

## CHAPTER 1132

## WATER PIPE

## H. F. 215

AN ACT relating to the quality of the pipe used for water well construction and providing a penalty for violations.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. NEW SECTION. Any pipe sold or offered for sale in  
2 this state for use in the construction, reconstruction, or modification  
3 of a water well shall be clearly marked to indicate whether the pipe  
4 is new or used. If the manufacturer or any person who sells or offers  
5 for sale any pipe for use in the construction, reconstruction, or modi-  
6 fication of a water well classifies such pipe by grade or quality, a writ-  
7 ten statement describing the grade or quality classification system  
8 shall be filed with the commissioner of public health by the manufac-  
9 turer or other person and the grade or quality of each pipe shall also  
10 be clearly marked on it.

11 Any person who sells or offers to sell any pipe for use in the con-  
12 struction, reconstruction, or modification of a water well which is not  
13 clearly marked as provided in this Act or who willfully alters any  
14 markings on such pipe in violation of this Act, shall be guilty of a  
15 misdemeanor, and, upon conviction, shall be fined not more than one  
16 hundred dollars or be imprisoned in the county jail not more than  
17 thirty days. Each violation shall constitute a separate offense.

Approved May 27, 1974

## CHAPTER 1133

## HEALTH CARE FACILITIES

## H. F. 1176

AN ACT to permit licensure of health care facilities under chapter one hundred thirty-five C of the Code on the basis of a conditional certificate of compliance with fire hazard and fire safety rules, regulations and standards, in certain circumstances.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section one hundred thirty-five C point nine (135C.9),  
2 subsection two (2), Code 1973, is amended to read as follows:

3 2. The facility has been inspected by the state fire marshal or his a  
4 deputy *appointed by him for such that purpose, the appointment of*  
5 *whom, including members who may be a member of a municipal fire*  
6 *departments department, is hereby authorized, and the department*  
7 *has received either a certificate signed by such marshal or his deputy*  
8 *that of compliance or a conditional certificate of compliance by the*  
9 *premises comply facility with the fire-hazard and fire-safety rules,*  
10 *regulations and standards of the department as promulgated by the*  
11 *fire marshal. The certificate or conditional certificate shall be signed*  
12 *by the fire marshal or his deputy who made the inspection.*

13 The rules, regulations and standards shall be substantially in keep-  
 14 ing with the latest generally recognized safety criteria for the facili-  
 15 ties covered, of which the applicable criteria recommended and pub-  
 16 lished from time to time by the national fire protection association  
 17 shall be prima facie evidence. *The state fire marshal or his deputy may*  
 18 *issue a conditional certificate of compliance for a period of one year*  
 19 *to a facility which is in substantial compliance with the fire-hazard and*  
 20 *fire-safety rules, regulations and standards, upon satisfactory evidence*  
 21 *of an intent, in good faith, by the owner or operator of the facility to*  
 22 *correct the deficiencies noted upon inspection within a reasonable*  
 23 *period of time as determined by the state fire marshal or his deputy.*  
 24 *Renewal of a conditional certificate shall be based on a showing of sub-*  
 25 *stantial progress in eliminating deficiencies noted upon the last pre-*  
 26 *vious inspection of the facility without the appearance of additional*  
 27 *deficiencies other than those arising from changes in the fire-hazard*  
 28 *and fire-safety rules, regulations and standards which have occurred*  
 29 *since the last previous inspection, except that substantial progress*  
 30 *toward achievement of a good-faith intent by the owner or operator*  
 31 *to replace the entire facility within a reasonable period of time, as*  
 32 *determined by the state fire marshal or his deputy, may be accepted as*  
 33 *a showing of substantial progress in eliminating deficiencies, for the*  
 34 *purposes of this section.*

Approved May 27, 1974

## CHAPTER 1134

### HEALTH CARE FACILITIES

#### H. F. 1104

AN ACT relating to care review committees for health care facilities licensed under chapter one hundred thirty-five C (135C) of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section one hundred thirty-five C point nineteen  
 2 (135C.19), Code 1973, is amended by striking the section and inserting  
 3 in lieu thereof the following:  
 4 135C.19 **Public disclosure of inspection findings.** Following inspec-  
 5 tion of a health care facility by the department, the findings of the  
 6 inspection with respect to compliance by the facility with requirements  
 7 for licensing under this chapter shall be made public in a readily avail-  
 8 able form and place forty-five days after the findings are made available  
 9 to the applicant or licensee. However, if the applicant or licensee re-  
 10 quests a hearing pursuant to section one hundred thirty-five C point  
 11 eleven (135C.11) of the Code, the findings of the inspection shall not  
 12 be made public until the hearing has been completed. Other informa-  
 13 tion relating to any health care facility, obtained by the department  
 14 through reports, investigations, complaints, or as otherwise author-  
 15 ized by this chapter, which is not a part of the department's findings  
 16 from an inspection of the facility, shall not be disclosed publicly except