

FISCAL UPDATE

June 3, 2003

Legislative Services Agency

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<http://staffweb.legis.state.ia.us/lfb>

GOVERNOR SIGNS AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS ACT – SF 425

Ag./Natural Res.



The Governor signed SF 425 (FY 2004 Agriculture and Natural Resources Appropriations Act) on May 23. The Act appropriates \$32.5 million from the General Fund and 1,551.2 FTE positions. This is an increase of \$594,000 (1.9%) and an increase of 4.0 FTE positions (0.3%) compared to the FY 2003 estimated net General Fund appropriation. Salary adjustment funding of \$563,000 was provided from non-General sources for FY 2003. Of this salary adjustment total, \$563,000 was included in the General Fund appropriation for FY 2004.

Ag. & Land Stewardship

The Department of Agriculture and Land Stewardship was appropriated \$17.0 million from the General Fund and 472.1 FTE positions, an increase of \$280,000 (1.7%) and no change in FTE positions compared to the FY 2003 estimated net General Fund appropriation. Salary adjustment funding of \$249,000 was provided from non-General sources for FY 2003. Of this salary adjustment total, \$249,000 had been included in the General Fund appropriation for FY 2004.

Natural Resources



The Department of Natural Resources (DNR) was appropriated \$15.5 million from the General Fund and 1,079.1 FTE positions, an increase of \$314,000 (2.1%) and 4.0 FTE positions (0.4%) compared to the FY 2003 estimated net General Fund appropriation. Salary adjustment funding of \$314,000 was provided from non-General sources for FY 2003. Of this salary adjustment total, \$314,000 was included in the General Fund appropriation for FY 2004. The increase of 4.0 FTE positions is for the federal Clean Water Act State Revolving Fund, which will be paid from federal funds.

Fish and Wildlife Division

Senate File 425 appropriates \$29.3 million to the Fisheries and Wildlife Bureau from the Fish and Game Protection Fund. This is an increase of \$100,000 (0.4%) compared to the estimated FY 2003 estimated net appropriation to provide State match for federal funds for non-game habitat research.

Registration Fees

The Act appropriates \$1.4 million from Boat Registration Fees and \$100,000 from Snowmobile Fees to the State Fish and Game Protection Fund. This maintains the current level of non-General fund support.

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More Information

Additional information is available from the Legislative Services Agency (LSA) upon request or from the LSA web site at:
<http://staffweb.legis.state.ia.us/lfb>.

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GOVERNOR ITEM VETOES HEALTH AND HUMAN SERVICES APPROPRIATIONS ACT – HF 667

Legislation Enacted



The Governor item vetoed and signed HF 667 (FY 2004 Health and Human Services Appropriations Act) on May 23. The Act appropriates \$772.4 million from the General Fund and 6,247.3 FTE positions to the Departments of Elder Affairs, Public Health, Human Services, the Commission on Veterans Affairs, and the Veterans Home for FY 2004.

Senior Living Trust

In addition, the Act appropriates \$161.6 million from the Senior Living Trust Fund to the Departments of Elder Affairs, Human Services, and Inspections and Appeals for FY 2004. The Act also appropriates \$15.0 million from the Hospital Trust Fund to the Department of Human Services (DHS) and appropriates \$146.7 million of federal Temporary Assistance to Needy Families (TANF) funds for FY 2004.

Item Vetoes



The Governor's item vetoes include:

- Substance Abuse Grant Funds Required Report. The language required the Department of Public Health to report the number of religious or other nongovernmental organizations that apply for substance abuse prevention or treatment grant funds and the basis for any refusal to award funds. The Governor stated that in accordance with the Accountable Government Act, all substance abuse prevention and treatment grants are awarded on a competitive basis and that the mandate would take time away from customers and communities for unnecessary reporting.
- Iowa Marriage Grant Initiative. The language established the Marriage Initiative Grant Program to support fatherhood and encourage two parent families, and specified grant distribution criteria. The Governor stated that statutory language for the Program already exists and that the language would require extensive staff time that could otherwise be spent providing services to families.
- County Services for Persons with Chronic Mental Illness. The language required the DHS to work with counties to implement services to people with chronic mental illness under the Medical Assistance (Medicaid) Program. The Governor stated this effort has been accomplished and would be redundant.
- Additional Child Care Funds. The language required the DHS to consult the Chairpersons and Ranking Members of the Health and Human Services Appropriations Subcommittee if additional federal child care funds were received. The Governor stated this would require the DHS to do unnecessary reporting at a time when staff funding has been reduced.
- Consumer Information to Assist Parents in Selecting a Child Care Provider. The language required specific information to be included in the consumer information material developed by the DHS. The Governor stated the DHS currently provides consumer information and does not have the staff or support necessary to complete this effort at a time when funding has been reduced.
- Intensive Tracking and Supervision of Delinquent Youth. The language requires the DHS and juvenile court officers to develop criteria for intensive tracking and

supervision of delinquent youth. The Governor stated these criteria were developed three years ago.

- Privatization of Foster Care and Adoption Program Administration. The language required the DHS to develop a plan to privatize the administration of foster care and adoption programs. The Governor stated that no additional funds were provided for this effort, staffing has been reduced, and the child welfare redesign effort required in SF 453 (FY 2004 Government Reinvention Bill) would make implementation of this subsection counter-productive.
- DHS Statutory References Related to Service Areas. The language required the DHS to submit proposed legislation to correct statutory references related to service areas. The Governor stated this is the work of the Legislative Service Bureau or the Code Editor rather than the DHS.
- Vehicle Depreciation. The language exempted DHS facilities and institutions from making depreciation payments for FY 2004. The Governor stated this would affect the State's efforts to purchase vehicles when needed and at the best price.
- Parental Involvement Program. The language specified the requirements for developing a plan for a comprehensive approach to parental involvement. The Governor stated the language was very prescriptive, time intensive, and could be accomplished without directing the effort.



More Information

Copies of the enacted version of HF 667 and the veto message are available upon request from the LSA or on the LSA web site at:
<http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Lisa Burk (Ext. 17942) Jennifer Vermeer (Ext. 14611)
Sue Lerdal (17794)

GOVERNOR SIGNS JUDICIAL BRANCH APPROPRIATIONS ACT – SF 435

Judicial Branch



The Governor signed SF 435 (FY 2004 Judicial Branch Appropriations Act) on May 23. The Act appropriates \$115.4 million from the General Fund to the Judicial Branch. This is an increase of \$4.2 million and 2.0 FTE positions compared to the FY 2003 estimated net appropriation. Significant changes include:

- An increase of \$4.0 million for the FY 2003 salary adjustment that was funded from non-General Fund appropriations in FY 2003 and is being funded within the General Fund appropriation for FY 2004.
- The statutory employer retirement contribution rate percentage is reduced from 23.7% to 8.4% of covered payroll.
- Requires a study committee to file a report on efficiency and cost savings by October 1, 2003. The Act specifies the committee's membership and requires the Supreme Court is to present the report to the General Assembly by December 15, 2003.

More Information

Additional information is available from the LSA upon request or can be obtained from the LSA web site at <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Jennifer Dean (Ext. 17846)

GOVERNOR SIGNS JUSTICE SYSTEM APPROPRIATIONS ACT – SF 439

Justice System

The Governor signed SF 439 (FY 2004 Justice Systems Appropriations Act) on May 23. The Act appropriates \$367.7 million for FY 2004 as follows:

Justice Department



Department of Justice - \$10.0 million for the Office of the Attorney General and the Office of the Consumer Advocate. This is an increase of \$167,000 compared to the FY 2003 estimated net General Fund appropriation to fund FY 2003 salary adjustment from the General Fund in FY 2004.

Civil Rights Commission - \$807,000, a decrease of \$79,000 compared to the FY 2003 estimated net General Fund appropriation.

Corrections



Department of Corrections (DOC) - \$251.2 million, an increase of \$8.5 million compared to the FY 2003 estimated net General Fund appropriation for the following:

- An increase of \$4.0 million to fund the FY 2003 salary adjustment from the General Fund in FY 2004.
- An increase of \$1.0 million for the inmate education program.
- An increase of \$1.0 million for the Community-Based Corrections (CBC) District Departments to partially fund the FY 2003 salary adjustment shortfall.
- An increase of \$2.1 million to annualize the operating costs of the new 200-bed Clinical Care Unit at Fort Madison.
- An increase of \$500,000 for sewer and water needs at Fort Madison and Oakdale.
- A decrease of \$657,000 at Fort Madison, Anamosa and Mount Pleasant prisons to reflect the savings associated with installing a perimeter security fence.
- An increase of \$700,000 to restore the FY 2003 furlough reduction in the Fourth, Fifth, Sixth, and Seventh CBC District Departments.

Communications Network

Iowa Communications Network (ICN) - \$500,000, a decrease of \$502,000 compared to the FY 2003 estimated net General Fund appropriation.

Public Defender

Office of the State Public Defender - \$36.2 million, an increase of \$360,000 compared to the FY 2003 estimated net General Fund appropriation. The increase funds all currently authorized FTE positions in the Office.

Law Enforcement Academy

Iowa Law Enforcement Academy - \$1.0 million, an increase of \$27,000 compared to the FY 2003 estimated net General Fund appropriation. The increase funds FY 2003 salary adjustment from the General Fund in FY 2004.

Parole Board



Board of Parole - \$1.0 million, an increase of \$53,000 compared to the FY 2003 estimated net General Fund appropriation. The increase funds FY 2003 salary adjustment from the General Fund in FY 2004, fully funds an Administrative Law Judge, and adds a part-time clerical position.

Public Defense	Department of Public Defense - \$6.1 million, an increase of \$101,000 compared to the FY 2003 estimated net General Fund appropriation to fund FY 2003 salary adjustment from the General Fund in FY 2004.
Public Safety	Department of Public Safety - \$60.7 million, an increase of \$1.1 million compared to the FY 2003 estimated net General Fund appropriation.
More Information	Additional information is available from the LSA upon request or can be obtained from the LSA web site at http://staffweb.legis.state.ia.us/lfb .

STAFF CONTACT: Beth Lenstra (Ext. 16301) Jennifer Dean (Ext. 17846)

GOVERNOR SIGNS NO CONTACT ORDERS ACT – HF 404

No Contact Orders



The Governor signed HF 404 (FY 2004 No Contact Orders Act) on May 2. The Act authorizes a sentencing court to protect victims of any public offense, their immediate family members, people residing with the victim, and any witnesses to the offense if the court finds that the presence of or contact with the defendant poses a threat. The no-contact order is available at the time of sentencing. Persons that violate no-contact orders are subject to summary contempt proceedings. The Act clarifies who may file an affidavit to request an extension of the no-contact order.

Correctional Impact

There is no readily available data with which to predict the correctional impact. If no-contact orders issued under the Act's provisions are subsequently violated, there will be a minimal impact on county jails.

Fiscal Impact

Due to insufficient information, the fiscal impact cannot be determined. The State's cost for issuing a no-contact order, and providing counsel for the defendant upon being accused of violating the order, is approximately \$366, including the costs of court staff time and indigent defense. The cost to a county jail for holding no-contact violators is approximately \$640 per offender.

More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

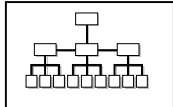
STAFF CONTACT: Beth Lenstra (Ext. 16301)

GOVERNOR SIGNS DEPARTMENT OF ADMINISTRATIVE SERVICES ACT – HF 534

Admin. Services

The Governor signed HF 534 (FY 2004 Department of Administrative Services Act) on May 23. The Act consolidates the Departments of Personnel, General Services, Information Technology, and the accounting functions of the Department of Revenue and Finance, and related revolving funds.

Reorganization Goal



The initial goal of the reorganization is to merge core services currently provided to all State agencies into one entity. The resulting Department will include human resources, training, purchasing, accounting, facilities, maintenance, vehicle fleet, mail, printing, and information technology.

Admin. & Regulation

The General Assembly passed HF 655 (FY 2004 Administration and

<u>Department Name</u>	<u>Estimated FY 2003</u>	<u>Final Action FY 2004</u>	<u>FY 2004 vs FY 2003</u>
Information Technology Department	\$ 2,909,748	\$ 2,967,323	\$ 57,575
Department of General Services	8,036,419	8,313,026	276,607
Department of Personnel	3,632,730	3,757,125	124,395
Accounting - Dept. of Revenue Finance	1,694,097	1,717,601	23,504
Total Dept. of Admin. Services	\$ 16,272,994	\$ 16,755,075	\$ 482,081
Standing Appropriations			
Federal Cash Management	\$ 568,458	\$ 550,000	\$ -18,458
State Unemployment	353,000	450,000	97,000
Deferred Compensation Upgrade	49,671	56,501	6,830
	\$ 971,129	\$ 1,056,501	\$ 85,372
Total	\$ 17,244,123	\$ 17,811,576	\$ 567,453
FTE Positions	458.8	445.0	-13.8

Regulation Appropriations Bill) on April 21. The Bill, which has not been signed by the Governor as of May 29, appropriates \$16.8 million from the General Fund and 445.0 FTE positions to the new Department.

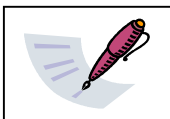
More Information

Additional information is available upon request from the LSA or on the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Ron Robinson (Ext. 16256)

GOVERNOR SIGNS BIRTH DEFECTS REGISTRY ACT – HF 541

Birth Defects



The Governor signed HF 541 (FY 2004 Birth Defects Registry Act) on May 1. The Act increases the registration fee for a birth certificate from \$10.00 to \$15.00 for FY 2004 and FY 2005. Ten dollars of each fee will continue to fund primary and secondary child abuse prevention programs, and \$5.00 will provide funding for the Birth Defects Institute Central Registry.

Registration Fee

Effective July 1, 2005, the registration fee is increased from \$15.00 to \$20.00. Ten dollars of each fee will continue to fund primary and secondary child abuse prevention programs, and \$10.00 will fund the Birth Defects Institute Central Registry.

Revenue Generated

The Act is expected to increase revenues generated by birth certificate registration fees by \$120,000 in FY 2004 and FY 2005. In FY 2006, these revenues are expected to increase by \$240,000. All additional revenues will provide funding for the Birth Defects Institute Central Registry.

More Information

Additional information is available upon request from the LSA or on the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Lisa Burk (Ext. 17942)

GOVERNOR SIGNS WINE GALLONAGE TAX ACT – HF 682

Wine Gallonage Tax

The Governor signed HF 682 (FY 2004 Wine Gallonage Tax Revenue Act) on May 21. The Act specifies an annual allocation from the wine gallonage tax to the Grape and Wine Development Fund when there is an increase in taxes over the previous fiscal year.

Retail Permits



The Act creates a Class B and Class C native retail wine permit and requires an annual fee of \$25. The Class B native retail wine permit is for off-premises wine consumption and allows gift shops or other tourist-related businesses to sell only Iowa wine. The Class C native retail wine permit allows businesses to sell Iowa wine for on-premises or off-premises consumption and allows an Iowa winery to obtain one Class C native retail wine permit for on-premises wine consumption.

Fiscal Impact

The annual allocation from the wholesale wine gallonage taxes to the Grape and Wine Development Fund will not exceed \$75,000 per year. Funds will be used to promote the Iowa grape-growing and winemaking industry.

More Information

Additional information is available from the LSA upon request or on the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Debra Kozel (Ext. 16767)

ROAD JURISDICTION AND FUNDING APPROPRIATIONS ACT – SF 451

Road Jurisdiction



The Governor signed SF 451 (FY 2004 Road Jurisdiction and Funding Appropriations Act) on May 23. The Act transfers the jurisdiction of certain roads and specifies the transfer of funds with those roads. The fiscal impact

Transfer of Jurisdictions
Road Use Tax Fund Appropriations to State, Cities, and Counties | FY
(Dollars in Millions)
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2

Appropriations	Current Law	Proposed Law	
	Est. FY 2003	FY 2004 to FY 2013	FY 2014 & Beyond
Primary Road Fund			
State Appropriation	\$ 434.4	\$ 434.4	\$ 434.4
– 1.75% of Primary Road Fund Appropriation to Transfer of Jurisdiction Fund	0.0	-7.6	0.0
– 1.75% of Primary Road Fund Appropriation to all Cities & Counties	0.0	0.0	-7.6
Secondary Road Fund			
– Counties that assume jurisdiction of Primary Roads (FY 2004 to FY 2013)	0.0	5.1	0.0
– Counties that assume jurisdiction of Farm-to-Market Road Extensions (FY 2005 and Beyond)	0.0	2.0	2.0
– All Counties	224.1	225.8	230.9
Farm-to-Market Road Fund	73.2	73.2	73.2
Street Construction Fund			
– Cities that assume jurisdiction of Primary Roads (FY 2004 to FY 2013)	0.0	0.6	0.0
– Cities that transfer jurisdiction of Farm-to-Market Road Extensions* (FY 2005 and Beyond)	0.0	-2.0	-2.0
– All Cities	182.9	183.1	183.7
Total Road Use Tax Fund Appropriations	\$ 914.6	\$ 914.6	\$ 914.6

* Includes road extensions in cities with a population of under 500. If the city exceeds a population of 750, jurisdiction over such extensions would be transferred back to the applicable city, along with funds to maintain the extensions.

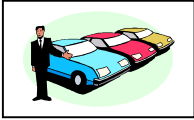
More Information

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STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

DEPARTMENT OF CORRECTIONS LEASE PURCHASE

Lease Purchase



The Department of Correctional Services of the Sixth Judicial District has submitted a lease purchase notification for the replacement of aging vehicles at zero percent interest for a period of five years. The total cost of the lease purchase is \$200,000. Annual payments will total approximately \$40,000 and will be paid from local revenue. This notice has been submitted in accordance with the requirements set forth in Section 8.46, Code of Iowa.

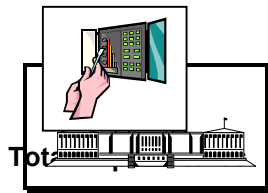
More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: David Reynolds (Ext. 16934)

DEPARTMENT OF HUMAN SERVICES LEASE PURCHASE

Detection System



The Cherokee Mental Health Institute (MHI) of the Department of Human Services has submitted a lease purchase notification for the purchase of a detection system that allows for the tracking of patients and staff throughout the Institute. The system is needed to provide increased security and safety at the new facility housing the Civil Commitment Unit for Sexual Offenders at Cherokee.

The total cost of the system is estimated at \$301,000. This includes \$276,000 in principal and \$24,000 in interest. The estimated interest rate of the agreement is 3.35% for a period of five years. Annual payments will total approximately \$60,000. The annual lease payments will be paid from appropriated funds. This notice has been submitted in accordance with the requirements set forth in Section 8.46, Code of Iowa.

More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: David Reynolds (Ext. 16934)

FEDERAL CHILD AND FAMILY SERVICES REVIEW AND STATEWIDE ASSESSMENT

Child Welfare System

The Department of Human Services (DHS) received a federal on-site evaluation of the State's child welfare system during the week of May 19-23. Iowa was the 35th state evaluated under the federal government's new method of reviewing the performance of state child welfare systems.

National Standards

In March 2000, the federal Department of Health and Human Services issued new regulations for these evaluations to determine what actually happens to at-risk children and families in a state's child welfare system, with the goal of

improving the system nationwide. No state has met national standards, which are set at a high level.

Iowa Review Sites



State and federal investigators conducted the review at three sites, including Polk, Woodbury, and Linn Counties, and examined approximately 50 random cases. The review focused on two primary areas, including outcomes that measure results in safety, permanency, and well-being of at-risk children and families, and the administrative practices and data collection that directly impact the ability of the State's social workers, judges, and providers to deliver services.

Iowa Findings

The federal review team provided an exit conference on May 23, with information about the preliminary findings of the review. Iowa's array of community-based services, community partnerships, collaborative efforts, and case review were seen as major strengths. Challenges or areas that need improvement include:

- Unmanageable caseload numbers, which do not permit caseworkers to see children and families to the extent needed.
- On-going training for staff is lacking and staff cannot take advantage of basic training due to high caseloads.
- Reducing the recurrence of maltreatment.
- Permanency for children in foster care, especially adoption, and a lack of foster homes.
- A need for more concurrent planning and transitional living services need improvement.
- Disproportionate number of Native American children in foster care and Native American parents with parental rights terminated. Overall, a need to address cultural connections for children.
- Stability of foster care placement and an over-reliance on shelter care. The State's cap on residential treatment affects ability to place children where needs will be served.
- No uniform system of quality assurance in place.

Report Summary



Self Evaluation

It is estimated that the review report will be issued to the DHS by the end of June 2003. The DHS will then have 90 days to develop an approvable two-year program improvement plan that includes specific strategies for each of the areas where substantial conformance was not found. There are penalties for states that fail to follow approved program improvement plans.

The DHS was also required to complete a self evaluation of the State's child welfare system as part of the review that resulted from a year of data collection, surveys, intensive reviews of specific cases, and focus groups and interviews with judges, juvenile court officers, foster families, providers, advocates, parents, and others. The revised report that was submitted to the federal Department of Health and Human Services is available on the DHS web site at: <http://www.dhs.state.ia.us>. Click on the link titled, "Publications."

Child Welfare Redesign

The findings of the federal review will also be used during the child welfare redesign effort required in SF 453 (FY 2004 Government Reinvention Bill).

More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Lisa Burk (Ext. 17942)

IOWA STATE BOARD OF HEALTH MEETING

Board of Health

The Iowa State Board of Health met on May 14, and conducted the following business:



- Mary Hansen, Department of Public Health, reported that a marketing plan is being developed that will assist the public in understanding the role of the Department. She noted that a recent survey identified that 78.0% of the public feels they have never utilized a public health service.
- Lynh Patterson, Department of Public Health, provided an update regarding the 2003 Legislative Session. Ms. Patterson also reported that the Department of Public Health and the Department of Human Services (DHS) are expected to meet during the Interim to assess and discuss programs identified by the Program Elimination Commission as duplicative. Reports regarding these meetings are to be submitted to the Government Oversight Committee.
- Jane Colacecchi, Department of Public Health, reported that it is anticipated that \$600,000 in program funding which was eliminated in HF 667 (FY 2004 Health and Human Services Appropriations Act) will be restored to the Department during the Special Session.
- Dr. Cort Lohff, provided an update on smallpox vaccinations. He reported that as of May 2, 2003, there were 488 persons vaccinated, including health care providers, emergency responders, and public health officials. He reported that the federal Centers for Disease Control (CDC) estimated it would be necessary to have approximately 1,000 persons vaccinated or trained to give the vaccine in the event of a public health emergency based on Iowa's population,
- Sharon Cook, Department of Public Health, reported on the needs assessment that was required to be conducted by the federal Centers for Disease Control (CDC) to determine the State's readiness for bioterrorism response. Analysis from the needs assessment is currently being reviewed and the Department will present the results to the CDC in June 2003.
- In addition, Ms. Cook reported on the three-day exercise that was conducted in April 2003 to test the State's readiness to bring in the Strategic National Stockpile, a program that stockpiles pharmaceutical drugs and medical supplies needed in the event of a terrorist attack. The test also involved the Iowa Departments of Public Safety and Transportation and the federal CDC and Homeland Security Office. The test was federally funded and will be used as a national model.
- John Stark, Department of Public Health, reported on Iowa Disaster Medical Assistance Teams. Mr. Stark indicated the Department's Center for Disaster Operations and Response is developing five teams that may be utilized in the first 72 hours after a State disaster. The teams will be sponsored by hospitals located throughout Iowa and will consist of volunteer physicians, emergency and intensive care nurses, physician assistants, paramedics, respiratory and pharmacy technicians.
- House File 396 (FY 2004 Disaster Preparedness Act) allows approved members of these teams to be considered State employees for matters involving tort liability and workers' compensation. The Act also defines that a team may only be deployed for a disaster and members are not permitted to go to a scene



without prior notification and authorization from the State Emergency Management Division and the Department of Public Health.

- The Board adopted administrative rules for the Department of Public Health relating to volunteer health care programs.
- The Board placed administrative rules for the Departments of Public Health and Inspections and Appeals on notice of intended action relating to the following:
 - Out-of-Hospital Do Not Resuscitate Orders.
 - Hospitals Administrative Rules.
 - Nursing Facilities.
 - Minimum Physical Standards for Residential Care Facilities and Nursing Facilities.



Next Meeting

The next meeting of the Iowa State Board of Health will be on July 9.

STAFF CONTACT: Lisa Burk (Ext. 17942) Sue Lerdal (Ext. 17794) Jennifer

Vermeer (Ext. 14611)

MEDICAL ASSISTANCE STAFF MEETING

Medicaid Meeting



Staff from the Legislative Services Agency (LSA), the Department of Management, and the Department of Human Services (DHS) met on May 23, to discuss expenditure projections for the Medical Assistance (Medicaid) Program. The three groups will meet each month to discuss enrollment and expenditure trends and estimates for FY 2003 and FY 2004.

FY 2004 Appropriations

House File 667 (FY 2004 Health and Human Services Appropriations Act) includes an FY 2003 supplemental appropriation of \$58.0 million. After two higher than forecasted months in February and March, enrollment was flat for April. The three groups agreed that Medicaid expenditures would be within or below the amount appropriated for the FY 2003 supplemental appropriation. House File 667 requires any monies remaining unexpended at the end of FY 2003 to revert to the Senior Living Trust Fund.

Expenditure Reductions



House File 619 (FY 2004 Veteran Eligibility Act) included initiatives estimated to reduce expenditures in the Medical Assistance Program by \$46.4 million in FY 2004. There was a discussion about how the savings initiatives will be tracked over the course of FY 2004.

More Information

Additional information is available from the LSA upon request or on the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Jennifer Vermeer (Ext. 14611)

MAY COUNCIL ON HUMAN SERVICES MEETING

Human Services Council

The Council on Human Services met May 14 and conducted the following business:

Director's Comments

The Council heard comments from Director Concannon regarding concerns of:

- Federal Title IV-E (child welfare) funds.



- Implementation of the Reinvention of Government Act provisions regarding child welfare, while increasing federal funds and increasing Medicaid funds to lessen the impact of the \$10.0 million reduction of State funds.
- The 55.0% funding available in the Standings and Salaries Act to pay for the salary increases in FY 2004, with the hope of additional funds being made available in the Legislative Special Session.
- The requested veto of language in the Health and Human Services Appropriations Act regarding privatization of child welfare.
- The required staff and time effort to implement the Medicaid Cost Containment Act and challenges to implement the preferred drug list.
- The pending announcement of the new Medicaid Director for the Department.

Administrative Rules

Administrative rules were adopted relating to:



- Clarifying the methodology for rebasing acute hospital services reimbursement rates. The DHS estimates this will have no fiscal impact.
- Changing the accountability measures used to determine whether Nursing Facilities qualify for additional reimbursement. The DHS estimates that this will have no fiscal impact.
- Changing the procedure for filing prior authorization requests to comply with the Health Insurance Portability and Accountability Act (HIPAA). The DHS estimates the changes will have a cost of \$6,500, of which \$3,250 is from State dollars.
- Clarifying the requirements for recovery of estates for Medicaid to comply with Federal law. The DHS estimates this will have no fiscal impact since the change will affect an insignificant number of people.
- Updating figures on statewide average costs for medical institution care used in determining eligibility. As this update is done annually, these changes are already built into the estimates for nursing facility costs.
- Updating income limits and fee schedules to match changes in the Federal Poverty Limits for Child Care Assistance. The DHS estimates that this will have no fiscal impact.

Director's Notice of Action

The Council placed on the Director's Notice of Action at a future meeting, administrative rules relating to:

- Removal of county payment obligations for those in dispute prior to July 1997. The amounts owed to the State as of August 31, 2002, are \$3.2 million for Facilities and \$500,000 for Medicaid. The loss of these amounts was accounted for in FY 2002. There is no further fiscal impact for FY 2004.
- Lowering the age from 18 to 16 for those eligible for the Home and Community Based Services mental retardation waiver for supported employment services. The DHS estimates a State impact of \$54,000, with a total impact of \$162,000 based upon an additional 32 children at \$422 per month.

Legislative Overview

The Council received an update regarding the 2003 Legislative Session. Bills reviewed included but were not limited to the Health and Human Services Appropriations Act, the Medicaid Cost Containment Act, the Reinvention of Government Bill, and the Standings and Salary Bill.

Budget Update

An FY 2003 and an FY 2004 budget update was presented.

Olmstead Work Groups

The Council received an update on the Olmstead work groups, including:

- A review of the U.S. Supreme Court case, State grants for development of a plan to develop community settings for living in lieu of institutional settings, the Governor's Executive Order, work by the University of Iowa under contract, and the June deadline for State government entities to develop an entity plan for overcoming barriers to implement the Olmstead decision.
- Review by the representative of the Iowa Finance Authority regarding increasing housing options for the disabled. Comments included the plan to utilize conversion grant funds available from the Senior Living Trust Fund for seed money for various developments, which would permit tax credits.



Reinvention Bill

The Council received an update regarding Senate File 453 (FY 2004 Reinvention of Government Bill) process, including requirements for the redesign of the Child and Family Services System into one that is outcome-based. The DHS is working with the Public Strategies Group (PSG) to determine the process for the development of the new system. The process will involve an assessment of the current system and feedback from focus groups and individual interviews that will be reported to a stakeholder panel before outcomes are established. The first stakeholder panel meeting is scheduled for May 28. An additional goal is to tie the redesign process to the federal review of the Child and Family Services System, scheduled for the week of May 19. Implementation of the new System is required to begin in January 2004.

Council Concerns

Council members discussed concerns including:

- Implementation and cost for the Electronic Benefit Transfer (EBT) for food stamps and utilization of electronic means for deposit of child support funds.
- An update of the Mental Health and Developmental Disabilities Commission and its redesign efforts.
- Possible increases in federal funds for Medicaid and local governments.



Deputy Director Comments

Deputy Director Cunningham made comments regarding:

- Effort required for implementation of the Medicaid Cost Containment Bill.
- The federal review referred to in the previous item regarding SF 453 (FY 2004 Reinvention of Government Bill).
- The impact upon the facilities operated by the Department with the salary funding shortfall.

Next Meeting

The next meeting will be held on June 11. Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES COMMISSION MEETING

Commission Meeting

The Mental Health and Developmental Disabilities Commission met May 15, and conducted the following business:

Service Provider

The Commission approved various applications for service provider accreditations.

Legislative Update

The Commission received a legislative update regarding SF 453 (FY 2004 Reinvention of Government Bill), SF 458 (FY 2004 Standings, Salaries, and Corrective Actions Bill), and HF 667 (FY 2004 Health and Human Services Appropriations Act).

Mental Health Redesign



Representatives of the five workgroups regarding the redesign of the Mental Health and Developmental Disability System presented information that included:

- **Support Design:** The May Report reviewed the role of the State Resource Centers and the Mental Health Institutes. Also included were possible methods to build and support community capacity. The Report also reviews various service and legal issues.
- **Roles and Responsibilities:** The May Report reviewed the current status of the service delivery system and the vision for a redesigned system. Three levels of development were discussed:
 - Care Coordination Entity.
 - Management Entity.
 - State Level Entity.

Three components were identified:

- Individual services utilizing flexible funding.
- Incentives for cost-effective service delivery and management.
- Selection of care coordination entities.
- **Legal Settlement:** The May Report indicated members of the workgroup planned to pursue the original development of a residency system for eligibility and service provision. Continuation of current funding estimates is to occur in consultation with the fiscal workgroup.
- **Fiscal:** The May Report reviewed information from other States from which various components might be utilized for the redesign development. Members of the workgroup also discussed current funding sources and existing allocation of funds.
- **Access:** The May Report included a summary of the present system and future system for access to mental health services for adults. The Report also included a plan for a management system separate from the providers of services and the funding mechanism.

More Information

Copies of the May reports are to be included within the DHS web site at www.dhs.state.ia.us/mhdd. Additional information is available upon request. The next scheduled meeting of the Commission is June 19.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

***hawk-i* BOARD MEETING**

Board Meeting



The Healthy and Well Kids in Iowa (*hawk-i*) Board met on May 19, and discussed the following items. No action was taken due to lack of a quorum.

- A review of articles relating to Children's Health Insurance Programs in other states.
- An update from Anita Smith, Program Administrator, on budget, enrollment, and enacted legislation. This included discussion of HF 565 (FY 2004 Healthy and Well Kids in Iowa Act), which eliminated the requirement that children be without health insurance coverage for six months prior to enrolling in *hawk-i*. The DHS is required to report on the impact of this provision.
- A new enrollment form was printed to reflect changes in legislation. Electronic enrollment forms will become available in June, as the cost of the form is \$0.11 per copy.
- The Board decided to meet every other month rather than monthly.
- The Board received an update on outreach activities and the Covering Kids Task Force.

More Information

Additional information is available upon request from the LSA or on the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Jennifer Vermeer (Ext. 14611)

CHILD WELFARE REDESIGN ADVISORY MEETING HELD

Child Welfare

The Department of Human Services (DHS) held the first meeting of a stakeholder panel designed to provide input for the redesign of Iowa's child welfare system on May 28. Senate File 453 (FY 2004 Government Reinvention Bill) requires the redesign effort with implementation to begin in January 2004.

Panel Members



Participants of the Panel include child welfare advocates, foster and adoptive parents, social service providers, and representatives from the courts. The first meeting included information on the roles and responsibilities of the Panel, an overview of the redesign process and timeline, discussion and feedback on the listening process, and input and discussion on potential outcomes.

Meeting Schedule

The Panel will also consider findings of the federal review that took place May 19-23 as part of redesign efforts. An information and feedback section has been created on the DHS web site located at: www.dhs.state.ia.us. Click on the link titled, "Better Results for Kids." Future Panel meetings are scheduled as follows with locations to be determined:

- June 26 – Report on Listening Phase.

- July 31 – Review Outcome Priorities and Design Parameters.
- August 28 – Review Design Proposals; Identify Barriers.
- September 25 – Review Final Design and Draft Implementation Plan.
- October 30 – Review Final Implementation Plan.
- November 19 – General Update.
- December 17 – Final Review Before Implementation.

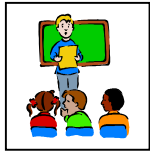
More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Lisa Burk (Ext. 17942)

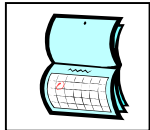
DEPARTMENT OF HUMAN SERVICES TO HOLD TOWN MEETINGS, FOCUS GROUPS, AND INTERVIEWS TO DISCUSS REDESIGN OF IOWA'S CHILD WELFARE SYSTEM

Town Meetings



The Department of Human Services (DHS) will hold a series of public town meetings, focus groups, and interviews to gather information on how to redesign Iowa's Child Welfare System. Senate File 453 (FY 2004 Government Reinvention Bill) requires the DHS to redesign the System in a manner that provides for an outcomes-based system with a continued focus on the safety and well being of at-risk children and families.

Service Areas



The town meetings will be held in each of the Department's eight service areas beginning in Waverly, on June 10. Additional meetings will be held in Cherokee, Wapello, Des Moines, Dubuque, Council Bluffs, Ames, and Washington. The table below provides the schedule of town meetings with date, time, and location.

Service Area	Date & Time	Location
Sioux City Service Area 1	Thursday, June 12 4:00 - 6:00 PM	Cherokee MHI Auditorium Cherokee Waverly Civic Center
Waterloo Service Area 2	Tuesday, June 10 4:00 - 6:00 PM	200 1st Street NE Waverly Dubuque Inn
Dubuque Service Area 3	Monday, June 16 3:00 - 5:00 PM	3434 Dodge Street Dubuque
Ames Service Area 4	Wednesday, June 11 3:00 - 5:00 PM	Ames Library Auditorium Iowa Western Community College
Council Bluffs Service Area 5	Monday, June 16 4:00 - 6:00 PM	Loft Continuing Ed. Center Council Bluffs Olmstead Center,
Des Moines Service Area 6	Thursday, June 19 4:00 - 6:00 PM	Drake University Des Moines Washington County
Cedar Rapids Service Area 7	Wednesday, June 11 4:00 - 6:00 PM	Comm. Service Building Washington Briggs Civic Center
Davenport Service Area 8	Thursday, June 12 4:00 - 6:00 PM	320 Water Street Wapello

Stakeholder Meetings

In addition, the DHS will hold stakeholder panel meetings, will convene at least 12 focus groups to explore opinions, and will conduct more than 40 in-depth interviews with children; biological, foster, and adoptive parents; DHS employees; and providers. The Department also plans to utilize findings from the recent state/federal review of the Child Welfare System to shape the redesign.

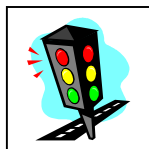
More Information

An information and feedback section has been created on the DHS web site located at: www.dhs.state.ia.us. Click on the link titled, "Better Results for Kids." Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Lisa Burk (Ext. 17942)

IOWA STATE PATROL RELEASES TRAFFIC STOP STUDY

Traffic Stop Study



The Iowa State Patrol has released an 18-month study on traffic stops. The project was initiated in October 2000, and ended in March 2003. The Iowa Division of Criminal and Juvenile Justice and the Iowa State Patrol prepared the Report. The State Patrol is using the Report as an assessment tool to evaluate contacts between officers and the public across Iowa. A total of 261,000 traffic stops were analyzed involving approximately 435 Troopers at 15 posts.

More Information

The Report can be accessed on the Department of Public Safety's web site at: <http://www.state.ia.us/government/dps/isp/>.

STAFF CONTACT: Jennifer Dean (Ext. 17846)

STATE APPEAL BOARD ACTION AGAINST THE DEPARTMENT OF PUBLIC SAFETY

State Appeal Board



The State Appeal Board released the list of administrative action taken for April. The list of decided cases totaled \$451,000. Of that amount, the Department of Public Safety (DPS) had a decided case that totaled \$177,000. Settlement for the overtime pay in this case was \$129,000 and attorney's fees totaled \$48,000. A former Crime Lab Administrator and two Communication Center Managers brought the case entitled *Rehberg vs. DPS*, which dealt with overtime issues, to the Board for action. This is not the *Raper vs. State of Iowa* case that deals with trooper overtime pay, but the arguments in the *Rehberg* case are similar to those of the *Raper* case. The *Raper vs. State of Iowa* case has not yet been settled.

More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Jennifer Dean (Ext. 17846)

BOYD NAMED STATE COURT ADMINISTRATOR

Iowa Supreme Court



On May 13, the Iowa Supreme Court announced the appointment of David Boyd as the new State Court Administrator. Boyd will replace Bill O'Brien who retired on May 23 after serving Iowa for 30 years. The State Court Administrator is the chief administrative officer responsible for the day-to-day management of the State court system, which includes overseeing approximately 1,900 employees and the \$116.0 million budget.

More Information

Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Jennifer Dean (Ext. 17846)

OFFICE OF THE CONSUMER ADVOCATE RECEIVES FY 2003 SUPPLEMENTAL APPROPRIATION

Supplemental Funds

Pursuant to Section 475A.6, Code of Iowa, the Office of the Consumer Advocate's General Fund authorization has been increased by \$60,000 for FY 2003. Including this amount, the Office has received \$371,000 in FY 2003 under Section 475A.6, Code of Iowa. The increase is for maintaining existing staff to review the unusually high number of anticipated utility rate case reviews expected to occur during FY 2003. Utility companies will be billed for the increase in authorized expenditures, and the payments will be deposited into the General Fund.

Consumer Advocate



In FY 2002, the Office of the Consumer Advocate received \$400,000 pursuant to Section 475A.6, Code of Iowa. The funds were used to hire consultants. The Code of Iowa permits the Consumer Advocate and the Utility Board to hire temporary staff or contract for professional services for

the review of emissions and budget plans for proposed new generating plants. MidAmerican Energy Company and Alliant Energy Company were proposing new electric generating facilities. The companies were billed for the review, and the payments were deposited into the General Fund.

More Information

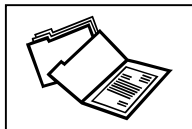
Additional information is available from the LSA upon request or from the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Beth Lenstra (Ext. 16301)

**OFFICE OF COMMUNITY ORIENTED POLICING SERVICES
(COPS) FEDERAL GRANT**
COPS Grant

The Department of Justice has announced the availability of \$60.0 million in FY 2003 funding for the Homeland Security Overtime Program. This money will be awarded in one-year grants on a competitive basis to State and local law enforcement agencies, which face significant overtime expenses related to homeland security efforts. These grants will cover up to 75.0% of overtime pay based on the average officer's pay scale, with the State and local entities covering the remaining 25.0% cash match. There are certain restrictions on the use of funding. The final deadline is June 27, 2003.

STAFF CONTACT: Jennifer Dean (Ext. 17846)

BOARD OF REGENTS MEETING
Regents Meeting

The Board of Regents met on May 21 at the Iowa Braille and Sight Saving School in Vinton and on May 22 at the University of Iowa in Iowa City. Significant agenda items included:

- Annual Report on Faculty Activities.
- Report on Faculty Consulting Activities.
- Annual Report on Child Care.
- Presentations on Salary and Benefits for Non-Represented Faculty and Staff.
- FY 2004 Budget Issues.
- Allocation of Mandatory Student Fees and Designated Tuition for the 2003-2004 Academic Year.
- Proposed 2004-2009 Strategic Plan Components.
- Report of the Banking Committee.

Resolution

Regent Forsyth made a motion that the Board consider a resolution at the June meeting to implement a one-year moratorium on building projects. The motion was approved by the Board.

Next Meeting

The next meeting of the Board is scheduled for June 18-19 at the Iowa School for the Deaf in Council Bluffs.

STAFF CONTACT: Mary Shipman (Ext. 14617)

COLLEGE STUDENT AID COMMISSION MEETING

College Student Aid

The College Student Aid Commission met on May 20 in Des Moines. Significant agenda items included:

- Registration Renewal for Viterbo College.
- Collection Vendor Contract Extension.

Next Meeting

The next meeting of the Commission is scheduled for July 15.

STAFF CONTACT: Mary Shipman (Ext. 14617)

IOWA STATE BOARD OF EDUCATION MEETING

Board of Education



The Iowa State Board of Education met on May 8 and 9. The Board heard presentations from the Department of Education (DE) staff and others on a number of topics. Highlights include:

- Legislative Update: Bills significant to the DE and whether they were passed by the General Assembly were discussed.
- The Board approved:
 - Administrative Rules concerning:
 - Attendance center closing procedure.
 - Minimum standards for licensure and teacher quality for community colleges.
 - Teacher quality and professional development (approval for notice).
 - Continued development for technology for instruction. The topic focused on online courses and the potential for a virtual academy.
 - Community college certified budget report. James Richardson, President, Southeastern Community College, discussed the budget and funding trends in recent years. He commented that community colleges would be increasing tuition to deal with costs growing faster than funding from other sources.
- Community College Benefits Survey. Gene Gardner, Executive Director, Iowa Association of Community College Trustees, presented the results of a socio-economic benefits study conducted by a consultant. Some of the benefits included higher earnings by community college graduates than by high school graduates, an increased tax base, students more likely to stay in Iowa, and a \$1.83 per dollar return on investment.
- Division of Vocational Rehabilitation Services Strategic Plan Progress Report. Stephen Wooderson, Administrator for the Division, discussed federal program performance measures and the implementation of a new information system.
- Cross Bureau Early Learning Team update. Penny Milburn and LauraBelle Sherman-Proehl discussed the efforts of the Team in developing guidelines and assessment tools to deal with early childhood learning and development. The Team includes members from the Departments of Education, Human Services, and Health.

- No Child Left Behind. The topic was discussed several times throughout the meeting. Department of Education staff provided an update on the development of goals and indicators of student achievement. Board member Mary Jean Montgomery reported on a meeting she attended where unresolved issues, such as athletic eligibility after transfer from a failing school, testing and lawsuits, when supplemental educators fail, and when virtual academies fail, were discussed.
- Strategic Planning by the Department and Board. Gail Sullivan, Chief of Staff, Department of Education, reviewed the Accountable Government Act and how it relates to the Department's strategic planning process. Some issues for the Board's planning retreat were identified.

Next Meeting

The next meeting will be held on June 5. Additional information is available from the LSA upon request or on the LSA web site at:
<http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Dwayne Ferguson (Ext. 16561)

HIGHWAY CONSTRUCTION CONTRACTS: DECEMBER – MARCH**Highway Contracts****December Contract**

The Department of Transportation (DOT) notified the Legislative Services Agency (LSA) of all highway construction contracts in excess of \$5.0 million for the period December 2002 through March 2003. The following contracts awarded total approximately \$57.1 million.

Chickasaw County – \$5.8 million to Mathy Construction Co. & Subsidiary of Onalaska, Wisconsin. The project includes grading and replacing approximately 6.5 miles of pavement on U.S. 218 from north of 290th Street to the Charles City bypass. The project also includes installing traffic signs along the same route.

January Contracts

Polk County – \$7.3 million to Reilly Construction Company, Inc., & Affiliates of Ossian for the following projects in Des Moines:

- \$5.4 million to grade and replace less than 1.0 mile of pavement on 19th Street, between Center Street and Atkins Avenue.
- \$1.9 million to construct a new bridge along 19th Street.

February Contracts

Polk County – \$7.1 million to Cramer and Associates, Inc., of Des Moines for the following I-235 projects in West Des Moines:

- \$4.5 million to grade and replace pavement at the 35th Street interchange.
- \$1.9 million to replace the 35th Street Bridge.
- \$524,000 to install a noise wall between 28th and 35th Streets.
- \$173,000 to relocate the sewer system on Pleasant Street.

The following projects were awarded for Ankeny:

- \$13.9 million to grade and replace approximately 3.5 miles of pavement on I-80 north near First Avenue in Ankeny.

- \$1.5 million to replace a railroad bridge 1.0 mile north of the I-35/I-80 mix-master near Ankeny.
- \$5.0 million for grading and replacing approximately 2.5 miles of pavement along I-35 at the NE 66th Avenue Interchange south of Ankeny.

March Contracts



Polk County – \$16.5 million to United Contractors, Inc., of Johnston for the following I-235 projects in Des Moines:

- \$1.9 million to replace the Pennsylvania Avenue Bridge.
- \$13.0 million to reconstruct ramps on Pennsylvania Avenue, East 6th Street, and East 12th Street, and to install retaining walls between East 6th East 12th Streets.
- \$1.6 million to construct a new bridge on East 12th Street.

More Information

Additional information is available upon request from the LSA or on the LSA web site at: <http://staffweb.legis.state.ia.us/lfb>.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

This document can be found on the LSA web site:
<http://staffweb.legis.state.ia.us/lfb/fupdate/fupdate.htm>