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3/10/98 (P. 565)

FILED FEB 23 1998

SENATE FILE 2285

BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 2111)

Passed Senate, Date ^(p. 527) 3/3/98 Passed House, Date ^(p. 565) 3/10/98
Vote: Ayes 49 Nays 0 Vote: Ayes 93 Nays 0
Approved March 19, 1998

A BILL FOR

1 An Act relating to anatomical gifts by modifying certain
2 qualification requirements for hospital reimbursement grants
3 and requiring submission of an annual donation and compliance
4 report.

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

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S.F. 2285

1 Section i. Section 142C.15, subsection 4, paragraphs b and
2 c, Code 1997, are amended to read as follows:

3 b. Not more than thirty percent of the moneys in the fund
4 annually may be expended in the form of grants to hospitals
5 for reimbursement for costs directly related to the
6 development of in-hospital anatomical gift public awareness
7 projects, anatomical gift referral protocols, and associated
8 administrative expenses. As a condition of receiving a grant,
9 a hospital shall demonstrate, through documentation, that the
10 hospital, during the previous calendar year, properly complied
11 with in-hospital anatomical gift request protocols for at
12 ~~least-eighty-percent-of~~ all deaths occurring in the hospital
13 at a percentage rate which places the hospital in the upper
14 fifty percent of all protocol compliance rates for hospitals
15 submitting documentation for cost reimbursement under this
16 section.

17 c. Not more than fifty percent of the moneys in the fund
18 annually may be expended in the form of grants to hospitals
19 which perform heart, lung, liver, pancreas, or kidney
20 transplants. As a condition of receiving a grant, a hospital
21 shall demonstrate, through documentation, that the hospital,
22 during the previous calendar year, properly complied with in-
23 hospital anatomical gift request protocols for ~~at-least-eighty~~
24 ~~percent-of~~ all deaths occurring in the hospital at a
25 percentage rate which places the hospital in the upper fifty
26 percent of all protocol compliance rates for hospitals
27 submitting documentation for cost reimbursement under this
28 section. The hospital shall submit an application on behalf
29 of a patient requiring a transplant in the amount of the costs
30 associated with the following, if funds are not available from
31 any other third-party payor:

- 32 (1) The costs of the organ transplantation procedure.
33 (2) The costs of post-transplantation drug or other
34 therapy.
35 (3) Other transplantation costs including but not limited

1 to food, lodging, and transportation.

2 Sec. 2. NEW SECTION. 142C.17 ANNUAL DONATION AND
3 COMPLIANCE REPORT.

4 The Iowa department of public health, in conjunction with
5 any statewide organ procurement organization in Iowa, shall
6 prepare and submit a report to the general assembly on or
7 before January 1 each year regarding organ donation rates and
8 voluntary compliance efforts with hospital organ and tissue
9 donation protocols by physicians, hospitals, and other health
10 systems organizations. The report shall contain the
11 following:

12 1. An evaluation of organ procurement efforts in the
13 state, including statistics regarding organ and tissue
14 donation activity as of September 30 of the preceding year.

15 2. Efforts by any statewide organ procurement organization
16 in Iowa, and related parties, to increase organ and tissue
17 donation and consent rates.

18 3. Voluntary compliance efforts with hospital organ and
19 tissue donation protocols by physicians, hospitals, and health
20 systems organizations and the results of those efforts.

21 4. Annual contribution levels to the anatomical gift
22 public awareness and transplantation fund created in section
23 142C.15, and any distributions made from the fund.

24 5. Efforts and ideas for increasing public awareness of
25 the option of organ and tissue donation.

26 6. Additional information deemed relevant by the
27 department in assessing the status and progress of organ and
28 tissue donation efforts in the state.

29 EXPLANATION

30 This bill requires the Iowa department of public health, in
31 conjunction with any statewide organ procurement organization,
32 to prepare and submit a report to the general assembly on or
33 before January 1 each year regarding organ donation rates and
34 voluntary compliance efforts with hospital organ and tissue
35 donation protocols by physicians, hospitals, and other health

1 systems organizations. The report is required to contain an
2 evaluation of organ procurement efforts in the state,
3 including statistics regarding organ and tissue donation
4 activity as of September 30 of the preceding year, efforts by
5 any statewide organ procurement organization and related
6 parties to increase organ and tissue donation and consent
7 rates, voluntary compliance efforts with hospital organ and
8 tissue donation protocols by physicians, hospitals, and health
9 systems organizations and the results of those efforts, annual
10 contribution levels to the anatomical gift public awareness
11 and transplantation fund created in Code section 142C.15 and
12 any distributions made from the fund, efforts and ideas for
13 increasing public awareness of the option of organ and tissue
14 donation, and any additional information which is determined
15 to be relevant by the department in assessing the status and
16 progress of organ and tissue donation efforts in the state of
17 Iowa.

18 The bill also provides for a change in the threshold
19 protocol compliance rate in order for hospitals to qualify for
20 anatomical gift public awareness and transplantation fund
21 reimbursement grants pursuant to Code section 142C.15,
22 subsection 4, paragraphs "b" and "c". Currently, hospitals
23 must submit documentation that they are observing organ and
24 tissue donation protocols for at least 80 percent of all
25 patient deaths in that hospital in order to receive grants
26 providing reimbursement for the development and administration
27 of organ donation procedures, and expenses related to
28 performing organ and tissue transplant operations. The bill
29 provides for a new compliance requirement that a hospital has
30 achieved a rate of compliance with organ donation procedure
31 protocols in the top 50 percent of all hospitals submitting
32 documentation to be considered eligible for a reimbursement
33 grant.

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Tinsman
Boettger
Hammond

SSB 2111
Human Resources

SENATE/HOUSE FILE SE/HF 2285
BY (PROPOSED ANATOMICAL GIFT
STUDY COMMITTEE BILL)

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

A BILL FOR

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2 qualification requirements for hospital reimbursement grants
3 and requiring submission of an annual donation and compliance
4 report.

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1 Section 1. Section 142C.15, subsection 4, paragraphs b and
2 c, Code 1997, are amended to read as follows:

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4 annually may be expended in the form of grants to hospitals
5 for reimbursement for costs directly related to the
6 development of in-hospital anatomical gift public awareness
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8 administrative expenses. As a condition of receiving a grant,
9 a hospital shall demonstrate, through documentation, that the
10 hospital, during the previous calendar year, properly complied
11 with in-hospital anatomical gift request protocols for at
12 ~~least-eighty-percent-of~~ all deaths occurring in the hospital
13 at a percentage rate which places the hospital in the upper
14 fifty percent of all protocol compliance rates for hospitals
15 submitting documentation for cost reimbursement under this
16 section.

17 c. Not more than fifty percent of the moneys in the fund
18 annually may be expended in the form of grants to hospitals
19 which perform heart, lung, liver, pancreas, or kidney
20 transplants. As a condition of receiving a grant, a hospital
21 shall demonstrate, through documentation, that the hospital,
22 during the previous calendar year, properly complied with in-
23 hospital anatomical gift request protocols for ~~at-least-eighty~~
24 ~~percent-of~~ all deaths occurring in the hospital at a
25 percentage rate which places the hospital in the upper fifty
26 percent of all protocol compliance rates for hospitals
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28 section. The hospital shall submit an application on behalf
29 of a patient requiring a transplant in the amount of the costs
30 associated with the following, if funds are not available from
31 any other third-party payor:

- 32 (1) The costs of the organ transplantation procedure.
33 (2) The costs of post-transplantation drug or other
34 therapy.
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1 to food, lodging, and transportation.

2 Sec. 2. NEW SECTION. 142C.17 ANNUAL DONATION AND
3 COMPLIANCE REPORT.

4 The Iowa department of public health, in conjunction with
5 any statewide organ procurement organization in Iowa, shall
6 prepare and submit a report to the general assembly on or
7 before January 1 each year regarding organ donation rates and
8 voluntary compliance efforts with hospital organ and tissue
9 donation protocols by physicians, hospitals, and other health
10 systems organizations. The report shall contain the
11 following:

- 12 1. An evaluation of organ procurement efforts in the
- 13 state, including statistics regarding organ and tissue
- 14 donation activity as of September 30 of the preceding year.
- 15 2. Efforts by any statewide organ procurement organization
- 16 in Iowa, and related parties, to increase organ and tissue
- 17 donation and consent rates.
- 18 3. Voluntary compliance efforts with hospital organ and
- 19 tissue donation protocols by physicians, hospitals, and health
- 20 systems organizations and the results of those efforts.
- 21 4. Annual contribution levels to the anatomical gift
- 22 public awareness and transplantation fund created in section
- 23 142C.15, and any distributions made from the fund.
- 24 5. Efforts and ideas for increasing public awareness of
- 25 the option of organ and tissue donation.
- 26 6. Additional information deemed relevant by the
- 27 department in assessing the status and progress of organ and
- 28 tissue donation efforts in the state.

29 EXPLANATION

30 This bill requires the Iowa department of public health, in
31 conjunction with any statewide organ procurement organization,
32 to prepare and submit a report to the general assembly on or
33 before January 1 each year regarding organ donation rates and
34 voluntary compliance efforts with hospital organ and tissue
35 donation protocols by physicians, hospitals, and other health

1 systems organizations. The report is required to contain an
2 evaluation of organ procurement efforts in the state,
3 including statistics regarding organ and tissue donation
4 activity as of September 30 of the preceding year, efforts by
5 any statewide organ procurement organization and related
6 parties to increase organ and tissue donation and consent
7 rates, voluntary compliance efforts with hospital organ and
8 tissue donation protocols by physicians, hospitals, and health
9 systems organizations and the results of those efforts, annual
10 contribution levels to the anatomical gift public awareness
11 and transplantation fund created in Code section 142C.15 and
12 any distributions made from the fund, efforts and ideas for
13 increasing public awareness of the option of organ and tissue
14 donation, and any additional information which is determined
15 to be relevant by the department in assessing the status and
16 progress of organ and tissue donation efforts in the state of
17 Iowa.

18 The bill also provides for a change in the threshold
19 protocol compliance rate in order for hospitals to qualify for
20 anatomical gift public awareness and transplantation fund
21 reimbursement grants pursuant to Code section 142C.15,
22 subsection 4, paragraphs "b" and "c". Currently, hospitals
23 must submit documentation that they are observing organ and
24 tissue donation protocols for at least 80 percent of all
25 patient deaths in that hospital in order to receive grants
26 providing reimbursement for the development and administration
27 of organ donation procedures, and expenses related to
28 performing organ and tissue transplant operations. The bill
29 provides for a new compliance requirement that a hospital has
30 achieved a rate of compliance with organ donation procedure
31 protocols in the top 50 percent of all hospitals submitting
32 documentation to be considered eligible for a reimbursement
33 grant.

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SENATE FILE 2285

AN ACT

RELATING TO ANATOMICAL GIFTS BY MODIFYING CERTAIN
QUALIFICATION REQUIREMENTS FOR HOSPITAL REIMBURSEMENT
GRANTS AND REQUIRING SUBMISSION OF AN ANNUAL DONATION
AND COMPLIANCE REPORT.

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

Section 1. Section 142C.15, subsection 4, paragraphs b and c, Code 1997, are amended to read as follows:

b. Not more than thirty percent of the moneys in the fund annually may be expended in the form of grants to hospitals for reimbursement for costs directly related to the development of in-hospital anatomical gift public awareness projects, anatomical gift referral protocols, and associated administrative expenses. As a condition of receiving a grant, a hospital shall demonstrate, through documentation, that the hospital, during the previous calendar year, properly complied with in-hospital anatomical gift request protocols for at least eighty percent of all deaths occurring in the hospital at a percentage rate which places the hospital in the upper fifty percent of all protocol compliance rates for hospitals submitting documentation for cost reimbursement under this section.

c. Not more than fifty percent of the moneys in the fund annually may be expended in the form of grants to hospitals which perform heart, lung, liver, pancreas, or kidney transplants. As a condition of receiving a grant, a hospital shall demonstrate, through documentation, that the hospital, during the previous calendar year, properly complied with in-hospital anatomical gift request protocols for at least eighty percent of all deaths occurring in the hospital at a percentage rate which places the hospital in the upper fifty

percent of all protocol compliance rates for hospitals submitting documentation for cost reimbursement under this section. The hospital shall submit an application on behalf of a patient requiring a transplant in the amount of the costs associated with the following, if funds are not available from any other third-party payor:

- (1) The costs of the organ transplantation procedure.
- (2) The costs of post-transplantation drug or other therapy.
- (3) Other transplantation costs including but not limited to food, lodging, and transportation.

Sec. 2. NEW SECTION. 142C.17 ANNUAL DONATION AND COMPLIANCE REPORT.

The Iowa department of public health, in conjunction with any statewide organ procurement organization in Iowa, shall prepare and submit a report to the general assembly on or before January 1 each year regarding organ donation rates and voluntary compliance efforts with hospital organ and tissue donation protocols by physicians, hospitals, and other health systems organizations. The report shall contain the following:

1. An evaluation of organ procurement efforts in the state, including statistics regarding organ and tissue donation activity as of September 30 of the preceding year.
2. Efforts by any statewide organ procurement organization in Iowa, and related parties, to increase organ and tissue donation and consent rates.
3. Voluntary compliance efforts with hospital organ and tissue donation protocols by physicians, hospitals, and health systems organizations and the results of those efforts.
4. Annual contribution levels to the anatomical gift public awareness and transplantation fund created in section 142C.15, and any distributions made from the fund.
5. Efforts and ideas for increasing public awareness of the option of organ and tissue donation.

6. Additional information deemed relevant by the department in assessing the status and progress of organ and tissue donation efforts in the state.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2285, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate

Approved March 19, 1998

TERRY E. BRANSTAD
Governor