

CHAPTER 1159**DISCLOSURE OF PSYCHOLOGICAL TEST MATERIAL***S.F. 2287*

AN ACT establishing requirements for disclosure of psychological test material.

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

Section 1. **NEW SECTION. 228.9 DISCLOSURE OF PSYCHOLOGICAL TEST MATERIAL.**

Except as otherwise provided in this section, a person in possession of psychological test material shall not disclose the material to any other person, including the individual who is a subject of the test. In addition, the test material shall not be disclosed in any administrative, judicial, or legislative proceeding. However, upon the request of an individual who is the subject of a test, all records associated with a psychological test of that individual shall be disclosed to a psychologist licensed pursuant to chapter 154B designated by the individual. An individual's request for the records shall be in writing and shall comply with the requirements of section 228.3, relating to voluntary disclosures of mental health information, except that the individual shall not have the right to inspect the test materials.

Approved May 5, 1994

CHAPTER 1160**MEDICAL ASSISTANCE SERVICES TO PERSONS WITH BRAIN INJURIES***S.F. 2297*

AN ACT relating to a home and community-based waiver for persons with brain injury.

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

Section 1. **HOME AND COMMUNITY-BASED WAIVER — PERSONS WITH BRAIN INJURY.**

1. The department of human services shall submit a waiver request to the United States department of health and human services, on or before July 1, 1995, for approval for the redirection of resources for medical assistance services provided to persons with brain injuries, from institutional services to home and community-based services, which would allow persons with brain injuries to remain in or return to the person's home, community, or work force while retaining necessary personal support services.

2. Submission of the waiver is contingent upon the determination of the department that replacement of institutional services with home and community-based services would not have adverse fiscal result at the federal and state levels.

3. Upon approval by the United States department of health and human services, the department shall implement the waiver on the first day of the month following approval.

Approved May 5, 1994