

Senate Study Bill 34

Bill Text

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1 1 Section 1. NEW SECTION. 144.29A TERMINATION OF PREGNANCY
1 2 REPORTING.
1 3 1. A health care provider who identifies a spontaneous
1 4 termination of pregnancy or who induces a termination of
1 5 pregnancy shall file with the department a report for each
1 6 termination within thirty days of the occurrence. The report
1 7 shall contain all of the following information with respect to
1 8 each termination:
1 9 a. The confidential health care provider code as assigned
1 10 by the department.
1 11 b. The health facility.
1 12 c. The patient number.
1 13 d. The state of residence and, if this state, the county
1 14 of residence of the patient.
1 15 e. The race of the patient.
1 16 f. The age of the patient.
1 17 g. The marital status of the patient.
1 18 h. The educational level of the patient.
1 19 i. The number of previous pregnancies, live births, and
1 20 spontaneous or induced termination of pregnancies.
1 21 j. The month and year in which the termination occurred.
1 22 k. The number of weeks since the patient's last menstrual
1 23 period.
1 24 l. Complications, if any.
1 25 m. The cause of spontaneous termination, if known.
1 26 n. The type of termination procedure, if the termination
1 27 is induced.
1 28 2. The information shall be collected in a manner
1 29 specified by rule of the department, pursuant to chapter 17A,
1 30 and which ensures the anonymity of the patient who experiences
1 31 a termination of pregnancy, the health care provider who
1 32 identifies or induces a termination of pregnancy, and the
1 33 hospital, clinic, or other health facility in which a termina-
1 34 tion of pregnancy is identified or induced. The department
1 35 may share information with national public health officials
2 1 and shall publish, annually, demographic summaries of the
2 2 information obtained pursuant to this section, except that the
2 3 department shall not disclose any information obtained
2 4 pursuant to this section which reveals the identity of any
2 5 patient, health care provider, or hospital, clinic, or other
2 6 health facility, and shall ensure anonymity in the following
2 7 ways:
2 8 a. The department may use information concerning the
2 9 patient number or concerning the identity of a specific
2 10 reporting hospital, clinic, or other health facility only for
2 11 purposes of data collection. The department shall not
2 12 reproduce this information for any purpose, and shall not
2 13 extrapolate this information for any purposes other than for
2 14 use in annually publishing the demographic summary under this
2 15 section.
2 16 b. The department shall enter the data from any report of
2 17 termination submitted within thirty days of receipt of the
2 18 report, and shall immediately destroy the report following
2 19 entry of the data. However, entry of the data from a report
2 20 shall not include any health care provider identification
2 21 information including, but not limited to, the confidential

2 22 health care provider code contained in the report.
2 23 c. To protect confidentiality, the department shall limit
2 24 release of data to release in an aggregate form which avoids
2 25 identification of any individual patient, health care
2 26 provider, hospital, clinic, or other health facility.
2 27 3. Except as specified in subsection 2, reports,
2 28 information, and records submitted and maintained pursuant to
2 29 this section are strictly confidential and shall not be
2 30 released or made public upon subpoena, search warrant,
2 31 discovery proceedings, or by any other means.
2 32 4. For the purposes of this section, "health care
2 33 provider" means a person providing health care services of any
2 34 kind.

2 35 Sec. 2. Section 144.52, Code 1997, is amended by adding
3 1 the following new subsection:
3 2 NEW SUBSECTION. 7. Violates a provision of section
3 3 144.29A.

3 4 EXPLANATION

3 5 This bill requires the reporting of both spontaneous and
3 6 induced terminations of pregnancy to the Iowa department of
3 7 public health within 30 days of the occurrence.
3 8 The bill lists the information to be included in a report
3 9 and requires the department to adopt rules which specify the
3 10 collection procedures to be used and which ensure anonymity of
3 11 all parties related to the report.
3 12 The bill authorizes the Iowa department of public health to
3 13 share information with national public health officials, and
3 14 requires the department to annually publish demographic
3 15 summaries of the information obtained through the reports.
3 16 The bill also establishes the manner of use of the information
3 17 in order to ensure confidentiality of all parties related to
3 18 the report, including the following: limiting the use of the
3 19 data collected to the annual publishing of the demographic
3 20 summary; requiring that entry of data from reports be
3 21 performed within 30 days of the receipt of a report and that
3 22 the data then be immediately destroyed; prohibiting data
3 23 entered from including any health care provider identification
3 24 information; and protecting confidentiality by limiting the
3 25 release of data to release in an aggregate form. The bill
3 26 also provides that except as otherwise specified in the bill,
3 27 reports, information, and records submitted and maintained
3 28 under the bill are confidential and are not to be released or
3 29 made public upon subpoena, search warrant, discovery
3 30 proceedings, or by any other means.
3 31 The bill establishes a penalty of a serious misdemeanor for
3 32 violation of reporting requirements of the bill.

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