

MAR 22 1995

Place On Calendar

HOUSE FILE 522

BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 213)

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

A BILL FOR

1 An Act relating to the statistical reporting of terminations of
 2 pregnancy and establishing penalties.

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

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HF 522

1 Section 1. NEW SECTION. 144.29A TERMINATION OF PREGNANCY
2 REPORTING.

3 1. A health care provider who identifies a spontaneous
4 termination of pregnancy or who induces a termination of
5 pregnancy shall file with the department a report for each
6 termination within thirty days of the occurrence. The report
7 shall contain all of the following information with respect to
8 each termination:

- 9 a. The health care provider.
- 10 b. The health facility.
- 11 c. The patient number.
- 12 d. The state of residence and, if this state, the county
13 of residence of the patient.
- 14 e. The race of the patient.
- 15 f. The age of the patient.
- 16 g. The marital status of the patient.
- 17 h. The educational level of the patient.
- 18 i. The number of previous pregnancies, live births, and
19 spontaneous or induced termination of pregnancies.
- 20 j. The month and year in which the termination occurred.
- 21 k. The number of weeks since the patient's last menstrual
22 period.
- 23 l. Complications, if any.
- 24 m. The cause of spontaneous termination, if known.
- 25 n. The type of termination procedure, if the termination
26 is induced.

27 2. The information shall be collected in a manner
28 specified by rule of the department, pursuant to chapter 17A,
29 and which ensures the anonymity of the patient who experiences
30 a termination of pregnancy, the health care provider who
31 identifies or induces a termination of pregnancy, and the
32 hospital, clinic, or other health facility in which a termina-
33 tion of pregnancy is identified or induced. The department
34 may share information with national public health officials
35 and shall publish, annually, demographic summaries of the

1 information obtained pursuant to this section, except that the
2 department shall not disclose any information obtained
3 pursuant to this section which reveals the identify of any
4 patient, health care provider, or hospital, clinic, or other
5 health facility, and shall ensure anonymity in the following
6 ways:

7 a. The department may use information concerning the
8 patient number or concerning the identity of a specific
9 reporting hospital, clinic, or other health facility only for
10 purposes of data collection. The department shall not
11 reproduce this information for any purpose, and shall not
12 extrapolate this information for any purposes other than for
13 use in annually publishing the demographic summary under this
14 section.

15 b. The department shall immediately destroy all reports
16 submitted after information is extrapolated from the reports.

17 3. Except as specified in subsection 2, reports,
18 information, and records submitted and maintained pursuant to
19 this section are strictly confidential and shall not be
20 released or made public upon subpoena, search warrant,
21 discovery proceedings, or by any other means.

22 4. For the purposes of this section, "health care
23 provider" means a person providing health care services of any
24 kind.

25 Sec. 2. Section 144.52, Code 1995, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 7. Violates a provision of section
28 144.29A.

29

EXPLANATION

30 This bill requires the reporting of both spontaneous and
31 induced terminations of pregnancy to the Iowa department of
32 public health within 30 days of the occurrence.

33 The bill lists the information to be included in a report
34 and requires the department to adopt rules which specify the
35 collection procedures to be used and which ensure anonymity of

1 all parties related to the report.

2 The bill authorizes the Iowa department of public health to
3 share information with national public health officials, and
4 requires the department to annually publish demographic
5 summaries of the information obtained through the reports.

6 The bill also establishes the manner of use of the information
7 in order to ensure confidentiality of all parties related to
8 the report, including limiting the use of the data collected
9 to the annual publishing of the demographic summary and

10 requiring that all reports be immediately destroyed after
11 information is extrapolated for the demographic summary. The
12 bill also provides that except as otherwise specified in the
13 bill, reports, information, and records submitted and
14 maintained under the bill are confidential and are not to be
15 released or made public upon subpoena, search warrant,
16 discovery proceedings, or by any other means.

17 The bill establishes a penalty of a serious misdemeanor for
18 violation of reporting requirements of the bill.

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HOUSE FILE 522
FISCAL NOTE

A fiscal note for House File 522 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 522 requires the reporting of terminations of pregnancy to the Department of Public Health, specifies information to be included in the report, requires rules to insure anonymity, directs the Department to publish demographic summaries, and provides a penalty.

Assumptions:

1. Approximately 135 reporting facilities will generate 20,000-25,000 recordable events per year, 50.0% to be reported electronically to the Department of Public Health.
2. Approximately 50.0% will be reported by paper resulting in 12,500 manual records (\$2,500 is included in the estimate for 105 hours of data entry).
3. The one-time purchase of software may be consolidated to achieve a quantity discount. Annual maintenance of \$2,700 and systems administration of \$10,000 are included in the estimate.
4. Training and installation of software for the 68 sites (10 hours per site including fringe benefits) results in a one-time cost of \$11,000. Ongoing training will be included in the Vital Records budget and done by the current field representative.
5. Information generated by the reporting may be published with Vital Statistics and Annual Reports at minimal cost to the Department.
6. Future costs do not consider the additional software expense if the remaining sites should convert to electronic transmission.

Fiscal Effects:

The estimated fiscal effect of HF 522 is as follows:

	FY 1996	FY 1997
Salaries \$	23,500	\$ 12,500
Software	30,600	0
Support	4,250	1,250
TOTAL COST	<u>\$ 58,350</u>	<u>\$ 13,750</u>

Source: Department of Public Health (LSB 2329hv, MME)

FILED MARCH 23, 1995

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 552
FISCAL NOTE

A fiscal note for House File 552 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 552 relates to the State motor vehicle fuel tax. The Bill changes the point of taxation for motor fuel and special fuel to the supplier level. Under current law, gasoline is taxed at the distributor level, and diesel fuel is taxed at the dealer level. The Bill also makes references to dyed fuel and other issues related to the motor vehicle fuel tax.

FISCAL IMPACT

The Department of Revenue and Finance estimates that HF 552 will result in an increase in revenues to the Road Use Tax Fund of an amount between \$11.0 million and \$16.0 million in FY 1996 and subsequent fiscal years.

The Bill is not expected to have any impact on taxpayers who currently remit tax lawfully.

(LSB 2317hv, JAM)

FILED APRIL 10, 1995

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 522

H-3462

- 1 Amend House File 522 as follows:
- 2 1. Page 1, by striking line 9.
- 3 2. By relettering as necessary.

By HARPER of Black Hawk

H-3462 FILED MARCH 27, 1995

Adapted 4-6-95
(p.1310)

HOUSE FILE 522

H-3463

- 1 Amend House File 522 as follows:
- 2 1. Page 1, by striking lines 12 and 13 and
- 3 inserting the following:
- 4 "d. The state of residence of the patient."

By HARPER of Black Hawk

H-3463 FILED MARCH 27, 1995

HOUSE FILE 522

H-3464

- 1 Amend House File 522 as follows:
- 2 1. Page 1, by striking line 17.
- 3 2. By relettering as necessary.

By HARPER of Black Hawk

H-3464 FILED MARCH 27, 1995

HOUSE FILE 522

H-3465

1 Amend House File 522 as follows:

2 1. Page 2, by inserting after line 14 the
3 following:4 "aa. The department shall not utilize counties as
5 a basis for demographic reporting. The department may
6 utilize department of human services districts, merged
7 areas, congressional districts, or council of
8 governments areas as a basis for demographic
9 reporting."

10 2. By renumbering as necessary.

By HARPER of Black Hawk

H-3465 FILED MARCH 27, 1995

HOUSE FILE 522

H-3468

1 Amend House File 522 as follows:

2 1. Page 2, by striking lines 15 and 16 and
3 inserting the following:4 "b. The department shall enter the data from any
5 report of termination submitted, within thirty days of
6 receipt of the report, and shall immediately destroy
7 the report following entry of the data."

By SCHULTE of Linn

WITT of Black Hawk

CARROLL of Poweshiek

H-3468 FILED MARCH 27, 1995

HOUSE FILE 522

H-3783

- 1 Amend House File 522 as follows:
 - 2 1. Page 1, line 14, by inserting after the word
 - 3 "patient" the following: "and of the impregnator".
- By GRUNDBERG of Polk

H-3783 FILED APRIL 6, 1995

HOUSE FILE 522

H-3784

- 1 Amend House File 522 as follows:
 - 2 1. Page 1, by striking lines 3 and 4 and
 - 3 inserting the following:
 - 4 "1. A health care provider who induces a
 - 5 termination of".
 - 6 2. Page 1, line 19, by striking the words
 - 7 "spontaneous or".
 - 8 3. Page 1, by striking line 24.
 - 9 4. Page 1, lines 25 and 26, by striking the words
 - 10 ", if the termination is induced".
 - 11 5. Page 1, line 31, by striking the words
 - 12 "identifies or".
 - 13 6. Page 1, line 33, by striking the words
 - 14 "identified or".
 - 15 7. By renumbering and relettering as necessary.
- By GRUNDBERG of Polk

H-3784 FILED APRIL 6, 1995

HOUSE FILE 522

H-3802

- 1 Amend House File 522 as follows:
- 2 1. Page 1, by inserting after line 26 the
- 3 following:
- 4 "____. The confidential health care provider code
- 5 as assigned by the department."
- 6 2. By relettering as necessary.

By SCHULTE of Linn
GRUBBS of Scott
MCCOY of Polk
MERTZ of Kossuth
O'BRIEN of Boone

MUNDIE of Webster
LAMBERTI of Polk
TEIG of Hamilton
WITT of Black Hawk

H-3802 FILED APRIL 6, 1995

HOUSE FILE 522

H-3804

- 1 Amend the amendment, H-3463, to House File 522 as
- 2 follows:
- 3 1. Page 1, line 4, by inserting after the word
- 4 "patient" the following: "and of the impregnator".
By DODERER of Johnson

H-3804 FILED APRIL 10, 1995

HOUSE FILE 522

H-3805

- 1 Amend House File 522 as follows:
- 2 1. Page 1, by striking line 10.
- 3 2. Page 1, line 27, by inserting after the word
- 4 "collected" the following: "or compiled".
- 5 3. Page 1, line 29, by inserting after the word
- 6 "which" the following: ", whether specific
- 7 information regarding the patient, provider, or
- 8 facility is collected or compiled,".
- 9 4. Page 2, line 2, by inserting after the word
- 10 "obtained" the following: "or compiled".
- 11 5. Page 2, by striking lines 7 through 14 and
- 12 inserting the following:
- 13 "a. The department may use information collected
- 14 or compiled only for health research studies or
- 15 studies to prevent spontaneous terminations of
- 16 pregnancies."
- 17 6. By renumbering and relettering as necessary.
By DODERER of Johnson

H-3805 FILED APRIL 10, 1995

HOUSE FILE 522

H-3806

- 1 Amend House File 522 as follows:
- 2 1. Page 1, line 22, by inserting after the word
- 3 "period" the following: ", if known".
By DODERER of Johnson

H-3806 FILED APRIL 10, 1995

HOUSE FILE 522

H-3807

- 1 Amend House File 522 as follows:
- 2 1. Page 2, by striking lines 22 through 24.
By DODERER of Johnson

H-3807 FILED APRIL 10, 1995

Schulte, Chw
Boddicker
Harper

HSB 213

HUMAN RESOURCES

Success

HOUSE FILE 522

BY (PROPOSED COMMITTEE ON HUMAN
RESOURCES BILL BY CHAIR-
PERSON DAGGETT)

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

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2 pregnancy and establishing penalties.

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13 of residence of the patient.
- 14 e. The race of the patient.
- 15 f. The age of the patient.
- 16 g. The marital status of the patient.
- 17 h. The educational level of the patient.
- 18 i. The number of previous pregnancies, live births, and
19 spontaneous or induced miscarriages of the patient.
- 20 j. The month and year in which the termination occurred.
- 21 k. The number of weeks since the patient's last menstrual
22 period.

- 23 1. Complications, if any.
- 24 m. The cause of termination, if known.
- 25 2. The information shall be collected in a manner
26 specified by rule of the department, pursuant to chapter 17A,
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26 public health within 30 days of the occurrence.

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