Senate File 89

(j. 378)

State Government: Beatty, Chair: Buhr. Garman. Lundby and Pavich. DO DUSS 2-989 \_\_\_\_\_ FILED JAN 24 1989

3 tet 300 4/2/89

SENATE FILE **89** BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 69)

Passed Senate, Date  $\frac{1/20/89(4204)}{1/20/89(4204)}$  Passed House, Date  $\frac{2-16-89(p489)}{100}$ Vote: Ayes  $\frac{42}{100}$  Nays  $\frac{1}{100}$  Vote: Ayes  $\frac{95}{100}$  Nays  $\frac{1}{100}$ Approved  $\frac{3-689(p+10-10)}{100}$ 

## A BILL FOR

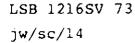
An Act relating to professional licensing in the department of
public health by revising certain rulemaking procedures and
deleting requirements with respect to departmental approval of
colleges in which the professions are taught.

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

6 7 8 9 10 11 58 JC 12 13 14 15 16 17 18 19 20 21 22 23 24 TLSB 1216SV 73

S.F. 49 H.F.

Section 1. Section 157.14, Code 1989, is amended to read ٦ 2 as follows: 157.14 RULES. 3 The board shall promulgate adopt rules under-the-provisions 4 5 of pursuant to chapter 17A to administer the provisions of 6 this chapter. However;-any-rules-adopted-by-the-board-shall 7 first-be-submitted-to-the-department-for-approvait Sec. 2. Section 158.15, Code 1989, is amended to read as 8 9 follows: 158.15 RULES. 10 The board shall promutgate adopt rules under the provisions 11 12 of pursuant to chapter 17A to administer the provisions of 13 this chapter. However, any rules adopted by the board shall 14 first-be-submitted-to-the-department-for-approval. Sec. 3. Section 147.32, Code 1989, is repealed. 15 EXPLANATION 16 This bill removes the requirement for departmental approval 17 18 of rules adopted by the board of cosmetology examiners and the 19 board of barber examiners in the department of public health. The bill also repeals a provision relating to departmental 20 21 approval of colleges in which are taught the professions 22 regulated by the department of public health. 23 24 25 26 27 28 29 30 31 32 33 34 35



TINSMAN, CH. CARR HANNON

SSB 69 Human Resources

SENATE FILE <u>89</u> BY (PROPOSED DEPARTMENT OF PUBLIC HEALTH BILL)

Passed	Senate,	Date	Passed	House,	Date
Vote:	Ayes	Nays	Vote:	Ayes	Nays
	Approved				-

## A BILL FOR

1 An Act relating to professional licensing in the department of 2 public health by revising certain rulemaking procedures and 3 deleting requirements with respect to departmental approval of 4 colleges in which the professions are taught. 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 6 7 8

9 10 11 12 13 14

> TLSB 1216SD 73 jw/sc/14

S.F. H.F.



1 Section 1. Section 157.14, Code 1989, is amended to read 2 as follows:

3 157.14 RULES.

The board shall promutgate <u>adopt</u> rules under-the-provisions 5 of <u>pursuant to</u> chapter 17A to administer the provisions of 6 this chapter. However,-any-rules-adopted-by-the-board-shall 7 first-be-submitted-to-the-department-for-approval;

8 Sec. 2. Section 158.15, Code 1989, is amended to read as 9 follows:

10 158.15 RULES.

11 The board shall promutgate <u>adopt</u> rules under-the-provisions 12 of <u>pursuant to</u> chapter 17A to administer the provisions of 13 this chapter. However,-any-rules-adopted-by-the-board-shall 14 first-be-submitted-to-the-department-for-approval;

15 Sec. 3. Section 147.32, Code 1989, is repealed. 16 EXPLANATION

This bill removes the requirement for departmental approval of rules adopted by the board of cosmetology examiners and the board of barber examiners in the department of public health. The bill also repeals a provision relating to departmental approval of colleges in which are taught the professions regulated by the department of public health.

23 BACKGROUND STATEMENT

24

SUBMITTED BY THE AGENCY

Two outdated Code provisions are no longer pertinent to ensuring the public health of Iowans.

First, the Code requires the Department of Public Health to keep an up-to-date list of accredited colleges that teach professions regulated by Chapter 147. In reality, educational requirements for these professions are defined by Code and by Administrative Rule. The Department has no input into establishment of curriculum or college programs nor does it have the expertise to evaluate these programs. Colleges and universities are subject to other oversight bodies that can so more appropriately evaluate them.



-1-

Second, the Board of Barber Examiners and Board of Cosmetology Examiners are required to have rules they promulgate be approved by the Board of Health. Originating over sanitation concerns, this now requires the Board of Health to approve rules governing the content of continuing education for barbers and cosmetologists. There are other sections of the Code that deal with sanitation. And, other professional boards in Chapter 147 do not require Board of Health approval of rules.

10 This proposal will eliminate these outdated provisions 11 described above.

,

LSB 1216SD 73 jw/sc/14.1







Senate File 89, p. 2

this chapter. However; any rules-adopted by the board shall first-he submitted to the department for approval; Sec. 3. Section 147.32, Code 1989, is reguled.

SENATE FILE 89

AN ACT

RELATING TO PROFESSIONAL LICENSING IN THE DEPARTMENT OF PUBLIC HEALTH BY REVISING CERTAIN RULEMAKING PROCEDURES AND DELETING REQUIREMENTS WITH RESPECT TO DEPARTMENTAL APPROVAL OF COLLEGES IN WHICH THE PROFESSIONS ARE TAUGHT.

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

Section 1. Section 157.14, Code 1989, is amended to read as follows:

157.14 RULES.

The board shall promusgate <u>adopt</u> rules under-the-provisions of <u>pursuant to</u> chapter 17A to administer the provisions of this chapter. However, any-rules-adopted-by-the-board-shall first-be-submitted-to-the-department-for-approval-

Sec. 2. Section 158.15, Code 1989, is amended to read as follows:

158.15 RULES.

The board shall promutgate adopt rules under-the-provisions of pursuant to chapter 17A to administer the provisions of

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 89, Seventy-third General Assembly.

Approved 3/6/89. 1989

JOHN F. DWYER Secretary of the Senate

TERRY E. BRANSTAD Governor