to be used for the purpose
24 designated:
25  To be credited to the family investment program (FIP)
26 account and used for family investment program assistance
27 under chapter 239B and other costs associated with providing
28 needs-based benefits or assistance:
29  ................................................................. $ 41,003,978
30  1. Of the funds appropriated in this section, $6,606,198 is
31 allocated for the JOBS program.
32  2. Of the funds appropriated in this section, $4,313,854 is
33 allocated for the family development and self-sufficiency grant
34 program.
35  3. a. Notwithstanding section 8.39, for the fiscal
1 year beginning July 1, 2022, if necessary to meet federal
2 maintenance of effort requirements or to transfer federal
3 temporary assistance for needy families block grant funding
4 to be used for purposes of the federal social services block
5 grant or to meet cash flow needs resulting from delays in
6 receiving federal funding or to implement, in accordance with
7 this division of this Act, activities currently funded with
8 juvenile court services, county, or community moneys and state
9 moneys used in combination with such moneys; to comply with
10 federal requirements; or to maximize the use of federal funds;
11 the department of human services may transfer funds within or
12 between any of the appropriations made in this division of this
13 Act and appropriations in law for the federal social services
14 block grant to the department for the following purposes,
15 provided that the combined amount of state and federal
16 temporary assistance for needy families block grant funding
17 for each appropriation remains the same before and after the
18 transfer:
19    (1) For the family investment program.
20    (2) For state child care assistance.
21    (3) For child and family services.
22    (4) For field operations.
23    (5) For general administration.
24  b. This subsection shall not be construed to prohibit the
25 use of existing state transfer authority for other purposes.
26 The department shall report any transfers made pursuant to this
27 subsection to the general assembly.
28  4. Of the funds appropriated in this section, $195,000
29 shall be used for a contract for tax preparation assistance
30 to low-income Iowans to expand the usage of the earned income
31 tax credit. The purpose of the contract is to supply this
32 assistance to underserved areas of the state. The department
33 shall not retain any portion of the allocation under this
34 subsection for administrative costs.
35  5. Of the funds appropriated in this section, $70,000 shall
be used for the continuation of the parenting program, as specified in 441 IAC ch. 100, relating to parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility headquartered in a county with a population over 450,000 according to the 2020 certified federal census. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based multi-countyparenthood initiative that promotes payment of child support obligations, improved family relationships, and full-time employment.

6. The department may transfer funds appropriated in this section, excluding the allocation in subsection 2 for the family development and self-sufficiency grant program, to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section, section 7 for the temporary assistance for needy families block grant, and section 8 for the family investment account.

Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and miscellaneous purposes:

.......................... $ 15,942,885

1. The department shall expend up to $24,000, including federal financial participation, for the fiscal year beginning July 1, 2022, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public awareness campaign shall emphasize, through a variety of...
media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

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

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

Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE — FY 2022-2023. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2022, and ending June 30, 2023, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY 2022-2023. Any funds remaining in the Medicaid fraud fund created in section 249A.50 for the fiscal year beginning July 1, 2022, and ending June 30, 2023, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30,
2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2022, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

1. Iowans support reducing the number of abortions performed in our state. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

2. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N.

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

4. Of the funds appropriated in this Act to the department of public health for addictive disorders, $950,000 for the fiscal year beginning July 1, 2022, is transferred to the department of human services for an integrated substance-related disorder managed care system. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractors. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.
5. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

6. Of the funds appropriated in this section, up to $3,050,082 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

7. Of the funds appropriated in this section, up to $442,100 may be transferred to the appropriation in this division of this Act for health program operations to be used for clinical assessment services and prior authorization of services.

8. A portion of the funds appropriated in this section may be transferred to the appropriations in this division of this Act for general administration, health program operations, the children's health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children's health insurance programs as developed by the centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300, and to support other reviews and quality control activities to improve the integrity of these programs.

9. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons...
with mental illness, and intermediate care facilities for persons with an intellectual disability, with incomes of less than $50 in the amount necessary for the residents to receive a personal needs allowance of $50 per month pursuant to section 249A.30A.

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

11. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for health program operations to be used for administrative activities associated with the money follows the person demonstration project.

12. Of the funds appropriated in this section, $349,011 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

13. a. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to sustain cost management efforts. The department shall report any such increase to the general assembly and the department of management.

b. If the savings to the medical assistance program from ongoing cost management efforts exceed the associated cost for the fiscal year beginning July 1, 2022, the department may transfer any savings generated for the fiscal year due to medical assistance program cost management efforts to the appropriation made in this division of this Act for health program operations or general administration to defray the costs associated with implementing the efforts.

14. For the fiscal year beginning July 1, 2022, and ending June 30, 2023, the replacement generation tax revenues required
to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph "d", and section 437A.15, subsection 3, paragraph "f", shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this section.

15. a. Of the funds appropriated in this section, up to $50,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses and for not more than 1.00 full-time equivalent position, in addition to those authorized for the same fiscal year, to be assigned to implementing the children's mental health home project.

b. Of the funds appropriated in this section, up to $400,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for Medicaid program-related general administration planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for and the positions authorized for general administration for the fiscal year.

c. Of the funds appropriated in this section, up to $3,000,000 may be transferred by the department to the appropriations made in this division of this Act for the same fiscal year for general administration or health program operations to be used to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

16. Of the funds appropriated in this section, $150,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal poverty level as defined by the most recently revised poverty
income guidelines published by the United States department of health and human services. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this subsection shall not be used as nonfederal share matching funds.

17. Of the funds appropriated in this section, up to $3,383,880 shall be used for administration of the state family planning services program pursuant to section 217.41B, and of this amount, the department may use up to $200,000 for administrative expenses.

18. Of the funds appropriated in this section, $1,545,530 shall be used and may be transferred to other appropriations in this division of this Act as necessary to administer the provisions in the division of this Act relating to Medicaid program administration.

19. The department shall comply with the centers for Medicare and Medicaid services' guidance related to Medicaid program and children's health insurance program maintenance of effort provisions, including eligibility standards, methodologies, procedures, and continuous enrollment, to receive the enhanced federal medical assistance percentage under section 6008(b) of the federal Families First Coronavirus Response Act, Pub. L. No. 116-127. The department shall utilize and implement all tools, processes, and resources available to expediently return to normal eligibility and enrollment operations in compliance with federal guidance and expectations.

20. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for the children's health insurance program if the children's health insurance program appropriation is not sufficient to cover the designated purposes of that
Sec. 14. HEALTH PROGRAM OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For health program operations:

$17,831,343

1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.

2. Of the funds appropriated in this section, $50,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.

3. Of the amount appropriated in this section, up to $200,000 may be transferred to the appropriation for general administration in this division of this Act to be used for additional full-time equivalent positions in the development of key health initiatives such as development and oversight of managed care programs and development of health strategies targeted toward improved quality and reduced costs in the Medicaid program.

4. Of the funds appropriated in this section, $1,000,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.

5. a. Of the funds appropriated in this section, $573,000 shall be credited to the autism support program fund created in section 225D.2 to be used for the autism support program created in chapter 225D, with the exception of the following
1 amount of this allocation which shall be used as follows:
2 b. Of the funds allocated in this subsection, $25,000 shall
3 be used for the public purpose of continuation of a grant to
4 a nonprofit provider of child welfare services that has been
5 in existence for more than 115 years, is located in a county
6 with a population between 220,000 and 250,000 according to the
7 2020 federal decennial census, is licensed as a psychiatric
8 medical institution for children, and provides school-based
9 programming, to be used for support services for children with
10 autism spectrum disorder and their families.
11 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.
12 1. There is appropriated from the general fund of the
13 state to the department of human services for the fiscal year
14 beginning July 1, 2022, and ending June 30, 2023, the following
15 amount, or so much thereof as is necessary, to be used for the
16 purpose designated:
17 For the state supplementary assistance program:
18 ................................................................. $ 7,349,002
19 2. The department shall increase the personal needs
20 allowance for residents of residential care facilities by the
21 same percentage and at the same time as federal supplemental
22 security income and federal social security benefits are
23 increased due to a recognized increase in the cost of living.
24 The department may adopt emergency rules to implement this
25 subsection.
26 3. If during the fiscal year beginning July 1, 2022,
27 the department projects that state supplementary assistance
28 expenditures for a calendar year will not meet the federal
29 pass-through requirement specified in Tit. XVI of the federal
30 Social Security Act, section 1618, as codified in 42 U.S.C.
31 §1382g, the department may take actions including but not
32 limited to increasing the personal needs allowance for
33 residential care facility residents and making programmatic
34 adjustments or upward adjustments of the residential care
35 facility or in-home health-related care reimbursement rates
prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated, including for liability amounts associated with the supplemental nutrition assistance program payment error rate, until the close of the succeeding fiscal year.

Sec. 16. CHILDREN'S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial participation under Tit. XXI of the federal Social Security Act, which creates the children's health insurance program:

$41,713,403

2. Of the funds appropriated in this section, $158,850 is allocated for continuation of the contract for outreach with the department of public health.

3. A portion of the funds appropriated in this section may be transferred to the appropriations made in this division of this Act for field operations or health program operations to be used for the integration of hawk-i program eligibility, payment, and administrative functions under the purview of the department of human services, including for the Medicaid management information system upgrade.
Sec. 17. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

$40,816,931

1. Of the funds appropriated in this section, $34,966,931 shall be used for state child care assistance in accordance with section 237A.13.

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

3. A list of the registered and licensed child care facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, $5,850,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section 256I.11. The moneys shall be distributed for funding of community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256I.8.

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

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

7. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If there is an unanticipated increase in federal funding provided for state child care services, the entire amount of the increase, except as necessary to meet federal requirements including quality set asides, shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.
S.F. _____ H.F. _____

8. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 18. JUVENILE INSTITUTION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. a. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes:

$17,606,871

b. Of the funds appropriated in this subsection, $91,000 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

2. A portion of the moneys appropriated in this section shall be used by the state training school at Eldora for grants for adolescent pregnancy prevention activities at the institution in the fiscal year beginning July 1, 2022.

3. Of the funds appropriated in this subsection, $212,000 shall be used by the state training school at Eldora for a substance use disorder treatment program at the institution for the fiscal year beginning July 1, 2022.

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

Sec. 19. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

$89,371,930

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

3. a. Of the funds appropriated in this section, up to $36,500,000 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this paragraph “a”, the department may reallocate the excess to provide additional funding for family foster care, independent living, family-centered services, shelter care, or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2022, annualization of a service area’s current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to
identify those which might be appropriate for termination.  
In addition, any aftercare services believed to be needed 
for the children whose placements may be terminated shall be 
identified. The department and juvenile court services shall 
initiate action to set dispositional review hearings for the 
placements identified. In such a dispositional review hearing,
the juvenile court shall determine whether needed aftercare 
services are available and whether termination of the placement 
is in the best interest of the child and the community.

4. In accordance with the provisions of section 232.188,
the department shall continue the child welfare and juvenile 
justice funding initiative during fiscal year 2022-2023. Of 
the funds appropriated in this section, $1,717,000 is allocated 
specifically for expenditure for fiscal year 2022-2023 through 
the decategorization services funding pools and governance 
boards established pursuant to section 232.188.

5. A portion of the funds appropriated in this section 
may be used for emergency family assistance to provide other 
resources required for a family participating in a family 
preservation or reunification project or successor project to 
stay together or to be reunified.

6. Of the funds appropriated in this section, a sufficient 
amount is allocated for shelter care and the child welfare 
emergency services contracting implemented to provide for or 
prevent the need for shelter care.

7. Federal funds received by the state during the fiscal 
year beginning July 1, 2022, as the result of the expenditure 
of state funds appropriated during a previous state fiscal 
year for a service or activity funded under this section are 
appropriated to the department to be used as additional funding 
for services and purposes provided for under this section. 
Notwithstanding section 8.33, moneys received in accordance 
with this subsection that remain unencumbered or unobligated at 
the close of the fiscal year shall not revert to any fund but 
shall remain available for the purposes designated until the
close of the succeeding fiscal year.

8. a. Of the funds appropriated in this section, up to $3,290,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this paragraph "a", up to $1,556,000 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than $15,000 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to $748,000 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department’s service areas as determined by the administrator of the department of human services’ division of child and family services. The state court administrator and the division administrator shall make the determination of the distribution amounts on or before June 15, 2022.

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

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

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

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

9. Of the funds appropriated in this section, $12,253,000 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn a federal Tit. IV-E match for juvenile court services administration may be used for the juvenile delinquent graduated sanctions services.

10. Of the funds appropriated in this section, $1,658,000 is transferred to the department of public health to be used for the child protection center grant program for child protection centers located in Iowa in accordance with section 135.118. The grant amounts under the program shall be equalized so that each center receives a uniform base amount of $245,000, and so that the remaining funds are awarded through a funding formula based upon the volume of children served. To increase access
to child protection center services for children in rural areas, the funding formula for the awarding of the remaining funds shall provide for the awarding of an enhanced amount to eligible grantees to develop and maintain satellite centers in underserved regions of the state.

11. Of the funds appropriated in this section, $4,025,000 is allocated for the preparation for adult living program pursuant to section 234.46.

12. Of the funds appropriated in this section, $227,000 shall be used for the public purpose of continuing a grant to a nonprofit human services organization, providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

13. Of the funds appropriated in this section, $300,000 is allocated for the foster care youth council approach of providing a support network to children placed in foster care.

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

15. Of the funds appropriated in this section, $630,000 is allocated for the community partnership for child protection sites.

16. Of the funds appropriated in this section, $371,000 is allocated for the department’s minority youth and family projects under the redesign of the child welfare system.

17. Of the funds appropriated in this section, $851,000 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa.

18. Of the funds appropriated in this section, at least $147,000 shall be used for the continuation of the child
welfare provider training program.

19. Of the funds appropriated in this section, $211,000 shall be used for continuation of the central Iowa system of care program grant for the purposes of funding community-based services and other supports with a system of care approach for children with serious emotional disturbance and their families through a nonprofit provider that is located in a county with a population of more than 450,000 according to the 2020 certified federal census, is licensed as a psychiatric medical institution for children, and was a system of care grantee prior to July 1, 2022.

20. Of the funds appropriated in this section, $235,000 shall be used for the public purpose of the continuation and expansion of a system of care program grant implemented in Cerro Gordo and Linn counties to utilize a comprehensive and long-term approach for helping children and families by addressing the key areas in a child’s life of childhood basic needs, education and work, family, and community.

21. Of the funds appropriated in this section, $110,000 shall be used for the public purpose of funding community-based services and other supports with a system of care approach for children with a serious emotional disturbance and their families through a nonprofit provider of child welfare services that has been in existence for more than 115 years, is located in a county with a population of more than 230,000 according to the 2020 certified federal census, is licensed as a psychiatric medical institution for children, and was a system of care grantee prior to July 1, 2022.

22. If a separate funding source is identified that reduces the need for state funds within an allocation under this section, the allocated state funds may be redistributed to other allocations under this section for the same fiscal year.

23. Of the funds appropriated in this section, a portion may be used for family-centered services for purposes of complying with the federal Family First Prevention Services Act of 2018,
Sec. 20. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

a. For adoption subsidy payments and related costs and for other services provided for under paragraph "b", subparagraph (2):

$40,596,007

b. (1) Of the funds appropriated in this section, a sufficient amount is allocated for adoption subsidy payments and related costs.

(2) Any funds appropriated in this section remaining after the allocation under subparagraph (1) are designated and allocated as state savings resulting from implementation of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008, Pub. L. No. 110-351, and successor legislation, as determined in accordance with 42 U.S.C. §673(a)(8), and shall be used for post-adoption services and for other purposes allowed under these federal laws, Tit. IV-B or Tit. IV-E of the federal Social Security Act.

(a) The department of human services may transfer funds allocated in this subparagraph (2) to the appropriation for child and family services in this division of this Act for the purposes designated in this subparagraph (2).

(b) Notwithstanding section 8.33, moneys allocated under this subparagraph (2) shall not revert to any fund but shall remain available for the purposes designated in this subparagraph (2) until expended.

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.
1 3. Federal funds received by the state during the
2 fiscal year beginning July 1, 2022, as the result of the
3 expenditure of state funds during a previous state fiscal
4 year for a service or activity funded under this section are
5 appropriated to the department to be used as additional funding
6 for the services and activities funded under this section.
7 Notwithstanding section 8.33, moneys received in accordance
8 with this subsection that remain unencumbered or unobligated
9 at the close of the fiscal year shall not revert to any fund
10 but shall remain available for expenditure for the purposes
11 designated until the close of the succeeding fiscal year.
12 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited
13 in the juvenile detention home fund created in section 232.142
14 during the fiscal year beginning July 1, 2022, and ending June
15 30, 2023, are appropriated to the department of human services
16 for the fiscal year beginning July 1, 2022, and ending June 30,
17 2023, for distribution of an amount equal to a percentage of
18 the costs of the establishment, improvement, operation, and
19 maintenance of county or multicounty juvenile detention homes
20 in the fiscal year beginning July 1, 2021. Moneys appropriated
21 for distribution in accordance with this section shall be
22 allocated among eligible detention homes, prorated on the basis
23 of an eligible detention home’s proportion of the costs of all
24 eligible detention homes in the fiscal year beginning July
25 1, 2021. The percentage figure shall be determined by the
26 department based on the amount available for distribution for
27 the fund. Notwithstanding section 232.142, subsection 3, the
28 financial aid payable by the state under that provision for the
29 fiscal year beginning July 1, 2022, shall be limited to the
30 amount appropriated for the purposes of this section.
31 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.
32 1. There is appropriated from the general fund of the
33 state to the department of human services for the fiscal year
34 beginning July 1, 2022, and ending June 30, 2023, the following
35 amount, or so much thereof as is necessary, to be used for the
1 purpose designated:
2 For the family support subsidy program subject to the
3 enrollment restrictions in section 225C.37, subsection 3:
4 ................................................................. $ 949,282
5 2. At least $931,536 of the moneys appropriated in this
6 section is transferred to the department of public health for
7 the family support center component of the comprehensive family
8 support program under chapter 225C, subchapter V.
9 3. If at any time during the fiscal year, the amount of
10 funding available for the family support subsidy program
11 is reduced from the amount initially used to establish the
12 figure for the number of family members for whom a subsidy
13 is to be provided at any one time during the fiscal year,
14 notwithstanding section 225C.38, subsection 2, the department
15 shall revise the figure as necessary to conform to the amount
16 of funding available.
17 Sec. 23. CONNER DECREE. There is appropriated from the
18 general fund of the state to the department of human services
19 for the fiscal year beginning July 1, 2022, and ending June 30,
20 2023, the following amount, or so much thereof as is necessary,
21 to be used for the purpose designated:
22 For building community capacity through the coordination
23 and provision of training opportunities in accordance with the
24 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
25 Iowa, July 14, 1994):
26 ................................................................. $ 33,632
27 Sec. 24. MENTAL HEALTH INSTITUTES.
28 1. There is appropriated from the general fund of the
29 state to the department of human services for the fiscal year
30 beginning July 1, 2022, and ending June 30, 2023, the following
31 amounts, or so much thereof as is necessary, to be used for the
32 purposes designated:
33 a. For operation of the state mental health institute at
34 Cherokee as required by chapters 218 and 226 for salaries,
35 support, maintenance, and miscellaneous purposes:
S.F. _____ H.F. _____

1 ............................................................... $ 15,613,624
2   b. For operation of the state mental health institute at
3   Independence as required by chapters 218 and 226 for salaries,
4   support, maintenance, and miscellaneous purposes:
5 ............................................................... $ 19,688,928
6  2. a. Notwithstanding sections 218.78 and 249A.11, any
7   revenue received from the state mental health institute at
8   Cherokee or the state mental health institute at Independence
9   pursuant to 42 C.F.R §438.6(e) may be retained and expended by
10  the mental health institute.
11   b. Notwithstanding sections 218.78 and 249A.11, any
12   COVID-19 related funding received through federal funding
13   sources by the state mental health institute at Cherokee or the
14   state mental health institute at Independence may be retained
15   and expended by the mental health institute.
16  3. Notwithstanding any provision of law to the contrary,
17   a Medicaid member residing at the state mental health
18   institute at Cherokee or the state mental health institute
19   at Independence shall retain Medicaid eligibility during
20   the period of the Medicaid member’s stay for which federal
21   financial participation is available.
22   4. Notwithstanding section 8.33, moneys appropriated in
23   this section that remain unencumbered or unobligated at the
24   close of the fiscal year shall not revert but shall remain
25   available for expenditure for the purposes designated until the
26   close of the succeeding fiscal year.
27   Sec. 25. STATE RESOURCE CENTERS.
28   1. There is appropriated from the general fund of the
29   state to the department of human services for the fiscal year
30   beginning July 1, 2022, and ending June 30, 2023, the following
31   amounts, or so much thereof as is necessary, to be used for the
32   purposes designated:
33   a. For the state resource center at Glenwood for salaries,
34   support, maintenance, and miscellaneous purposes:
35   ............................................................... $ 16,288,739
b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes: $13,409,294

2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of intermediate care facilities for persons with an intellectual disability services, in a manner which does not shift costs between the medical assistance program, mental health and disability services regions, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department's administration and the department of management concur with a finding by a state resource center's superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center's superintendent may reclassify any vacant position as necessary to fill the desired position. The superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may
1 authorize opening not more than two units or other facilities
2 and begin implementing the service or addressing the special
3 need during fiscal year 2022-2023.
4 6. Notwithstanding section 8.33, and notwithstanding
5 the amount limitation specified in section 222.92, moneys
6 appropriated in this section that remain unencumbered or
7 unobligated at the close of the fiscal year shall not revert
8 but shall remain available for expenditure for the purposes
9 designated until the close of the succeeding fiscal year.
10 Sec. 26. SEXUALLY VIOLENT PREDATORS.
11 1. There is appropriated from the general fund of the
12 state to the department of human services for the fiscal year
13 beginning July 1, 2022, and ending June 30, 2023, the following
14 amount, or so much thereof as is necessary, to be used for the
15 purpose designated:
16 For costs associated with the commitment and treatment of
17 sexually violent predators in the unit located at the state
18 mental health institute at Cherokee, including costs of legal
19 services and other associated costs, including salaries,
20 support, maintenance, and miscellaneous purposes:
21 .............................................................. $ 13,891,276
22 2. Unless specifically prohibited by law, if the amount
23 charged provides for recoupment of at least the entire amount
24 of direct and indirect costs, the department of human services
25 may contract with other states to provide care and treatment
26 of persons placed by the other states at the unit for sexually
27 violent predators at Cherokee. The moneys received under
28 such a contract shall be considered to be repayment receipts
29 and used for the purposes of the appropriation made in this
30 section.
31 3. Notwithstanding section 8.33, moneys appropriated in
32 this section that remain unencumbered or unobligated at the
33 close of the fiscal year shall not revert but shall remain
34 available for expenditure for the purposes designated until the
35 close of the succeeding fiscal year.
1 Sec. 27. FIELD OPERATIONS.
2 1. There is appropriated from the general fund of the
3 state to the department of human services for the fiscal year
4 beginning July 1, 2022, and ending June 30, 2023, the following
5 amount, or so much thereof as is necessary, to be used for the
6 purposes designated:
7 For field operations, including salaries, support,
8 maintenance, and miscellaneous purposes:
9 .......................................................... $ 65,894,438
10 2. Priority in filling full-time equivalent positions
11 shall be given to those positions related to child protection
12 services and eligibility determination for low-income families.
13 Sec. 28. GENERAL ADMINISTRATION. There is appropriated
14 from the general fund of the state to the department of human
15 services for the fiscal year beginning July 1, 2022, and ending
16 June 30, 2023, the following amount, or so much thereof as is
17 necessary, to be used for the purpose designated:
18 For general administration, including salaries, support,
19 maintenance, and miscellaneous purposes:
20 .......................................................... $ 15,342,189
21 1. The department shall report at least monthly to the
22 general assembly concerning the department’s operational and
23 program expenditures.
24 2. Of the funds appropriated in this section, $150,000 shall
25 be used for the provision of a program to provide technical
26 assistance, support, and consultation to providers of home and
27 community-based services under the medical assistance program.
28 3. Of the funds appropriated in this section, $50,000
29 is transferred to the Iowa finance authority to be used
30 for administrative support of the council on homelessness
31 established in section 16.2D and for the council to fulfill its
32 duties in addressing and reducing homelessness in the state.
33 4. Of the funds appropriated in this section, $200,000 shall
34 be transferred to and deposited in the administrative fund of
35 the Iowa ABLE savings plan trust created in section 12I.4, to
be used for implementation and administration activities of the
Iowa ABLE savings plan trust.

5. Of the funds appropriated in this section, $200,000 is
transferred to the economic development authority for the Iowa
commission on volunteer services to continue to be used for the
RefugeeRISE AmeriCorps program established under section 15H.8
for member recruitment and training to improve the economic
well-being and health of economically disadvantaged refugees in
local communities across Iowa. Funds transferred may be used
to supplement federal funds under federal regulations.

6. Of the funds appropriated in this section, up to $300,000
shall be used as follows:

a. To fund not more than 1.00 full-time equivalent position
to address the department’s responsibility to support the work
of the children’s behavioral health system state board and
implementation of the services required pursuant to section
331.397.

b. To support the cost of establishing and implementing new
or additional services required pursuant to sections 331.397
and 331.397A.

c. Of the amount allocated, $32,000 shall be transferred
to the department of public health to support the costs of
establishing and implementing new or additional services
required pursuant to sections 331.397 and 331.397A.

7. Of the funds appropriated in this section, $800,000 shall
be used for the renovation and construction of certain nursing
facilities, consistent with the provisions of chapter 249K.

Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated
from the general fund of the state to the department of human
services for the fiscal year beginning July 1, 2022, and ending
June 30, 2023, the following amount, or so much thereof as is
necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous
purposes at facilities under the purview of the department of
human services:
1 .................................................. $ 4,172,123
2 Sec. 30. VOLUNTEERS. There is appropriated from the general
3 fund of the state to the department of human services for the
4 fiscal year beginning July 1, 2022, and ending June 30, 2023,
5 the following amount, or so much thereof as is necessary, to be
6 used for the purpose designated:
7 For development and coordination of volunteer services:
8 .......................................................... $ 84,686
9 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
10 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
11 DEPARTMENT OF HUMAN SERVICES.
12 1. a. (1) (a) Notwithstanding any provision of law to the
13 contrary, for the fiscal year beginning July 1, 2022, case-mix
14 nursing facilities shall be reimbursed in accordance with the
15 methodology in effect on June 30, 2022.
16 (b) For the fiscal year beginning July 1, 2022, non-case-mix
17 and special population nursing facilities shall be reimbursed
18 in accordance with the methodology in effect on June 30, 2022.
19 (c) For managed care claims, the department of human
20 services shall adjust the payment rate floor for nursing
21 facilities, annually, to maintain a rate floor that is no
22 lower than the Medicaid fee-for-service case-mix adjusted rate
23 calculated in accordance with subparagraph division (a) and
24 441 IAC 81.6. The department shall then calculate adjusted
25 reimbursement rates, including but not limited to add-on
26 payments, annually, and shall notify Medicaid managed care
27 organizations of the adjusted reimbursement rates within 30
28 days of determining the adjusted reimbursement rates. Any
29 adjustment of reimbursement rates under this subparagraph
30 division shall be budget neutral to the state budget.
31 (d) For the fiscal year beginning July 1, 2022, Medicaid
32 managed care long-term services and supports capitation rates
33 shall be adjusted to reflect the case-mix adjusted rates
34 specified pursuant to subparagraph division (a) for the patient
35 populations residing in Medicaid-certified nursing facilities.
(2) Medicaid managed care organizations shall adjust facility-specific rates based upon payment rate listings issued by the department. The rate adjustments shall be applied prospectively from the effective date of the rate letter issued by the department.

b. (1) For the fiscal year beginning July 1, 2022, the department shall establish the fee-for-service pharmacy dispensing fee reimbursement at $10.38 per prescription, until a cost of dispensing survey is completed. The actual dispensing fee shall be determined by a cost of dispensing survey performed by the department and required to be completed by all medical assistance program participating pharmacies every two years, adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year. A change in the dispensing fee shall become effective following federal approval of the Medicaid state plan.

(2) The department shall utilize an average acquisition cost reimbursement methodology for all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

c. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for outpatient hospital services shall remain at the rates in effect on June 30, 2022, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(2) For the fiscal year beginning July 1, 2022, reimbursement rates for inpatient hospital services shall remain at the rates in effect on June 30, 2022, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.
(3) For the fiscal year beginning July 1, 2022, under both fee-for-service and managed care administration of the Medicaid program, critical access hospitals shall be reimbursed for inpatient and outpatient services based on the hospital-specific critical access hospital cost adjustment factor methodology utilizing the most recent and complete cost reporting period as applied prospectively within the funds appropriated for such purpose for the fiscal year.

(4) For the fiscal year beginning July 1, 2022, the graduate medical education and disproportionate share hospital fund shall remain at the amount in effect on June 30, 2022, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

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

d. For the fiscal year beginning July 1, 2022, reimbursement rates for hospices and acute psychiatric hospitals shall be increased in accordance with increases under the federal Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2022, independent laboratories and rehabilitation agencies shall be reimbursed using the same methodology in effect on June 30, 2022.

f. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for home health agencies shall continue to be based on the Medicare low utilization payment adjustment (LUPA) methodology with state geographic wage adjustments. The department shall continue to update the rates every two years to reflect the most recent Medicare LUPA rates.
For the fiscal year beginning July 1, 2022, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be calculated based on the methodology in effect on June 30, 2022.

g. For the fiscal year beginning July 1, 2022, federally qualified health centers and rural health clinics shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2022, the reimbursement rates for dental services shall remain at the rates in effect on June 30, 2022.

i. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for non-state-owned psychiatric medical institutions for children shall be based on the reimbursement methodology in effect on June 30, 2022.

(2) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the custody of a psychiatric medical institution for children.

j. For the fiscal year beginning July 1, 2022, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall remain at the rates in effect on June 30, 2022, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20, or to meet federal mental health parity requirements.

k. Notwithstanding any provision to the contrary, for the
fiscal year beginning July 1, 2022, the reimbursement rate for
anesthesiologists shall remain at the rates in effect on June
30, 2022, and updated on January 1, 2023, to align with the
most current Iowa Medicare anesthesia rate.

1. Notwithstanding section 249A.20, for the fiscal year
beginning July 1, 2022, the average reimbursement rate for
health care providers eligible for use of the federal Medicare
resource-based relative value scale reimbursement methodology
under section 249A.20 shall remain at the rate in effect on
June 30, 2022; however, this rate shall not exceed the maximum
level authorized by the federal government.

m. For the fiscal year beginning July 1, 2022, the
reimbursement rate for residential care facilities shall not
be less than the minimum payment level as established by the
federal government to meet the federally mandated maintenance
of effort requirement. The flat reimbursement rate for
facilities electing not to file annual cost reports shall not
be less than the minimum payment level as established by the
federal government to meet the federally mandated maintenance
of effort requirement.

n. For the fiscal year beginning July 1, 2022, the
reimbursement rates for inpatient mental health services
provided at hospitals shall remain at the rates in effect on
June 30, 2022, subject to Medicaid program upper payment limit
rules and adjusted as necessary to maintain expenditures within
the amount appropriated to the department for this purpose for
the fiscal year; and psychiatrists shall be reimbursed at the
medical assistance program fee-for-service rate in effect on
June 30, 2022.

o. For the fiscal year beginning July 1, 2022, community
mental health centers may choose to be reimbursed for the
services provided to recipients of medical assistance through
either of the following options:

(1) For 100 percent of the reasonable costs of the services.
(2) In accordance with the alternative reimbursement rate
methodology approved by the department of human services in effect on June 30, 2022.

p. For the fiscal year beginning July 1, 2022, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall remain at the rates in effect on June 30, 2022.

q. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for providers of home and community-based services waiver and habilitation services shall remain at the rates in effect on June 30, 2022.

(2) For the fiscal year beginning July 1, 2022, reimbursement rates for providers of state plan home and community-based services home-based habilitation services shall remain at the rates in effect on June 30, 2022. The reimbursement rates for home-based habilitation services shall be based on a fee schedule that incorporates the acuity-based tiers.

r. For the fiscal year beginning July 1, 2022, the reimbursement rates for emergency medical service providers shall remain at the rates in effect on June 30, 2022, or as approved by the centers for Medicare and Medicaid services of the United States department of health and human services.

s. For the fiscal year beginning July 1, 2022, reimbursement rates for substance-related disorder treatment programs licensed under section 125.13 shall remain at the rates in effect on June 30, 2022.

t. For the fiscal year beginning July 1, 2022, assertive community treatment per diem rates shall remain at the rates in effect on June 30, 2022.

u. For the fiscal year beginning July 1, 2022, the reimbursement rate for family-centered services providers shall be established by contract.

v. For the fiscal year beginning July 1, 2022, the reimbursement rate for air ambulance services shall remain at the rate in effect on June 30, 2022.
2. For the fiscal year beginning July 1, 2022, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an inflation factor, this factor shall not exceed the amount by which the consumer price index for all urban consumers increased during the calendar year ending December 31, 2002.

4. Notwithstanding section 234.38, for the fiscal year beginning July 1, 2022, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be $16.78, the rate for children ages 6 through 11 years shall be $17.45, the rate for children ages 12 through 15 years shall be $19.10, and the rate for children and young adults ages 16 and older shall be $19.35. For youth ages 18 to 23 who have exited foster care, the preparation for adult living program maintenance rate shall be up to $602.70 per month as calculated based on the age of the participant. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to $500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall be continued.

5. For the fiscal year beginning July 1, 2022, the maximum reimbursement rates for social services providers under contract shall remain at the rates in effect on June 30, 2022, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2022, the initial reimbursement rate for the service or provider shall be based upon a weighted average of provider rates for similar services.

6. a. For the fiscal year beginning July 1, 2022, the
reimbursement rates for resource family recruitment and
retention contractors shall be established by contract.

b. For the fiscal year beginning July 1, 2022, the
reimbursement rates for supervised apartment living foster care
providers shall be established by contract.

7. For the fiscal year beginning July 1, 2022, the
reimbursement rate for group foster care providers shall be the
combined service and maintenance reimbursement rate established
by contract.

8. The group foster care reimbursement rates paid for
placement of children out of state shall be calculated
according to the same rate-setting principles as those used for
in-state providers, unless the director of human services or
the director's designee determines that appropriate care cannot
be provided within the state. The payment of the daily rate
shall be based on the number of days in the calendar month in
which service is provided.

9. a. For the fiscal year beginning July 1, 2022, the
reimbursement rate paid for shelter care and the child welfare
emergency services implemented to provide or prevent the need
for shelter care shall be the combined service and maintenance
rate established by contract.

b. For the fiscal year beginning July 1, 2022, the combined
service and maintenance components of the reimbursement rate
paid for shelter care services shall be based on the financial
and statistical report submitted to the department.

10. For the fiscal year beginning July 1, 2022, the
department shall calculate reimbursement rates for intermediate
care facilities for persons with an intellectual disability
at the 80th percentile. Beginning July 1, 2022, the rate
calculation methodology shall utilize the consumer price index
inflation factor applicable to the fiscal year beginning July
1, 2022.

11. Effective July 1, 2022, child care provider
reimbursement rates shall remain at the rates in effect on June
30, 2022. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying any increase only to registered and licensed providers.

12. The department may adopt emergency rules to implement this section.

Sec. 32. EMERGENCY RULES.

1. If necessary to comply with federal requirements including time frames, or if specifically authorized by a provision of this division of this Act, the department of human services or the mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date of the rules is delayed or the applicability of the rules is suspended by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsections 9 and 10, shall be applicable to a delay imposed under this section, notwithstanding a provision in those subsections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as a notice of intended action as provided in section 17A.4.

2. If during a fiscal year, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal
1 year, the department shall notify the general assembly and 2 the department of management concerning the rules and the 3 expenditure increase. The notification shall be provided at 4 least 30 calendar days prior to the date notice of the rules 5 is submitted to the administrative rules coordinator and the 6 administrative code editor.

7 Sec. 33. REPORTS. Unless otherwise provided, any reports or 8 other information required to be compiled and submitted under 9 this Act during the fiscal year beginning July 1, 2022, shall 10 be submitted on or before the dates specified for submission 11 of the reports or information.

12 Sec. 34. EFFECTIVE UPON ENACTMENT. The following provision 13 of this division of this Act, being deemed of immediate 14 importance, takes effect upon enactment:

15 The provision relating to section 232.141 and directing the 16 state court administrator and the division administrator of 17 the department of human services division of child and family 18 services to make the determination, by June 15, 2022, of the 19 distribution of funds allocated for the payment of the expenses 20 of court-ordered services provided to juveniles which are a 21 charge upon the state.

DIVISION VI

HEALTH CARE ACCOUNTS AND FUNDS — FY 2022-2023

Sec. 35. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is 25 appropriated from the pharmaceutical settlement account created 26 in section 249A.33 to the department of human services for the 27 fiscal year beginning July 1, 2022, and ending June 30, 2023, 28 the following amount, or so much thereof as is necessary, to be 29 used for the purpose designated:

30 Notwithstanding any provision of law to the contrary, to 31 supplement the appropriations made in this Act for health 32 program operations under the medical assistance program for the 33 fiscal year beginning July 1, 2022, and ending June 30, 2023:

34

35 Sec. 36. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
S.F. _____ H.F. _____

1 SERVICES. Notwithstanding any provision to the contrary and
2 subject to the availability of funds, there is appropriated
3 from the quality assurance trust fund created in section
4 249L.4 to the department of human services for the fiscal year
5 beginning July 1, 2022, and ending June 30, 2023, the following
6 amounts, or so much thereof as is necessary, for the purposes
7 designated:
8 To supplement the appropriation made in this Act from the
9 general fund of the state to the department of human services
10 for medical assistance for the same fiscal year:
11 .......................................................... $ 56,305,139
12 Sec. 37. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
13 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
14 the contrary and subject to the availability of funds, there is
15 appropriated from the hospital health care access trust fund
16 created in section 249M.4 to the department of human services
17 for the fiscal year beginning July 1, 2022, and ending June
18 30, 2023, the following amounts, or so much thereof as is
19 necessary, for the purposes designated:
20 To supplement the appropriation made in this Act from the
21 general fund of the state to the department of human services
22 for medical assistance for the same fiscal year:
23 .......................................................... $ 33,920,554
24 Sec. 38. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
25 FOR FY 2022-2023. Notwithstanding section 8.33, if moneys
26 appropriated for purposes of the medical assistance program for
27 the fiscal year beginning July 1, 2022, and ending June 30,
28 2023, from the general fund of the state, the quality assurance
29 trust fund, and the hospital health care access trust fund, are
30 in excess of actual expenditures for the medical assistance
31 program and remain unencumbered or unobligated at the close
32 of the fiscal year, the excess moneys shall not revert but
33 shall remain available for expenditure for the purposes of the
34 medical assistance program until the close of the succeeding
35 fiscal year.
DIVISION VII
DECATEGORIZATION CARRYOVER FUNDING

Sec. 39. DECATEGORIZATION CARRYOVER FUNDING FY 2020 — TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188, subsection 5, paragraph "b", any state-appropriated moneys in the funding pool that remained unencumbered or unobligated at the close of the fiscal year beginning July 1, 2019, and were deemed carryover funding to remain available for the two succeeding fiscal years that still remain unencumbered or unobligated at the close of the fiscal year beginning July 1, 2021, shall not revert but shall be transferred to the medical assistance program for the fiscal year beginning July 1, 2022.

Sec. 40. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 41. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2021.

DIVISION VIII
TRANSFER OF PROPERTY TAX RELIEF FUND BALANCE

Sec. 42. TRANSFER OF PROPERTY TAX RELIEF FUND BALANCE — FY2021-2022. Notwithstanding any provision to the contrary, any funds remaining in the property tax relief fund created in section 426B.1 at the close of the fiscal year beginning July 1, 2021, shall be transferred to the region incentive fund created in the mental health and disability services regional service fund pursuant to section 225C.7A.

Sec. 43. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION IX
PRIOR APPROPRIATIONS AND OTHER PROVISIONS

FAMILY INVESTMENT PROGRAM GENERAL FUND

Sec. 44. 2021 Iowa Acts, chapter 182, section 9, is amended by adding the following new subsection:

NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert...
1 but shall remain available for one-time expenditure purposes, 2 and may be transferred to the appropriation in this division of 3 this Act for general administration for technology purposes, 4 until the close of the succeeding fiscal year.

CHILD AND FAMILY SERVICES

Sec. 45. 2021 Iowa Acts, chapter 182, section 19, is amended 7 by adding the following new subsection:

NEW SUBSECTION. 24. Notwithstanding section 8.33, moneys 9 appropriated in this section that remain unencumbered or 10 unobligated at the close of the fiscal year shall not revert 11 but shall remain available for the purposes designated until 12 the close of the succeeding fiscal year.

GENERAL ADMINISTRATION

Sec. 46. 2021 Iowa Acts, chapter 182, section 28, is amended 15 by adding the following new subsection:

NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys 17 appropriated in this section that remain unencumbered or 18 unobligated at the close of the fiscal year shall not revert 19 but shall remain available for one-time expenditure purposes 20 until the close of the succeeding fiscal year.

Sec. 47. EFFECTIVE DATE. This division of this Act, being 22 deemed of immediate importance, takes effect upon enactment.

DIVISION X

PUBLIC HEALTH EMERGENCY PROVISIONS COVID-19 REGULATIONS

Sec. 48. COVID-19 FEDERAL REGULATIONS. For the time 26 period beginning on the effective date of this division of 27 this Act, and ending June 30, 2023, notwithstanding state 28 administrative rules to the contrary, to the extent federal 29 regulations relating to the COVID-19 pandemic differ from state 30 administrative rules, including applicable federal waivers, 31 the federal regulations are controlling during the pendency of 32 the federally declared state of emergency and for such period 33 of time following the end of the federally declared state of 34 emergency applicable to the respective federal regulations.
HEALTH AND HUMAN SERVICES REALIGNMENT

Sec. 49. TRANSITION OF DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT OF PUBLIC HEALTH INTO DEPARTMENT OF HEALTH AND HUMAN SERVICES.

1. Definitions. For the purposes of this section:
   a. “Department of health and human services” or “department” means the department of health and human services created under this section.
   b. “Transition department” means the department of human services or the department of public health.
   c. “Transition departments” means the department of human services and the department of public health.
   d. “Transition period” means the period beginning July 1, 2022, and ending June 30, 2023.

2. Creation of department of health and human services — transition period — powers and duties. Notwithstanding any conflicting provision of law to the contrary, there is created a department of health and human services. During the transition period, the department of health and human services shall have and may exercise all of the policymaking functions, regulatory and enforcement powers, rights, duties, and responsibilities of the department of human services and the department of public health as prescribed by law or rule in effect on July 1, 2022, including but not limited to those relating to:
   a. All obligations and contracts of a transition department, including obligations and contracts related to a grant program.
   b. All property and records in the custody of a transition department.
   c. All funds appropriated to a transition department by the general assembly and all state, federal, and other funds for which expenditure by a transition department is authorized.
   d. Complaints, investigations, contested cases, causes of action, and statutes of limitations involving a transition
1 department.
2 (1) All complaints, investigations, contested cases, or
3 a remand of an action by a reviewing court pending before a
4 transition department or an authorized person of a transition
5 department shall continue without change in status before
6 the department and shall be governed by the laws and rules
7 applicable to the complaint, investigation, contested case, or
8 remand action or proceeding in effect on July 1, 2022.
9 (2) Any cause of action or statute of limitation relating
10 to a transition department shall not be affected as a result
11 of the transition and such cause of action or statute of
12 limitation shall apply to the department.
13 e. Rules, policies, and forms. All rules, policies, and
14 forms adopted by or on behalf of a transition department shall
15 become rules, policies, and forms of the department and shall
16 remain in effect unless altered by the department.
17 f. Licenses, permits, and certifications. All licenses,
18 permits, and certifications issued by a transition department
19 shall continue in effect as a license, permit, or certification
20 of the department in accordance with the law or rule governing
21 the license, permit, or certification in effect on July 1, 2022, until the license, permit, or certification expires, is
22 suspended or revoked, or otherwise becomes invalid by the terms
23 of such law or rule.
24 g. References to a department or director. All references
25 to the department of public health or the department of human
26 services in law or in rule shall be interpreted to mean the
27 department of health and human services, and all references to
28 the director of public health or the director of human services
29 shall be interpreted to mean the director of the department of
30 health and human services.
31 h. Departmental structure.
32 (1) Any transition department, transition department
33 subunit, or transition department body created or established
34 by law and in existence on July 1, 2022, shall continue in
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1 full force and effect and shall not be permanently abolished, 2 merged, or otherwise altered until amended, repealed, or 3 supplemented by action of the general assembly. 4

(2) This paragraph shall not prohibit a transition 5 department, transition department subunit, or transition 6 department body created or established by law in existence on 7 July 1, 2022, from sharing or coordinating responsibilities 8 or functions under their respective purviews nor prohibit 9 the director from temporarily integrating such departments, 10 subunits, or bodies or the responsibilities or functions under 11 their respective purviews in furtherance of the transition plan 12 during the transition period.

3. Transition period leadership. During the transition 4 period, the director of human services shall continue to act 5 as the director of human services, shall assume the duties of 6 the director of public health, shall act as the director of 7 the department of health and human services, and may thereby 8 exercise any policymaking functions, regulatory and enforcement 9 powers, rights, duties, and responsibilities of the director 10 of human services and the director of public health including 11 those duties prescribed by law for the department of human 12 services or the department of public health in effect on July 13 1, 2022.

4. Federal authorization and effective date of 5 authorizations. If a transition department or the department 6 determines that a waiver or authorization from the federal 7 government is necessary to administer any provision of 8 this section, the department shall request the waiver or 9 authorization, and notwithstanding any other effective date to 10 the contrary, the provision shall take effect only upon receipt 11 of federal approval.

5. Initial written transition plan.

a. On or before September 30, 2022, the transition 2 departments or department shall publish on their respective 3 internet sites an initial written transition plan for merging
the functions of the transition departments into the department of health and human services effective July 1, 2023, in order to do all of the following:

1. More efficiently and effectively manage health and human services programs that are the responsibility of the state.

2. Establish a health and human services policy for the state.

3. Promote health and the quality of life in the health and human services field.

b. The transition plan shall describe, at a minimum, all of the following:

1. The tasks that require completion before July 1, 2023, including a description of how the transition departments shall solicit comment from stakeholders, including employees of the transition departments, clients and partners of the transition departments, members of the public, and members of the general assembly.

2. The proposed organizational structure of the department, at a minimum, including the division level of the table of organization. Any personnel in the state merit system of employment who are mandatorily transferred due to the transition shall be so transferred without any loss in salary, benefits, or accrued years of service.

3. Proposed changes to any transition department boards, commissions, committees, councils, or other bodies and their functions.

4. Office space and infrastructure requirements related to the transition.

5. Any work site location changes for transitioning employees.

6. The transition of service delivery sites.

7. Procedures for the transfer and reconciliation of budgeting and funding between the transition departments and the department.
1 (8) The transition of technology services of the transition
departments to the department.
2 (9) Any additional known tasks that may require completion
4 after the transition on July 1, 2023.
5 c. The written transition plan published under paragraph
6 "b" shall:
7 (1) Include a detailed timeline for the completion of the
8 tasks described.
9 (2) Be updated quarterly during the remainder of the
10 transition period.
11 (3) Describe how information will be provided to clients
12 of the transition departments and the department regarding any
13 changes in service delivery.
14 (4) Describe how the transition to the department will be
15 funded, including how expenses associated with the transition
16 will be managed; how funding for services provided by the
17 transition departments will be managed to ensure provision
18 of services by the transition departments and the department
19 without interruption; and how federal funds will be used by
20 or transferred between the transition departments and the
21 department to ensure provision of services by the transition
22 departments and the department without interruption.
24 a. Legislative changes required to implement the
25 transition. Additional legislation is necessary to fully
26 implement the transition. The director of the department
27 of health and human services shall, in compliance with
28 section 2.16, prepare draft legislation for submission to the
29 legislative services agency, as necessary, for consideration
30 by the general assembly during the 2023 legislative
31 session, to implement the transition effective July 1, 2023.
32 Notwithstanding any provision to the contrary in section 2.16,
33 the draft legislation shall be submitted to the legislative
34 services agency by October 1, 2022.
35 b. Update of administrative code required by the
transition. In updating references and the format in the
Iowa administrative code, in order to correspond to the
transferring of duties of the transition departments, the
administrative rules coordinator and the administrative rules
review committee, in consultation with the administrative code
editor, shall collectively develop a schedule for the necessary
updating of the Iowa administrative code.

DIVISION XII
NON-STATE GOVERNMENT-OWNED NURSING FACILITY QUALITY
OF CARE RATE ADD-ON PROGRAM
Sec. 50. Section 249L.2, subsections 6 and 7, Code 2022, are
amended by striking the subsections.
Sec. 51. Section 249L.2, subsection 8, Code 2022, is amended
to read as follows:
8. "Nursing facility" means a licensed nursing facility as
defined in section 135C.1 that is a freestanding facility or
a nursing facility operated by a hospital licensed pursuant
to chapter 135B, but does not include a distinct-part skilled
nursing unit or a swing-bed unit operated by a hospital, or
a nursing facility owned by the state or federal government
or other governmental unit. "Nursing facility" includes a
non-state government-owned nursing facility if the nursing
facility participates in the non-state government-owned nursing
facility quality of care rate add-on program.
Sec. 52. REPEAL. 2019 Iowa Acts, chapter 85, sections 103,
104, and 108, are repealed.
Sec. 53. REPEAL. 2020 Iowa Acts, chapter 1063, section 390,
is repealed.
EXPLANATION
The inclusion of this explanation does not constitute agreement with
the explanation’s substance by the members of the general assembly.
This bill relates to appropriations for health and human
services for fiscal year 2022-2023 to the department of
veterans affairs, Iowa veterans home, department on aging
(IDA), office of long-term care ombudsman, department of public
1 health (DPH), Iowa finance authority, department of human
2 rights, and department of human services (DHS). The bill is
3 organized into divisions for each fiscal year.
4 DEPARTMENT ON AGING. This division makes appropriations
5 from the general fund of the state to the department on aging.
6 OFFICE OF LONG-TERM CARE OMBUDSMAN. This division makes
7 appropriations from the general fund of the state to the office
8 of long-term care ombudsman.
9 DEPARTMENT OF PUBLIC HEALTH. This division makes
10 appropriations from the general fund of the state and from
11 the sports wagering receipts fund to the department of public
12 health.
13 DEPARTMENT OF VETERANS AFFAIRS AND IOWA VETERANS HOME. This
14 division makes appropriations from the general fund of the
15 state to the department of veterans affairs for administration,
16 the Iowa veterans home, for transfer to the Iowa finance
17 authority for the home ownership assistance program and for the
18 county commissions of veteran affairs.
19 DEPARTMENT OF HUMAN SERVICES. This division makes
20 appropriations from the general fund of the state and the
21 federal temporary assistance for needy families block
22 grant to DHS. The allocation for the family development
23 and self-sufficiency grant program is made directly to
24 the department of human rights. The reimbursement section
25 addresses reimbursement for providers reimbursed by the
26 department of human services.
27 HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain
28 health-related appropriations. A number of the appropriations
29 are made for purposes of the Medicaid program in addition to
30 the general fund appropriations made for this purpose for the
31 same fiscal year.
32 DECATEGORIZATION CARRYOVER FUNDING. This division provides
33 for the transfer of carryover decategorization funds that
34 remained unencumbered or unobligated at the close of the fiscal
35 year beginning July 1, 2021, to the Medicaid program for
FY 2022-2023. The division takes effect upon enactment and is retroactively applicable to July 1, 2021.

TRANSFER OF PROPERTY TAX RELIEF FUND BALANCE. This division transfers any funds remaining in the property tax relief fund created in Code section 426B.1 at the close of FY 2021-2022 to the region incentive fund created in the mental health and disability services regional service fund pursuant to Code section 225C.7A. The division takes effect upon enactment.

PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This division provides that moneys appropriated for the family investment program general fund, child and family services and general administration for FY 2021-2022 shall not revert but shall remain available for one-time expenditure or for the purposes designated, or may be transferred, as specified, until the close of the succeeding fiscal year.

PUBLIC HEALTH EMERGENCY PROVISIONS COVID-19 REGULATIONS. This division provides that for FY 2022-2023, notwithstanding state administrative rules to the contrary, to the extent federal regulations relating to the COVID-19 pandemic differ from state administrative rules, including applicable federal waivers, the federal regulations are controlling during the pendency of the federally declared state of emergency and for such period of time following the end of the federally declared state of emergency applicable to the respective federal regulations.

HEALTH AND HUMAN SERVICES REALIGNMENT. This division provides a process during a transition period beginning July 1, 2022, and ending June 30, 2023, for the realignment of the department of public health and the department of human services into the department of health and human services effective July 1, 2023.

NON-STATE GOVERNMENT-OWNED NURSING FACILITY QUALITY OF CARE RATE ADD-ON PROGRAM. This division eliminates the non-state government-owned nursing facility quality of care rate add-on program, and makes conforming changes in the Iowa Acts and the...
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1 Code.