

Redwine
Boettger
Harper

SSB. 3/86
Human Resources

succeeded By
SENATE FILE CF/HF 2367
BY (PROPOSED COMMITTEE ON
HUMAN RESOURCES BILL BY
CHAIRPERSON BOETTGER)

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

A BILL FOR

1 An Act relating to the information collected through termination
2 of pregnancy reporting.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 144.29A, subsection 1, Code 1999, is
2 amended to read as follows:

3 1. ~~A health care provider who initially identifies and~~
4 ~~diagnoses a spontaneous termination of pregnancy or who~~
5 induces a termination of pregnancy shall file with the
6 department a report for each termination within thirty days of
7 the occurrence. The health care provider shall make a good
8 faith effort to obtain all of the following information that
9 is available with respect to each termination:

10 a. The confidential health care provider code as assigned
11 by the department.

12 b. The ~~report-tracking~~ confidential patient identification
13 number.

14 c. The name of the facility at which the termination of
15 pregnancy took place.

16 d. The name of the city or location at which the
17 termination of pregnancy took place.

18 e. The name of the attending physician.

19 f. The name of the person completing the report.

20 ~~c- g.~~ The maternal health services region of the Iowa
21 department of public health, as designated as of July 1, 1997,
22 in which the patient resides city, county, state, and zip code
23 of the patient's residence.

24 ~~d- h.~~ The race of the patient.

25 i. Whether the patient is of Hispanic or non-Hispanic
26 origin.

27 j. The ancestry of the patient.

28 ~~e- k.~~ The age of the patient.

29 ~~f- l.~~ The marital status of the patient.

30 ~~g- m.~~ The educational level of the patient.

31 ~~h- n.~~ The number of previous pregnancies, live births,
32 both living and deceased, and spontaneous or induced
33 terminations of pregnancies.

34 ~~i- o.~~ The month and year in which the termination
35 occurred.

1 p. The type of termination procedure used.

2 ~~j- q.~~ The number-of-weeks-since month, day, and year on
3 which the patient's last menstrual period began and a clinical
4 estimate of gestation.

5 Sec. 2. Section 144.29A, subsection 2, is amended to read
6 as follows:

7 2. It is the intent of the general assembly that the
8 information shall be collected, reproduced, released, and
9 disclosed in a manner specified by rule of the department,
10 adopted pursuant to chapter 17A, which ensures the anonymity
11 of the patient who experiences a termination of pregnancy, the
12 health care provider who ~~identifies-and-diagnoses-or~~ induces a
13 termination of pregnancy, and the hospital, clinic, or other
14 health facility in which a termination of pregnancy is
15 ~~identified-and-diagnosed-or~~ induced. The department may share
16 information with federal public health officials for the
17 purposes of securing federal funding or conducting public
18 health research. However, in sharing the information, the
19 department shall not relinquish control of the information,
20 and any agreement entered into by the department with federal
21 public health officials to share information shall prohibit
22 the use, reproduction, release, or disclosure of the
23 information by federal public health officials in a manner
24 which violates this section. The department shall publish,
25 ~~annually~~ a demographic summary of the information obtained
26 pursuant to this section, except that the department shall not
27 reproduce, release, or disclose any information obtained
28 pursuant to this section which reveals the identity of any
29 patient, health care provider, hospital, clinic, or other
30 health facility, and shall ensure anonymity in the following
31 ways:

32 a. The department may use information concerning the
33 ~~report-tracking~~ confidential patient identification number or
34 concerning the identity of a reporting health care provider,
35 hospital, clinic, or other health facility only for purposes

1 of information collection. The department shall not only
2 reproduce, release, or disclose this information ~~for-any~~
3 ~~purpose-other-than-for-use-in-annually-publishing-the in~~
4 demographic summary form under this section.

5 b. The department shall enter the information, from any
6 report of termination submitted, within thirty days of receipt
7 of the report, ~~and.~~ The department shall immediately destroy
8 the report following entry of the information and within a
9 time period specified by rules adopted by the department
10 pursuant to chapter 17A. However, entry of the information
11 from a report shall not include any health care provider,
12 hospital, clinic, or other health facility identification
13 information including, but not limited to, the confidential
14 health care provider code, as assigned by the department.

15 c. To protect confidentiality, the department shall limit
16 release of information to release in an aggregate form which
17 prevents identification of any individual patient, health care
18 provider, hospital, clinic, or other health facility. For the
19 purposes of this paragraph, "aggregate form" means a
20 compilation of the information received by the department on
21 termination of pregnancies for each information item listed,
22 with the exceptions of the ~~report-tracking~~ confidential
23 patient identification number, the health care provider code,
24 and any set of information for which the amount is so small
25 that the confidentiality of any person to whom the information
26 relates may be compromised. The department shall establish a
27 methodology to provide a statistically verifiable basis for
28 any determination of the correct amount at which information
29 may be released so that the confidentiality of any person is
30 not compromised.

31 Sec. 3. Section 144.29A, subsection 5, Code 1999, is
32 amended to read as follows:

33 5. A health care provider shall assign a ~~report-tracking~~
34 confidential patient identification number which enables the
35 health care provider to access the patient's medical

1 information without identifying the patient.

2 Sec. 4. Section 144.29A, subsection 9, Code 1999, is
3 amended by striking the subsection.

4 EXPLANATION

5 This bill amends Code section 144.29A to provide for the
6 collection of additional information through the termination
7 of pregnancy reporting process. Additional information to be
8 collected under the bill includes: the name of the facility
9 at which the termination of pregnancy took place; the name of
10 the city or location at which the termination of pregnancy
11 took place; the name of the attending physician; the name of
12 the person completing the report; the confidential
13 identification number of the patient; the city, county, state,
14 and zip code of the area in which the patient resides; whether
15 the patient is of Hispanic or non-Hispanic origin; the
16 ancestry of the patient; if previous live births have
17 occurred, whether the children are living or deceased at the
18 time of the reporting; the type of termination procedure used,
19 if the termination is induced; and the month, day, and year on
20 which the patient's last menstrual period began. The bill
21 also makes conforming changes relating to the use of a
22 confidential patient identification number, and makes changes
23 relating to the dissemination of information. The bill also
24 deletes the subsection which defines "spontaneous termination
25 of pregnancy" as the bill eliminates collection of information
26 relating to spontaneous terminations with the exception of
27 prior spontaneous terminations.

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3/13/00 Defunded

REPRINTED

FILED FEB 28 '00

SENATE FILE 2367
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 3186)

Passed Senate, Date ^(p. 642) 3-14-00 Passed House, Date _____
Vote: Ayes 34 Nays 14 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the information collected through termination
2 of pregnancy reporting.

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

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SF 2367

1 Section 1. Section 144.29A, subsection 1, Code 1999, is
2 amended to read as follows:

3 1. A health care provider who ~~initially-identifies-and~~
4 ~~diagnoses-a-spontaneous-termination-of-pregnancy-or-who~~
5 induces a termination of pregnancy shall file with the
6 department a report for each termination within thirty days of
7 the occurrence. The health care provider shall make a good
8 faith effort to obtain all of the following information that
9 is available with respect to each termination:

10 a. The confidential health care provider code as assigned
11 by the department.

12 b. The ~~report-tracking~~ confidential patient identification
13 number.

14 c. The name of the facility at which the termination of
15 pregnancy took place.

16 d. The name of the city or location at which the
17 termination of pregnancy took place.

18 e. The name of the attending physician.

19 f. The name of the person completing the report.

20 ~~e- g.~~ The maternal-health-services-region-of-the-Iowa
21 department-of-public-health, as designated as of July 17, 1997,
22 in-which-the-patient-resides city, county, state, and zip code
23 of the patient's residence.

24 ~~d- h.~~ The race of the patient.

25 i. Whether the patient is of Hispanic or non-Hispanic
26 origin.

27 j. The ancestry of the patient.

28 ~~e- k.~~ The age of the patient.

29 ~~f- l.~~ The marital status of the patient.

30 ~~g- m.~~ The educational level of the patient.

31 ~~h- n.~~ The number of previous pregnancies, live births,
32 both living and deceased, and spontaneous or induced
33 terminations of pregnancies.

34 ~~i- o.~~ The month and year in which the termination
35 occurred.

1 p. The type of termination procedure used.

2 ~~j. g.~~ The number-of-weeks-since month, day, and year on
3 which the patient's last menstrual period began and a clinical
4 estimate of gestation.

5 Sec. 2. Section 144.29A, subsection 2, is amended to read
6 as follows:

7 2. It is the intent of the general assembly that the
8 information shall be collected, reproduced, released, and
9 disclosed in a manner specified by rule of the department,
10 adopted pursuant to chapter 17A, which ensures the anonymity
11 of the patient who experiences a termination of pregnancy, the
12 health care provider who ~~identifies-and-diagnoses-or~~ induces a
13 termination of pregnancy, and the hospital, clinic, or other
14 health facility in which a termination of pregnancy is
15 ~~identified-and-diagnosed-or~~ induced. The department may share
16 information with federal public health officials for the
17 purposes of securing federal funding or conducting public
18 health research. However, in sharing the information, the
19 department shall not relinquish control of the information,
20 and any agreement entered into by the department with federal
21 public health officials to share information shall prohibit
22 the use, reproduction, release, or disclosure of the
23 information by federal public health officials in a manner
24 which violates this section. The department shall publish
25 ~~annually~~ a demographic summary of the information obtained
26 pursuant to this section, except that the department shall not
27 reproduce, release, or disclose any information obtained
28 pursuant to this section which reveals the identity of any
29 patient, health care provider, hospital, clinic, or other
30 health facility, and shall ensure anonymity in the following
31 ways:

32 a. The department may use information concerning the
33 ~~report-tracking~~ confidential patient identification number or
34 concerning the identity of a reporting health care provider,
35 hospital, clinic, or other health facility only for purposes

1 of information collection. The department shall not only
2 reproduce, release, or disclose this information ~~for any~~
3 ~~purpose other than for use in annually publishing the in~~
4 demographic summary form under this section.

5 b. The department shall enter the information, from any
6 report of termination submitted, within thirty days of receipt
7 of the report ~~and~~. The department shall immediately destroy
8 the report following entry of the information and within a
9 time period specified by rules adopted by the department
10 pursuant to chapter 17A. However, entry of the information
11 from a report shall not include any health care provider,
12 hospital, clinic, or other health facility identification
13 information including, but not limited to, the confidential
14 health care provider code, as assigned by the department.

15 c. To protect confidentiality, the department shall limit
16 release of information to release in an aggregate form which
17 prevents identification of any individual patient, health care
18 provider, hospital, clinic, or other health facility. For the
19 purposes of this paragraph, "aggregate form" means a
20 compilation of the information received by the department on
21 termination of pregnancies for each information item listed,
22 with the exceptions of the report-tracking confidential
23 patient identification number, the health care provider code,
24 and any set of information for which the amount is so small
25 that the confidentiality of any person to whom the information
26 relates may be compromised. The department shall establish a
27 methodology to provide a statistically verifiable basis for
28 any determination of the correct amount at which information
29 may be released so that the confidentiality of any person is
30 not compromised.

31 Sec. 3. Section 144.29A, subsection 5, Code 1999, is
32 amended to read as follows:

33 5. A health care provider shall assign a report-tracking
34 confidential patient identification number which enables the
35 health care provider to access the patient's medical

1 information without identifying the patient.

2 Sec. 4. Section 144.29A, subsection 9, Code 1999, is
3 amended by striking the subsection.

4 EXPLANATION

5 This bill amends Code section 144.29A to provide for the
6 collection of additional information through the termination
7 of pregnancy reporting process. Additional information to be
8 collected under the bill includes: the name of the facility
9 at which the termination of pregnancy took place; the name of
10 the city or location at which the termination of pregnancy
11 took place; the name of the attending physician; the name of
12 the person completing the report; the confidential
13 identification number of the patient; the city, county, state,
14 and zip code of the area in which the patient resides; whether
15 the patient is of Hispanic or non-Hispanic origin; the
16 ancestry of the patient; if previous live births have
17 occurred, whether the children are living or deceased at the
18 time of the reporting; the type of termination procedure used,
19 if the termination is induced; and the month, day, and year on
20 which the patient's last menstrual period began. The bill
21 also makes conforming changes relating to the use of a
22 confidential patient identification number, and makes changes
23 relating to the dissemination of information. The bill also
24 deletes the subsection which defines "spontaneous termination
25 of pregnancy" as the bill eliminates collection of information
26 relating to spontaneous terminations with the exception of
27 prior spontaneous terminations.

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SENATE FILE 2367

S-5111

- 1 Amend Senate File 2367 as follows:
2 1. Page 1, by striking lines 18 and 19.
3 2. Page 1, by striking lines 25 through 27.
4 3. By relettering as necessary.

By JOHN REDWINE

S-5111 FILED MARCH 8, 2000

Adopted
3-13-00 (p. 629)

SENATE FILE 2367

S-5134

- 1 Amend Senate File 2367 as follows:
DIV 2 1. Page 1, by striking lines 3 and 4 and
A 3 inserting the following:
4 "1. A health care provider who initially
5 identifies and diagnoses a spontaneous termination of
6 pregnancy or who".
DIV 7 2. Page 1, by striking lines 14 through 17.
B 8 3. Page 1, by striking line 22, and inserting the
9 following: "~~in-which-the-patient-resides~~ county and
10 state".
DIV 11 4. Page 2, line 12, by striking the words
A 12 "~~identifies-and-diagnoses-or~~" and inserting the
13 following: "identifies and diagnoses or".
14 5. Page 2, line 15, by striking the words
15 "~~identified-and-diagnosed-or~~" and inserting the
16 following: "identified and diagnosed or".
17 6. Page 4, by striking lines 2 and 3.

By JOHNIE HAMMOND
PATRICIA HARPER

S-5134 FILED MARCH 13, 2000
DIV A - LOST; DIV B - ADOPTED

(p. 635)

H. 3/14/00 Human Res.
H. 3/20/00 Amend/200 Page w/H. 8402
H. 3/23/00 Unfinished Business Calendar

SENATE FILE **2367**
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 3186)

(AS AMENDED AND PASSED BY THE SENATE MARCH 14, 2000)

_____ - 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 information collected through termination
2 of pregnancy reporting.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SF. 2367

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5 **SENATE FILE 2367**

6 **H-8402**

7 1 Amend Senate File 2367, as amended, passed, and
8 2 reprinted by the Senate as follows:
9 3 1. Page 1, by striking lines 14 through 17, and
10 4 inserting the following:
11 5 "c. The maternal health services region of the
12 6 Iowa department of public health, as designated as of
13 7 July 1, 1997, in which the patient resides."

By COMMITTEE ON HUMAN RESOURCES
BODDICKER of Cedar, Chairperson

12 H-8402 FILED MARCH 20, 2000

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1 Section 1. Section 144.29A, subsection 1, Code 1999, is
2 amended to read as follows:

3 1. A health care provider who ~~initially-identifies-and~~
4 ~~diagnoses-a-spontaneous-termination-of-pregnancy-or-who~~
5 induces a termination of pregnancy shall file with the
6 department a report for each termination within thirty days of
7 the occurrence. The health care provider shall make a good
8 faith effort to obtain all of the following information that
9 is available with respect to each termination:

10 a. The confidential health care provider code as assigned
11 by the department.

12 b. The ~~report-tracking~~ confidential patient identification
13 number.

* * 14 c. The ~~maternal-health-services-region-of-the-Iowa~~
15 ~~department-of-public-health, as-designated-as-of-July-17-1997,~~
16 ~~in-which-the-patient-resides~~ county and state of the patient's
17 residence.

18 d. The race of the patient.

* 19 e. The age of the patient.

20 f. The marital status of the patient.

21 g. The educational level of the patient.

22 h. The number of previous pregnancies, live births, both
23 living and deceased, and spontaneous or induced terminations
24 of pregnancies.

25 i. The month and year in which the termination occurred.

26 j. The type of termination procedure used.

27 j. k. The number-of-weeks-since month, day, and year on
28 which the patient's last menstrual period began and a clinical
29 estimate of gestation.

30 Sec. 2. Section 144.29A, subsection 2, is amended to read
31 as follows:

32 2. It is the intent of the general assembly that the
33 information shall be collected, reproduced, released, and
34 disclosed in a manner specified by rule of the department,
35 adopted pursuant to chapter 17A, which ensures the anonymity

1 of the patient who experiences a termination of pregnancy, the
2 health care provider who ~~identifies-and-diagnoses-or~~ induces a
3 termination of pregnancy, and the hospital, clinic, or other
4 health facility in which a termination of pregnancy is
5 ~~identified-and-diagnosed-or~~ induced. The department may share
6 information with federal public health officials for the
7 purposes of securing federal funding or conducting public
8 health research. However, in sharing the information, the
9 department shall not relinquish control of the information,
10 and any agreement entered into by the department with federal
11 public health officials to share information shall prohibit
12 the use, reproduction, release, or disclosure of the
13 information by federal public health officials in a manner
14 which violates this section. The department shall publish,
15 ~~annually~~ a demographic summary of the information obtained
16 pursuant to this section, except that the department shall not
17 reproduce, release, or disclose any information obtained
18 pursuant to this section which reveals the identity of any
19 patient, health care provider, hospital, clinic, or other
20 health facility, and shall ensure anonymity in the following
21 ways:

22 a. The department may use information concerning the
23 ~~report-tracking~~ confidential patient identification number or
24 concerning the identity of a reporting health care provider,
25 hospital, clinic, or other health facility only for purposes
26 of information collection. The department shall not only
27 reproduce, release, or disclose this information ~~for-any~~
28 ~~purpose-other-than-for-use-in-annually-publishing-the in~~
29 demographic summary form under this section.

30 b. The department shall enter the information, from any
31 report of termination submitted, within thirty days of receipt
32 of the report, ~~and.~~ The department shall immediately destroy
33 the report following entry of the information and within a
34 time period specified by rules adopted by the department
35 pursuant to chapter 17A. However, entry of the information

1 from a report shall not include any health care provider,
2 hospital, clinic, or other health facility identification
3 information including, but not limited to, the confidential
4 health care provider code, as assigned by the department.

5 c. To protect confidentiality, the department shall limit
6 release of information to release in an aggregate form which
7 prevents identification of any individual patient, health care
8 provider, hospital, clinic, or other health facility. For the
9 purposes of this paragraph, "aggregate form" means a
10 compilation of the information received by the department on
11 termination of pregnancies for each information item listed,
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28 amended by striking the subsection.

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