

Senate File 506

S-3092

1 Amend Senate File 506 as follows:

2 1. Page 2, by striking lines 18 through 28 and inserting:

3 <14. "Institutional health facility" means any of the  
4 following, without regard to whether the facilities referred  
5 to are publicly or privately owned or are organized for profit  
6 or not or whether the facilities are part of or sponsored by a  
7 health maintenance organization:

8 a. A hospital.

9 b. A health care facility.

10 ~~c. An organized outpatient health facility.~~

11 ~~d. c. An outpatient surgical facility.~~

12 ~~e. A community mental health facility.~~

13 ~~f. A birth center.>~~

14 2. By striking page 2, line 35, through page 3, line 1, and  
15 inserting:

16 <a. The construction, development, or other establishment of  
17 a new institutional health facility regardless of ownership, in  
18 excess of the following amounts, as applicable:

19 (1) Beginning January 1, 2023, three million five hundred  
20 thousand dollars.

21 (2) Beginning January 1, 2028, four million dollars.

22 (3) Beginning January 1, 2033, four million five hundred  
23 thousand dollars.

24 (4) Beginning January 1, 2038, five million dollars.>

25 3. Page 3, lines 3 and 4, by striking <expenditure, lease,  
26 or donation by or on behalf of> and inserting <expenditure,  
27 lease, or donation by or on behalf of expenditure or lease by>

28 4. Page 4, line 35, by striking <and 16,> and inserting <5,  
29 7, 16, and 20,>

30 5. Page 10, by striking lines 13 through 20 and inserting:

31 <4. When a hearing is to be held pursuant to subsection 3,  
32 paragraph "b", the department shall give at least ten days'  
33 notice of the time and place of the hearing. At Any affected  
34 person or that person's designated representative may submit  
35 written testimony in a manner prescribed by the department

1 beginning on the day the notice of the hearing is given until  
2 the day prior to the date fixed for the hearing, or at the  
3 hearing, any affected person or that person's designated  
4 representative ~~shall~~ may have the opportunity to present  
5 testimony.>

6 6. Page 11, by striking lines 9 through 25 and inserting:  
7 <Sec. \_\_\_\_\_. Section 135.69, Code 2023, is amended to read as  
8 follows:

9 **135.69 Council Department to make final decision.**

10 ~~1.~~ The department shall complete its formal review of  
11 the application within ninety days after acceptance of the  
12 application, except as otherwise provided by section 135.72,  
13 subsection 4. Upon completion of the formal review, the  
14 ~~council~~ department shall approve or deny the application. The  
15 ~~council~~ department shall issue written findings stating the  
16 basis for ~~its~~ the department's decision on the application, and  
17 the department shall send copies of the ~~council's~~ department's  
18 decision and the written findings supporting the decision to  
19 the applicant and to any other person who so requests.

20 ~~2. Failure by the council to issue a written decision~~  
21 ~~on an application for a certificate of need within the time~~  
22 ~~required by this section shall constitute denial of and final~~  
23 ~~administrative action on the application.>~~

24 7. Page 14, by striking lines 5 through 23.

25 8. Page 16, after line 5 by inserting:

26 <Sec. \_\_\_\_\_. 2023 Iowa Acts, Senate File 514, section  
27 1443, subsection 1, if enacted, is amended by striking the  
28 subsection.

29 <Sec. \_\_\_\_\_. 2023 Iowa Acts, Senate File 514, section  
30 1443, subsection 5, if enacted, is amended by striking the  
31 subsection.

32 Sec. \_\_\_\_\_. 2023 Iowa Acts, Senate File 514, sections  
33 1584 through 1609, if enacted, are amended by striking the  
34 sections.>

35 9. Page 16, line 10, by striking <and appeals> and inserting

1 <, appeals, and licensing>

2 10. Page 16, by striking line 18 and inserting <expire at  
3 the end of the license term and is not renewable. During the  
4 term of a provisional license, a health care provider accepting  
5 the transfer of a patient from a provisionally licensed birth  
6 center shall not be subject to civil or criminal liability for  
7 outcomes arising from actions of the provisionally licensed  
8 birth center or any of the employees, agents, or contractors  
9 of such birth center.>

10 11. Page 16, line 20, by striking <and appeals> and  
11 inserting <, appeals, and licensing>

12 12. Page 16, line 33, by striking <and appeals> and  
13 inserting <, appeals, and licensing>

14 13. Page 17, by striking lines 3 through 7 and inserting:  
15 <Sec. \_\_\_\_ . DEFINITIONS. For the purposes of this division  
16 of this Act:

17 1. "Birth center" means a facility or institution, which  
18 is not an ambulatory surgical center or a hospital or in a  
19 hospital, in which births are planned to occur following a  
20 normal, uncomplicated, low-risk pregnancy.

21 2. "Health care provider" means the same as defined in  
22 section 147.136A.>

23 14. By renumbering, redesignating, and correcting internal  
24 references as necessary.

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JEFF EDLER