

**House File 2133 - Introduced**

HOUSE FILE 2133

BY H. MILLER

**A BILL FOR**

1 An Act establishing a committee to examine options for a  
2 facility for elderly sexual offenders.

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

1 Section 1. FACILITY FOR ELDERLY SEXUAL OFFENDERS COMMITTEE  
2 AND REPORT.

3 1. The department of inspections and appeals shall  
4 establish and facilitate a committee of stakeholders to examine  
5 options for designating a facility to provide care for elderly  
6 persons in this state who are no longer under judicial control,  
7 but have a history of committing sexual offenses and have been  
8 determined to be likely to reoffend.

9 2. The membership of the committee shall include but is not  
10 limited to the following:

11 a. Representatives of the departments of inspections and  
12 appeals, human services, public health, and aging, and the  
13 office of the citizens' aide.

14 b. Consumers of services provided by health care facilities  
15 and family members of consumers.

16 c. Health care facility administrators or owners.

17 d. Direct care workers employed by health care facilities.

18 e. Representatives from the Iowa legal aid.

19 f. Representatives from AARP Iowa.

20 g. Four ex officio, nonvoting members, from the general  
21 assembly with not more than one member from each chamber being  
22 from the same political party. The two senators shall be  
23 appointed, one each, by the majority leader of the senate and  
24 the minority leader of the senate. The two representatives  
25 shall be appointed, one each, by the speaker of the house  
26 of representatives and the minority leader of the house of  
27 representatives.

28 3. The committee shall consider options to create a new  
29 facility or assist an existing facility to expand services  
30 to provide care for elderly persons who are no longer under  
31 judicial control, but have a history of committing sexual  
32 offenses and have been determined to be likely to reoffend.  
33 The committee shall identify the characteristics of a client  
34 for such a facility, the need for such a facility, options for  
35 creating a new facility to house such persons, options for

1 the expansion of an existing facility to house such persons,  
2 options for using any alternative facilities for such purposes,  
3 options to qualify a facility for Medicaid reimbursement, cost  
4 projections for any recommendations, and other information  
5 deemed relevant by the department of inspections and appeals.

6 4. The committee shall provide a report detailing its  
7 findings and recommendations to the governor and the general  
8 assembly by December 15, 2012.

9

EXPLANATION

10 This bill establishes a committee to examine options for  
11 a facility for elderly sexual offenders. The bill directs  
12 the department of inspections and appeals to establish and  
13 facilitate the committee. The membership of the committee  
14 shall include but is not limited to representatives from  
15 the departments of inspections and appeals, human services,  
16 public health, and aging, and the office of the citizens'  
17 aide; consumers and family members of consumers; health care  
18 facility administrators, owners, and direct care workers;  
19 representatives from Iowa legal aid and AARP Iowa; and four ex  
20 officio, nonvoting members from the general assembly.

21 The bill requires the committee to consider options to  
22 create a new facility or assist an existing facility to  
23 expand services to provide care for elderly persons who  
24 are no longer under judicial control, but have a history of  
25 committing sexual offenses and have been determined likely  
26 to reoffend. The committee shall identify the clients to be  
27 served by the facility; the need for such a facility; options  
28 for creating a new facility, expanding an existing facility,  
29 or using any alternative facility for the purpose of housing  
30 identified persons; options to qualify a facility for Medicaid  
31 reimbursement; cost projections for recommendations; and other  
32 information deemed relevant by the department of inspections  
33 and appeals.

34 The bill requires the committee to provide a report of its  
35 findings and recommendations to the governor and the general

H.F. 2133

1 assembly by December 15, 2012.