

*Handwritten notes at top left*

HOUSE FILE 285

FEB 20 1991

HUMAN RESOURCES  
*2003 3/19*

BY HANSON of Delaware, HESTER,  
HALVORSON of Webster, HAMMOND,  
HAVERLAND, NEUHAUSER, KREBSBACH,  
HURLEY, GARMAN, GRUBBS, JOHNSON,  
RAFFERTY, SIEGRIST, WEIDMAN,  
MILLAGE, BARTZ, HAHN, HANSON of  
Black Hawk, GIPP, MCKEAN, BAKER,  
and METCALF

Passed House, Date 3/25/91 (p. 796) Passed Senate, Date 4/11/91 (p. 1250)  
Vote: Ayes 95 Nays 0 Vote: Ayes 47 Nays 0  
Approved June 5, 1991

A BILL FOR

1 An Act relating to the approval of certain businesses or  
2 activities in a health care facility.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18

HF 285

1 Section 1. Section 135C.5, Code 1991, is amended to read  
2 as follows:

3 135C.5 HEALTH CARE FACILITIES, ETC.

4 ~~No~~-Other ~~Another~~ business or activity shall not be carried  
5 on in a health care facility, ~~nor~~ or in the same physical  
6 structure with a health care facility ~~except-as-hereinafter~~  
7 provided, unless such business or activity is under the  
8 control of and is directly related to and incidental to the  
9 operation of the health care facility or unless the business  
10 or activity is approved by the department and the state fire  
11 marshal. ~~No~~ A business or activity which is operated within  
12 the limitations of this section shall not interfere in any  
13 manner with the use of the facility by the residents or the  
14 services provided to the residents, ~~nor~~ and shall not be  
15 disturbing to them. The department and the state fire  
16 marshal, in accordance with chapter 17A, shall adopt rules  
17 which establish criteria for approval of a business or  
18 activity to be carried on in a health care facility or in the  
19 same physical structure with a health care facility.

20 EXPLANATION

21 This bill provides for the operation of certain business or  
22 activity in a health care facility or in the same municipal  
23 structure as a health care facility if the department of  
24 inspections and appeals and the state fire marshal approve the  
25 operation of the business or activity. The department of  
26 inspections and appeals and the state fire marshal are  
27 required to adopt rules which establish the criteria for such  
28 approval.

29  
30  
31  
32  
33  
34  
35

activity to be carried on in a health care facility or in the same physical structure with a health care facility.

HOUSE FILE 285

ROBERT C. ARNOFF  
Speaker of the House

JOE J. WELSH  
President of the Senate

AN ACT  
RELATIVE TO THE APPROVAL OF CERTAIN BUSINESSES OR ACTIVITIES  
IN A HEALTH CARE FACILITY.

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

Section 1. Section 135C.5, Code 1991, is amended to read as follows:

135C.5 HEALTH CARE FACILITIES, ETC.

~~No other~~ Another business or activity shall not be carried on in a health care facility, nor ~~or~~ in the same physical structure with a health care facility ~~except as hereinafter provided~~, unless such business or activity is under the control of and is directly related to and incidental to the operation of the health care facility or ~~unless the business or activity is approved by the department and the state fire marshal~~. ~~No~~ A business or activity which is operated within the limitations of this section shall not interfere in any manner with the use of the facility by the residents or the services provided to the residents, nor and shall not be disturbing to them. ~~The department and the state fire marshal, in accordance with chapter 17A, shall adopt rules which establish criteria for approval of a business or~~

I hereby certify that this bill originated in the House and is known as House File 285, Seventy-fourth General Assembly.

JOSEPH O'BERN  
Chief Clerk of the House

Approved \_\_\_\_\_, 1991

TERRY E. BRANSTAD  
Governor

HF 285