

CHAPTER 1143**ABUSE OF DEPENDENT PERSONS***S.F. 2231*

AN ACT relating to abuse of dependent persons including the sharing of information between departments involved in child abuse investigations, multidisciplinary team members, the definitions of certain types of abuse, the definition of a mandatory reporter of dependent adult abuse, and the requirement of mandatory reporter training.

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

Section 1. Section 232.71, subsection 1, Code 1991, is amended to read as follows:

1. ~~Whenever~~ If a report is determined to constitute a child abuse allegation, the department of human services shall promptly commence an appropriate investigation. The primary purpose of this investigation shall be the protection of the child named in the report. The department, within five working days of commencing the investigation, shall provide written notification of the investigation to the child's parents. However, if the department shows the court to the court's satisfaction that notification is likely to endanger the child or other persons, the court shall issue an emergency order restraining the notification. If a report is determined to not constitute a child abuse allegation, but a criminal act harming a child is alleged, the department shall immediately refer the matter to the appropriate law enforcement agency.

Sec. 2. Section 235A.13, subsection 9, Code 1991, is amended to read as follows:

9. "Multidisciplinary team" means a group of individuals who possess knowledge and skills related to the diagnosis, assessment, and disposition of child abuse cases and who are professionals practicing in the disciplines of medicine, nursing, public health, substance abuse, mental health, social work, child development, education, law, juvenile probation, or law enforcement, or a group established pursuant to section 235B.1, subsection 6, paragraph "a".

Sec. 3. Section 235A.15, subsection 1, Code Supplement 1991, is amended to read as follows:

1. Notwithstanding chapter 22, the confidentiality of all child abuse information shall be maintained, except as specifically provided by subsection 2, ~~and subsection 3~~, or 4.

Sec. 4. Section 235A.15, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. Access to founded child abuse information only is authorized to the department of personnel as necessary for presentation in grievance or arbitration procedures provided for in sections 19A.14 and 20.18. Child abuse information introduced into a grievance or arbitration proceeding shall not be considered a part of the public record of a case.

Sec. 5. Section 235A.19, subsection 2, paragraph b, Code 1991, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (7) To persons involved in an investigation of child abuse.

Sec. 6. Section 235B.2, subsection 5, paragraph a, subparagraph (1), Code Supplement 1991, is amended to read as follows:

(1) Physical injury to, or injury which is at a variance with the history given of the injury, ~~or~~ unreasonable confinement or unreasonable punishment of a dependent adult.

Sec. 7. Section 235B.2, subsection 5, paragraph b, Code Supplement 1991, is amended to read as follows:

b. The deprivation of the minimum food, shelter, clothing, supervision, physical ~~and~~ or mental health care, and other care necessary to maintain a dependent adult's life or health as a result of the acts or omissions of the dependent adult.

Sec. 8. Section 235B.3, subsection 1, Code Supplement 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Reports of dependent adult abuse which is the result of the acts or omissions of the dependent adult shall be collected and maintained in the files of the dependent adult as assessments only and shall not be included in the central registry.

Sec. 9. Section 235B.3, subsection 2, paragraph b, Code Supplement 1991, is amended to read as follows:

b. A social worker or an income maintenance worker under the jurisdiction of the department of human services.

Sec. 10. Section 235B.16, subsection 5, unnumbered paragraph 4, Code Supplement 1991, is amended to read as follows:

A person required to complete both child abuse and dependent adult abuse mandatory reporter training may complete the training through a program which combines child abuse and dependent adult abuse curricula and thereby meet the training requirements of both this subsection and section 232.69 simultaneously. A person who is a mandatory reporter for both child abuse and dependent adult abuse may satisfy the combined training requirements of this subsection through completion of a two-hour training program, if the training program curriculum and content is approved by the department of human services.

Approved April 27, 1992

CHAPTER 1144

SALES TAX EXEMPTION

S.F. 2298

AN ACT relating to the retail sales tax, by exempting hay, straw, paper, and other materials used for bedding in agricultural production.

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

Section 1. Section 422.45, subsection 30, Code Supplement 1991, is amended to read as follows:

30. The gross receipts from the sale of wood chips, ~~or~~ sawdust, hay, straw, paper, or other materials used for bedding in the production of agricultural livestock or fowl.

Approved April 27, 1992