

House Amendment 1434

PAG LIN

1 1 Amend House File 809 as follows:
1 2 ~~#1.~~ Page 22, by inserting after line 33 the
1 3 following:
1 4 <DIVISION ____
1 5 DEPARTMENT OF INSPECTIONS AND APPEALS PROVISIONS
1 6 Sec. ____ Section 99B.2, subsection 1, paragraph
1 7 a, unnumbered paragraph 1, Code 2009, is amended to
1 8 read as follows:
1 9 The department of inspections and appeals shall
1 10 issue the licenses required by this chapter. A
1 11 license shall not be issued, except upon submission to
1 12 the department of an application on forms furnished
1 13 ~~determined~~ by the department, and the required license
1 14 fee. A license may be issued to an eligible
1 15 applicant. ~~An authorization number to operate may be~~
~~1 16 issued to an applicant until a license is issued.~~
1 17 However, a license or authorization number shall not
1 18 be issued to an applicant who has been convicted of or
1 19 pled guilty to a violation of this chapter, or who has
1 20 been convicted of or pled guilty to a violation of
1 21 chapter 123 that resulted, at any time, in revocation
1 22 of a license issued to the applicant under chapter 123
1 23 or that resulted, within the twelve months preceding
1 24 the date of application for a license required by this
1 25 chapter, in suspension of a license issued under
1 26 chapter 123. To be eligible for a two-year license
1 27 under section 99B.7, an organization shall have been
1 28 in existence at least five years prior to the date of
1 29 issuance of the license. However, an organization
1 30 which has been in existence for less than five years
1 31 prior to the date of issuance of the license may
1 32 obtain a two-year license if either of the following
1 33 conditions apply:
1 34 Sec. ____ Section 99B.2, subsection 1, paragraph
1 35 b, Code 2009, is amended to read as follows:
1 36 b. A license shall not be issued to an individual
1 37 whose previous license issued under this chapter or
1 38 chapter 123 has been revoked until the period of
1 39 revocation or revocations has elapsed. This
1 40 prohibition applies even though the individual has
1 41 created a different legal entity than the one to which
1 42 the previous license that had been revoked was issued.
1 43 Except as otherwise provided in this chapter, a
1 44 license is valid for a period of two years from the
1 45 date of issue. The license fee is not refundable, but
1 46 shall be returned to the applicant if an application
1 47 is not approved. ~~If a bingo license is issued by the~~
~~1 48 department of inspections and appeals, the licensee~~
~~1 49 shall be notified by the department of inspections and~~
~~1 50 appeals of the renewal date for the license ten days~~
~~2 1 prior to that date.~~
2 2 Sec. ____ Section 99B.2, subsection 4, Code 2009,
2 3 is amended to read as follows:
2 4 4. A licensee required by subsection 2 to maintain
2 5 records shall submit ~~quarterly reports an annual~~
~~2 6 report~~ to the department on forms furnished by the
2 7 department. ~~These reports~~ The annual report shall be
2 8 due thirty days following the end of each ~~calendar~~
~~2 9 quarter fiscal year.~~ The reports annual report shall
2 10 contain a compilation of the information required to
2 11 be recorded by subsection 2, and shall include all of
2 12 the transactions occurring during the ~~three-month~~
~~2 13 period previous fiscal year~~ for which the report is
2 14 submitted. Failure to submit the ~~quarterly reports~~
2 15 annual report is grounds for revocation of the
2 16 license. Willful failure to submit ~~quarterly reports~~
2 17 the annual report is a serious misdemeanor. ~~However,~~
~~2 18 the time for filing of reports may be extended for~~
~~2 19 thirty days if the licensee makes written request to~~
~~2 20 the department for an extension which request shows~~
~~2 21 good cause for granting the extension.~~ A person who
2 22 intentionally files a false or fraudulent report or
2 23 application with the department commits a fraudulent
2 24 practice.

2 25 Sec. _____. STATE=LICENSED HEALTH CARE FACILITY
2 26 INSPECTIONS. Notwithstanding any provision of section
2 27 135C.16 to the contrary, inspections in health care
2 28 facilities that are only state=licensed and not
2 29 certified under the federal Medicare or Medicaid
2 30 programs, shall not be inspected every thirty months,
2 31 but shall only be inspected pursuant to sections
2 32 135C.9 and 135C.38.>
2 33 #2. By renumbering as necessary.
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2 36 _____
2 37 HUNTER of Polk
2 38 HF 809.506 83
2 39 ec/tm/23583