

NOTICE OF APPROPRIATIONS TRANSFER FOR THE PUBLIC EMPLOYMENT RELATIONS BOARD

Appropriations Transfer



The Fiscal Services Division of the Legislative Services Agency (LSA) received notification of a request to transfer funds pursuant to Section 8.39, Code of Iowa. The notice requests a transfer of \$20,000 to the Public Employment Relations Board from the Department of Economic Development, Business Development Division.

Reason for Transfer

The transfer is due to a FY 2006 budget shortfall that primarily resulted from an increase in mileage reimbursement rate expenditures of approximately \$10,000 and a reduction in revenue due to the implementation of SF 403 (Public Records Act).

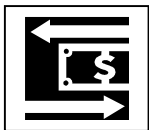
More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Ron Robinson (Ext. 16256)

NOTICE OF APPROPRIATIONS TRANSFER FOR THE STATE FIRE MARSHAL'S OFFICE

Appropriations Transfer



The Fiscal Services Division of the LSA received notification that \$155,000 will be transferred to the Department of Public Safety (DPS), Office of the State Fire Marshal, for FY 2006. The funds are being transferred from the following Divisions within the DPS:

- \$50,000 from the Division of Criminal Investigation.
- \$70,000 from the Iowa State Patrol.
- \$35,000 from the Division of Narcotics Enforcement.

The appropriation transfer is due to increased fuel costs within the Fire Marshal's Office that have exceeded the budget available. In addition, several fire inspector positions were budgeted as filled at the minimum of the salary scale; however, these positions were filled through transfers of senior officers from other Divisions, pursuant to the Collective Bargaining Agreement with the State Peace Officers Council (SPOC), which paid the positions near the top of the salary scale. There were also moving

IN THIS ISSUE:

IPERS Appropriations Transfer, pg. 1
Fire Marshal's Appropriations Transfer, pg. 1
DOC Allocation Transfers, pg. 2
Pandemic Influenza Antiviral Purchase, pg. 2
Supreme Court Acting Chief Justice, pg. 3
Cty. RISE Grants Temporarily Postponed, pg. 3
DOC Prison Study, pg. 4
DOC Offender Re-Entry Program, pg. 4
DOC Evidence-Based Practices/Risk Red., pg. 5
Fire Equipment Revolving Loan Fund, pg. 5
E911 Wireless Surcharge Quarter Report, pg. 5
Sustainable Nat. Res. Fund. Advisory Com., pg. 6
EPC Meeting, pg. 7
Natural Resource Commission Meeting, pg. 8
H. C. Destination Park Authority Mtg., pg. 9

Watershed Improvement Review Board Meeting, pg. 10
Soil Conservation Committee Meeting, pg. 10
Board of Regents Meeting, pg. 12
MH/MR Commission Meeting, pg. 13
Medicaid Self-Direction Subcommittee Meeting, pg. 13
Residency Mental Health Work Group, pg. 14
Children's Mental Health Oversight Committee, pg. 15
CMH Waiver Review Committee Meeting, pg. 16
Advisory Council on Brain Injuries Meeting, pg. 16
Dept. of Elder Affairs Commission Meeting, pg. 17
Substitute Decision Maker Task Force Meeting, pg. 18
Council on Human Services Meeting, pg. 18
CJIS Advisory Committee, pg. 20
Fire Serv./Emergency Response Council Mtg., pg. 20
Audit Report – Dept. of Education, pg. 20

reimbursement costs associated with the transfers that resulted in additional unbudgeted expenses.

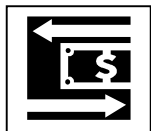
More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

DEPARTMENT OF CORRECTIONS – NOTICE OF ALLOCATION TRANSFERS

Fund Reallocation



The Department of Corrections transferred \$300,000 from the Iowa State Penitentiary to the Clarinda Correctional Facility in August, pursuant to Section 904.116, Code of Iowa, to cover unexpected pharmacy cost increases at Clarinda.

The Department of Corrections also transferred \$230,000 from the Fort Dodge Correctional Facility (\$200,000) and the Iowa State Penitentiary (\$30,000) to the County Confinement Account in August 2006, pursuant to Section 904.116, Code of Iowa, to cover increased costs due to an increased number of inmates staying longer at county jails.

More Information

Additional information is available from the LSA upon request.

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

EXECUTIVE COUNCIL APPROVES DEPARTMENT OF PUBLIC HEALTH REQUEST FOR PANDEMIC INFLUENZA ANTIVIRAL PURCHASE

Request Approval

The Executive Council approved a request for \$4.8 million from the Department of Public Health on August 14 to cover costs associated with the purchase, storing, and distribution of antiviral treatment courses for the prevention and treatment of pandemic influenza. The funds will be paid from General Funds not otherwise appropriated.

Statutory Authority



The Department requested the funds through the Executive Council pursuant to Section 7D.29, Code of Iowa, which was amended by HF 2797 (FY 2007 Standing Appropriations Act), giving the Department this authority.

Vaccine Purchase

The funds will be used to purchase 309,000 courses of the antivirals Tamiflu and Relenza. A 25.0% federal subsidy reduces the cost of the vaccine for the State to \$4.6 million. An additional \$246,000 will be used for storage, planning, distribution, and maintenance of the antivirals. The Department estimates additional annual on-going costs of \$188,000 for storage facility rental, monitoring, administration, equipment, and travel.

Federal Purchase

In addition, the federal government will purchase and manage over 438,000 courses of the antivirals to be sent to the State in the event that a pandemic is imminent, bringing Iowa's total stockpile to 747,000 courses, which will cover approximately 25.0% of the State's population.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942)

JUSTICE LARSON TO SERVE AS ACTING CHIEF JUSTICE OF THE IOWA SUPREME COURT

Acting Chief Justice

Justice Jerry Larson will serve as Acting Chief Justice following the retirement of Chief Justice Louis Lavorato on September 29. Justice Larson is the longest serving justice on the Supreme Court, serving 28 years.

Vacancies

Judge Daryl Hecht will join the Supreme Court in October. Another new justice, yet to be determined, will fill the vacancy that will occur when Justice James Carter retires on October 16. Once the two vacancies are filled, the Supreme Court will elect a Chief Justice.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

RISE GRANTS TO COUNTIES TEMPORARILY POSTPONED

County Grants Postponed

On July 11, Webster County was awarded \$600,000 for a road project near the proposed Tate and Lyle Corn Wet Milling Facility to be constructed west of Fort Dodge. This is the last county RISE grant to be awarded until further notice. The Department will not be accepting applications from counties for RISE grants for at least one year due to the depletion of the County RISE Fund resulting from the significant amounts awarded for road projects at ethanol-type facilities. The Department will continue to accept applications from and award RISE grants to cities.

Road Use Tax Fund

The decision to postpone RISE grants to counties is based on the Department of Transportation's (DOT's) analysis of Road Use Tax Fund revenue that is expected to be deposited into the Fund over the next year and the rate of disbursements for previously approved projects that are currently under development.

Background

The RISE Program was established by the 1985 General Assembly to promote economic development through the construction or improvement of roads and streets. The Program is funded through a Road Use Tax Fund allocation of 1.55 cents per gallon from the excise tax imposed on motor fuel and special fuels. The RISE funds are allocated as follows:

- 64.5% to the State's Primary Road Fund for expenditure on the Commercial and Industrial Highway Network.
- 32.3% to cities for use on city streets.
- 3.2% to counties for use on secondary roads.

FY 2006 RISE Allocations

In FY 2006, the Road Use Tax Fund allocation to the RISE Fund totaled \$35.3 million, of which \$22.8 million was deposited into the Primary Road Fund, \$11.4 million was allocated to cities, and \$1.1 million was allocated to counties. The RISE Fund also receives revenue through interest earnings and loan repayments, in addition to revenue collected on defaulted loans.

FY 2006 RISE Grants

The following table shows RISE grants awarded to counties in FY 2006. Of the total amount awarded, 61.2% was awarded for road projects at ethanol-type facilities.

FY 2006 RISE Grants Awarded to Counties



County	Business Type	Total Project Cost	RISE Funds Awarded	Local Share	Jobs Assisted	Capital Investment (in millions)
Adams	Ethanol	\$ 378,000	\$ 240,000	37.0%	40	\$ 98.4
Crawford	Dry Ice Production	219,000	175,000	20.0%	35	10.0
Floyd	Ethanol	1,900,000	318,000	83.0%	53	125.0
Mitchell	Ethanol	252,000	202,000	20.0%	35	77.4
Total Ethanol-Related Projects		\$ 2,749,000	\$ 935,000		163	\$ 310.8
Pottawattamie	Manufacturing	742,000	594,000	20.0%	200	33
Total Non-Ethanol-Related Projects		\$ 742,000	\$ 594,000		200	\$ 32.7
Total FY 2006 County RISE Grants		\$ 3,491,000	\$ 1,529,000		363	\$ 343.5

Source: Department of Transportation

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

DEPARTMENT OF CORRECTIONS PRISON STUDY

RFP Responses



The Department of Corrections received three responses to the Request for Proposal (RFP) for the prison study mandated in House File 2782 (FY 2007 Infrastructure Appropriations Act). Three national firms with extensive corrections experience responded, including Durant, Heery HLM, and MTG.

The selection committee will select the successful vendor at a meeting scheduled for August 22.

More Information

Additional information is available from the LSA upon request.

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

DEPARTMENT OF CORRECTIONS OFFENDER RE-ENTRY PROGRAM

General Fund Appropriation



House File 2558 (FY 2007 Justice System Appropriations Act) appropriated \$850,000 and 16.0 FTE positions to the Department of Corrections for the Offender Re-Entry Program. The Program assists with an inmate's transition upon release. The Department has implemented the Program at the Newton Correctional Facility, Iowa Correctional Institution for Women at Mitchellville, and the Fort Dodge Correctional Facility.

New Staff

In September, the Department will be adding eight Offender Re-Entry Coordinators to the Community-Based Corrections Districts, three at the three pilot institutions listed above, one at Central Office, and four Offender Re-Entry Assessment Coordinators at Oakdale.

More Information

Additional information is available from the LSA upon request.

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

DEPARTMENT OF CORRECTIONS EVIDENCE-BASED PRACTICES AND RISK REDUCTION TRAINING

Training



On August 8-10, the National Institute for Corrections (NIC) sponsored a two- and one-half day training session for the Department of Corrections on Evidence-Based Practices and Risk Reduction. The presenter was Mark Carey from Minnesota.

Iowa currently has three pilot projects for evidence-based practices at Oakdale, Mitchellville, and Fort Dodge. The training identified six goal areas, which allowed the nine institutions to identify research-based strategies and activities that will help attain goals, including:

- Actuarial and dynamic risk/needs tools.
- Engagement and motivation through strengths.
- Targeting and applying the most effective intervention.
- Supervision strategies.
- Community and family involvement/informal social control.
- Information System, Fidelity, Feedback, and Evaluations.

More Information

Additional information is available from the LSA upon request.

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

LOCAL FIRE EQUIPMENT REVOLVING LOAN FUND

Update



Senate File 342 (FY 2004 Infrastructure Appropriations Act) established a revolving loan program for equipment purchases by local fire departments. Currently, 18 departments have received funding from the Local Fire Equipment Revolving Loan Fund. To date, a total of \$1.6 million has been loaned, and five applications totaling \$332,000 are still awaiting approval pending the availability of funds.

More Information

Additional information is available from the LSA upon request.

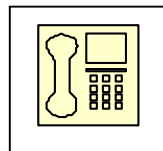
STAFF CONTACT: Jennifer Acton (Ext. 17846)

E911 WIRELESS SURCHARGE SECOND CALENDAR QUARTER REPORT RECEIVED

Quarterly Report

The LSA received the second calendar quarter report (April – June) for 2006 from the Office of Homeland Security and Emergency Management Division. The Division received \$2.9 million in revenue from the E911 wireless surcharge, a decrease of \$298,000 compared to the previous quarter. The amounts expended were:

- \$50,000 for administration, which includes 2.5 FTE positions and program operating costs.
- \$542,000 for wireless service provider cost recovery, a decrease of \$6,000 compared to the previous quarter.



- \$257,000 for wire-line transport costs for local carriers, an increase of \$2,000 compared to the previous quarter.
- \$1.2 million for automated location information costs for local carriers, a decrease of \$14,000 compared to the previous quarter.
- \$691,000 for the Public Safety Answering Points (PSAPS). The PSAPS receive 24.0% of the surcharge generated. The funds are distributed by a formula, including 65.0% of the total based on the square mileage of the local 911 service area and 35.0% based on the volume of the wireless E911 calls that the PSAPS receive.
- \$227,000 in carryover funds for future Phase 2 network and PSAPS upgrades and improvements. The overall carryover is \$1.6 million. Of this, \$255,000 is obligated to complete Phase 2 by November 2006 and \$830,000 is obligated to complete connecting the wireless network to neighboring states. The remaining unencumbered amount in the carryover fund is \$545,000.

More Information

Copies of the report or additional information are available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

**SUSTAINABLE NATURAL RESOURCE FUNDING
ADVISORY COMMITTEE MEETING**

New Committee



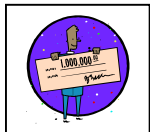
The Sustainable Natural Resource Funding Advisory Committee met August 9 at the Neal Smith National Wildlife Refuge. The Committee was established in HF 2797 (FY 2006 Standing Appropriations Act) to provide a sustainable source or sources of funding for natural resource needs in Iowa. Committee members include:

- Senators Dick Dearden and Mary Lundby.
- Representative John Whitaker.
- Deb Ryun, Conservation Districts of Iowa.
- Jeff Vonk, Department of Natural Resources.
- Tammi Kircher, Ducks Unlimited.
- Marvin Shirley, Farmers Union.
- Dan Cohen, Iowa Association of County Conservation Boards.
- Richard Leopold, Iowa Environmental Council.
- Barbara Finch, Iowa Farm Bureau.
- Mark Ackelson, Iowa Natural Heritage Foundation.
- Owen Shunkwiler, Iowa Renewable Fuels Association.
- Pauline Novotny, Izaak Walton League of Iowa.
- Dave Van Waus, Pheasants Forever.
- Ken Tow, Department of Agriculture and Land Stewardship.

- Jane Clark, Sierra Club.
- Lola Lopes, The Nature Conservancy.

The House Republicans have not yet appointed a member to the Committee.

Willingness to Pay



Ryan French, Iowa State University, presented information related to Iowans' willingness to pay for sustainable natural resources. Willingness to pay is defined as the monetary measurement of the benefit derived from a policy change. The presentation included previous samples of this survey technique and the strategy that would be used if this technique was selected by the Committee.

More Information

The next meeting is scheduled for August 30. For more information, access the web site at: <http://www.iowadnr.com/>. Additional information is available from the LSA upon request.

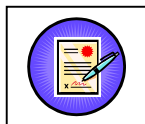
STAFF CONTACT: Debra Kozel (Ext. 16767)

ENVIRONMENTAL PROTECTION COMMISSION MEETING

Commission Meeting

The Environmental Protection Commission met on August 15 in Des Moines.

Contract Approved



The Commission approved the following contracts:

- \$375,000 contract with Region XII Council of Governments for the Iowa Waste Exchange Program. Funding is from solid waste tonnage fees.
- \$30,000 contract with the Iowa Waste Reduction Center at the University of Iowa for the Iowa Waste Exchange Program. Funding is from solid waste tonnage fees. The Center provides technical assistance and training related to hazardous waste, recycling, process improvement, and on-site by-product assessments for businesses.
- \$101,000 contract with V. J. Engineering for dam breach analysis. Funding is from a federal grant. The analysis includes the effects of dam failure to land, buildings, and other structures.
- \$491,000 contract with the University of Iowa Hygienic Laboratory for a number of environmental programs. Funding is from a federal Environmental Protection Agency (EPA) grant and federal Nonpoint Source Management Funds.

Administrative Rules



The Commission also approved the following Administrative Rules:

- Final Rule related to septic tanks and onsite wastewater treatment.
- Final Rule related to the prevention of significant deterioration of air quality.
- Notice of Intended Action related to the discarding of appliances.
- Notice of Intended Action related to the removal of mercury switches from automobiles.

More Information

The next meeting is scheduled for September 19. For review of Commission agendas, minutes, and other related information, access the DNR web site at: <http://www.iowadnr.com/>. Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

NATURAL RESOURCE COMMISSION MEETING

Commission Meeting

The Natural Resource Commission met on August 10 at F. W. Kent Park.

Land Acquisition



The following land acquisitions were approved:

- Purchase of 160 acres near the Luton Wildlife Management Area in Woodbury County for the appraised price of \$86,000. Funding is from the Fish and Wildlife Trust Fund and the North American Wetland Conservation Act (NAWCA) Fund.
- Purchase of 120 acres near Algona for the appraised price of \$225,000. Funding is from the Fish and Wildlife Trust Fund.
- Purchase of 240 acres in Winnebago County for the appraised price of \$174,000. Funding is from a donation made from the Junior Rahn estate and from the NAWCA Fund.
- Donation of five permanent easements adjacent to Lake Darling in Washington County.
- Purchase of 336 acres adjacent to the Sedan Bottoms Wildlife Management Area in Appanoose County for the appraised price of \$341,000. Funding is from the Wildlife Habitat Stamp Fund.
- Purchase of 495 acres adjacent to Stephens State Forest in Monroe County for the appraised price of \$734,000. Funding is from the Fish and Wildlife Trust Fund and the National Wild Turkey Federation.

Administrative Rules



The following Administrative Rules were approved:

- Notice of Intended Action on game management areas.
- Final Rule on waterfowl and coot hunting seasons.
- Final Rule on fall wild turkey hunting by residents.
- Final Rule on deer population management.
- Notice of Intended Action on sport fishing.
- Final Rule to update cabin rental fees at Waubonsie State Park.
- Notice of Intended Action on recreation trails at State parks, forests, and preserves.

Wildlife Habitat Grants

The Commission approved seven grants from the Wildlife Habitat with Local Entities Grant Program totaling \$789,000. There were 10 grant applications submitted, requesting a total of \$1.2 million.

Resource Grants

The Commission approved 15 projects that received a total of \$300,000 from the Natural Resources-Based Opportunities Grant Program. This was a new

Program approved in HF 2782 (FY 2006 Infrastructure Appropriations Act). The purpose of this Program is to develop projects related to natural-based opportunities.

WaShawtee Designation



The Commission listened to public comment on the designation of 646 acres of the former WaShawtee Girl Scout Camp from a State Park to a State Forest. By designating the land as a State Forest, public hunting would be offered. Due to public comment, the Department will hold a public hearing on August 28 to listen to other comments from residents in the area.

More Information

The next meeting is scheduled for September 14. For review of Commission agendas, minutes, and other related information, access the DNR web site at: <http://www.iowadnr.com/>. Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

HONEY CREEK PREMIER DESTINATION PARK AUTHORITY MEETING

Destination Park Meeting

The Honey Creek Premier Destination Park Authority met August 7 in Des Moines.

Lake Rathbun Fundraising



Arnie Sohn, Department of Natural Resources (DNR), reported on the amount of funds that have been raised by Rathbun Lake Resort, Inc. The following is a list of in-kind donations received that will provide services to the Destination Park:

- \$928,000 from Rathbun Regional Water Association, Inc.
- \$877,000 from Chariton Valley Electric Cooperative, Inc.
- \$250,000 from Iowa Telecom for telecommunications.
- \$150,000 from Appanoose County for road design.

The following organizations have borrowed funds to contribute to the project. The organization will be repaid with future hotel/motel tax receipts:

- \$600,000 from the Rathbun Lake Resort, Inc.
- \$400,000 from Monroe County.
- \$400,000 from Appanoose County.
- \$1.0 million from a local individual.

Other Analysis

Christian Vetter, Economic Research Association, provided a cash flow and feasibility analysis of the Destination Park. It was reported that the Destination Park would attract recreational visitors wanting to experience the leisure activities provided and business travelers wanting to sponsor a conference or business meeting in a relaxed setting. The Destination Park would also receive additional revenue from hunting activities in the fall and winter months.

Bond Timeline



The Authority agreed that the bonding requirements have been met and that the DNR should continue to move forward on the project. Draft copies of the bond documents will be available for review at the next meeting of the Authority. The timeline to issue the bonds will be late October through November.

More Information

The next meeting will be held in September. For more information on the Honey Creek Premier Destination Park, access the web site at: <http://www.iowadnr.com/parks/honeycreek/updates.html>. Additional information is available from the LSA upon request.

STAFF CONTACT: Dave Reynolds (Ext. 16934) Debra Kozel (Ext. 16767)

WATERSHED IMPROVEMENT REVIEW BOARD MEETING

Watershed Meeting

The Watershed Improvement Review Board met on August 7 in Des Moines.

Funding

Jerry Neppel, Department of Agriculture and Land Stewardship, reported \$655,000 in expenditures for watershed projects as of July 28. Neppel also reported that the FY 2007 appropriation of \$5.0 million had not yet been transferred to the Department.

Progress Report Review

The Board reviewed the quarterly progress reports of the 17 projects that received funding in FY 2006. The Board also reviewed, modified, and approved payment requests for the projects.

New Grant Timeline

The Board received copies of the 38 applications requesting funding for FY 2007. The Board will meet on September 20 to select the projects that will receive funds.

More Information

The next meeting is scheduled for September 20. For more information on the Watershed Improvement Review Board, access the web site at: <http://www.agriculture.state.ia.us/IWIRB.htm>. Additional information is available from the LSA upon request.

STAFF CONTACT: Debra Kozel (Ext. 16767)

STATE SOIL CONSERVATION COMMITTEE MEETING

Committee Meeting

WIRB Applications



The State Soil Conservation Committee met on August 3 in Des Moines.

Ken Tow, Department of Agriculture and Land Stewardship (DALs), reported that 38 applications were received requesting funding from the Watershed Improvement Review Board (WIRB). The Board will determine which projects will be funded at the September 20 meeting. To be eligible, an applicant must be recognized by the Secretary of State as a nonprofit organization, and the project must address a water quality concern or impairment.

FARMS Data System

Ken Tow also discussed the implementation of a new internet database for the Soil Conservation Division. The Financial Accounting Reporting Management System (FARMS) is currently in the testing phase. The Soil Conservation Division will use the new database to track distributions from the Conservation Cost Share Funds. Future use of the System will include

the tracking of Watershed Protection Funds and Conservation Revolving Loans.

Budget Request



The Committee approved the Soil Division's FY 2008 budget request that will be presented to the Secretary of Agriculture for approval. The request included:

General Fund:

- \$36,000 increase for District Soil Conservation Commissioner expense reimbursement.
- \$65,000 and 1.0 FTE position increase for a Minerals Inspector.
- \$15,000 increase for the FARMS database.
- \$402,000 and 10.0 FTE positions increase for additional field staff to provide technical assistance to landowners.
- \$100,000 increase for FARMS training of District Field Office staff.

Environment First Fund:

- \$4.5 million increase for the Conservation Cost Share Program.
- \$2.7 million increase for the Watershed Protection Fund Program.
- \$2.5 million increase for the Agricultural Drainage Well Program.
- \$2.0 million increase for District Operations and the Initiatives Program.
- \$1.5 million increase for the Conservation Reserve Enhancement and Protection Program.
- \$1.6 million increase for the Integrated Farm and Livestock Demonstration Program.

Conservation Reserve



Marion Conover, Department of Natural Resources (DNR), discussed the proposed Conservation Reserve Enhancement and Protection (CREP) II Project and requested the State Soil Conservation Committee's support. After a brief presentation, the Committee voted to support the CREP II Project which would include:

- Targeting 16 publicly-owned lakes and seven coldwater stream complexes in Iowa with a goal of reducing sediment and phosphorus in these watersheds.
- Allowing landowners to receive federal payments covering 7,000 acres. The estimated cost is \$20.0 million, with funding of \$16.0 million in federal funds, \$1.0 million from the Fish and Wildlife Trust Fund, \$2.0 million from the Lake Restoration Fund, and \$1.0 million from local partners.

More Information

The next meeting is scheduled for September 7. For more information about the State Soil Conservation Committee, access the web site at: <http://www.agriculture.state.ia.us/scccommittee.htm>. Additional information is available from the LSA upon request.

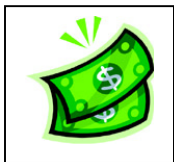
STAFF CONTACT: Debra Kozel (Ext. 16767)

BOARD OF REGENTS MEETING

August Meeting

The Board of Regents met at the University of Iowa on August 8-9.

Pay Increases



The Board approved the following pay increases:

- President Gregory Geoffrey – Iowa State University (ISU) – Increased base pay by \$15,000 (5.0%), from \$308,000 to \$323,000. The Board also approved an increase of \$15,000 for Geoffrey’s deferred compensation package, to a total of \$75,000. The deferred compensation package can be collected if Geoffrey stays at ISU until 2010. These two increases make Geoffrey’s total compensation approximately \$400,000 for FY 2007.
- Superintendent Jeanne Prickett (Iowa School for the Deaf) – Increased base pay by \$6,000 (5.0%), from \$117,000 to \$123,000. The Board also approved a deferred compensation package of \$20,000 per year if Prickett stays five years.

Bond Sales



The Board received bids for and approved the following bond sales:

- \$23.8 million of University of Iowa Facilities Revenue Bonds. The winning bid was an effective interest rate of 4.6%. The bonds are for purchase, renovation, and equipping of approximately 101,000 gross square feet of condominium space in the Old Capitol Town Center in Iowa City. Annual debt service will be approximately \$1.7 million and will be paid from lease rentals.
- \$9.2 million of ISU Dormitory Revenue Refunding Bonds. The winning bid was an effective interest rate of 4.4% and will result in interest savings of approximately \$600,000. The bond sale proceeds will be used to refund bonds issued to complete construction of Phase 2 of Hawthorn Court (now known as Frederiksen Court). Debt service on the bonds is paid from income generated through the residence system.
- \$5.5 million of ISU Academic Building Revenue Refunding Bonds. The winning bid was an effective interest rate of 4.0% and will result in interest savings of approximately \$312,000. Debt service on these bonds is paid with funds appropriated for tuition replacement.

FY 2007 Budgets

The Board gave final approval for the FY 2007 budgets as follows:

FY 2007 Regent Enterprise Budget
 (\$ in millions)

	SUI	ISU	UNI	ISD	IBS	TOTAL
General Operating	\$1,263.5	\$453.7	\$150.7	\$9.8	\$5.7	\$1,883.4
Restricted	838.0	541.1	138.4	0.9	1.9	1,520.3
Total	\$2,101.5	\$994.8	\$289.1	\$10.7	\$7.6	\$3,403.7

More Information

The next meeting is scheduled for September 27-28 at the University of Northern Iowa. Additional information, including the full text of agenda items, may be accessed on the Board of Regents web site at: <http://www2.state.ia.us/regents/Meetings/DocketMemos/memos.html>.

STAFF CONTACT: Mary Shipman (Ext. 14617)

MENTAL HEALTH/MENTAL RETARDATION COMMISSION MEETING
Commission Meeting

The Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission met on August 17 and conducted the following business:

- Approved various accreditations.
- Delayed the planned update regarding the Community Mental Health Services Block Grant.
- Heard from the State Medicaid Director regarding the future accreditation process by the Commission required by the federal Centers for Medicare and Medicaid Services (CMS) for providers of Medicaid services that are not otherwise licensed or certified.
- Discussed the payment of expenditures for those serving on designated work groups that are not tied to a specific entity or association.
- Received team reports from the Community Mental Health Centers Standards Development Team, State Cases - Residency Team, Assessment Team, and the Outcomes Team. The staff of the Department of Human Services announced a change to the process for determining whether responsibility for the State Cases Program will be transitioned to the counties, and will consult with the Iowa State Association of Counties and the LSA with needed data and funding information.
- Discussed the agenda for the Commission retreat, to be held on September 14-15.

**More Information**

The next meeting will be the retreat scheduled in September. Additional information is available from the LSA upon request.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

MEDICAID SELF-DIRECTION SUBCOMMITTEE MEETING
Subcommittee Meeting

The Medicaid Self-Direction Subcommittee for the implementation of the Consumer Choices Option under the Medicaid Home and Community-Based Services (HCBS) Waivers met on August 3.

State Plan Amendments

The federal Centers for Medicare and Medicaid Services (CMS) has approved the option for the Elderly, Ill and Handicapped, and Mental Retardation Waivers. The CMS has not yet approved the AIDS, Brain Injury, or Physical Disability Waiver applications. The Department of Human Services (DHS) is continuing to work with the CMS to get these approved and expects to begin implementation in the Waterloo service area by October 1, 2006, and statewide by August 1, 2007.

- Support Broker Training** The Support Broker is hired by the consumer to assist with purchasing needed medical goods and services. It is estimated that 12 hours of training will be needed for support brokers. Two initial training sessions have been completed in Story County. Upcoming trainings are planned in Mason City, Waterloo, and Charles City.
- Financial Mgmt. Service** Staff from the Robert Wood Johnson Foundation has met with staff from Veridian Credit Union to solidify details regarding the Financial Management Service for this option. Iowa received a grant from the Foundation to assist in implementation of Consumer Choices. Veridian Credit Union will be responsible for handling financial responsibilities such as payroll.
- Worker's Compensation** The Subcommittee discussed the issue of worker's compensation coverage for employees under the Consumer Choices option. No conclusion was reached.
- Quality Assurance** The Subcommittee reviewed a questionnaire designed by the DHS to measure the quality of services received under the Consumer Choices Option.
- More Information** Additional information is available from the LSA upon request.

STAFF CONTACT: Kerri Johannsen (Ext. 14611)

STATE CASES RESIDENCY MENTAL HEALTH WORK GROUP MEETING

State Cases Meeting



The State Cases Residency Mental Health Work Group met on August 15. The Work Group is the result of HF 2780 (Mental Health Act), which provided that responsibility for those individuals receiving mental health services without a county of legal settlement would be the responsibility of counties, with an increase in funding provided for this transition. The Work Group was told that information is not yet available from approximately one-half of the counties for expected expenditures of FY 2007 State Cases.

Hospital Costs

The Work Group received a report on the process undertaken by temporary staff of the Department of Human Services to estimate hospitalization costs. It is estimated that 17.0% to 20.0% of county hospitalization expenditures are attributed to those considered State Cases. This will be part of the episodic costs over and above the estimated costs of the individuals being served by the counties.

The Work Group discussed the removal of certain administrative costs from the estimate provided by counties for purposes of estimating the cost of transitioning State Cases responsibilities from the State to the counties. The Group also discussed differentiation of advocate services and inclusion of those costs within the estimate.

Adult Rehabilitative Options



The Work Group discussed plans by the Department to exclude the costs of Adult Rehabilitative Options (ARO) when determining if the appropriation and carryforward funds are adequate for the transition to take place. Discussion included lack of data, timing of eliminating ARO from the State Medicaid Plan, and direction that may be received from the Governor's Office. The Department's Iowa Medicaid Enterprise (IME) has estimated the annual cost

of ARO between \$1.7 and \$5.0 million. It is not yet known which services provided under the ARO will no longer be reimbursed from Medicaid and may become expenditures within the State Cases expenditures.

Administrative Rules

Also discussed was the recent determination by the Department that prevocational services Administrative Rules will reflect those services within the Mental Retardation Home and Community-Based Services Waiver and should no longer be an issue.

A process for prospective payments to counties was discussed, as well as additional funds that may be available for additional services to an established, eligible person. The Administrative Rules may be changed to reflect HF 2780 when additional services are requested.

More Information

The next meeting is scheduled for August 28. Additional information is available from the LSA upon request.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

CHILDREN'S MENTAL HEALTH OVERSIGHT COMMITTEE MEETING

CMH Meeting

The Children's Mental Health Oversight Committee met on August 14.



The Committee reviewed comments received from the Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission members regarding the Children's Mental Health Redesign Final Report, including:

- Whether specific policy recommendations need to be included.
- The need for additional statistics to emphasize needed staff and services.
- More specific definition of a "navigator" to distinguish the role from the current case managers.
- The need to condense the report in a more summarized format.

Cost of Implementation

The Committee heard from the Commission Chairperson regarding possible processes to review and implement the recommendations of the Report. The Committee directed staff of the Department of Human Services to estimate the cost of implementation of years two through five of the Final Report in lieu of the Committee members.

Retreat Planned

The Committee discussed planned participation in the Commission's Retreat on September 14-15.

More Information

The next meeting is scheduled for October 27. Additional information is available from the LSA upon request.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

CHILDREN'S MENTAL HEALTH WAIVER REVIEW COMMITTEE MEETING

CMH Meeting

The Children's Mental Health (CMH) Waiver Review Committee met on August 7.

Waiver Update

There are currently 231 children approved for services under the CMH Waiver, and 286 are on a waiting list. Profiles of those accessing the Waiver and those on the waiting list are expected to be available at the next meeting.

Administrative Rules



The Committee discussed potential changes to Administrative Rules. The major issue discussed was whether children can be adjudicated a Child in Need of Assistance (CINA) and also be eligible for the CMH Waiver at the same time. An alternative would be to limit overlap between a CINA adjudication and the receipt of Waiver services to six months. The use of an interdisciplinary team to evaluate delinquency petitions was also discussed.

CMH Brochure

The Committee reviewed a draft of the brochure to be offered to consumers relating to the CMH Waiver and made suggestions for changes.

More Information

The next meeting is scheduled for September 11. Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942) Kerri Johannsen (Ext. 14611)

ADVISORY COUNCIL ON BRAIN INJURIES MEETING

Advisory Council Meeting

The Advisory Council on Brain Injuries met on August 4.

History/Mission

The Council received a presentation on the history and mission of the Council.

HF 2772

The Council also received a presentation regarding the enactment of HF 2772 (Brain Injury Program Act), including:



- Status of the memorandum of understanding with the Department of Human Services (DHS) for payment of the nonfederal share of Brain Injury Waiver slots.
- The plan to stagger the "payment" of the slots, starting in October, dependent upon the waiting list and the provider availability.
- Council responsibility for decisions regarding policies for the implementation of the programs included in HF 2772, such as resource facilitation.

CMH System Report

A report was provided regarding the status of the Children's Mental Health System Report from the Mental Health and Mental Retardation Commission.

Pilot Project

Updates regarding the Medicaid Waiver Redesign and the pilot project for functional assessments for mental health services were provided.

Legislative Agenda

Reports from various State departments were provided and the 2007 legislative agenda for the Council was discussed.

More Information

The next meeting is scheduled for October 20. Additional information is available from the LSA upon request.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

COMMISSION FOR THE DEPARTMENT OF ELDER AFFAIRS MEETING
Commission Meeting

The Commission for the Department of Elder Affairs met on August 4.

Director's Report

Director Mark Haverland provided the following information:



- The Department continues to collaborate with the Division of Homeland Security in order to bring attention to the special needs of older people and those with disabilities in the event of emergency situations.
- Director Haverland attended the Conference for the National Association of State Units (SUIs) on Aging in June. There were concerns regarding reports that federal Older Americans Act funding could be disbursed to organizations other than SUIs in the future.
- Also, there were concerns regarding the U.S. Senate version of the Bill to reauthorize the federal Older Americans Act. The Bill requires states to continue to fund efforts previously funded with expiring aging disability resource grants, but does not continue funding of the grants.
- The Governor's Directors Retreat was held July 17-18. The development of transition plans for the upcoming change in the Governor's Administration was discussed.
- The Department was provided with an increase of \$25,000 for training members of local Area Agency on Aging Boards in FY 2007. It is anticipated that the Department will contract with the University of Iowa to provide this training.
- The Department is working on the FY 2008 budget request. It is anticipated that increases in funding will be requested for the Resident Advocate Committee (RAC) Program, expansion of the elder abuse initiative, and the establishment of a Substitute Decision Maker Program. The Department will also advocate for an increase in funding for the Attorney General's Office for efforts to prevent fraud against the elderly.

CMPFE Update

Mary Ann Young, Department of Elder Affairs (DEA), provided an update regarding implementation of the new Case Management system. The Department of Human Services (DHS) is in the process of drafting the Administrative Rules for the new system, and implementation is expected to begin on October 1. It is anticipated that the DHS and DEA will both provide training on the new system via the Iowa Communications Network in the future.

The DHS will return 25.0% of the funds transferred for the new Case Management system back to the DEA due to the delayed implementation date to cover case management costs for the first quarter under the current, existing system.

The DHS in the process of amending the Medicaid Home and Community-Based Elderly Waiver to add the Department of Public Health (DPH) as a

qualified provider of Case Management. This change is being made at the request of the DPH.

Administrative Rules

The Commission approved an Administrative Rule relating to changes for Area Agencies on Aging planning and administration. In addition, the Commission was briefed on future potential changes to various other departmental rules.

Elderly Fraud

Chantelle Smith and Denise Timmons, Attorney General's Office, and Sonya Moon, Department of Commerce, Insurance Division, provided statistics on fraud against the elderly. The Attorney General's Office is expected to request funding for FY 2008 for a new unit to investigate these cases.

More Information

The next meeting is scheduled for October 20. Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942)

SUBSTITUTE DECISION MAKER TASK FORCE MEETING

Task Force Meeting

The Substitute Decision Maker Task Force met on August 3.

Guardianship Forms

The Task Force discussed various forms, including a uniform power of attorney form, as well as a document issued by the American Bar Association regarding judicial determination of capacity of older adults in guardianship proceedings.

SLCU Presentation

The agenda for the next meeting of the Senior Living Coordinating Unit (SLCU) on October 20 will include time for a presentation to raise awareness of the need for an Office of Substitute Decision Maker and regional offices.

Advocacy Efforts

The Task Force discussed advocacy efforts, including reviewing brochures used by other organizations, as well as a draft tool kit that may be used to educate legislators and advocates on the need for an Office of Substitute Decision Maker.

More Information

The next meeting is scheduled for September 18. Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942)

AUGUST COUNCIL ON HUMAN SERVICES MEETING

Council Meeting

The Council on Human Services met via teleconference on August 9.

Administrative Rules

The Council adopted the following Administrative Rules:



- Adding Consumer Choice (also referred to as "cash and counseling") to the six Medicaid waivers. The cost of this option will not increase costs for services under the Waivers. The costs for the financial manager and the independent support broker are to be paid from the funds an individual receives in lieu of being on the Waiver.
- Imposing filing deadlines for certain Medicaid records. The cost is expected to be minimal.

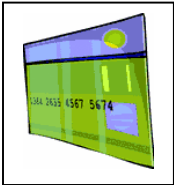
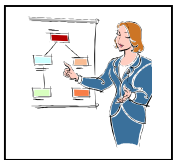
Noticed Rules

The Council also reviewed an Administrative Rule initiating a Subsidized Guardianship Demonstration Project. The fiscal impact is expected to be minimal, as the federal government has provided a five-year waiver for Title IV-E funding. The Rule will be recommended for adoption at a future meeting:

Member Concerns

Council members discussed the following:

- Requirements of the new Administrative Rules for Medicaid providers in lieu of the decreased requirements for those on waivers selecting Consumer Choice. Members requested a six-month review of the Consumer Choice Option.
- Those on the Subsidized Guardianship Demonstration Project who are in the control group and not receiving the benefits of the project. Members asked whether 100.0% State funds can be used for those in the control group. Members discussed using the FY 2008 budget request as a means of solving the issue.
- A limited number of vendors using the Electronic Benefit Transfer (EBT) (formerly Food Stamps) at local farmers' markets and options to expand participation. Deputy Director Sally Titus indicated that the United States Department of Agriculture is hosting a September conference in Iowa highlighting the EBT process at farmers' markets.
- The Council received one response from a member of the Iowa Congressional Delegation regarding the Council's concern for the changes in the Medical Assistance benefits for those without citizenship.
- Progress made in the implementation of HF 2780 (Mental Health and State Cases Program Act) and in estimating the cost of those receiving services in the counties.

**Director's Report**

Deputy Director Titus provided the following information:

- Progress report for the FY 2008 budget recommendations.
- The campaign underway to increase the enrollment in the Healthy and Well Kids in Iowa (*hawk-i*) Program with the start of the school year.
- Status of the multiple state plan amendment changes being required by the federal Centers for Medicare and Medicaid Services (CMS).
- Successful implementation of the weekly Medicaid payments to providers.
- Dr. Carter is the new superintendent of the joint Prison and Mental Health Institute at Mt. Pleasant. Candidates for deputy superintendent at Mt. Pleasant and at the joint Prison and Mental Health Institute at Clarinda are being considered.

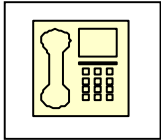
More Information

The next meeting is scheduled for September 12-13, which will include adoption of the FY 2008 Council and Department budget request. Additional information is available from the LSA upon request.

STAFF CONTACT: Lisa Burk (Ext. 17942) Kerri Johannsen (Ext. 14611)
Sue Lerdal (Ext. 17794)

CRIMINAL JUSTICE INFORMATION SYSTEM ADVISORY COMMITTEE

Conference Call



The Criminal Justice Information System (CJIS) Advisory Committee met on August 10 via a teleconference to consider a pilot project between Information Technology Enterprise (ITE) and Integrated Software Specialists (ISS). The overall cost of the project for the first initiative (OWI information shared between the Judicial Branch and the Department of Transportation) is \$650,000 of the \$2.6 million appropriation. The Committee plans to finalize a decision at the August 24 meeting.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

STATE FIRE SERVICE AND EMERGENCY RESPONSE COUNCIL MEETING

SFSERC Meeting



The State Fire Service and Emergency Response Council met on August 3 in Ames. The Council discussed HF 2782 (FY 2006 Infrastructure Appropriations Act), which appropriated \$4.3 million to the Department of Public Safety for the establishment of 11 Regional Emergency Response Training Centers in the State. The Department has filed emergency Rules (ARC 5256B and ARC 5257B), which will be addressed at the Administrative Rules meeting on August 8.

Draft Proposal

The Council also reviewed a draft proposal of the Memorandum of Understanding for the Regional Emergency Response Training Centers and the application for funds. The application for funds will be sent to fire service regions by August 15 and is due to the Fire Service Training Bureau by September 15.

More Information

Additional information is available from the LSA upon request.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

AUDIT REPORT – DEPARTMENT OF EDUCATION

Audit Report

The LSA received a copy of the FY 2005 State Auditor's Report for the Department of Education. The Report included 10 findings related to federal funding, one finding related to internal control, and one finding related to statutory requirements.

Federal Funds



The Audit identified a variety of reporting and documentation problems related to five different nutrition-related federal funding streams. In addition, the Audit found the Department failed to perform timely on-site monitoring visits for 41 of 97 subrecipients for the Vocational Education Basic Grant. In all cases, the Department responded to the finding with corrective action plans that were accepted by the State Auditor.

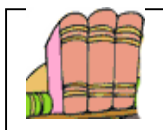
Maintenance of Effort

The Audit also found that the Department did not calculate or monitor the maintenance of effort requirements for the administration portion of the FY 2005 Vocational Education Basic Grant. As a result, State funding for administrative costs decreased 3.47%, while the federal award for FY 2005 decreased 2.67%. The Department cited high staff turnover as the

underlying problem and noted that vacancies have been filled. The Auditor recommended that the Department consult with the United States Department of Education regarding corrective action.

Contractual Agreements

As in previous years, the Audit included one finding related to internal control regarding procedures for service contracts. The Report recommended that the Department develop procedures and ensure that contracts are properly approved and comply with the policies and procedures established by the Department of Administrative Services. The Department's response was accepted by the Auditor.

Code Compliance

As in previous years, the Audit Report recommended that the Department implement procedures to ensure compliance with Section 256.23, Code of Iowa, which requires the establishment of a recruitment and advancement program for school administrators to provide for the allocation of grants to local school districts. The Department's response notes that the General Assembly has not appropriated funding for this purpose. The Auditor recommended that the Department obtain funding or seek to have the requirement removed from statute.

More Information

A copy of the Audit Report is available from the LSA upon request or on the State Auditor's web site at: <http://auditor.iowa.gov/reports/reports.htm>.

STAFF CONTACT: Robin Madison (Ext. 15270)

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