

House File 667 - Introduced

HOUSE FILE _____
BY MASCHER

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

A BILL FOR

1 An Act exempting certain birth centers from the certificate of
2 need requirements.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2663HH 82
5 nh/es/88

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1 1 Section 1. Section 135.61, subsection 14, paragraph f,
1 2 Code 2007, is amended by striking the paragraph.

1 3 Sec. 2. Section 135.61, subsection 20, Code 2007, is
1 4 amended to read as follows:

1 5 20. "Organized outpatient health facility" means a
1 6 facility, not part of a hospital, organized and operated to
1 7 provide health care to noninstitutionalized and nonhomebound
1 8 persons on an outpatient basis; it does not include birth
1 9 centers, private offices or clinics of individual physicians,
1 10 dentists or other practitioners, or groups of practitioners,
1 11 who are health care providers.

1 12 Sec. 3. Section 135.63, Code 2007, is amended by adding
1 13 the following new subsection:

1 14 NEW SUBSECTION. 1A. a. A birth center shall not be
1 15 offered or developed in this state without prior application
1 16 to the department for and receipt of a certificate of need
1 17 pursuant to this division. A birth center making application
1 18 for a certificate of need pursuant to this division shall
1 19 demonstrate compliance with the national standards for birth
1 20 centers of the American association of birth centers and the
1 21 commission for the accreditation of birth centers.

1 22 b. This subsection applies to a proposed new birth center
1 23 or a proposed change in an established birth center that meets
1 24 any of the following conditions:

1 25 (1) The proposed birth center or change in a birth center
1 26 will provide the birth center with a bed capacity of more than
1 27 three beds.

1 28 (2) The proposed birth center or change in a birth center
1 29 includes plans to perform cesarean sections or operative
1 30 deliveries, or to administer regional anesthesia.

1 31 (3) The proposed birth center or change in a birth center
1 32 involves a capital expenditure of more than five hundred
1 33 thousand dollars.

1 34 EXPLANATION

1 35 This bill exempts certain birth centers from the
2 1 certificate of need process. The bill provides that proposed
2 2 new birth centers or a proposed change in an established birth
2 3 center shall be subject to the certificate of need process
2 4 only if one of the following conditions is met:

2 5 1. The proposed birth center or change in a birth center
2 6 will provide the birth center with a bed capacity of more than
2 7 three beds.

2 8 2. The proposed birth center or change in a birth center
2 9 includes plans to perform cesarean sections or operative
2 10 deliveries, or to administer regional anesthesia.

2 11 3. The proposed birth center or change in a birth center
2 12 involves a capital expenditure of more than \$500,000.

2 13 A birth center making application for a certificate of need
2 14 shall demonstrate compliance with the national standards for
2 15 birth centers of the American association of birth centers and
2 16 the commission for the accreditation of birth centers.

2 17 LSB 2663HH 82

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