

Reprinted 2/13

FEB 16 1979

HOUSE FILE 402

By EGENES

House File 402

Human Resources: De Groot, Chair: Shimanek and Husak.

Amend per 5075 & Dr. Bane 1/29 (p. 458)

Passed House, Date 2-11-80 (p. 459) Passed Senate, Date _____

Vote: Ayes 93 Nays 1 Vote: Ayes _____ Nays _____

Approved 4/20/80

A BILL FOR

1 An Act relating to attorney notices of subrogation to the
2 department of social services under the medical assistance
3 program.

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

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HOUSE FILE 402

H-5075

- 1 Amend House File 402 as follows:
- 2 1. By striking lines 13 and 14.

H-5075 FILED *Adopted 2/11 (p. 458)*
JANUARY 29, 1980

By COMMITTEE ON HUMAN RESOURCES
Clark of Cerro Gordo, Chair

1 Section 1. Section two hundred forty-nine A point six
2 (249A.6), subsection two (2), paragraph c, Code 1979, is
3 amended to read as follows:

4 c. Any attorney representing an applicant for or recipient
5 of assistance on a claim to which the department is subrogated
6 under this section shall notify the department of the claim
7 prior to filing any claim, commencing any action or negotiating
8 any settlement offer.

9 The mailing and deposit in a United States post office
10 or public mailing box of the notice, addressed to the
11 department at its state or district office location, is
12 adequate legal notice of the claim.

13 Sec. 2. This Act is effective January first following
14 its enactment.

15 EXPLANATION

16 This bill provides that attorney notices of subrogation
17 to the department of social services under the medical
18 assistance program in chapter 249A of the Code are legally
19 adequate if the notices are ordinarily mailed through the
20 United States postal system and addressed to the department
21 of social services at its state or district office location.

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Human Resources 2/14
HOUSE FILE 402 Do Pass 2/27 (p. 1139)

Human Resources
Hulse, Chairperson
A Miller
Hansen

HOUSE FILE 402

By EGENES

(As Amended and Passed by the House)

Passed House, Date 2/11/80 (p. 459) Passed Senate, Date 4/8/80 (p. 1307)

Vote: Ayes 73 Nays 1 Vote: Ayes 48 Nays 0

Approved April 21 1980

A BILL FOR

1 An Act relating to attorney notices of subrogation to the
2 department of social services under the medical assistance
3 program.

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* Stricken Language

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adequate legal notice of the claim.

WILLIAM H. HARBOR
Speaker of the House

HOUSE FILE 402

AN ACT

RELATING TO ATTORNEY NOTICES OF SUBROGATION TO THE DEPART-
MENT OF SOCIAL SERVICES UNDER THE MEDICAL ASSISTANCE
PROGRAM.

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 402, Sixty-eighth General Assembly.

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

Section 1. Section two hundred forty-nine A point six
(249A.6), subsection two (2), paragraph c, Code 1979, is
amended to read as follows:

c. Any attorney representing an applicant for or recipient
of assistance on a claim to which the department is subrogated
under this section shall notify the department of the claim
prior to filing any claim, commencing any action or negotiating
any settlement offer.

The mailing and deposit in a United States post office
or public mailing box of the notice, addressed to the

BRUCE GRAHAM
Assistant Chief Clerk of the House

Approved April 20, 1980

ROBERT D. RAY
Governor