# House File 601 - Introduced

HOUSE FILE 601
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO HSB 158)

# A BILL FOR

- 1 An Act relating to the practice of polysomnography.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. Section 148G.1, Code 2019, is amended by adding
- 2 the following new subsection:
- 3 NEW SUBSECTION. 10A. "Sleep diagnostic testing facility"
- 4 means a building or place situated in a fixed location
- 5 or a mobile entity that is used to provide sleep-related
- 6 services and includes sleep-related disorder centers and
- 7 laboratories for sleep-related respiratory disorders, but
- 8 does not include a hospital licensed under chapter 135B that
- 9 provides sleep-related services for its patients, including
- 10 sleep-related services provided under arrangements made by
- 11 the hospital for its patients whereby the hospital exercises
- 12 professional responsibility over the arranged services.
- 13 Sec. 2. Section 148G.3, Code 2019, is amended to read as
- 14 follows:
- 15 148G.3 Location of services.
- 16 The practice of polysomnography shall take place only in a
- 17 facility that is accredited by a nationally recognized sleep
- 18 medicine laboratory or center accrediting agency, in a facility
- 19 operated by a hospital or a hospital licensed under chapter
- 20 135B, or in a patient's home, with testing equipment provided
- 21 by a sleep diagnostic testing facility, or hospital licensed
- 22 under chapter 135B with a physical location in the state of
- 23 Iowa, or a mobile testing company with a physical location in
- 24 the state of Iowa or within ninety miles of the state of Iowa,
- 25 pursuant to rules adopted by the board; provided, however, that
- 26 the scoring of data and the education of patients may take
- 27 place in another setting.
- 28 Sec. 3. NEW SECTION. 148G.3A Supervision of sleep-related
- 29 services in a patient's home.
- 30 Sleep-related services provided in a patient's home shall
- 31 be conducted under the general supervision of a physician or
- 32 qualified health care professional prescriber or a person
- 33 supervised by an American academy of sleep medicine board
- 34 certified physician or qualified health care professional
- 35 prescriber and the results thereof shall be interpreted by an

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- 1 American academy of sleep medicine board certified physician.
- 2 Patients shall be educated on the proper use of testing
- 3 equipment by a respiratory care practitioner, respiratory care
- 4 and polysomnography practitioner, registered polysomnographic
- 5 technologist, or American academy of sleep medicine board
- 6 certified physician employed by or affiliated with the sleep
- 7 diagnostic testing facility providing the sleep-related
- 8 services, or by a person supervised by such a person.
- 9 Sec. 4. <u>NEW SECTION</u>. **148G.3B** Operation of sleep diagnostic 10 testing facilities.
- 11 A sleep diagnostic testing facility shall comply with all of
- 12 the following standards:
- 13 1. A sleep diagnostic testing facility shall be supervised
- 14 by an American academy of sleep medicine board certified
- 15 physician.
- 2. A sleep diagnostic testing facility shall be accredited
- 17 by a nationally recognized sleep medicine laboratory or center
- 18 accrediting agency.
- 19 3. Data from the provision of sleep-related services shall
- 20 be interpreted by an American academy of sleep medicine board
- 21 certified physician.
- 22 4. All sleep-related services shall be conducted by or
- 23 under the general supervision of an American academy of sleep
- 24 medicine board certified physician or qualified health care
- 25 professional prescriber.
- 26 EXPLANATION
- 27 The inclusion of this explanation does not constitute agreement with
- the explanation's substance by the members of the general assembly.
- 29 This bill concerns the practice of polysomnography in Iowa.
- 30 The bill adds a requirement that any in-home sleep
- 31 diagnostic testing be performed with equipment provided by a
- 32 sleep diagnostic testing facility, hospital, or mobile testing
- 33 company with a physical location in Iowa or within 90 miles of
- 34 Iowa and that the patient receive education on the proper use
- 35 of such equipment by a certified respiratory care practitioner,

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1 respiratory care and polysomnography practitioner, registered
2 polysomnographic technologist, or physician employed by or
3 affiliated with the sleep diagnostic testing facility, or by
4 a person supervised by such a person. The bill also requires
5 that any sleep-related services provided in a patient's home
6 be performed under the general supervision of a physician or
7 qualified health care professional prescriber, or a person
8 supervised by such a person, and data from the provision of
9 sleep-related services shall be interpreted by a physician.
10 The bill requires a sleep diagnostic testing facility,
11 as defined in the bill, to be accredited by a nationally
12 recognized sleep medicine laboratory or center accrediting
13 agency.