

Senate File 2364

H-8229

1 Amend Senate File 2364, as amended, passed, and reprinted by  
2 the Senate, as follows:

3 1. Page 9, after line 33 by inserting:

4 <Sec. \_\_\_\_\_. NEW SECTION. **26A.5 Infectious disease response**  
5 **— personal protective equipment.**

6 1. For purposes of this section and section 26A.6, "*period*  
7 *of infectious disease emergency*" means that period of time  
8 that a disease or virus determined to be life-threatening to  
9 a person exposed to the disease or virus has been declared a  
10 pandemic, epidemic, or public health emergency by the federal  
11 government, governor, or local public health authorities.

12 2. The employer of an employee performing work during a  
13 period of infectious disease emergency on a public improvement  
14 subject to a guaranteed maximum price contract shall provide  
15 the employee with a supply of personal protective equipment,  
16 including but not limited to face coverings or face shields, to  
17 ensure the employee is not exposed to the disease at work. The  
18 employer shall promptly replenish the supply as needed.

19 Sec. \_\_\_\_\_. NEW SECTION. **26A.6 Infectious disease response —**  
20 **health care — insurance.**

21 1. During a period of infectious disease emergency, an  
22 employer shall provide an employee performing work during a  
23 period of infectious disease emergency on a public improvement  
24 subject to a guaranteed maximum price contract a minimum of  
25 fourteen days of paid sick leave.

26 2. During a period of infectious disease emergency, an  
27 employer shall provide an employee performing work during a  
28 period of infectious disease emergency on a public improvement  
29 subject to a guaranteed maximum price contract a minimum of  
30 twelve weeks of family and medical leave, which shall not run  
31 concurrently with the leave provided under subsection 1, to  
32 provide care for the employee's spouse, children, or parents  
33 due to medical conditions resulting from the disease.

34 3. a. The insurance commissioner shall establish a  
35 program whereby a resident of this state who performed work

1 during or immediately preceding a period of infectious disease  
2 emergency on a public improvement subject to a guaranteed  
3 maximum price contract, whose health insurance coverage lapses  
4 during a period of infectious disease emergency due to loss of  
5 employment, and who chooses to obtain health care continuation  
6 coverage pursuant to Tit. I of the federal Employee Retirement  
7 Income Security Act of 1974, Pub. L. No. 93-406, is provided  
8 with a monthly subsidy in an amount necessary to cover the full  
9 cost for which the resident would be responsible to maintain  
10 such coverage during the period.

11 *b.* There is appropriated annually from the general fund  
12 of the state to the insurance division of the department  
13 of commerce from funds not otherwise appropriated an  
14 amount necessary to pay the cost of such subsidies and any  
15 administrative expenses incurred by the insurance division in  
16 the implementation of this subsection.

17 *c.* The insurance commissioner may use any available source  
18 of federal funding to cover or offset the cost of providing  
19 subsidies or administering the program.

20 4. *a.* The insurance commissioner shall establish a  
21 program to provide health insurance coverage during a period  
22 of infectious disease emergency to any resident of this state  
23 who performed work during or immediately preceding a period of  
24 infectious disease emergency on a public improvement subject to  
25 a guaranteed maximum price contract and who is not otherwise  
26 able to obtain such coverage under another provision of  
27 state or federal law. Such coverage shall be provided at no  
28 cost to the resident and shall, at minimum, be sufficient to  
29 provide all necessary care needed due to contraction of the  
30 disease, aggravation of existing medical conditions due to such  
31 contraction, or onset of new medical conditions other than the  
32 disease due to such contraction. Such coverage shall allow  
33 the resident to obtain medical care from one or more licensed  
34 medical professionals of the resident's choice.

35 *b.* There is appropriated annually from the general fund

1 of the state to the insurance division of the department of  
2 commerce from funds not otherwise appropriated an amount  
3 necessary to pay the cost of providing such insurance coverage  
4 and any administrative expenses incurred by the insurance  
5 division in the implementation of this subsection.

6     *c.* The insurance commissioner may use any available source  
7 of federal funding to cover or offset the cost of providing  
8 insurance coverage or administering the program.

9     5. The insurance commissioner shall adopt rules pursuant to  
10 chapter 17A to administer this section.>

11     2. By renumbering as necessary.

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HUNTER of Polk