

SENATE FILE 2221

FILE FEB 5 1990 BY RUNNING

Passed Senate, Date 2/26/90 (p 724) Passed House, Date 3/13/90 (p 1048)
Vote: Ayes 45 Nays 3 Vote: Ayes 53 Nays 46
Approved March 19, 1990

A BILL FOR

1 An Act requiring licensing of intermediate care facility units
2 for residents with Alzheimer's disease and related disorders
3 and providing an effective date.

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

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SF 2221

5084
5182

1 Section 1. Section 135C.2, Code Supplement 1989, is
2 amended by adding the following new subsection:

3 NEW SUBSECTION. 6. The department shall establish by
4 administrative rule a special license classification for units
5 within an intermediate care facility which provide services to
6 residents with Alzheimer's disease and related disorders.

7 Sec. 2. RULES.

8 The department of inspections and appeals shall adopt rules
9 which take effect immediately upon filing, or upon a later
10 date if specified in the rules, to implement section 1 of this
11 Act.

12 Sec. 3. EFFECTIVE DATE.

13 This Act, being deemed of immediate importance, takes
14 effect upon enactment.

15 EXPLANATION

16 This bill requires the department of inspections and
17 appeals to adopt rules establishing a special license
18 classification for units within intermediate care facilities
19 which provide services to residents with Alzheimer's disease
20 and related disorders. The department is authorized to adopt
21 emergency rules to implement the special license
22 classification. The bill takes effect upon enactment.

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SENATE FILE 2221

S-5084

1 Amend Senate File 2221 as follows:

2 1. Page 1, by striking lines 1 through 11 and
3 inserting the following:

4 "Section 1. DEPARTMENT OF INSPECTIONS AND APPEALS
5 -- RULES REQUIRED.

6 The department of inspections and appeals shall
7 adopt rules pursuant to chapter 17A establishing a
8 special license classification within licensed
9 intermediate care facilities and nursing facilities
10 for specific units providing services to residents
11 with Alzheimer's disease and related disorders. The
12 rules shall take effect upon filing unless a later
13 date is specified in the rules."

14 2. Page 1, line 12, by striking the figure "3."
15 and inserting the following: "2."

16 3. Title page, by striking lines 1 and 2 and
17 inserting the following: "An Act requiring the
18 adoption of administrative rules establishing a
19 special license classification for special units
20 providing services to residents with Alzheimer's
21 disease and related disorders within intermediate care
22 facilities and nursing facilities".

By COMMITTEE ON HUMAN RESOURCES
BEVERLY A. HANNON, Chairperson

S-5084 FILED FEBRUARY 12, 1990

Placed o/c 2/26 (p. 724)

SENATE FILE 2221

S-5182

1 Amend Senate File 2221 as follows:

2 1. Page 1, by striking lines 1 through 11 and in-
3 serting the following:

4 "Section 1. HEALTH FACILITY SPECIAL LICENSE
5 CLASSIFICATION -- RULES REQUIRED.

6 The department of inspections and appeals shall
7 adopt rules pursuant to chapter 17A establishing a
8 special license classification for an intermediate
9 care facility, a skilled nursing facility, or a
10 nursing facility, which designates and dedicates the
11 facility or a special unit within the facility to
12 provide care for persons who suffer from chronic
13 confusion or a dementing illness. A facility which
14 designates and dedicates the facility or a special
15 unit within the facility for the care of persons who
16 suffer from chronic confusion or a dementing illness
17 shall be licensed. A facility which does not
18 designate and dedicate the facility or a specific unit
19 within the facility to care for persons who suffer
20 from chronic confusion or a dementing illness may
21 serve the persons without a special license. However,
22 an existing facility or unit of a facility which has
23 designated and dedicated the facility or unit to care
24 for persons who suffer from chronic confusion or a
25 dementing illness must have a special license within
26 ninety days following the date of enactment of this
27 Act or by the date of the facility's or unit's next
28 annual survey, whichever is later. The rules shall
29 take effect upon filing unless a later date is
30 specified in the rules."

31 2. Page 1, line 12, by striking the figure "3"
32 and inserting the following: "2".

33 3. Title page, by striking lines 1 and 2 and
34 inserting the following: "An Act requiring the
35 department of inspections and appeals to adopt rules
36 establishing a special license classification for an
37 intermediate care facility, skilled nursing facility,
38 or nursing facility or a special unit within the
39 facility providing care to persons who suffer from
40 chronic confusion or a dementing illness,".

By AL STURGEON

S-5182 FILED FEBRUARY 21, 1990

Adopted 2/26 (p. 724)

1 Section 1. HEALTH FACILITY SPECIAL LICENSE CLASSIFICATION

2 -- RULES REQUIRED.

3 The department of inspections and appeals shall adopt rules
4 pursuant to chapter 17A establishing a special license
5 classification for an intermediate care facility, a skilled
6 nursing facility, or a nursing facility, which designates and
7 dedicates the facility or a special unit within the facility
8 to provide care for persons who suffer from chronic confusion
9 or a dementing illness. A facility which designates and
10 dedicates the facility or a special unit within the facility
11 for the care of persons who suffer from chronic confusion or a
12 dementing illness shall be licensed. A facility which does
13 not designate and dedicate the facility or a specific unit
14 within the facility to care for persons who suffer from
15 chronic confusion or a dementing illness may serve the persons
16 without a special license. However, an existing facility or
17 unit of a facility which has designated and dedicated the
18 facility or unit to care for persons who suffer from chronic
19 confusion or a dementing illness must have a special license
20 within ninety days following the date of enactment of this Act
21 or by the date of the facility's or unit's next annual survey,
22 whichever is later. The rules shall take effect upon filing
23 unless a later date is specified in the rules.

24 Sec. 2. EFFECTIVE DATE.

25 This Act, being deemed of immediate importance, takes
26 effect upon enactment.

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SENATE FILE 2221

Sec. 2. EFFECTIVE DATE.

This Act, being deemed of immediate importance, takes effect upon enactment.

AN ACT

REQUIRING THE DEPARTMENT OF INSPECTIONS AND APPEALS TO ADOPT RULES ESTABLISHING A SPECIAL LICENSE CLASSIFICATION FOR AN INTERMEDIATE CARE FACILITY, SKILLED NURSING FACILITY, OR NURSING FACILITY OR A SPECIAL UNIT WITHIN THE FACILITY PROVIDING CARE TO PERSONS WHO SUFFER FROM CHRONIC CONFUSION OR A DEMENTING ILLNESS, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. HEALTH FACILITY SPECIAL LICENSE CLASSIFICATION -- RULES REQUIRED.

The department of inspections and appeals shall adopt rules pursuant to chapter 17A establishing a special license classification for an intermediate care facility, a skilled nursing facility, or a nursing facility, which designates and dedicates the facility or a special unit within the facility to provide care for persons who suffer from chronic confusion or a dementing illness. A facility which designates and dedicates the facility or a special unit within the facility for the care of persons who suffer from chronic confusion or a dementing illness shall be licensed. A facility which does not designate and dedicate the facility or a specific unit within the facility to care for persons who suffer from chronic confusion or a dementing illness may serve the persons without a special license. However, an existing facility or unit of a facility which has designated and dedicated the facility or unit to care for persons who suffer from chronic confusion or a dementing illness must have a special license within ninety days following the date of enactment of this Act or by the date of the facility's or unit's next annual survey, whichever is later. The rules shall take effect upon filing unless a later date is specified in the rules.

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2221, Seventy-third General Assembly.

Approved *March 19*, 1990

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor

SF 2221