

# House Study Bill 191

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL BY  
CHAIRPERSON MASCHER)

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

## A BILL FOR

1 An Act eliminating certain exemptions from the certificate of  
2 need process.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 2318YC 83  
5 pf/nh/5

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1 1 Section 1. Section 135.63, subsection 2, paragraphs j, k,  
1 2 and l, Code 2009, are amended by striking the paragraphs.  
1 3 Sec. 2. Section 135.67, subsection 3, Code 2009, is  
1 4 amended by striking the subsection.

1 5 EXPLANATION

1 6 This bill eliminates exemptions for certain activities from  
1 7 the certificate of need process. The bill eliminates the  
1 8 exemptions for: the construction, modification, or  
1 9 replacement of nonpatient care services, including parking  
1 10 facilities, heating, ventilation, and air conditioning  
1 11 systems, computers, telephone systems, medical office  
1 12 buildings, and other projects of a similar nature; the  
1 13 redistribution of beds by a hospital within the acute care  
1 14 category of bed usage subject to specified reporting  
1 15 requirements; and the replacement or modernization of any  
1 16 institutional health facility if the replacement or  
1 17 modernization does not add new health services or additional  
1 18 bed capacity for existing health services subject to specified  
1 19 criteria.

1 20 The bill also amends the provision relating to the  
1 21 department of public health waiving the letter of intent  
1 22 procedures and substituting a summary review procedure under  
1 23 certain circumstances by eliminating this waiver for an  
1 24 application for a certificate of need for a project which will  
1 25 not change the existing bed capacity of the applicant's  
1 26 facility or service, as determined by the department, by more  
1 27 than 10 percent or 10 beds, whichever is less, over a two-year  
1 28 period.

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