

CHAPTER 241**OTHER BUSINESSES WITHIN HEALTH CARE FACILITIES***H.F. 285*

AN ACT relating to the approval of certain businesses or activities in a health care facility.

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

Section 1. Section 135C.5, Code 1991, is amended to read as follows:

135C.5 HEALTH CARE FACILITIES, ETC.

~~No other~~ Another business or activity shall not be carried on in a health care facility, ~~nor~~ or in the same physical structure with a health care facility ~~except as hereinafter provided,~~ unless such business or activity is under the control of and is directly related to and incidental to the operation of the health care facility or unless the business or activity is approved by the department and the state fire marshal. ~~No~~ A business or activity which is operated within the limitations of this section shall not interfere in any manner with the use of the facility by the residents or the services provided to the residents, ~~nor~~ and shall not be disturbing to them. The department and the state fire marshal, in accordance with chapter 17A, shall adopt rules which establish criteria for approval of a business or activity to be carried on in a health care facility or in the same physical structure with a health care facility.

Approved June 5, 1991

CHAPTER 242**INFECTIOUS AND RADIOACTIVE WASTE***H.F. 302*

AN ACT relating to infectious and radioactive waste treatment and disposal facilities by extending the moratorium on construction and operation, requiring operating permits for treatment and disposal facilities and collection and transportation operations, providing for emission limitations and standards, providing a severability clause, and providing an effective date.

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

Section 1. Section 455B.133, subsection 4, unnumbered paragraph 1, Code 1991, is amended to read as follows:

Adopt, amend, or repeal emission limitations or standards relating to the maximum quantities of air contaminants that may be emitted from any air contaminant source. The standards or limitations adopted under this section shall not exceed the standards or limitations promulgated by the administrator of the United States environmental protection agency or the requirements of the federal Clean Air Act as amended to January 1, ~~1979~~ 1990. This does not prohibit the commission from adopting a standard for a source or class of sources for which the United States environmental protection agency has not promulgated a standard. This also does not prohibit the commission from adopting an emission standard or limitation for infectious medical waste treatment or disposal facilities which exceeds the standards or limitations promulgated by the administrator of the United States environmental protection agency or the requirements of the federal Clean Air Act as amended to January 1, 1991. The commission shall not adopt an emission standard or limitation for infectious medical waste treatment or disposal facilities prior to January 1, 1995, which exceeds the standards or limitations promulgated