

CHAPTER 1078**ANABOLIC STEROIDS***H.F. 2372*

AN ACT relating to anabolic steroids, and providing a criminal penalty concerning the distribution of anabolic steroids to minors.

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

Section 1. Section 203B.2, Code Supplement 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. "Anabolic steroid" means any anabolic steroid, including, but not limited to oxymetholone, oxandrolone, ethylestrenol, methandrostenolone, stanozolol, nandrolone phenpropionate, nandrolone decanoate, and any other substance designated by the board as an anabolic steroid through the adoption of rules pursuant to chapter 17A.

Sec. 2. Section 203B.3, Code Supplement 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 23. Selling, dispensing, or distributing; causing to be sold, dispensed, or distributed; or possessing with intent to sell, dispense, or distribute, an anabolic steroid to a person under eighteen years of age, with knowledge that the anabolic steroid is not necessary for the legitimate treatment of disease pursuant to an order of a physician.

Sec. 3. Section 203B.5, subsection 1, Code Supplement 1989, is amended to read as follows:

1. A person who violates a provision of this chapter, other than a violation of section 203B.3, subsection 23, is guilty of a serious misdemeanor; but if the violation is committed after a conviction of the person under this section has become final, the person is guilty of an aggravated misdemeanor.

Sec. 4. Section 203B.5, Code Supplement 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 4. A person who violates section 203B.3, subsection 23, commits an aggravated misdemeanor.

Approved March 27, 1990

CHAPTER 1079**DISCLOSURE OF MENTAL HEALTH INFORMATION***H.F. 2430*

AN ACT relating to the disclosure of certain mental health information to family members.

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

Section 1. **NEW SECTION. 228.8 DISCLOSURES TO FAMILY MEMBERS.**

1. A mental health professional or an employee of or agent for a mental health facility may disclose mental health information to the spouse, parent, adult child, or adult sibling of an individual who has chronic mental illness, if all of the following conditions are met:

a. The disclosure is necessary to assist in the provision of care or monitoring of the individual's treatment.

b. The spouse, parent, adult child, or adult sibling is directly involved in providing care to or monitoring the treatment of the individual.

c. The involvement of the spouse, parent, adult child, or adult sibling is verified by the individual's attending physician, attending mental health professional, or a person other than the spouse, parent, adult child, or adult sibling who is responsible for providing treatment to the individual.

2. A request for mental health information by a person authorized to receive such information under this section shall be in writing, except in an emergency as determined by the mental health professional verifying the involvement of the spouse, parent, adult child, or adult sibling.

3. Unless the individual has been adjudged incompetent, the person verifying the involvement of the spouse, parent, adult child, or adult sibling shall notify the individual of the disclosure of the individual's mental health information under this section.

4. Mental health information disclosed under this section is limited to the following:

- a. A summary of the individual's diagnosis and prognosis.
- b. A listing of the medication which the individual has received and is receiving and the individual's record of compliance in taking medication prescribed for the previous six months.
- c. A description of the individual's treatment plan.

Sec. 2. Section 228.2, Code 1989, is amended to read as follows:

228.2 MENTAL HEALTH INFORMATION DISCLOSURE PROHIBITED — EXCEPTIONS — RECORD OF DISCLOSURE.

1. Except as specifically authorized in section 228.3, 228.5, 228.6, ~~or~~ 228.7, or 228.8, a mental health professional, data collector, or employee or agent of a mental health professional, of a data collector, or of or for a mental health facility shall not disclose or permit the disclosure of mental health information.

2. Upon disclosure of mental health information pursuant to section 228.3, 228.5, 228.6, ~~or~~ 228.7, or 228.8, the person disclosing the mental health information shall enter a notation on and maintain the notation with the individual's record of mental health information, stating the date of the disclosure and the name of the recipient of mental health information.

The person disclosing the mental health information shall give the recipient of the information a statement which informs the recipient that disclosures may only be made pursuant to the written authorization of an individual or an individual's legal representative, or as otherwise provided in this chapter, that the unauthorized disclosure of mental health information is unlawful, and that civil damages and criminal penalties may be applicable to the unauthorized disclosure of mental health information.

3. A recipient of mental health information shall not disclose the information received, except as specifically authorized for initial disclosure in section 228.3, 228.5, 228.6, ~~or~~ 228.7, or 228.8. However, mental health information may be transferred at any time to another facility, physician, or mental health professional in cases of a medical emergency or if the individual or the individual's legal representative requests the transfer in writing for the purposes of receipt of medical or mental health professional services, at which time the requirements of section 228.2, subsection 2, shall be followed.

Approved March 27, 1990

CHAPTER 1080

PARTIAL PAYMENTS OF REAL PROPERTY AND MOBILE HOME TAXES

H.F. 2314

AN ACT relating to property taxes and mobile home taxes by providing for monthly or quarterly payments and providing an applicability date.

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

Section 1. NEW SECTION. 445.36A MONTHLY OR QUARTERLY PAYMENTS.

As an alternative to the semiannual or annual payment of taxes, the county treasurer may accept partial payments of current year real estate and real property taxes. A minimum payment amount shall be established by the county treasurer. The treasurer shall transfer amounts