

Szymoniak
Lamberti
Fink

SSB.3076
State Government

Succeeded By

SF/HF 2144

SENATE/HOUSE FILE

BY (PROPOSED DEPARTMENT OF
INSPECTIONS AND APPEALS
BILL)

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

A BILL FOR

1 An Act relating to regulation and inspection of health care
2 facilities including the establishment of a quality-based
3 inspections system.

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

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1 — Section 1. Section 135C.16, subsection 1, Code 1999, is
2 amended to read as follows:

3 1. In addition to the inspections required by sections
4 135C.9 and 135C.38, the department shall make or cause to be
5 made such further unannounced inspections as it deems
6 necessary to adequately enforce this chapter. At least one
7 general unannounced inspection shall be conducted for each
8 health care facility within a fifteen-month thirty-month
9 period. The inspector shall show identification to the person
10 in charge of the facility and state that an inspection is to
11 be made before beginning the inspection. An employee of the
12 department who gives unauthorized advance notice of an
13 inspection made or planned to be made under this subsection or
14 section 135C.38 shall be disciplined as determined by the
15 director, except that if the employee is employed pursuant to
16 the merit system provisions of chapter 19A the discipline
17 shall not exceed the discipline authorized pursuant to that
18 chapter.

19 Sec. 2. Section 135C.38, subsection 3, Code Supplement
20 1999, is amended to read as follows:

21 3. An inspection made pursuant to a complaint filed under
22 section 135C.37 need not be limited to the matter or matters
23 complained-of; however included in the complaint. However,
24 the inspection shall not be a general inspection unless the
25 complaint inspection coincides with a scheduled general
26 inspection or unless a potential violation, in addition to any
27 alleged violation included in the complaint, is visible to the
28 inspector during the course of the inspection. Upon arrival
29 at the facility to be inspected, the inspector shall show
30 identification to the person in charge of the facility and
31 state that an inspection is to be made, before beginning the
32 inspection. Upon request of either the complainant or the
33 department or committee, the complainant or the complainant's
34 representative or both may be allowed the privilege of
35 accompanying the inspector during any on-site inspection made

1 pursuant to this section. The inspector may cancel the
2 privilege at any time if the inspector determines that the
3 privacy of any resident of the facility to be inspected would
4 otherwise be violated. The dignity of the resident shall be
5 given first priority by the inspector and others.

6 Sec. 3. QUALITY-BASED INSPECTIONS.

7 1. The department of inspections and appeals shall develop
8 and implement a quality-based inspections system for health
9 care facilities which are licensed only by the state pursuant
10 to chapter 135C. The quality-based system shall be used in
11 inspections of health care facilities beginning with the first
12 inspection of the facility subsequent to the inspection of
13 that facility during the period July 1, 2000, through
14 September 1, 2001.

15 2. The department of inspections and appeals shall submit
16 all of the following to the joint appropriations subcommittee
17 on oversight and communications, to the governor, and to the
18 legislative fiscal bureau:

19 a. On or before August 1, 2001, a report which includes
20 all of the following:

21 (1) The criteria used in the quality-based inspections
22 system.

23 (2) The survey and complaint activities completed in
24 fiscal year 1999-2000 and fiscal year 2000-2001 for health
25 care facilities licensed only by the state.

26 b. On or before February 1, 2001, an interim report, and
27 on or before August 1, 2001, a final report, regarding the
28 progress in developing and implementing the quality-based
29 inspections system.

30 Any of the reports submitted may also include such
31 additional information as requested by the joint
32 appropriations subcommittee on oversight and communications
33 and may contain recommendations by the department of
34 inspections and appeals of legislative action or program
35 change.

EXPLANATION

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This bill relates to regulation and inspection of health care facilities under the purview of the department of inspections and appeals.

The amendment to Code section 135C.16 changes the time frame for general unannounced inspections from at least once during a 15-month period to at least once during a 30-month period.

The amendment to Code section 135C.38 provides that an inspection of a health care facility made pursuant to a complaint, which currently need not be limited to the matter or matters included in the complaint and which currently may become a general inspection if the inspection coincides with a scheduled general inspection, under the bill could also become a general inspection if a potential violation, in addition to any alleged violation included in the complaint, is visible to the inspector in the course of the inspection.

The bill also provides for the establishment of a quality-based inspections system for health care facilities only licensed by the state. The system is to be implemented in the first inspection of a facility subsequent to the inspection of that facility during the period July 1, 2000, through September 1, 2001. The department is directed to submit a report to the joint appropriations subcommittee on oversight and communications, on or before August 1, 2001, which contains the criteria to be used in the quality-based inspections system and survey and complaint activities of state-licensed health care facilities, completed in FY 1999-2000 and FY 2000-2001. The department is also to submit to the subcommittee an interim report on or before February 1, 2001, and a final report on or before August 1, 2001, regarding the progress in developing and implementing the quality-based inspections system. The subcommittee may also request that additional information be included in the reports and the department may include any recommendations in the

1 reports.

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THOMAS J. VILSACK
GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

January 10, 2000

DEPARTMENT OF INSPECTIONS AND APPEALS
KEVIN W. TECHAU, DIRECTOR

TO: Members of the General Assembly

FR: Kevin W. Techau, Director 

The Department of Inspections and Appeals (DIA) is proposing legislation related to functions performed by the Health Facilities Division. The bill proposes implementation of a comprehensive quality based inspection approach for state-licensed only health care facilities under Iowa Code Chapter 135C. Included would be one hundred fifty three residential care facilities (RFC), ten nursing facilities (NF), ninety four residential care facilities for persons with mental retardation and fourteen facilities for persons with mental illness (RCF/MR-RCF/PMI), and one intermediate care facility for persons with mental illness (ICF/MI).

The legislation provides:

- General unannounced inspections which are currently performed at least once during a 15-month period are now to be performed at least once during a 30-month period. This would allow the state to focus resources on "problem" facilities and inspect them more than the current one time per year.
- Provides that an inspection performed in response to a complaint filed may be a general inspection if problems in addition to those included in the complaint are visible to the inspector.
- Requires the Department of Inspections and Appeals to develop and implement a comprehensive quality based inspection system, to be implemented during the general inspection performed on a health care facility subsequent to the general inspection performed during the period of July 1, 2000 through September 1, 2001.
- Requires the Department of Inspections and Appeals to submit both interim and final reports regarding the comprehensive quality based inspections program to the Joint Appropriations Subcommittee on Oversight, Audit, and Government Reform, to the Governor, and to the Legislative Fiscal Bureau at times specified in the bill.

This legislation would focus available resources on those facilities in non-compliance with the Code and rules provided that those facilities in substantial compliance are not over-regulated – a more effective use of resources.

For additional information regarding this proposal, or other questions, please contact Jennifer Komos, Legislative Liaison, at 281-6407 or e-mail at jkomos@dia.state.ia.us.

Substituted for HF 2459

3/13/00 *Repealed*

4-19-00
(P. 1620)

FILED FEB 14 2000

SENATE FILE 2144
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 3076)

Passed Senate, Date ^(P. 664) 3-14-00 Passed House, Date ^(P. 1620) 4-19-00
Vote: Ayes 42 Nays 7 Vote: Ayes 94 Nays 2

Approved May 11, 2000

^(P. 1344) *Re-Passed 4/24/00*
Vote 39-7

A BILL FOR

1 An Act relating to regulation and inspection of health care
2 facilities including the establishment of a quality-based
3 inspections system.

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

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SENATE FILE ~~2144~~

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S-5092

1 Amend Senate File 2144 as follows:

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2 1. Page 1, by striking lines 26 through 28, and
3 inserting the following: "inspection or unless in the
4 course of the complaint investigation a violation is
5 evident to the inspector. Upon arrival".

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6 2. Page 2, by inserting after line 14, the
7 following:

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8 "1A. The department of inspections and appeals
9 shall convene an advisory committee of stakeholders to
10 monitor the development and ongoing refinement of the
11 criteria to be used in conducting a quality-based
12 inspection system. The advisory committee shall
13 consult with the department of inspections and appeals
14 regarding the ongoing distribution of the most current
15 criteria to all appropriate stakeholders."

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16 3. By renumbering as necessary.

BY ELAINE SZYMONIAK

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Adopted 3/13/00
(P. 629)
S-5092 FILED MARCH 8, 2000

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SF 2144

1 Section 1. Section 135C.16, subsection 1, Code 1999, is
2 amended to read as follows:

3 1. In addition to the inspections required by sections
4 135C.9 and 135C.38, the department shall make or cause to be
5 made such further unannounced inspections as it deems
6 necessary to adequately enforce this chapter. At least one
7 general unannounced inspection shall be conducted for each
8 health care facility within a fifteen-month thirty-month
9 period. The inspector shall show identification to the person
10 in charge of the facility and state that an inspection is to
11 be made before beginning the inspection. An employee of the
12 department who gives unauthorized advance notice of an
13 inspection made or planned to be made under this subsection or
14 section 135C.38 shall be disciplined as determined by the
15 director, except that if the employee is employed pursuant to
16 the merit system provisions of chapter 19A the discipline
17 shall not exceed the discipline authorized pursuant to that
18 chapter.

19 Sec. 2. Section 135C.38, subsection 3, Code Supplement
20 1999, is amended to read as follows:

21 3. An inspection made pursuant to a complaint filed under
22 section 135C.37 need not be limited to the matter or matters
23 complained-of, however included in the complaint. However,
24 the inspection shall not be a general inspection unless the
25 complaint inspection coincides with a scheduled general
26 inspection or unless a potential violation, in addition to any
27 alleged violation included in the complaint, is visible to the
28 inspector during the course of the inspection. Upon arrival
29 at the facility to be inspected, the inspector shall show
30 identification to the person in charge of the facility and
31 state that an inspection is to be made, before beginning the
32 inspection. Upon request of either the complainant or the
33 department or committee, the complainant or the complainant's
34 representative or both may be allowed the privilege of
35 accompanying the inspector during any on-site inspection made

1 pursuant to this section. The inspector may cancel the
2 privilege at any time if the inspector determines that the
3 privacy of any resident of the facility to be inspected would
4 otherwise be violated. The dignity of the resident shall be
5 given first priority by the inspector and others.

6 Sec. 3. QUALITY-BASED INSPECTIONS.

7 1. The department of inspections and appeals shall develop
8 and implement a quality-based inspections system for health
9 care facilities which are licensed only by the state pursuant
10 to chapter 135C. The quality-based system shall be used in
11 inspections of health care facilities beginning with the first
12 inspection of the facility subsequent to the inspection of
13 that facility during the period July 1, 2000, through
14 September 1, 2001.

15 2. The department of inspections and appeals shall submit
16 all of the following to the joint appropriations subcommittee
17 on oversight and communications, to the governor, and to the
18 legislative fiscal bureau:

19 a. On or before August 1, 2001, a report which includes
20 all of the following:

21 (1) The criteria used in the quality-based inspections
22 system.

23 (2) The survey and complaint activities completed in
24 fiscal year 1999-2000 and fiscal year 2000-2001 for health
25 care facilities licensed only by the state.

26 b. On or before February 1, 2001, an interim report, and
27 on or before August 1, 2001, a final report, regarding the
28 progress in developing and implementing the quality-based
29 inspections system.

30 Any of the reports submitted may also include such
31 additional information as requested by the joint
32 appropriations subcommittee on oversight and communications
33 and may contain recommendations by the department of
34 inspections and appeals of legislative action or program
35 change.

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EXPLANATION

2 This bill relates to regulation and inspection of health
3 care facilities under the purview of the department of
4 inspections and appeals.

5 The amendment to Code section 135C.16 changes the time
6 frame for general unannounced inspections from at least once
7 during a 15-month period to at least once during a 30-month
8 period.

9 The amendment to Code section 135C.38 provides that an
10 inspection of a health care facility made pursuant to a
11 complaint, which currently need not be limited to the matter
12 or matters included in the complaint and which currently may
13 become a general inspection if the inspection coincides with a
14 scheduled general inspection, under the bill could also become
15 a general inspection if a potential violation, in addition to
16 any alleged violation included in the complaint, is visible to
17 the inspector in the course of the inspection.

18 The bill also provides for the establishment of a quality-
19 based inspections system for health care facilities only
20 licensed by the state. The system is to be implemented in the
21 first inspection of a facility subsequent to the inspection of
22 that facility during the period July 1, 2000, through
23 September 1, 2001. The department is directed to submit a
24 report to the joint appropriations subcommittee on oversight
25 and communications, on or before August 1, 2001, which
26 contains the criteria to be used in the quality-based
27 inspections system and survey and complaint activities of
28 state-licensed health care facilities, completed in FY 1999-
29 2000 and FY 2000-2001. The department is also to submit to
30 the subcommittee an interim report on or before February 1,
31 2001, and a final report on or before August 1, 2001,
32 regarding the progress in developing and implementing the
33 quality-based inspections system. The subcommittee may also
34 request that additional information be included in the reports
35 and the department may include any recommendations in the

1 reports.

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SENATE FILE 2144
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 3076)

(AS AMENDED AND PASSED BY THE SENATE MARCH 14, 2000)

~~_____~~ - New Language by the Senate

Passed Senate, ^(P. 1344) Date 4-24-00 Passed House, ^(P. 1620) Date 4-19-00
Vote: Ayes 39 Nays 7 Vote: Ayes 94 Nays 2
Approved May 11, 2000

A BILL FOR

1 An Act relating to regulation and inspection of health care
2 facilities including the establishment of a quality-based
3 inspections system.

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

**HOUSE AMENDMENT TO
SENATE FILE 2144**

S-5517

1 Amend Senate File 2144, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 2, line 3, by inserting after the word
4 "The" the following: "protection and".

5 2. Page 2, line 23, by striking the words
6 "oversight and communications," and inserting the
7 following: "administration and regulation, to the
8 committees on human resources of both houses,".

9 3. Page 3, line 3, by striking the words
10 "oversight and communications" and inserting the
11 following: "administration and regulation and by the
12 committees on human resources of both houses".

13 4. By renumbering, relettering, or redesignating
14 and correcting internal references as necessary.

15 *Senate Concurred 4/24/00* RECEIVED FROM THE HOUSE
16 *(R 1344)*
17 S-5517 FILED APRIL 19, 2000

S.F. 2144

1 Section 1. Section 135C.16, subsection 1, Code 1999, is
2 amended to read as follows:

3 1. In addition to the inspections required by sections
4 135C.9 and 135C.38, the department shall make or cause to be
5 made such further unannounced inspections as it deems
6 necessary to adequately enforce this chapter. At least one
7 general unannounced inspection shall be conducted for each
8 health care facility within a ~~fifteen-month~~ thirty-month
9 period. The inspector shall show identification to the person
10 in charge of the facility and state that an inspection is to
11 be made before beginning the inspection. An employee of the
12 department who gives unauthorized advance notice of an
13 inspection made or planned to be made under this subsection or
14 section 135C.38 shall be disciplined as determined by the
15 director, except that if the employee is employed pursuant to
16 the merit system provisions of chapter 19A the discipline
17 shall not exceed the discipline authorized pursuant to that
18 chapter.

19 Sec. 2. Section 135C.38, subsection 3, Code Supplement
20 1999, is amended to read as follows:

21 3. An inspection made pursuant to a complaint filed under
22 section 135C.37 need not be limited to the matter or matters
23 ~~complained-of, however~~ included in the complaint. However,
24 the inspection shall not be a general inspection unless the
25 complaint inspection coincides with a scheduled general
26 inspection or unless in the course of the complaint
27 investigation a violation is evident to the inspector. Upon
28 arrival at the facility to be inspected, the inspector shall
29 show identification to the person in charge of the facility
30 and state that an inspection is to be made, before beginning
31 the inspection. Upon request of either the complainant or the
32 department or committee, the complainant or the complainant's
33 representative or both may be allowed the privilege of
34 accompanying the inspector during any on-site inspection made
35 pursuant to this section. The inspector may cancel the

1 privilege at any time if the inspector determines that the
2 privacy of any resident of the facility to be inspected would
3 otherwise be violated. The dignity of the resident shall be
4 given first priority by the inspector and others.

5 Sec. 3. QUALITY-BASED INSPECTIONS.

6 1. The department of inspections and appeals shall develop
7 and implement a quality-based inspections system for health
8 care facilities which are licensed only by the state pursuant
9 to chapter 135C. The quality-based system shall be used in
10 inspections of health care facilities beginning with the first
11 inspection of the facility subsequent to the inspection of
12 that facility during the period July 1, 2000, through
13 September 1, 2001.

14 2. The department of inspections and appeals shall convene
15 an advisory committee of stakeholders to monitor the
16 development and ongoing refinement of the criteria to be used
17 in conducting a quality-based inspection system. The advisory
18 committee shall consult with the department of inspections and
19 appeals regarding the ongoing distribution of the most current
20 criteria to all appropriate stakeholders.

21 3. The department of inspections and appeals shall submit
22 all of the following to the joint appropriations subcommittee
23 on oversight and communications, to the governor, and to the
24 legislative fiscal bureau:

25 a. On or before August 1, 2001, a report which includes
26 all of the following:

27 (1) The criteria used in the quality-based inspections
28 system.

29 (2) The survey and complaint activities completed in
30 fiscal year 1999-2000 and fiscal year 2000-2001 for health
31 care facilities licensed only by the state.

32 b. On or before February 1, 2001, an interim report, and
33 on or before August 1, 2001, a final report, regarding the
34 progress in developing and implementing the quality-based
35 inspections system.

1 Any of the reports submitted may also include such
2 additional information as requested by the joint
3 appropriations subcommittee on oversight and communications
4 and may contain recommendations by the department of
5 inspections and appeals of legislative action or program
6 change.

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SENATE FILE 2144

H-8374

1 Amend Senate File 2144 as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, line 23, by striking the words
4 "oversight and communications," and inserting the
5 following: "administration and regulation, to the
6 committees on human resources of both houses,".
7 2. Page 3, line 3, by striking the words
8 "oversight and communications" and inserting the
9 following: "administration and regulation and by the
10 committees on human resources of both houses".

By BLODGETT of Cerro Gordo

H-8374 FILED MARCH 15, 2000

Adopted 4-19-00 (P. 1619)

SENATE FILE 2144

H-8496

1 Amend Senate File 2144, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, line 3, by inserting after the word
4 "The" the following: "protection and".

By BLODGETT of Cerro Gordo

H-8496 FILED MARCH 22, 2000

Adopted 4-19-00 (P. 1619)

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SENATE FILE 2144

AN ACT
RELATING TO REGULATION AND INSPECTION OF HEALTH CARE
FACILITIES INCLUDING THE ESTABLISHMENT OF A QUALITY-BASED
INSPECTIONS SYSTEM.

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

Section 1. Section 135C.16, subsection 1, Code 1999, is amended to read as follows:

1. In addition to the inspections required by sections 135C.9 and 135C.38, the department shall make or cause to be made such further unannounced inspections as it deems necessary to adequately enforce this chapter. At least one general unannounced inspection shall be conducted for each health care facility within a fifteen-month thirty-month period. The inspector shall show identification to the person in charge of the facility and state that an inspection is to be made before beginning the inspection. An employee of the department who gives unauthorized advance notice of an inspection made or planned to be made under this subsection or section 135C.38 shall be disciplined as determined by the director, except that if the employee is employed pursuant to the merit system provisions of chapter 19A the discipline shall not exceed the discipline authorized pursuant to that chapter.

Sec. 2. Section 135C.38, subsection 3, Code Supplement 1999, is amended to read as follows:

3. An inspection made pursuant to a complaint filed under section 135C.37 need not be limited to the matter or matters ~~complained-of; however~~ included in the complaint. However, the inspection shall not be a general inspection unless the complaint inspection coincides with a scheduled general inspection or unless in the course of the complaint investigation a violation is evident to the inspector. Upon arrival at the facility to be inspected, the inspector shall

show identification to the person in charge of the facility and state that an inspection is to be made, before beginning the inspection. Upon request of either the complainant or the department or committee, the complainant or the complainant's representative or both may be allowed the privilege of accompanying the inspector during any on-site inspection made pursuant to this section. The inspector may cancel the privilege at any time if the inspector determines that the privacy of any resident of the facility to be inspected would otherwise be violated. The protection and dignity of the resident shall be given first priority by the inspector and others.

Sec. 3. QUALITY-BASED INSPECTIONS.

1. The department of inspections and appeals shall develop and implement a quality-based inspections system for health care facilities which are licensed only by the state pursuant to chapter 135C. The quality-based system shall be used in inspections of health care facilities beginning with the first inspection of the facility subsequent to the inspection of that facility during the period July 1, 2000, through September 1, 2001.

2. The department of inspections and appeals shall convene an advisory committee of stakeholders to monitor the development and ongoing refinement of the criteria to be used in conducting a quality-based inspection system. The advisory committee shall consult with the department of inspections and appeals regarding the ongoing distribution of the most current criteria to all appropriate stakeholders.

3. The department of inspections and appeals shall submit all of the following to the joint appropriations subcommittee on administration and regulation, to the committees on human resources of both houses, to the governor, and to the legislative fiscal bureau:

a. On or before August 1, 2001, a report which includes all of the following:

(1) The criteria used in the quality-based inspections system.

(2) The survey and complaint activities completed in fiscal year 1999-2000 and fiscal year 2000-2001 for health care facilities licensed only by the state.

b. On or before February 1, 2001, an interim report, and on or before August 1, 2001, a final report, regarding the progress in developing and implementing the quality-based inspections system.

Any of the reports submitted may also include such additional information as requested by the joint appropriations subcommittee on administration and regulation and by the committees on human resources of both houses and may contain recommendations by the department of inspections and appeals of legislative action or program change.

MARY E. KRAMER
President of the Senate

BRENT SIEGRIST
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2144, Seventy-eighth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved _____, 2000

THOMAS J. VILSACK
Governor

SENATE FILE 2144

AN ACT

RELATING TO REGULATION AND INSPECTION OF HEALTH CARE
FACILITIES INCLUDING THE ESTABLISHMENT OF A QUALITY-BASED
INSPECTIONS SYSTEM.

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

Section 1. Section 135C.16, subsection 1, Code 1999, is amended to read as follows:

1. In addition to the inspections required by sections 135C.9 and 135C.38, the department shall make or cause to be made such further unannounced inspections as it deems necessary to adequately enforce this chapter. At least one general unannounced inspection shall be conducted for each health care facility within a ~~fifteen-month~~ thirty-month period. The inspector shall show identification to the person in charge of the facility and state that an inspection is to be made before beginning the inspection. An employee of the department who gives unauthorized advance notice of an inspection made or planned to be made under this subsection or section 135C.38 shall be disciplined as determined by the director, except that if the employee is employed pursuant to the merit system provisions of chapter 19A the discipline shall not exceed the discipline authorized pursuant to that chapter.

Sec. 2. Section 135C.38, subsection 3, Code Supplement 1999, is amended to read as follows:

3. An inspection made pursuant to a complaint filed under section 135C.37 need not be limited to the matter or matters ~~complained-of-however~~ included in the complaint. ~~However,~~ the inspection shall not be a general inspection unless the complaint inspection coincides with a scheduled general inspection or unless in the course of the complaint investigation a violation is evident to the inspector. Upon arrival at the facility to be inspected, the inspector shall

show identification to the person in charge of the facility and state that an inspection is to be made, before beginning the inspection. Upon request of either the complainant or the department or committee, the complainant or the complainant's representative or both may be allowed the privilege of accompanying the inspector during any on-site inspection made pursuant to this section. The inspector may cancel the privilege at any time if the inspector determines that the privacy of any resident of the facility to be inspected would otherwise be violated. The protection and dignity of the resident shall be given first priority by the inspector and others.

Sec. 3. QUALITY-BASED INSPECTIONS.

1. The department of inspections and appeals shall develop and implement a quality-based inspections system for health care facilities which are licensed only by the state pursuant to chapter 135C. The quality-based system shall be used in inspections of health care facilities beginning with the first inspection of the facility subsequent to the inspection of that facility during the period July 1, 2000, through September 1, 2001.

2. The department of inspections and appeals shall convene an advisory committee of stakeholders to monitor the development and ongoing refinement of the criteria to be used in conducting a quality-based inspection system. The advisory committee shall consult with the department of inspections and appeals regarding the ongoing distribution of the most current criteria to all appropriate stakeholders.

3. The department of inspections and appeals shall submit all of the following to the joint appropriations subcommittee on administration and regulation, to the committees on human resources of both houses, to the governor, and to the legislative fiscal bureau:

a. On or before August 1, 2001, a report which includes all of the following:

(1) The criteria used in the quality-based inspections system.

(2) The survey and complaint activities completed in fiscal year 1999-2000 and fiscal year 2000-2001 for health care facilities licensed only by the state.

b. On or before February 1, 2001, an interim report, and on or before August 1, 2001, a final report, regarding the progress in developing and implementing the quality-based inspections system.

Any of the reports submitted may also include such additional information as requested by the joint appropriations subcommittee on administration and regulation and by the committees on human resources of both houses and may contain recommendations by the department of inspections and appeals of legislative action or program change.

MARY E. KRAMER
President of the Senate

BRENT SIEGRIST
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2144, Seventy-eighth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved May 11, 2000

THOMAS J. VILSACK
Governor