

APR 13 1973

HOUSE FILE 659

Place On Calendar

By COMMITTEE ON COUNTY GOVERNMENT

Passed House, Date 5-14-73 (1313) Passed Senate, Date 1-23-74

Vote: Ayes 74 Nays 10 Vote: Ayes 37 Nays 9

Approved March 15 1974

*Motion to reconsider filed 5/14 (1313)
w.d. 5/12 (1420)*

*motion to recon., 1/24/74
89.8/195
Rec 3/1/74 (598)*

A BILL FOR

1 An Act redesignating county homes as county care facilities,
2 and revising the laws governing operation of those
3 facilities.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section two hundred fifty-three point one
2 (253.1), Code 1973, is amended to read as follows:

3 253.1 ESTABLISHMENT--SUBMISSION TO VOTE. The board of
4 supervisors of each county may order the establishment of
5 a county home care facility in such county whenever it is
6 deemed advisable, and may make the requisite contracts and
7 carry such order into effect, provided the cost of said county
8 home care facility, if in excess of fifteen thousand dollars,
9 shall be first estimated by said board and approved by vote
10 of the people.

11 Sec. 2. Section two hundred fifty-three point two (253.2),
12 Code 1973, is amended to read as follows:

13 253.2 MANAGEMENT. The board of supervisors, or any com-
14 mittee appointed by it for that purpose, may make all con-
15 tracts and purchases requisite for the county farm and home
16 care facility and may prescribe rules or regulations for
17 the management and government of the same, and for the so-
18 briety, morality, and industry of its occupants.

19 Sec. 3. Section two hundred fifty-three point three
20 (253.3), Code 1973, is amended to read as follows:

21 253.3 ANNUAL PUBLISHED REPORT. The board of supervisors
22 shall, during the month of January of each year, publish in
23 the official papers of the county as part of its proceedings,
24 a financial statement of the receipts of the county home care
25 facility, or county farm, itemizing the same and stating the
26 source thereof, which report shall also set forth the total
27 expenditures thereof and the value of the property on hand
28 on January 4 first of the year for which the report is made
29 and a comparison with the inventory of the previous year.

30 Sec. 4. Section two hundred fifty-three point four (253.4),
31 Code 1973, is amended to read as follows:

32 253.4 ~~STEWARDS~~ ADMINISTRATOR. The board may appoint a
33 steward an administrator of the county home care facility,
34 who shall be governed in all respects by the rules and regu-
35 lations of the board and its committees, and may be removed

1 by the board at pleasure, and who shall receive such compen-
2 sation, perform such duties, and give such security for his
3 faithful performance as the board may direct.

4 Sec. 5. Section two hundred fifty-three point five (253.5),
5 Code 1973, is amended by striking the section and inserting
6 in lieu thereof the following:

7 253.5 ADMISSION. The administrator shall admit into the
8 county care facility as residents only those persons ordered
9 admitted in the manner prescribed by section two hundred
10 fifty-three point six (253.6) of the Code, and shall maintain
11 a record of the name and age of each person admitted and the
12 date of his admission. The administrator may require of any
13 resident of the county care facility, with approval of a
14 physician, reasonable and moderate labor suited to the resi-
15 dent's age and bodily strength. Any income realized through
16 the labor of residents, together with the receipts from opera-
17 tion of the county farm if one is maintained, shall be appro-
18 priated for use by the county care facility in such manner
19 as the board of supervisors may direct.

20 Sec. 6. Section two hundred fifty-three point six (253.6),
21 Code 1973, is amended by striking the section and inserting
22 in lieu thereof the following:

23 253.6 ORDER FOR ADMISSION. No person shall be admitted
24 into the county care facility as a resident except upon or-
25 der of the board of supervisors, which shall be issued only
26 after the person seeking admission has received a preadmis-
27 sion physical examination by a physician. However, if the
28 need for admission of the person to the county care facility
29 is immediate and no physician is readily available to per-
30 form the examination, the board may order the person's ad-
31 mission pending an examination by a physician, any provi-
32 sions of sections one hundred thirty-five C point three
33 (135C.3) and one hundred thirty-five C point four (135C.4)
34 of the Code to the contrary notwithstanding. When an admission
35 is so ordered, the physical examination shall be completed

1 within three days after the person's admission to the county
2 care facility.

3 Sec. 7. Section two hundred fifty-three point seven
4 (253.7), Code 1973, is amended to read as follows:

5 253.7 DISCHARGE. When any ~~inmate-of~~ resident receiving
6 treatment or care in the county home care facility becomes
7 able to support and care for himself or provide for his own
8 care, the board ~~must~~ may upon advice of a physician order
9 his discharge from the county care facility.

10 Sec. 8. Section two hundred fifty-three point eight
11 (253.8), Code 1973, is amended to read as follows:

12 253.8 VISITATION AND INSPECTION. The board shall cause
13 the county ~~home~~ care facility to be visited at least once
14 a month by one of its body, who shall carefully examine the
15 condition of the ~~inmates~~ residents and the manner in which
16 they are fed and clothed and otherwise provided for and
17 treated, ascertain what labor they are required to perform,
18 inspect the books and accounts of the ~~steward~~ administrator,
19 and look into all matters pertaining to the county ~~home~~ care
20 facility and its ~~inmates~~ residents, and report to the board.

21 Sec. 9. Section two hundred fifty-three point nine (253.9),
22 Code 1973, is amended by striking the section and inserting
23 in lieu thereof the following:

24 253.9 TEMPORARY ADMISSION. The district court may order
25 temporary admission of persons under its jurisdiction to the
26 county care facility until other arrangements are made for
27 care of such persons.

28 Sec. 10. Section two hundred fifty-three point ten
29 (253.10), Code 1973, is amended to read as follows:

30 253.10 ~~LETTING-OUT~~ LEASING. The board is ~~invested~~ vested
31 with authority to ~~let-out-the-support-of-the-peer,~~ with con-
32 tract for the care of the residents and the use and occupancy
33 of the county ~~home~~ care facility and farm, if any, for a
34 period not exceeding three years.

35 Sec. 11. Section two hundred fifty-three point eleven

1 (253.11), Code 1973, is amended by striking the section and
2 inserting in lieu thereof the following:

3 253.11 JOINT CARE BY TWO OR MORE COUNTIES. In the in-
4 terest of efficiency and economy, counties may agree in the
5 manner provided by chapter twenty-eight E (28E) of the Code
6 to jointly operate county care facilities.

7 Sec. 12. Chapter two hundred fifty-three (253), Code 1973,
8 is amended by adding sections thirteen (13) through fifteen
9 (15) of this Act.

10 Sec. 13. NEW SECTION. MEDICATION. Medication may be
11 administered to residents of a county care facility by a
12 properly trained person qualified under the rules and regu-
13 lations of the state department of health, and may be a per-
14 son other than the person preparing the dosage to be admin-
15 istered if individual doses of medication have been clearly
16 labeled with the resident's name, time, and date to be ad-
17 ministered.

18 Sec. 14. NEW SECTION. MONITORING OF HALLWAYS AND COMMON
19 AREAS. County care facilities may install electronic audio
20 and visual monitoring devices in lieu of other monitoring
21 methods within requirements of the fire safety rules and regu-
22 lations.

23 Sec. 15. NEW SECTION. EFFECT OF APPROVAL OF PLANS. When
24 plans for construction or modification of a county care
25 facility have been properly approved by the department of
26 health or other appropriate state agency, the facility con-
27 structed in accord with the plans so approved shall not for
28 a period of at least ten years from completion of the con-
29 struction or modification be considered deficient or ineligi-
30 ble for licensing by reason of failure to meet any regulation
31 or standard established subsequent to approval of the con-
32 struction and modification plans, unless a clear and present
33 danger exists that would adversely affect the residents of
34 the facility.

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EXPLANATION

1
2 This bill redesignates county homes as county care facili-
3 ties and updates and expands the Code chapter governing their
4 operation, so as to more adequately reflect the present role
5 of these facilities.

H-489

1 Amend House File 659, page 5, line 24, by
2 striking the words "or modification".

H-489 Filed and lost By LIPSKY of Linn
May 14, 1973

S-2050

1 Amend House File 659, page 5, by striking lines 23 through
2 34, inclusive.

S-2050 Filed and lost By GLUBA
January 23, 1974

S-2052

1 Amend House File 659, page 5, by striking lines 31
2 through 34, inclusive, and by inserting in lieu
3 thereof the following: "or standards relating to the
4 physical structure of the facility established during
5 that ten year period."

S-2052 Filed and lost By DODERER and RAMSEY
January 23, 1974

S-2184

1 Amend House File 659 as follows:
2 1. Page 3, by striking lines 12 to 16,
3 inclusive, and inserting in lieu thereof:
4 "date of his admission. Any resident of
5 the county care facility, with approval of a
6 physician and the administrator, may perform
7 reasonable and moderate labor suited to the
8 resident's age and bodily strength. Any income
9 realized through the labor of a resident which re-
10 flects a resident's contribution to the cost and
11 expense of residing at the county care facility,
12 together with the receipts from opera-".
13 2. Page 5, line 31, by inserting after the
14 word "standard" the following:
15 "relating to the physical facility or
16 portion thereof constructed or modified and".

S-2184 Filed By MURRAY, DODERER and
February 15, 1974 ORR

S-1019

- 1 Amend House File 659, page 5, as follows: *1019 A*
2 1. By striking lines 10 through 17 inclusive. *June 1/23/74*
3 2. By striking the words "or modification" in line 24.
4 3. By striking the words "or modification" in line 29.
5 4. By striking the words "and modification" in line 32.
6 5. By renumbering the sections accordingly.

S-1019 Filed
June 23, 1973

By DODERER *1019 B*
Deferred 1/23
June 1/23

S-2051

- 1 Amend House File 659, page 5, line 28 by striking the
2 words "ten years" and inserting in lieu thereof the words
3 "five years".

S-2051 Filed and lost
January 23, 1974

By ORR