

JAN 27 1996  
HUMAN RESOURCES

HOUSE FILE 2105  
BY VEENSTRA

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

A BILL FOR

1 An Act requiring county management plans for mental health,  
2 mental retardation, and developmental disabilities services to  
3 address the service needs of persons with traumatic brain  
4 injury.

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

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HF 2105

1 Section 1. Section 331.438, subsection 1, Code Supplement  
2 1997, is amended by adding the following new paragraph:

3 NEW PARAGRAPH. d. "Traumatic brain injury" means  
4 clinically evident brain damage or spinal cord injury  
5 resulting directly or indirectly from trauma not primarily  
6 related to degenerative or aging processes, which temporarily  
7 or permanently impairs a person's physical or cognitive  
8 functions.

9 Sec. 2. Section 331.439, Code Supplement 1997, is amended  
10 by adding the following new subsection:

11 NEW SUBSECTION. 9. A county's management plans submitted  
12 under this section shall address the service needs of persons  
13 with traumatic brain injury. Any provider of services to  
14 persons with traumatic brain injury included in the plans  
15 shall comply with the applicable service standards developed  
16 by the council on quality and leadership in supports for  
17 people with disabilities or the commission of accreditation of  
18 residential facilities.

19 Sec. 3. IMPLEMENTATION OF ACT. Section 25B.2, subsection  
20 3, shall not apply to this Act.

21 EXPLANATION

22 This bill requires county management plans for mental  
23 health, mental retardation, and developmental disabilities  
24 services to address the service needs of persons with  
25 traumatic brain injury.

26 The bill includes a definition of traumatic brain injury in  
27 Code chapter 331, relating to county home rule implementation.  
28 The provision requiring inclusion of traumatic brain injury  
29 service needs in county plans also requires the service  
30 providers to comply with certain national standards.

31 This bill may include a state mandate as defined in Code  
32 section 25B.3. This bill makes inapplicable Code section  
33 25B.2, subsection 3, which would relieve a political  
34 subdivision from complying with a state mandate if funding for  
35 the cost of the state mandate is not provided or specified.

1 Therefore, political subdivisions are required to comply with  
2 any state mandate included in this bill.

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