

3-6-97 State Jour

FILED MAR 6 1997

SENATE FILE 349
BY DELUHERY

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

A BILL FOR

1 An Act relating to the disclosure of violations and final
2 findings following inspections of health care facilities.
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
- 19
- 20
- 21
- 22
- 23
- 24
- 25

S.F. 349

1 Section 1. Section 135C.19, subsection 1, Code 1997, is
2 amended to read as follows:

3 1. Following an inspection of a health care facility by
4 the department pursuant to this chapter, the department's
5 final findings with respect to compliance by the facility with
6 requirements for licensing shall be made available to the
7 public in a readily available form and place. The final
8 findings shall also be forwarded to the area agency on aging
9 designated for the area in which the health care facility is
10 located. Other information relating to a health care facility
11 obtained by the department which does not constitute the
12 department's findings from an inspection of the facility shall
13 not be made available to the public except in proceedings
14 involving the citation of a facility for a violation under
15 section 135C.40, or the denial, suspension, or revocation of a
16 license under this chapter. The name of a person who files a
17 complaint with the department shall be confidential.

18 Sec. 2. Section 135C.19, subsection 2, unnumbered
19 paragraph 2, Code 1997, is amended to read as follows:

20 A copy of each citation required to be posted by this
21 subsection shall be sent by the department to the department
22 of human services, and to the designated protection and
23 advocacy agency if the facility has one or more residents with
24 developmental disabilities or mental illness, and to the area
25 agency on aging designated for the area in which the health
26 care facility is located.

27 EXPLANATION

28 This bill provides that findings of the department of
29 inspections and appeals following an inspection of a health
30 care facility which are made public and a copy of a class I or
31 class II violation by a health care facility are to be
32 forwarded to the area agency on aging which is designated for
33 the area in which the facility is located.

34

35