

i. The board of cosmetology arts and sciences examiners, created pursuant to chapter 147.

Sec. 24. Section 258A.2A, Code 1991, is amended to read as follows:

258A.2A CONTINUING EDUCATION MINIMUM REQUIREMENTS — BARBERING AND COSMETOLOGY ARTS AND SCIENCES.

The board of barber examiners and the board of cosmetology arts and sciences examiners, created pursuant to chapter 147, shall each require, as a condition of license renewal, a minimum of six hours of continuing education in the two years immediately prior to a licensee's license renewal. The board of cosmetology arts and sciences examiners may notify cosmetology arts and sciences licensees on a quarterly basis regarding continuing education opportunities.

Sec. 25. **APPLICABILITY.** This Act does not apply to persons holding a valid license issued by the board of cosmetology examiners before or on July 1, 1992.

A person who can document that the person practiced esthetics or nail technology in this state before or on July 1, 1992, shall be issued an appropriate license without meeting any additional requirements imposed by this Act.

Sec. 26. **FEES INCREASED.** Effective for fees collected on or after July 1, 1992, the board of cosmetology examiners shall increase by three dollars the fee amounts charged before the effective date of this Act for licensure, license renewal, reciprocal licensure, and temporary permits for all practices or operations regulated by the board of cosmetology examiners.

Sec. 27. Section 157.5, Code 1991, is repealed.

Approved May 14, 1992

CHAPTER 1206

HEALTH FACILITIES AND HEALTH DATA COMMISSION

S.F. 2375

AN ACT relating to the powers and duties of the health data commission, and providing for the collection of fees.

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

Section 1. Section 135.63, subsection 1, Code Supplement 1991, is amended to read as follows:

1. A new institutional health service or changed institutional health service shall not be offered or developed in this state without prior application to the department for and receipt of a certificate of need, pursuant to this division. The application shall be made upon forms furnished or prescribed by the department and shall contain such information as the department may require under this division. The application shall be accompanied by a fee equivalent to ~~two-tenths~~ three-tenths of one percent of the anticipated cost of the project, ~~as determined under rules promulgated by the department.~~ The fee shall be remitted by the department to the treasurer of state, who shall place it in the general fund of the state. If an application is voluntarily withdrawn within thirty calendar days after submission, seventy-five percent of the application fee shall be refunded; if the application is voluntarily withdrawn more than thirty but within sixty days after submission, fifty percent of the application fee shall be refunded; if the application is withdrawn voluntarily more than sixty days after submission, twenty-five percent of the application fee shall be refunded. Notwithstanding the required payment of an application fee under this subsection, an applicant for a new institutional health service or a changed institutional health service offered or developed by an intermediate care

facility for the mentally retarded or an intermediate care facility for the mentally ill as defined pursuant to section 135C.1 is exempt from payment of the application fee.

Sec. 2. Section 145.3, subsection 1, Code Supplement 1991, is amended to read as follows:

1. The health data commission shall enter into an agreement with the health policy corporation of Iowa or any other corporation, association, or entity it deems appropriate to provide staff for the commission, to provide staff for the compilation, correlation, and development of the data collected by the commission, to conduct or contract for studies on health-related questions which will further the purpose and intent expressed in section 145.1 and to provide data to the health facilities council as requested by the Iowa department of public health. The agreement may provide for the corporation, association, or entity to prepare and distribute or make available data to health care providers, health care subscribers, third-party payers, and the general public.

Sec. 3. Section 145.3, subsection 3, paragraph b, Code Supplement 1991, is amended to read as follows:

b. The commissioner of insurance require that all third-party payers, including but not limited to licensed insurers, medical and hospital service corporations, health maintenance organizations, and self-funded employee health plans, provide hospital inpatient and outpatient claims data and corresponding physician claims data to the commission pursuant to section 505.8. This data shall include the patient's age, sex, zip code, third-party coverage, date of admission, procedure and discharge date, principal and other diagnoses, principal and other procedures, total charges and components of those charges, attending physician identification number and hospital identification number. Prior to July 1, 1984, the commissioner of insurance may limit the data collection to major third-party payers and a sample of those third-party payers with low market penetration; to more frequent diagnoses and procedures; and to hospital inpatient claims. However, in accordance with rules adopted by the commission, an exemption from the data submission requirements of this paragraph may be provided to a third-party payer with a low volume of claims or premiums which would cause compliance with the requirements to be unduly burdensome.

Sec. 4. Section 145.3, subsection 4, paragraph f, Code Supplement 1991, is amended to read as follows:

f. The director of human services, the director of public health, and the director of the department of elder affairs collect and analyze long-term care data including but not limited to occupancy rates reported on a quarterly basis by health care facilities as defined in section 135C.1.

Sec. 5. Section 145.3, subsection 5, Code Supplement 1991, is amended to read as follows:

5. The health data commission shall not contract with a corporation, association, or other entity that engages in whole or in part in the provision of health care services or a corporation, association, or entity that has a material or financial interest in the provision of health care services. The health data commission may, however, contract to purchase from the Iowa hospital association a tape containing data from all in-patient admissions to Iowa hospitals. The health data commission shall develop the specifications for data contained on a tape to ensure the utility of the tape for the production of health data commission reports.

Sec. 6. Section 514B.30, unnumbered paragraph 2, Code 1991, is amended to read as follows:

A health maintenance organization is hereby prohibited from releasing the names of its membership list of enrollees, whether or not for value or consideration, except to the extent necessary to effectuate the provisions of this chapter or to conduct research or analyses regarding cost or quality issues.

Approved May 14, 1992