

MAR 2 1988

Place On Calendar

HOUSE FILE 2367

BY COMMITTEE ON HUMAN RESOURCES

(Formerly House Study Bill 645)

Passed House, Date 3/1/88 (p. 609) Passed Senate, Date 3/20/88 (p. 1120)  
Vote: Ayes 72 Nays 0 Vote: Ayes 43 Nays 5

Approved May 12, 1988

Approved House 4/4/88 (p. 1346) 72-0 Approved Senate 4/20/88 (p. 1120) 43-5

**A BILL FOR**

1 An Act relating to training for mandatory reporters of dependent  
2 adult abuse and child abuse.

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

HOUSE FILE 2367

S-5554

1 Amend House File 2367 as follows:

2 1. Page 1, lines 7 and 8, by striking the words  
3 "one year month" and inserting the following: "one  
4 year six months".

5 2. Page 1, by striking lines 10 through 12 and  
6 inserting the following: "on a regular basis. Within  
7 one month of initial employment or self-employment,  
8 the person shall obtain a statement of the abuse  
9 reporting requirements from the person's employer or,  
10 if self-employed, from the department. The person  
11 shall complete at least".

12 3. Page 1, by inserting after line 26 the  
13 following:

14 "Sec. \_\_\_\_ . Section 235B.1, Code Supplement 1987,  
15 is amended by adding the following new subsection and  
16 renumbering as necessary:

17 NEW SUBSECTION. 5. "Individual employed as an  
18 outreach person" means a natural person who, in the  
19 course of employment, makes regular contacts with  
20 dependent adults regarding available community  
21 resources."

22 4. Page 1, line 35, by striking the words "one  
23 month" and inserting the following: "six months".

24 5. Page 2, by striking lines 2 through 4 and  
25 inserting the following: "of adults on a regular  
26 basis. Within one month of initial employment or  
27 self-employment, the person shall obtain a statement  
28 of the abuse reporting requirements from the person's  
29 employer or, if self-employed, from the department.  
30 The person shall complete at least".

S-5554

Filed March 24, 1988

*Adopted 3/29/88 (p. 1120)*

BY COMMITTEE ON HUMAN RESOURCES  
BEVERLY A. HANNON, Chairperson

1 Section 1. Section 232.69, subsection 3, Code Supplement  
2 1987, is amended to read as follows:

3 3. A person required to make a report under subsection 1,  
4 other than a physician whose professional practice does not  
5 regularly involve providing primary health care to children,  
6 shall complete two hours of training relating to the  
7 identification and reporting of child abuse within one year  
8 month of initial employment or self-employment involving the  
9 examination, attending, counseling, or treatment of children  
10 on a regular basis if the training is conducted at the  
11 person's place of employment, or within six months if  
12 conducted with a group. The person shall complete at least  
13 two hours of additional child abuse identification and  
14 reporting training every five years. If the person is an  
15 employee of a hospital or similar institution, or of a public  
16 or private institution, agency, or facility, the employer  
17 shall be responsible for providing the child abuse  
18 identification and reporting training. If the person is self-  
19 employed, the person shall be responsible for obtaining the  
20 child abuse identification and reporting training. The person  
21 may complete the initial or additional training as part of a  
22 continuing education program required under chapter 258A or  
23 may complete the training as part of a training program  
24 offered by the department of human services, the department of  
25 education, an area education agency, a school district, the  
26 Iowa law enforcement academy, or a similar public agency.

27 Sec. 2. Section 235B.2, Code Supplement 1987, is amended  
28 by adding the following new subsection:

29 NEW SUBSECTION. 5. A person required to report cases of  
30 dependent adult abuse pursuant to section 235B.1, subsection  
31 6, other than a physician whose professional practice does not  
32 regularly involve providing primary health care to adults,  
33 shall complete two hours of training relating to the  
34 identification and reporting of dependent adult abuse within  
35 one month of initial employment or self-employment which

1 involves the examination, attending, counseling, or treatment  
2 of adults on a regular basis if the training is conducted at  
3 the person's place of employment or within six months if  
4 conducted with a group. The person shall complete at least  
5 two hours of additional dependent adult abuse identification  
6 and reporting training every five years.

7 If the person is an employee of a hospital or similar  
8 institution, or of a public or private institution, agency, or  
9 facility, the employer shall be responsible for providing the  
10 training. If the person is self-employed, the person shall be  
11 responsible for obtaining the training.

12 The person may complete the initial or additional training  
13 as a part of a continuing education program required under  
14 chapter 258A or may complete the training as a part of a  
15 training program offered by the department of human services,  
16 the department of elder affairs, the department of inspections  
17 and appeals, the Iowa law enforcement academy, or a similar  
public agency.

19 A person required to complete both child abuse and  
20 dependent adult abuse mandatory reporter training may complete  
21 the training through a program which combines child abuse and  
22 dependent adult abuse curricula and thereby meet the training  
23 requirements of both this subsection and section 232.69  
24 simultaneously.

#### 25 EXPLANATION

26 The bill requires specified amounts of initial and  
27 additional training for mandatory reporters of dependent adult  
28 abuse, and amends the existing section of the Code which  
29 requires training for mandatory reporters of child abuse to be  
30 consistent with the specified time frame of training for  
31 mandatory reporters of dependent adult abuse.

32 SIMILAR TO HSB 645 (LSB 7239DH)

33

LSB 7239HV 72

SENATE AMENDMENT TO HOUSE FILE 2367

H-6077

1 Amend House File 2367 as follows:

2 1. Page 1, lines 7 and 8, by striking the words  
3 "one year month" and inserting the following: "one  
4 year six months".

5 2. Page 1, by striking lines 10 through 12 and  
6 inserting the following: "on a regular basis. Within  
7 one month of initial employment or self-employment,  
8 the person shall obtain a statement of the abuse  
9 reporting requirements from the person's employer or,  
10 if self-employed, from the department. The person  
11 shall complete at least".

12 3. Page 1, by inserting after line 26 the  
13 following:

14 "Sec. \_\_\_\_ . Section 235B.1, Code Supplement 1987,  
15 is amended by adding the following new subsection and  
16 renumbering as necessary:

17 NEW SUBSECTION. 5. "Individual employed as an  
18 outreach person" means a natural person who, in the  
19 course of employment, makes regular contacts with  
20 dependent adults regarding available community  
21 resources."

22 4. Page 1, line 35, by striking the words "one  
23 month" and inserting the following: "six months".

24 5. Page 2, by striking lines 2 through 4 and  
25 inserting the following: "of adults on a regular  
26 basis. Within one month of initial employment or  
27 self-employment, the person shall obtain a statement  
28 of the abuse reporting requirements from the person's  
29 employer or, if self-employed, from the department.  
30 The person shall complete at least".

H-6077 FILED MARCH 30, 1988 RECEIVED FROM THE SENATE

*Adopted as amended by H-6135  
4/13/88 (p. 1346)*

HOUSE FILE 2367

H-6135

1 Amend the Senate amendment, H-6077, to House File  
2 2367 as passed by the House as follows:

3 1. Page 1, by inserting after line 30 the  
4 following:

5 "\_\_\_\_ . Page 2, line 10, by inserting after the  
6 word "training." the following: "To the extent that  
7 the employer provides approved training on the  
8 employer's premises, the hours of training completed  
9 by employees shall be included in the calculation of  
10 nursing or service hours required to be provided to a  
11 patient or resident per day.""

By HAVERLAND of Polk

H-6135 FILED MARCH 31, 1988

*Adopted 4/14 (p. 1346)*

HOUSE AMENDMENT TO  
SENATE AMENDMENT TO  
HOUSE FILE 2367

S-5798

1 Amend the Senate amendment, H-6077, to House File  
2 2367 as passed by the House as follows:  
3 1. Page 1, by inserting after line 30 the  
4 following:  
5 " . Page 2, line 10, by inserting after the  
6 word "training." the following: "To the extent that  
7 the employer provides approved training on the  
8 employer's premises, the hours of training completed  
9 by employees shall be included in the calculation of  
10 nursing or service hours required to be provided to a  
11 patient or resident per day."

S-5798

Filed April 6, 1988

*Senate amendment #11 (2/14/88)*

RECEIVED FROM THE HOUSE

*Harper, Chair*

*HSB 645*

House Study Bill 645

HUMAN RESOURCES

Human Resources: Harper, Chair; Connors, Hester, Peters and Swearingen.

*Hester*  
*Swearingen*

HOUSE FILE 2367  
BY (PROPOSED DEPARTMENT OF  
HUMAN SERVICES BILL)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to training for mandatory reporters of dependent  
2 adult abuse and child abuse.

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

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1 Section 1. Section 232.69, subsection 3, Code Supplement  
2 1987, is amended to read as follows:

3 3. A person required to make a report under subsection 1,  
4 other than a physician whose professional practice does not  
5 regularly involve providing primary health care to children,  
6 shall complete two hours of training relating to the  
7 identification and reporting of child abuse within one year  
8 month of initial employment or self-employment involving the  
9 examination, attending, counseling, or treatment of children  
10 on a regular basis. The person shall complete at least two  
11 hours of additional child abuse identification and reporting  
12 training every five years. If the person is an employee of a  
13 hospital or similar institution, or of a public or private  
14 institution, agency, or facility, the employer shall be  
15 responsible for providing the child abuse identification and  
16 reporting training. If the person is self-employed, the  
17 person shall be responsible for obtaining the child abuse  
18 identification and reporting training. The person may  
19 complete the initial or additional training as part of a  
20 continuing education program required under chapter 258A or  
21 may complete the training as part of a training program  
22 offered by the department of human services, the department of  
23 education, an area education agency, a school district, the  
24 Iowa law enforcement academy, or a similar public agency.

25 Sec. 2. Section 235B.2, Code Supplement 1987, is amended  
26 by adding the following new subsection:

27 NEW SUBSECTION. 5. A person required to report cases of  
28 dependent adult abuse pursuant to section 235B.1, subsection  
29 6, other than a physician whose professional practice does not  
30 regularly involve providing primary health care to adults,  
31 shall complete two hours of training relating to the  
32 identification and reporting of dependent adult abuse within  
33 one month of initial employment or self-employment which  
34 involves the examination, attending, counseling, or treatment  
35 of adults on a regular basis. The person shall complete at

1 least two hours of additional dependent adult abuse  
2 identification and reporting training every five years.

3 If the person is an employee of a hospital or similar  
4 institution, or of a public or private institution, agency, or  
5 facility, the employer shall be responsible for providing the  
6 training. If the person is self-employed, the person shall be  
7 responsible for obtaining the training.

8 The person may complete the initial or additional training  
9 as a part of a continuing education program required under  
10 chapter 258A or may complete the training as a part of a  
11 training program offered by the department of human services,  
12 the department of elder affairs, the department of inspections  
13 and appeals, the Iowa law enforcement academy, or a similar  
14 public agency.

15 A person required to complete both child abuse and  
16 dependent adult abuse mandatory reporter training may complete  
17 the training through a program which combines child abuse and  
18 dependent adult abuse curricula and thereby meet the training  
19 requirements of both this subsection and section 232.69  
20 simultaneously.

21 EXPLANATION

22 The bill requires specified amounts of initial and  
23 additional training for mandatory reporters of dependent adult  
24 abuse, and amends the existing section of the Code which  
25 requires training for mandatory reporters of child abuse to be  
26 consistent with the specified time frame of training for  
27 mandatory reporters of dependent adult abuse.

28 BACKGROUND STATEMENT

29 SUBMITTED BY THE AGENCY

30 Problem Statement:

31 A 1987 Code change designated certain groups of persons as  
32 mandatory reporters of dependent adult abuse. The change  
33 provided no indication of the amount of training required.

34 Background:

35 Mandatory reporting of dependent adult abuse begins on July

1 1, 1988. Until then, there is only permissive reporting with  
2 no requirements for reporter training.

3 Impact:

4 The amount and frequency of required training for mandatory  
5 reporters would be specified. Persons who are mandatory  
6 reporters for both dependent adult abuse and child abuse would  
7 be permitted to complete the training requirements for both  
8 simultaneously. Therefore, additionally, the child abuse  
9 mandatory reporter training specifications are amended to be  
10 consistent with the dependent adult abuse mandatory reporter  
11 training specifications.

12 COMPANION TO LSB 7240DS

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HOUSE FILE 2367

AN ACT

RELATING TO TRAINING FOR MANDATORY REPORTERS OF DEPENDENT  
ADULT ABUSE AND CHILD ABUSE.

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

Section 1. Section 232.69, subsection 3, Code Supplement 1987, is amended to read as follows:

3. A person required to make a report under subsection 1, other than a physician whose professional practice does not regularly involve providing primary health care to children, shall complete two hours of training relating to the identification and reporting of child abuse within one-year six months of initial employment or self-employment involving the examination, attending, counseling, or treatment of children on a regular basis. Within one month of initial employment or self-employment, the person shall obtain a statement of the abuse reporting requirements from the person's employer or, if self-employed, from the department. The person shall complete at least two hours of additional child abuse identification and reporting training every five years. If the person is an employee of a hospital or similar institution, or of a public or private institution, agency, or facility, the employer shall be responsible for providing the child abuse identification and reporting training. If the person is self-employed, the person shall be responsible for obtaining the child abuse identification and reporting training. The person may complete the initial or additional training as part of a continuing education program required under chapter 258A or may complete the training as part of a training program offered by the department of human services, the department of education, an area education agency, a school district, the Iowa law enforcement academy, or a similar public agency.

Sec. 2. Section 235B.1, Code Supplement 1987, is amended by adding the following new subsection and renumbering as necessary:

NEW SUBSECTION. 5. "Individual employed as an outreach person" means a natural person who, in the course of employment, makes regular contacts with dependent adults regarding available community resources.

Sec. 3. Section 235B.2, Code Supplement 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 5. A person required to report cases of dependent adult abuse pursuant to section 235B.1, subsection 6, other than a physician whose professional practice does not regularly involve providing primary health care to adults, shall complete two hours of training relating to the identification and reporting of dependent adult abuse within six months of initial employment or self-employment which involves the examination, attending, counseling, or treatment of adults on a regular basis. Within one month of initial employment or self-employment, the person shall obtain a statement of the abuse reporting requirements from the person's employer or, if self-employed, from the department. The person shall complete at least two hours of additional dependent adult abuse identification and reporting training every five years.

If the person is an employee of a hospital or similar institution, or of a public or private institution, agency, or facility, the employer shall be responsible for providing the training. To the extent that the employer provides approved training on the employer's premises, the hours of training completed by employees shall be included in the calculation of nursing or service hours required to be provided to a patient or resident per day. If the person is self-employed, the person shall be responsible for obtaining the training.

The person may complete the initial or additional training as a part of a continuing education program required under chapter 258A or may complete the training as a part of a

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training program offered by the department of human services, the department of elder affairs, the department of inspections and appeals, the Iowa law enforcement academy, or a similar public agency.

A person required to complete both child abuse and dependent adult abuse mandatory reporter training may complete the training through a program which combines child abuse and dependent adult abuse curricula and thereby meet the training requirements of both this subsection and section 232.69 simultaneously.

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DONALD D. AVENSON  
Speaker of the House

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JO ANN ZIMMERMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2367, Seventy-second General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved May 12, 1988

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TERRY E. BRANSTAD  
Governor