

to the department the address or location of the building, the name of the owner of the building where the services were or will be provided, and the results of any tests performed.

Sec. 3. NEW SECTION. 136E.3 TESTING AND REPORTING OF RADON LEVEL.

The department shall from time to time perform inspections and testing of the premises of a property to determine the level at which it is contaminated with radon gas or radon progeny as a spot-check of the validity of measurements performed by persons certified under section 136E.1. Following testing the department shall provide the owner of the property with a written report of its results including the concentration of radon gas or radon progeny contamination present, an interpretation of the results, and recommendation of appropriate action. A person certified under section 136E.1 shall also be advised of the department's results, discrepancies revealed by the spot-check, actions required of the person, and actions the department intends to take with respect to the person's continued certification.

Sec. 4. NEW SECTION. 136E.4 ADMINISTRATION OF THE RADON PROGRAM.

The department shall establish a fee schedule to defray the costs of the certification program established pursuant to section 136E.1 and the testing conducted and the written reports provided pursuant to section 136E.3.

The department shall adopt rules, pursuant to chapter 17A, to implement this chapter.

Sec. 5. NEW SECTION. 136E.5 PENALTY FOR VIOLATION.

A person who violates a provision of this division is guilty of a serious misdemeanor.

Approved May 12, 1988

---

## CHAPTER 1238

### TRAINING FOR MANDATORY REPORTERS OF ABUSE

*H.F. 2367*

**AN ACT** relating to training for mandatory reporters of dependent adult abuse and child abuse.

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

Section 1. Section 232.69, subsection 3, Code Supplement 1987, is amended to read as follows:

3. A person required to make a report under subsection 1, other than a physician whose professional practice does not regularly involve providing primary health care to children, shall complete two hours of training relating to the identification and reporting of child abuse within ~~one year~~ six months of initial employment or self-employment involving the examination, attending, counseling, or treatment of children on a regular basis. Within one month of initial employment or self-employment, the person shall obtain a statement of the abuse reporting requirements from the person's employer or, if self-employed, from the department. The person shall complete at least two hours of additional child abuse identification and reporting training every five years. If the person is an employee of a hospital or similar institution, or of a public or private institution, agency, or facility, the employer shall be responsible for providing the child abuse identification and reporting training. If the person is self-employed, the person shall be responsible for obtaining the child abuse identification and reporting training. The person may complete the initial or additional training as part of a continuing education program required under chapter 258A or may complete the training as part of a training program offered by the department of human services, the department of education, an area education agency, a school district, the Iowa law enforcement academy, or a similar public agency.

Sec. 2. Section 235B.1, Code Supplement 1987, is amended by adding the following new subsection and renumbering as necessary:

**NEW SUBSECTION.** 5. "Individual employed as an outreach person" means a natural person who, in the course of employment, makes regular contacts with dependent adults regarding available community resources.

Sec. 3. Section 235B.2, Code Supplement 1987, is amended by adding the following new subsection:

**NEW SUBSECTION.** 5. A person required to report cases of dependent adult abuse pursuant to section 235B.1, subsection 6, other than a physician whose professional practice does not regularly involve providing primary health care to adults, shall complete two hours of training relating to the identification and reporting of dependent adult abuse within six months of initial employment or self-employment which involves the examination, attending, counseling, or treatment of adults on a regular basis. Within one month of initial employment or self-employment, the person shall obtain a statement of the abuse reporting requirements from the person's employer or, if self-employed, from the department. The person shall complete at least two hours of additional dependent adult abuse identification and reporting training every five years.

If the person is an employee of a hospital or similar institution, or of a public or private institution, agency, or facility, the employer shall be responsible for providing the training. To the extent that the employer provides approved training on the employer's premises, the hours of training completed by employees shall be included in the calculation of nursing or service hours required to be provided to a patient or resident per day. If the person is self-employed, the person shall be responsible for obtaining the training.

The person may complete the initial or additional training as a part of a continuing education program required under chapter 258A or may complete the training as a part of a training program offered by the department of human services, the department of elder affairs, the department of inspections and appeals, the Iowa law enforcement academy, or a similar public agency.

A person required to complete both child abuse and dependent adult abuse mandatory reporter training may complete the training through a program which combines child abuse and dependent adult abuse curricula and thereby meet the training requirements of both this subsection and section 232.69 simultaneously.

Approved May 12, 1988

---

## CHAPTER 1239

### RESIDENTIAL CARE FACILITIES

*H.F. 2466*

**AN ACT** relating to residential care facilities by requiring the inclusion of certain residential care facilities in a demonstration project and the extension of the exclusion of a residential care facility from certificate of need requirements.

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

Section 1. 1986 Iowa Acts, chapter 1150, sections 2 and 3, are amended to read as follows:  
SEC. 2. The state department of health shall monitor the effects of this Act's exclusion of residential care facilities from the requirements of section 135.63 in terms of availability,