

of the existence of the health maintenance organization, its successors or assigns. After the first five years, the payments received shall be considered premiums received and shall be taxable under the provisions of section 432.1. However, payments made by the United States secretary of health and human services under contracts issued under section 1833 or 1876 of the federal Social Security Act, section 4015 of the federal Omnibus Budget Reconciliation Act of 1987, or chapter 249A for enrolled members shall not be considered premiums received and shall not be taxable under section 432.1.

Approved April 17, 1990

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**CHAPTER 1174**  
**BLOOD CENTER LICENSURE**  
*S.F. 2049*

**AN ACT** relating to the licensing of blood collection, blood processing, and plasmapheresis centers, and providing for a repeal.

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

Section 1. NEW SECTION. 135.23 LICENSURE OF BLOOD COLLECTION, BLOOD PROCESSING, OR PLASMAPHERESIS CENTERS.

A person shall not establish, conduct, manage, or operate a blood collection, blood processing, or plasmapheresis center without obtaining a license from the department. To obtain an Iowa license, a blood collection, blood processing, or plasmapheresis center shall provide verification of current licensure or proper registration with the United States food and drug administration and shall comply with all applicable federal regulations. Each blood collection, blood processing, or plasmapheresis center shall submit to the department, on an ongoing basis, copies of the center's most recent proficiency testing results and on-site inspection reports required for licensure, registration, or accreditation with the United States food and drug administration, the American association of blood banks, the centers for disease control of the United States department of health and human services, the college of American pathologists, or the joint commission on accreditation of health care organizations. The purpose of the reports is to ensure compliance with the federal licensure, registration, or accreditation requirements. The department shall provide technical assistance to blood collection, blood processing, and plasmapheresis centers to ensure compliance with the requirements of the organizations named pursuant to this section. The department may assess an annual licensing fee of no more than one hundred dollars.

Sec. 2. Section 1 of this Act is repealed July 1, 1991.

Approved April 19, 1990