

January 26, 1967

Passed on File.

Public Health 1-26, Without recommendation 2-28
With amendment - adopted 3-3

Public Health - Pass 3/30

Passed Senate, Date 3-14-67

Passed House, Date 4-21-67

Vote: Ayes 51 Nays 0

Vote: Ayes 102 Nays 0

Approved April 28, 1967

Senate File 72

By NEU and LANGE

A BILL FOR

An Act relating to the operation of nursing homes and custodial homes.

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

1 Section 1. Section three hundred sixty-eight point twenty-
2 seven (368.27), Code 1966, is hereby amended by inserting in
3 line three (3) after the word "hospitals," the words "nursing
4 homes, custodial homes,".

1 Sec. 2. Section three hundred eighty point six (380.6),
2 Code 1966, is hereby amended as follows:

3 1. By inserting in line four (4) after the word "hospital"
4 the words ", nursing home, or custodial home".

5 2. By inserting in line eight (8) after the word "hospital"
6 the words ", nursing home, or custodial home".

7 3. By inserting in line ten (10) after the word "hospital"
8 the words ", nursing home, or custodial home".

9 4. By inserting in line eleven (11) after the word "hos-
10 pital" the words ", nursing home, or custodial home".

11 5. By inserting in line twenty-three (23) after the word
12 "hospital" the words ", nursing home, or custodial home".

13 6. By inserting in line thirty-five (35) after the word
14 "hospital" the words ", nursing home, or custodial home".

1 Sec. 3. Section three hundred eighty point seven (380.7),
2 Code 1966, is hereby amended as follows:

3 1. By inserting in line three (3) after the word "hospital"
4 the words ", nursing home, or custodial home".

5 2. By inserting in line seven (7) after the word "hospital"

6 the words ", nursing homes, or custodial homes".

1 Sec. 4. Section three hundred eighty point eight (380.8),
2 Code 1966, is hereby amended by inserting in line two (2) after
3 the word "hospital" the words ", nursing home, or custodial
4 home".

1 Sec. 5. Section three hundred eighty point eleven (380.11),
2 Code 1966, is hereby amended by adding thereto the following
3 sentence:

4 "If the construction is to be a nursing home or custodial
5 home rather than a hospital, the question shall so indicate."

1 Sec. 6. Section three hundred eighty point fourteen
2 (380.14), Code 1966, is hereby amended as follows:

3 1. By inserting in line eleven (11) after the word
4 "hospital," the words "nursing home, or custodial home,".

5 2. By striking from line twenty-one (21) the word
6 "hospital".

7 3. By striking from line twenty-two (22) the word "hospital".

8 4. By inserting in line twenty-four (24) after the word
9 "hospital," the words "nursing home, or custodial home,".

1 Sec. 7. Chapter three hundred eighty (380), Code 1966, is
2 hereby amended by adding thereto the following new section:

3 "As used in this chapter, 'nursing home' and 'custodial
4 home' shall be defined as in section one hundred thirty-five C
5 point one (135C.1) of the Code."

1 Sec. 8. Section four hundred four point ten (404.10), Code
2 1966, is hereby amended as follows:

3 1. By striking all of subsection six (6) of such section
4 and inserting in lieu thereof the following new subsection:

5 "When a municipal hospital, nursing home, or custodial home
6 has been established, for the purpose of purchasing sites for
7 hospitals, nursing homes, or custodial homes or sites with
8 buildings thereon for hospital, nursing home, or custodial home
9 purposes, and constructing, reconstructing, rebuilding, re-
10 modeling, or enlarging buildings to be used for hospitals,
11 nursing homes, or custodial homes."

1 Amend Senate File 72 as follows:

2 1. By striking all of section 1 and substituting in lieu
3 thereof the following:

4 "Section three hundred sixty-eight point twenty-seven
5 (368.27), Code 1966, is hereby amended by adding thereto the
6 following: 'They shall also have the power to establish a
7 nursing home or custodial home but only if a fully construct-
8 ed and equipped nursing home or custodial home is presented
9 to the city or town as a gift.'

10 2. By adding the following subsection to section 2:

11 "By striking from line twenty-one (21) the word 'hospi-
12 tal'."

13 3. By striking all of sections 5 and 6.

14 4. By striking subsections 1, 2 and 3 of section 8 and
15 substituting in lieu thereof the following:

16 "By inserting after the word 'hospital' in line 2 of sub-
17 section 7 the words ', a municipal nursing home, a municipal
18 custodial home, or any combination thereof.'"

19 5. By adding the following new section:

20 "Section three hundred eighty point one (380.1), Code
21 1966, is hereby amended as follows:

22 1. By striking line one (1) and substituting in lieu
23 thereof the following:

24 'If an institution as provided for in this chapter is
25 established pursuant to section three hundred sixty-eight
26 point twenty-seven (368.27) of the Code, cities or towns
27 shall by'.

28 2. By striking from line three (3) the word 'hos-
29 pital'.

30 3. By adding the following:

31 'A board of trustees elected pursuant to this sec-
32 tion and section three hundred eighty point two (380.2)
33 of the Code, shall serve as the sole and only board of
34 trustees for any and all institutions established by
35 a city or town as provided for in this chapter.'"

36 6. By adding the following new section:

37 "Section three hundred eighty point two (380.2), Code
38 1966, is hereby amended by striking lines one (1), two (2)
39 and three (3) and substituting in lieu thereof the follow-
40 ing:

41 'Cities or towns maintaining an institution as provided
42 for in this chapter which have a board of trustees con-'. "

43 7. By adding the following new section:

44 "Section three hundred eighty point three (380.3), Code
45 1966, is hereby amended by striking from line four (4) the
46 word 'hospital'."

47 8. By adding the following new section:

48 "Chapter three hundred eighty (380), Code 1966, is here-
49 by further amended by adding a new section as follows:

50 'Boards of trustees of institutions provided for in this
51 chapter are hereby granted all of the powers and duties
52 necessary for the management, control and government of
53 such institutions, specifically including but not limited
54 to any applicable powers and duties granted boards of
55 trustees under other provisions of the Code relating to
56 hospitals, nursing homes, and custodial homes irrespective
57 of the chapter of the Code under which such institutions
58 are established, organized, operated or maintained.'"

59 9. By striking from line one (1) of the title the
60 words "operation of" and substituting in lieu thereof the
61 words "establishment and operation of municipal hospitals,".

12 2. By striking from line one (1) of subsection seven (7) of
13 such section the word "a".

14 3. By striking from line two (2) of subsection seven (7) of
15 such section the word "hospital" and inserting in lieu thereof
16 the words "hospitals, nursing homes, and custodial homes".

1 Amend Senate File 72 as follows:

2 1. Amend Section six (6) as follows:

3 1. By inserting after line two (2) the following new sub-
section:

4 "1. By inserting in line two (2) after the word 'thousand'
5 the words 'or any town'."

6 2. By adding thereto the following new subsection:

7 "By inserting in line twenty-seven (27) after the word 'city'
8 the words 'or town'."

9 3. By renumbering the subsections in accordance with this
10 amendment.

11 2. Amend section eight (8) by striking therefrom lines nine (9)
12 through eleven (11) and inserting in lieu thereof the following:

13 "purposes, and for the construction or enlargement of new
14 or to reconstruct, rebuild, or remodel existing structures which
15 were not originally constructed as nursing or custodial homes so
16 the structures may meet new construction standards." that

Filed - Withdrawn 3-14
February 28, 1967

By PUBLIC HEALTH AND
WELFARE COMMITTEE