

Reprinted

SENATE FILE **515**
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 247)

Passed Senate, Date 4/25/91 (g. 1501) Passed House, Date _____
Vote: Ayes 35 Nays 12 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the confidential reporting of terminations of
2 pregnancy and establishing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SSB

1 Section 1. NEW SECTION. 144.29A TERMINATION OF PREGNANCY
2 REPORTING.

3 1. A health care provider who identifies a spontaneous
4 termination of pregnancy or who induces a termination of
5 pregnancy shall file with the department a report for each
6 termination within thirty days of the occurrence. The report
7 shall contain all of the following information with respect to
8 each termination:

- 9 a. The state of residence and, if this state, the county
10 of residence of the patient.
- 11 b. The race of the patient.
- 12 c. The age of the patient.
- 13 d. The marital status of the patient.
- 14 e. The educational level of the patient.
- 15 f. The month and year in which the termination occurred.
- 16 g. The number of weeks since the patient's last menstrual
17 period.
- 18 h. Complications, if any.
- 19 i. The cause of termination, if known.
- 20 j. The type of procedure.
- 21 2. The information shall be collected in a manner
22 specified by rule of the department, pursuant to chapter 17A,
23 and which ensures the anonymity of the patient who experiences
24 a termination of pregnancy, the health care provider who
25 identifies or induces a termination of pregnancy, and the
26 hospital, clinic, or other health facility in which a termina-
27 tion of pregnancy occurred. The department or the
28 department's employees shall not attempt to identify the
29 patient health care provider, clinic, or other health facility
30 in collecting or publishing the data. The department shall
31 publish, annually, demographic summaries of the information
32 obtained pursuant to this section, which does not reveal the
33 identity of any patient, health care provider, or hospital,
34 clinic, or other health facility, and shall immediately
35 destroy all reports submitted after information is

SENATE FILE 515

S-3595

- 1 Amend Senate File 515 as follows:
- 2 1. Page 1, by striking line 11.
- 3 2. By relettering as necessary.

By FLORENCE BUHR

S-3595 FILED APRIL 25, 1991

ADOPTED (p.1500)

SENATE FILE 515

S-3615

- 1 Amend Senate File 515 as follows:

DIV. 2 1. Page 1, line 10, by inserting after the word

A 3 "patient" the following: "and the impregnator".

DIV. 4 2. Page 1, line 11, by inserting after the word

B 5 "patient" the following: "and the impregnator".

DIV. 6 3. Page 1, line 12, by inserting after the word

A 7 "patient" the following: "and the impregnator".

8 4. Page 1, line 13, by inserting after the word

9 "patient" the following: "and the impregnator".

10 5. Page 1, line 14, by inserting after the word

11 "patient" the following: "and the impregnator".

12 6. Page 1, line 24, by inserting after the word

13 "pregnancy," the following: "the impregnator,".

14 7. Page 1, line 29, by inserting after the word

15 "patient" the following: ", impregnator,".

16 8. Page 1, line 33, by inserting after the word

17 "patient," the following: "impregnator,".

By BEVERLY A. HANNON

ELAINE SZYMONIAK

JEAN LLOYD-JONES

S-3615 FILED APRIL 25, 1991

DIVISION A - ADOPTED, DIVISION B - RULED OUT OF ORDER (p.1500)

1 extrapolated from the reports for use in annually publishing
2 the demographic summary under this section.

3 3. For the purposes of this section, "health care
4 provider" means a person licensed or certified under chapter
5 148, 148C, 150, or 150A, to provide professional health care
6 services.

7 4. A person who violates the provisions of this section is
8 guilty of a serious misdemeanor.

9 EXPLANATION

10 This bill requires the reporting of both spontaneous and
11 induced terminations of pregnancy to the Iowa department of
12 public health within 30 days of the occurrence.

13 The bill lists the information to be included in a report
14 and requires the department to adopt rules which specify the
15 collection procedures to be used and which ensure anonymity of
16 all parties related to the report.

17 The bill also requires the Iowa department of public health
18 to annually publish demographic summaries of the information
19 obtained through the reports, and establishes the use of the
20 information in order to ensure confidentiality of all parties
21 related to the report.

22 The bill establishes a penalty of a serious misdemeanor for
23 violation of reporting requirements of the bill.

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Sen Judiciary 4/30

SENATE FILE
BY COMMITTEE OF STATE GOVERNMENT

(SUCCESSOR TO SSB 247)

(AS AMENDED AND PASSED BY THE SENATE APRIL 25, 1991)

~~_____~~ - New Language by the Senate
* - Language Stricken by the Senate

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the confidential reporting of terminations of
2 pregnancy and establishing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE FILE 515

H-3995

1 Amend Senate File 515, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, line 3, by inserting after the word
4 "section." the following:
5 "This section shall not be construed to compel a
6 patient or an impregnator to disclose any information
7 which the patient or impregnator refuses to disclose."
By SPEAR of Lee

H-3995 FILED MAY 1, 1991

S.F. 515

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1 Section 1. NEW SECTION. 144-29A TERMINATION OF PREGNANCY
2 REPORTING.

3 A health care provider who identifies a spontaneous
4 termination of pregnancy or who induces a termination of
5 pregnancy shall file with the department a report for each
6 termination within thirty days of the occurrence. The report
7 shall contain all of the following information with respect to
8 each termination:

9 a. The state of residence and, if this state, the county
10 of residence of the patient and the impregnator.

*11 b. The age of the patient and the impregnator.

12 c. The marital status of the patient and the impregnator.

13 d. The educational level of the patient and the
14 impregnator.

15 e. The month and year in which the termination occurred.

16 f. The number of weeks since the patient's last menstrual
17 period.

18 g. Complications, if any.

19 h. The cause of termination, if known.

20 i. The type of procedure.

21 2. The information shall be collected in a manner
22 specified by rule of the department, pursuant to chapter 17A,
23 and which ensures the anonymity of the patient who experiences
24 a termination of pregnancy, the impregnator, the health care
25 provider who identifies or induces a termination of pregnancy,
26 and the hospital, clinic, or other health facility in which a
27 termination of pregnancy occurred. The department or the
28 department's employees shall not attempt to identify the
29 patient, impregnator, health care provider, clinic, or other
30 health facility in collecting or publishing the data. The
31 department shall publish, annually, demographic summaries of
32 the information obtained pursuant to this section, which does
33 not reveal the identity of any patient, impregnator, health
34 care provider, or hospital, clinic, or other health facility,
35 and shall immediately destroy all reports submitted after

1 information is extrapolated from the reports for use in
2 annually publishing the demographic summary under this
3495 > 3 section.

4 3. For the purposes of this section, "health care
5 provider" means a person licensed or certified under chapter
6 148, 148C, 150, or 150A, to provide professional health care
7 services.

8 4. A person who violates the provisions of this section is
9 guilty of a serious misdemeanor.

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MURPHY, W.
DIELEMAN
VANSE HOEF

SSB 247
STATE GOVERNMENT.

SENATE FILE 515
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL
BY CHAIRPERSON KIBBIE)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the confidential reporting of terminations of
2 pregnancy and establishing a penalty.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. 144.29A TERMINATION OF PREGNANCY
2 REPORTING.

3 1. A health care provider who identifies a spontaneous
4 termination of pregnancy or who induces a termination of
5 pregnancy shall file with the department a report for each
6 termination within thirty days of the occurrence. The report
7 shall contain all of the following information with respect to
8 each termination:

- 9 a. The health care provider number.
- 10 b. The health facility number.
- 11 c. The patient number.
- 12 d. The state of residence and, if this state, the county
13 of residence of the patient.
- 14 e. The race of the patient.
- 15 f. The age of the patient.
- 16 g. The marital status of the patient.
- 17 h. The educational level of the patient.
- 18 i. The month and year in which the termination occurred.
- 19 j. The number of weeks since the patient's last menstrual
20 period.
- 21 k. Complications, if any.
- 22 l. The cause of termination, if known.
- 23 m. The type of procedure.
- 24 2. The information shall be collected in a manner
25 specified by rule of the department, pursuant to chapter 17A,
26 and which ensures the anonymity of the patient who experiences
27 a termination of pregnancy, the health care provider who
28 identifies or induces a termination of pregnancy, and the
29 hospital, clinic, or other health facility in which a termina-
30 tion of pregnancy is identified or induced. The department
31 shall publish, annually, demographic summaries of the
32 information obtained pursuant to this section, except that the
33 department shall not disclose any information obtained
34 pursuant to this section which reveals the identify of any
35 patient, health care provider, or hospital, clinic, or other

1 health facility, and shall ensure anonymity in the following
2 ways:

3 a. The department may use information concerning the
4 patient number or concerning the identity of a specific
5 reporting hospital, clinic, or other health facility only for
6 purposes of information collection. The department shall not
7 reproduce this information for any purpose, and shall not
8 extrapolate this information for any purposes other than for
9 use in annually publishing the demographic summary under this
10 section.

11 b. The department shall immediately destroy all reports
12 submitted after information is extrapolated from the reports
13 for use in annually publishing the demographic summary under
14 this section.

15 3. For the purposes of this section, "health care
16 provider" means a person providing health care services of any
17 kind.

18 Sec. 2. Section 144.53, Code 1991, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 4. Violates a provision of section
21 144.29A.

22 EXPLANATION

23 This bill requires the reporting of both spontaneous and
24 induced terminations of pregnancy to the Iowa department of
25 public health within thirty days of the occurrence.

26 The bill lists the information to be included in a report
27 and requires the department to adopt rules which specify the
28 collection procedures to be used and which ensure anonymity of
29 all parties related to the report.

30 The bill also requires the Iowa department of public health
31 to annually publish demographic summaries of the information
32 obtained through the reports, and establishes the use of the
33 information in order to ensure confidentiality of all parties
34 related to the report.

35 The bill establishes a penalty of a simple misdemeanor for

1 violation of reporting requirements of the bill.

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