

FILED MAR 17 '03

SENATE FILE 415  
BY COMMITTEE ON HUMAN  
RESOURCES

(SUCCESSOR TO SSB 1170)

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

**A BILL FOR**

1 An Act relating to public health and safety programs and  
2 regulations under the authority of the department of public  
3 health.

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

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SF 415

1 Section 1. Section 135.11, Code 2003, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 30. Administer annual grants to county  
4 boards of health for the purpose of conducting programs for  
5 the testing of private water supply wells, the closing of  
6 abandoned private water supply wells, and the renovation or  
7 rehabilitation of private water supply wells. Grants shall be  
8 funded through moneys transferred to the department from the  
9 agriculture management account of the groundwater protection  
10 fund pursuant to section 455E.11, subsection 2, paragraph "b",  
11 subparagraph (3), subparagraph subdivision (b). The  
12 department shall adopt rules and standards for the grant  
13 process consistent with that provision.

14 Sec. 2. Section 135.105A, Code 2003, is amended to read as  
15 follows:

16 135.105A LEAD INSPECTOR AND LEAD ABATER TRAINING AND  
17 CERTIFICATION ESTABLISHED -- CIVIL PENALTY.

18 1. The department shall establish a program for the  
19 training and certification of lead inspectors and lead  
20 abaters. The department shall maintain a listing, available  
21 to the public and to city and county health departments, of  
22 lead inspector and lead abater training programs that have  
23 been approved by the department, and of lead inspectors and  
24 lead abaters who have successfully completed the training  
25 program and have been certified by the department. A person  
26 may be certified as both a lead inspector and a lead abater.  
27 However, a person who is certified as both a lead inspector  
28 and a lead abater shall not provide both inspection and  
29 abatement services at the same site unless a written consent  
30 or waiver, following full disclosure by the person, is  
31 obtained from the owner or manager of the site.

32 2. The department shall also establish a program for the  
33 training of painting, demolition, and remodeling contractors  
34 and those who provide-mitigation-control-services conduct  
35 interim controls of lead-based paint hazards. The training

1 shall be completed on a voluntary basis.

2 3. A person who owns real property which includes a  
3 residential dwelling and who performs lead inspection or lead  
4 abatement of the residential dwelling is not required to  
5 obtain certification to perform these measures, unless the  
6 residential dwelling is occupied by a person other than the  
7 owner or a member of the owner's immediate family while the  
8 measures are being performed. However, the department shall  
9 encourage property owners who are not required to be certified  
10 to complete the training course to ensure the use of  
11 appropriate and safe mitigation inspection and abatement  
12 procedures.

13 4. Except as otherwise provided in this section, a person  
14 shall not perform lead abatement or lead inspections unless  
15 the person has completed a training program approved by the  
16 department and has obtained certification. All lead abatement  
17 and lead inspections, and lead inspector and lead abater  
18 training programs, shall be performed and conducted in  
19 accordance with work practice standards established by the  
20 department. A person shall not conduct a training program for  
21 lead inspectors or lead abaters unless the program has been  
22 submitted to and approved by the department. A person who  
23 violates this section is subject to a civil penalty not to  
24 exceed five thousand dollars for each offense.

25 5. The department shall adopt rules regarding minimum  
26 requirements for training programs, certification, work  
27 practice standards, and suspension and revocation  
28 requirements, and shall implement the training and  
29 certification programs. The department shall seek federal  
30 funding and shall establish fees in amounts sufficient to  
31 defray the cost of the programs. Fees received shall be  
32 considered repayment receipts as defined in section 8.2.

33 Sec. 3. Section 136C.10, Code 2003, is amended by adding  
34 the following new unnumbered paragraph:

35 NEW UNNUMBERED PARAGRAPH. The department may establish and

1 collect a fee related to transporting hazardous material if  
2 the fee is used for a purpose related to transporting  
3 hazardous material, including enforcement and planning,  
4 developing, and maintaining a capability for emergency  
5 response. The fees shall be established by rules adopted  
6 pursuant to chapter 17A, and shall be deposited into a special  
7 fund within the state treasury under the exclusive authority  
8 of the department. Amounts deposited in the special fund  
9 shall be considered repayment receipts as defined in section  
10 8.2, and shall not be transferred, used, obligated,  
11 appropriated, or otherwise encumbered except as provided in  
12 this section. Repayment receipts collected and deposited  
13 pursuant to this section that remain unencumbered or  
14 unobligated at the close of the fiscal year shall not revert  
15 but shall remain available for expenditure for the purposes  
16 designated in future fiscal years.

17 Sec. 4. Section 147.153, subsection 2, Code 2003, is  
18 amended to read as follows:

19 2. For a license as an audiologist:

20 a. Possess a master's degree or its equivalent from an  
21 accredited school, college or university with a major in  
22 audiology.

23 b. Show evidence of completion of not less than three  
24 hundred hours of supervised clinical training in audiology as  
25 a student in an accredited school, college or university.

26 c. Show evidence of completion of not less than nine  
27 months clinical experience under the supervision of a licensed  
28 audiologist following the receipt of the master's degree.

29 d. In lieu of paragraphs "a" through "c", hold a doctoral  
30 degree in audiology, or its equivalent, from an accredited  
31 school, college, or university which incorporates the academic  
32 coursework and the minimum hours of supervised training  
33 required by rules adopted by the board.

34 Sec. 5. Section 148.10, unnumbered paragraphs 2 and 3,  
35 Code 2003, are amended by striking the unnumbered paragraphs

1 and inserting in lieu thereof the following:

2 The temporary certificate shall be issued for a period not  
3 to exceed one year and may be renewed, but a person shall not  
4 practice medicine and surgery or osteopathic medicine and  
5 surgery in excess of three years while holding a temporary  
6 certificate. The fee for this license and the fee for renewal  
7 of this license shall be set by the medical examiners. The  
8 fees shall be based on the administrative costs of issuing and  
9 renewing the licenses.

10 Sec. 6. Section 148B.5, subsection 3, Code 2003, is  
11 amended by striking the subsection and inserting in lieu  
12 thereof the following:

13 3. Pass an examination, either in electronic or written  
14 form, satisfactory to the board and in accordance with rules.

15 Sec. 7. Section 151.12, Code 2003, is amended to read as  
16 follows:

17 151.12 TEMPORARY CERTIFICATE.

18 The chiropractic examiners may, in their discretion, issue  
19 a temporary certificate authorizing the licensee to practice  
20 chiropractic if, in the opinion of the chiropractic examiners,  
21 a need exists and the person possesses the qualifications  
22 prescribed by the chiropractic examiners for the license,  
23 which shall be substantially equivalent to those required for  
24 licensure under this chapter. The chiropractic examiners  
25 shall determine in each instance those eligible for this  
26 license, whether or not examinations shall be given, and the  
27 type of examinations. No requirements of the law pertaining  
28 to regular permanent licensure are mandatory for this  
29 temporary license except as specifically designated by the  
30 chiropractic examiners. The granting of a temporary license  
31 does not in any way indicate that the person so licensed is  
32 eligible for regular licensure, nor are the chiropractic  
33 examiners in any way obligated to so license the person.

34 The temporary certificate shall be issued for one year and  
35 at the discretion of the chiropractic examiners may be

1 renewed, but a person shall not practice chiropractic in  
2 excess of three years while holding a temporary certificate.  
3 The fee for this license shall be set by the chiropractic  
4 examiners and if extended beyond one year a renewal fee per  
5 year shall be set by the chiropractic examiners. The fees  
6 shall be based on the administrative costs of issuing and  
7 renewing the licenses. ~~The chiropractic examiners may cancel~~  
8 ~~a temporary certificate at any time, without a hearing, for~~  
9 ~~reasons deemed sufficient to the chiropractic examiners.~~

10 ~~When the chiropractic examiners cancel a temporary~~  
11 ~~certificate they shall promptly notify the licensee by~~  
12 ~~registered mail, at the licensee's last named address, as~~  
13 ~~reflected by the files of the chiropractic examiners, and the~~  
14 ~~temporary certificate is terminated and of no further force~~  
15 ~~and effect three days after the mailing of the notice to the~~  
16 ~~licensee.~~

17 Sec. 8. Section 153.19, subsection 2, Code 2003, is  
18 amended to read as follows:

19 2. A temporary permit shall be issued for a period  
20 determined by the board and may be renewed at the discretion  
21 of the board. The fee for a temporary permit and the fee for  
22 renewal shall be set by the board. The fees shall be based on  
23 the administrative costs of issuing and renewing the permits.  
24 ~~The board may revoke a temporary permit at any time, without a~~  
25 ~~hearing, for reasons deemed sufficient by the board.~~

26 Sec. 9. Section 153.19, subsection 3, Code 2003, is  
27 amended by striking the subsection.

28 Sec. 10. Section 155A.3, Code 2003, is amended by adding  
29 the following new subsection:

30 NEW SUBSECTION. 15A. "Electronic signature" means a  
31 confidential personalized digital key, code, or number used  
32 for secure electronic transmissions which identifies and  
33 authenticates the signatory.

34 Sec. 11. Section 155A.37, subsection 4, Code 2003, is  
35 amended to read as follows:

1 4. The board shall establish a procedure for receiving and  
2 investigating complaints of violations of this code. The  
3 board shall investigate all complaints of violations. The  
4 ~~results-of-an-investigation-shall-be-forwarded-to-the~~  
5 ~~complainant.~~

6 Sec. 12. Section 455B.172, subsection 5, Code 2003, is  
7 amended by striking the subsection and inserting in lieu  
8 thereof the following:

9 5. The department shall maintain jurisdiction over and  
10 regulate the direct discharge to a water of the state. The  
11 department shall retain concurrent authority to enforce state  
12 standards for private water supply and private sewage disposal  
13 facilities within a county, and exercise departmental  
14 authority if the county board of health fails to fulfill board  
15 responsibilities pursuant to this section.

16 The department shall by rule adopt standards for the  
17 commercial cleaning of private sewage disposal facilities,  
18 including but not limited to septic tanks and pits used to  
19 collect waste in livestock confinement structures, and for the  
20 disposal of waste from the facilities. The standards shall  
21 not be in conflict with the state building code. A person  
22 shall not commercially clean such facilities or dispose of  
23 waste from such facilities unless the person has been issued a  
24 license by the department. The department shall be  
25 exclusively responsible for adopting the standards and issuing  
26 licenses. However, county boards of health shall enforce the  
27 standards and licensing requirements established by the  
28 department. Application for the license shall be made in the  
29 manner provided by the department. Licenses expire one year  
30 from the date of issue unless revoked and may be renewed in  
31 the manner provided by the department. The license or license  
32 renewal fee is twenty-five dollars. A person violating this  
33 section or the rules adopted pursuant to this section is  
34 subject to a civil penalty of not more than twenty-five  
35 dollars. Each day that a violation continues constitutes a

1 separate offense. However, the total civil penalty shall not  
2 exceed five hundred dollars per year. The penalty shall be  
3 assessed for a violation occurring ten days following written  
4 notice of the violation delivered to the person by the  
5 department or a county board of health. Moneys collected by  
6 the department or a county board of health from the imposition  
7 of civil penalties shall be deposited in the general fund of  
8 the state.

9 Sec. 13. Section 455B.173, subsection 10, Code 2003, is  
10 amended by striking the subsection.

11 EXPLANATION

12 This bill provides for various changes in connection with  
13 programs under the authority of the Iowa department of public  
14 health.

15 The bill provides for the transfer of departmental  
16 authority to make annual grants to county boards of health for  
17 the purpose of conducting programs for the testing of private  
18 water supply wells, the closing of abandoned private water  
19 supply wells, and the renovation or rehabilitation of private  
20 water supply wells, as provided for in Code section 455E.11,  
21 subsection 2, paragraph "b", subparagraph (3), subparagraph  
22 subdivision (b), from the department of natural resources to  
23 the Iowa department of public health, and provides that the  
24 department of public health shall adopt rules and standards  
25 for the grant administration process.

26 The bill provides that the department shall maintain a  
27 listing of lead abater and lead inspector training programs,  
28 and that lead abatements, lead inspections, and lead inspector  
29 and lead abater training programs shall be performed and  
30 conducted in accordance with work practice standards  
31 established by the department. The bill provides that a  
32 person shall not conduct a training program for lead  
33 inspectors or lead abaters unless the program has been  
34 submitted to and approved by the department. The bill  
35 provides for the adoption of rules regarding minimum



1 requirements for training programs, certification, work  
2 practice standards, and suspension and revocation  
3 requirements, that the department shall implement the training  
4 and certification programs, and that the department shall seek  
5 federal funding and shall establish fees in amounts sufficient  
6 to defray the cost of the programs.

7 The bill provides that the department may establish and  
8 collect a fee related to transporting hazardous material if  
9 the fee is used for a purpose related to transporting  
10 hazardous material, including enforcement and planning,  
11 developing, and maintaining a capability for emergency  
12 response.

13 The bill provides that an applicant for a license as an  
14 audiologist may hold, as an alternative to a master's degree  
15 or its equivalent with a major in audiology, a doctoral degree  
16 in audiology, or its equivalent, from an accredited  
17 educational institution which incorporates the academic  
18 coursework and the minimum hours of supervised training  
19 required by rules adopted by the board.

20 The bill deletes provisions which had permitted the boards  
21 of medical examiners, dental examiners, and chiropractic  
22 examiners to cancel a temporary certificate to practice or a  
23 temporary permit without due process. The bill provides that  
24 the occupational therapy and occupational therapist  
25 examination may be taken either in electronic or written form  
26 without limitation as to how frequently the examination may be  
27 administered.

28 The bill provides a definition of "electronic signature"  
29 for purposes of electronic transmission of prescription drug  
30 orders. The bill defines "electronic signature" to mean a  
31 confidential personalized digital key, code, or number used  
32 for secure electronic transmissions which identifies and  
33 authenticates the signatory.

34 The bill provides for the deletion of provisions regarding  
35 the requirement that results of an investigation of a board of

1 pharmacy examiners employee for alleged violation of the  
2 board's code of professional responsibility shall be forwarded  
3 to the complainant in favor of provisions contained in Code  
4 section 22.7, subsection 11, dealing with confidentiality or  
5 release of personnel and investigative information.

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Veenstra  
Mckinley  
Ragan

Human Resources

SSB 1170  
Succeeded By  
SF/HF 415

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
HUMAN RESOURCES BILL BY  
CHAIRPERSON VEENSTRA)

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

**A BILL FOR**

1 An Act relating to public health and safety programs and  
2 regulations under the authority of the department of public  
3 health.

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

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1 Section 1. Section 135.11, Code 2003, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 30. Administer annual grants to county  
4 boards of health for the purpose of conducting programs for  
5 the testing of private water supply wells, the closing of  
6 abandoned private water supply wells, and the renovation or  
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8 funded through moneys transferred to the department from the  
9 agriculture management account of the groundwater protection  
10 fund pursuant to section 455E.11, subsection 2, paragraph "b",  
11 subparagraph (3), subparagraph subdivision (b). The  
12 department shall adopt rules and standards for the grant  
13 process consistent with that provision.

14 Sec. 2. Section 135.105A, Code 2003, is amended to read as  
15 follows:

16 135.105A LEAD INSPECTOR AND LEAD ABATER TRAINING AND  
17 CERTIFICATION ESTABLISHED -- CIVIL PENALTY.

18 1. The department shall establish a program for the  
19 training and certification of lead inspectors and lead  
20 abaters. The department shall maintain a listing, available  
21 to the public and to city and county health departments, of  
22 lead inspector and lead abater training programs that have  
23 been approved by the department, and of lead inspectors and  
24 lead abaters who have successfully completed the training  
25 program and have been certified by the department. A person  
26 may be certified as both a lead inspector and a lead abater.  
27 However, a person who is certified as both a lead inspector  
28 and a lead abater shall not provide both inspection and  
29 abatement services at the same site unless a written consent  
30 or waiver, following full disclosure by the person, is  
31 obtained from the owner or manager of the site.

32 2. The department shall also establish a program for the  
33 training of painting, demolition, and remodeling contractors  
34 and those who ~~provide-mitigation-control-services~~ conduct  
35 interim controls of lead-based paint hazards. The training

1 shall be completed on a voluntary basis.

2 3. A person who owns real property which includes a  
3 residential dwelling and who performs lead inspection or lead  
4 abatement of the residential dwelling is not required to  
5 obtain certification to perform these measures, unless the  
6 residential dwelling is occupied by a person other than the  
7 owner or a member of the owner's immediate family while the  
8 measures are being performed. However, the department shall  
9 encourage property owners who are not required to be certified  
10 to complete the training course to ensure the use of  
11 appropriate and safe mitigation inspection and abatement  
12 procedures.

13 4. Except as otherwise provided in this section, a person  
14 shall not perform lead abatement or lead inspections unless  
15 the person has completed a training program approved by the  
16 department and has obtained certification. All lead abatement  
17 and lead inspections, and lead inspector and lead abater  
18 training programs, shall be performed and conducted in  
19 accordance with work practice standards established by the  
20 department. A person shall not conduct a training program for  
21 lead inspectors or lead abaters unless the program has been  
22 submitted to and approved by the department. A person who  
23 violates this section is subject to a civil penalty not to  
24 exceed five thousand dollars for each offense.

25 5. The department shall adopt rules regarding minimum  
26 requirements for training programs, certification, work  
27 practice standards, and suspension and revocation  
28 requirements, and shall implement the training and  
29 certification programs. The department shall seek federal  
30 funding and shall establish fees in amounts sufficient to  
31 defray the cost of the programs. Fees received shall be  
32 considered repayment receipts as defined in section 8.2.

33 Sec. 3. Section 136C.10, Code 2003, is amended by adding  
34 the following new unnumbered paragraph:

35 NEW UNNUMBERED PARAGRAPH. The department may establish and

1 collect a fee related to transporting hazardous material if  
2 the fee is used for a purpose related to transporting  
3 hazardous material, including enforcement and planning,  
4 developing, and maintaining a capability for emergency  
5 response. The fees shall be established by rules adopted  
6 pursuant to chapter 17A, and shall be deposited into a special  
7 fund within the state treasury under the exclusive authority  
8 of the department. Amounts deposited in the special fund  
9 shall be considered repayment receipts as defined in section  
10 8.2, and shall not be transferred, used, obligated,  
11 appropriated, or otherwise encumbered except as provided in  
12 this section. Repayment receipts collected and deposited  
13 pursuant to this section that remain unencumbered or  
14 unobligated at the close of the fiscal year shall not revert  
15 but shall remain available for expenditure for the purposes  
16 designated in future fiscal years.

17 Sec. 4. Section 147.153, subsection 2, Code 2003, is  
18 amended to read as follows:

19 2. For a license as an audiologist:

20 a. Possess a master's degree or its equivalent from an  
21 accredited school, college or university with a major in  
22 audiology.

23 b. Show evidence of completion of not less than three  
24 hundred hours of supervised clinical training in audiology as  
25 a student in an accredited school, college or university.

26 c. Show evidence of completion of not less than nine  
27 months clinical experience under the supervision of a licensed  
28 audiologist following the receipt of the master's degree.

29 d. In lieu of paragraphs "a" through "c", hold a doctoral  
30 degree in audiology, or its equivalent, from an accredited  
31 school, college, or university which incorporates the academic  
32 coursework and the minimum hours of supervised training  
33 required by rules adopted by the board.

34 Sec. 5. Section 148.10, unnumbered paragraphs 2 and 3,  
35 Code 2003, are amended by striking the unnumbered paragraphs

1 and inserting in lieu thereof the following:

2 The temporary certificate shall be issued for a period not  
3 to exceed one year and may be renewed, but a person shall not  
4 practice medicine and surgery or osteopathic medicine and  
5 surgery in excess of three years while holding a temporary  
6 certificate. The fee for this license and the fee for renewal  
7 of this license shall be set by the medical examiners. The  
8 fees shall be based on the administrative costs of issuing and  
9 renewing the licenses.

10 Sec. 6. Section 148B.5, subsection 3, Code 2003, is  
11 amended by striking the subsection and inserting in lieu  
12 thereof the following:

13 3. Pass an examination, either in electronic or written  
14 form, satisfactory to the board and in accordance with rules.

15 Sec. 7. Section 151.12, Code 2003, is amended to read as  
16 follows:

17 151.12 TEMPORARY CERTIFICATE.

18 The chiropractic examiners may, in their discretion, issue  
19 a temporary certificate authorizing the licensee to practice  
20 chiropractic if, in the opinion of the chiropractic examiners,  
21 a need exists and the person possesses the qualifications  
22 prescribed by the chiropractic examiners for the license,  
23 which shall be substantially equivalent to those required for  
24 licensure under this chapter. The chiropractic examiners  
25 shall determine in each instance those eligible for this  
26 license, whether or not examinations shall be given, and the  
27 type of examinations. No requirements of the law pertaining  
28 to regular permanent licensure are mandatory for this  
29 temporary license except as specifically designated by the  
30 chiropractic examiners. The granting of a temporary license  
31 does not in any way indicate that the person so licensed is  
32 eligible for regular licensure, nor are the chiropractic  
33 examiners in any way obligated to so license the person.

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15 ~~and effect three days after the mailing of the notice to the~~  
16 ~~licensee.~~

17 Sec. 8. Section 153.19, subsection 2, Code 2003, is  
18 amended to read as follows:

19 2. A temporary permit shall be issued for a period  
20 determined by the board and may be renewed at the discretion  
21 of the board. The fee for a temporary permit and the fee for  
22 renewal shall be set by the board. The fees shall be based on  
23 the administrative costs of issuing and renewing the permits.  
24 ~~The board may revoke a temporary permit at any time, without a~~  
25 ~~hearing, for reasons deemed sufficient by the board.~~

26 Sec. 9. Section 153.19, subsection 3, Code 2003, is  
27 amended by striking the subsection.

28 Sec. 10. Section 155A.3, Code 2003, is amended by adding  
29 the following new subsection:

30 NEW SUBSECTION. 15A. "Electronic signature" means a  
31 confidential personalized digital key, code, or number used  
32 for secure electronic transmissions which identifies and  
33 authenticates the signatory.

34 Sec. 11. Section 155A.37, subsection 4, Code 2003, is  
35 amended to read as follows:



1 4. The board shall establish a procedure for receiving and  
2 investigating complaints of violations of this code. The  
3 board shall investigate all complaints of violations. ~~The~~  
4 ~~results-of-an-investigation-shall-be-forwarded-to-the~~  
5 ~~complainant.~~

6 Sec. 12. Section 455B.172, subsection 5, Code 2003, is  
7 amended by striking the subsection and inserting in lieu  
8 thereof the following:

9 5. The department shall maintain jurisdiction over and  
10 regulate the direct discharge to a water of the state. The  
11 department shall retain concurrent authority to enforce state  
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13 facilities within a county, and exercise departmental  
14 authority if the county board of health fails to fulfill board  
15 responsibilities pursuant to this section.

16 The department shall by rule adopt standards for the  
17 commercial cleaning of private sewage disposal facilities,  
18 including but not limited to septic tanks and pits used to  
19 collect waste in livestock confinement structures, and for the  
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27 standards and licensing requirements established by the  
28 department. Application for the license shall be made in the  
29 manner provided by the department. Licenses expire one year  
30 from the date of issue unless revoked and may be renewed in  
31 the manner provided by the department. The license or license  
32 renewal fee is twenty-five dollars. A person violating this  
33 section or the rules adopted pursuant to this section is  
34 subject to a civil penalty of not more than twenty-five  
35 dollars. Each day that a violation continues constitutes a

1 separate offense. However, the total civil penalty shall not  
2 exceed five hundred dollars per year. The penalty shall be  
3 assessed for a violation occurring ten days following written  
4 notice of the violation delivered to the person by the  
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6 the department or a county board of health from the imposition  
7 of civil penalties shall be deposited in the general fund of  
8 the state.

9 Sec. 13. Section 455B.173, subsection 10, Code 2003, is  
10 amended by striking the subsection.

11 EXPLANATION

12 This bill provides for various changes in connection with  
13 programs under the authority of the Iowa department of public  
14 health.

15 The bill provides for the transfer of departmental  
16 authority to make annual grants to county boards of health for  
17 the purpose of conducting programs for the testing of private  
18 water supply wells, the closing of abandoned private water  
19 supply wells, and the renovation or rehabilitation of private  
20 water supply wells, as provided for in Code section 455E.11,  
21 subsection 2, paragraph "b", subparagraph (3), subparagraph  
22 subdivision (b), from the department of natural resources to  
23 the Iowa department of public health, and provides that the  
24 department of public health shall adopt rules and standards  
25 for the grant administration process.

26 The bill provides that the department shall maintain a  
27 listing of lead abater and lead inspector training programs,  
28 and that lead abatements, lead inspections, and lead inspector  
29 and lead abater training programs shall be performed and  
30 conducted in accordance with work practice standards  
31 established by the department. The bill provides that a  
32 person shall not conduct a training program for lead  
33 inspectors or lead abatements unless the program has been  
34 submitted to and approved by the department. The bill  
35 provides for the adoption of rules regarding minimum

1 requirements for training programs, certification, work  
2 practice standards, and suspension and revocation  
3 requirements, that the department shall implement the training  
4 and certification programs, and that the department shall seek  
5 federal funding and shall establish fees in amounts sufficient  
6 to defray the cost of the programs.

7 The bill provides that the department may establish and  
8 collect a fee related to transporting hazardous material if  
9 the fee is used for a purpose related to transporting  
10 hazardous material, including enforcement and planning,  
11 developing, and maintaining a capability for emergency  
12 response.

13 The bill provides that an applicant for a license as an  
14 audiologist may hold, as an alternative to a master's degree  
15 or its equivalent with a major in audiology, a doctoral degree  
16 in audiology, or its equivalent, from an accredited  
17 educational institution which incorporates the academic  
18 coursework and the minimum hours of supervised training  
19 required by rules adopted by the board.

20 The bill deletes provisions which had permitted the boards  
21 of medical examiners, dental examiners, and chiropractic  
22 examiners to cancel a temporary certificate to practice or a  
23 temporary permit without due process. The bill provides that  
24 the occupational therapy and occupational therapist  
25 examination may be taken either in electronic or written form  
26 without limitation as to how frequently the examination may be  
27 administered.

28 The bill provides a definition of "electronic signature"  
29 for purposes of electronic transmission of prescription drug  
30 orders. The bill defines "electronic signature" to mean a  
31 confidential personalized digital key, code, or number used  
32 for secure electronic transmissions which identifies and  
33 authenticates the signatory.

34 The bill provides for the deletion of provisions regarding  
35 the requirement that results of an investigation of a board of

1 pharmacy examiners employee for alleged violation of the  
2 board's code of professional responsibility shall be forwarded  
3 to the complainant in favor of provisions contained in Code  
4 section 22.7, subsection 11, dealing with confidentiality or  
5 release of personnel and investigative information.

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