

**Senate File 2285 - Introduced**

SENATE FILE 2285  
BY COMMITTEE ON HEALTH AND  
HUMAN SERVICES

(SUCCESSOR TO SSB 3123)

**A BILL FOR**

1 An Act relating to the elimination of certain required  
2 reports by and duties of the department of health and human  
3 services, and including effective date and retroactive  
4 applicability provisions.

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

1 Section 1. Section 135.16A, subsection 2, paragraph b, Code  
2 2024, is amended to read as follows:

3 b. If necessary to implement, administer, and enforce this  
4 section, the department, in cooperation with the department  
5 of agriculture and land stewardship, shall submit a request  
6 to the United States department of agriculture for a waiver  
7 or other exception from regulations as deemed feasible by the  
8 department. ~~The department shall regularly report the status~~  
9 ~~of such request to the legislative services agency.~~

10 Sec. 2. Section 135.181, subsection 4, Code 2024, is amended  
11 by striking the subsection.

12 Sec. 3. Section 139A.26, subsection 5, Code 2024, is amended  
13 to read as follows:

14 5. The department shall adopt rules for administration of  
15 this section. ~~The department shall review the requirements~~  
16 ~~of this section at least every five years, and shall submit~~  
17 ~~its recommendations for modification to, or continuation of,~~  
18 ~~this section based upon new information about the disease~~  
19 ~~or vaccination against the disease in a report that shall~~  
20 ~~be submitted to the general assembly no later than January~~  
21 ~~15, 2010, with subsequent reports developed and submitted by~~  
22 ~~January 15 at least every fifth year thereafter.~~

23 Sec. 4. Section 217.21, Code 2024, is amended by striking  
24 the section and inserting in lieu thereof the following:

25 **217.21 Annual report.**

26 The department shall annually report no later than October 1  
27 on the period ending with the June 30 preceding, pursuant to  
28 section 217.22, itemized departmental expenditures concerning  
29 each program under the department's administration and  
30 adequate and complete statistical reports for the state as  
31 a whole concerning all payments made under the department's  
32 administration.

33 Sec. 5. NEW SECTION. **217.22 Publicly available reportable**  
34 **information.**

35 The department shall make reportable information and data

1 publicly available through modernized, interactive displays  
2 found on the department's internet site. The information and  
3 data within the interactive display shall be downloadable and  
4 contain the date and time of the download.

5 Sec. 6. Section 225D.2, subsection 5, paragraph d, Code  
6 2024, is amended by striking the paragraph and inserting in  
7 lieu thereof the following:

8 d. The department shall report on the program and fund  
9 pursuant to section 217.21.

10 Sec. 7. Section 231E.4, subsection 3, paragraph h, Code  
11 2024, is amended to read as follows:

12 h. Maintain statistical data on the local offices including  
13 various methods of funding, the types of services provided, and  
14 the demographics of the wards and clients, and report pursuant  
15 ~~to the general assembly on or before November 1, annually,~~  
16 ~~regarding the local offices and recommend any appropriate~~  
17 ~~legislative action~~ section 217.22.

18 Sec. 8. Section 235A.23, Code 2024, is amended to read as  
19 follows:

20 **235A.23 Reports.**

21 ~~1-~~ The department may compile statistics, conduct research,  
22 and issue reports on child abuse, provided identifying details  
23 of the subject of child abuse reports are deleted from any  
24 report issued pursuant to section 217.22.

25 ~~2. The department shall issue an annual report on its~~  
26 ~~administrative operation, including information as to the~~  
27 ~~number of requests for child abuse data, the proportion of~~  
28 ~~requests attributable to each type of authorized access, the~~  
29 ~~frequency and nature of irregularities, and other pertinent~~  
30 ~~matters.~~

31 Sec. 9. Section 235B.13, Code 2024, is amended to read as  
32 follows:

33 **235B.13 Registry reports.**

34 ~~1-~~ The registry may compile statistics, conduct research,  
35 and issue reports on dependent adult abuse, provided

1 identifying details of the subjects of dependent adult abuse  
2 reports are deleted from any report issued, pursuant to section  
3 217.22.

4 ~~2. The registry shall issue an annual report on its~~  
5 ~~administrative operation, including information as to the~~  
6 ~~number of requests for dependent adult abuse data, the~~  
7 ~~proportion of requests attributable to each type of authorized~~  
8 ~~access, the frequency and nature of irregularities, and other~~  
9 ~~pertinent matters.~~

10 Sec. 10. Section 249A.4, subsection 1, Code 2024, is amended  
11 to read as follows:

12 1. Determine the greatest amount, duration, and scope  
13 of assistance which may be provided, and the broadest range  
14 of eligible individuals to whom assistance may effectively  
15 be provided, under **this chapter** within the limitations of  
16 available funds. ~~In so doing, the director shall at least~~  
17 ~~every six months evaluate the scope of the program currently~~  
18 ~~being provided under **this chapter**, project the probable cost~~  
19 ~~of continuing a like program, and compare the probable cost~~  
20 ~~with the remaining balance of the state appropriation made for~~  
21 ~~payment of assistance under **this chapter** during the current~~  
22 ~~appropriation period. After each evaluation of the scope of~~  
23 ~~the program, the director shall report to the general assembly~~  
24 ~~through the legislative council or in another manner as the~~  
25 ~~general assembly may by resolution direct.~~

26 Sec. 11. Section 249A.24, subsection 4, Code 2024, is  
27 amended by striking the subsection.

28 Sec. 12. REPEAL. Section 142C.17, Code 2024, is repealed.

29 Sec. 13. EFFECTIVE DATE. This Act, being deemed of  
30 immediate importance, takes effect upon enactment.

31 Sec. 14. RETROACTIVE APPLICABILITY. This Act applies  
32 retroactively to reports due on or after January 1, 2024.

33 EXPLANATION

34 The inclusion of this explanation does not constitute agreement with  
35 the explanation's substance by the members of the general assembly.

1     This bill makes changes to the reporting requirements for  
2 the department of health and human services (HHS).

3     The bill amends Code section 135.16A(2)(b) relating to  
4 vendors participating in federal nutrition program egg sales,  
5 by eliminating the requirement that HHS regularly report the  
6 status of any request to the United States department of  
7 agriculture for a waiver or other exception from regulations as  
8 deemed feasible by HHS to the legislative services agency.

9     The bill amends Code section 135.181(4) by striking the  
10 subsection which requires HHS to submit an annual report to  
11 the governor and the general assembly no later than January 1,  
12 based on the immediately preceding fiscal year, relating to the  
13 board-certified behavior analyst and board-certified assistant  
14 behavior analyst grants program and fund, including the number  
15 of applications received, the number of applications approved  
16 and the total amount of funding awarded in grants, the cost of  
17 administering the program, and recommendations for any changes  
18 to the program.

19     The bill amends Code section 139A.26(5) relating to  
20 meningococcal disease vaccination information for postsecondary  
21 students. The bill retains the portion of the subsection  
22 requiring HHS to adopt administrative rules to administer the  
23 Code section, but eliminates the requirement that HHS review  
24 the requirements of the Code section at least every five years  
25 and submit recommendations for modification or continuation  
26 of the section based on new information about the disease or  
27 vaccination against the disease in a report to the general  
28 assembly no later than January 15, 2010, with subsequent  
29 reports developed and submitted by January 15 at least every  
30 fifth year thereafter.

31     The bill strikes Code section 217.21 (annual report),  
32 that requires HHS to annually report to the governor and the  
33 general assembly specified information for the annual period  
34 ending with June 30 preceding, and replaces the section with a  
35 requirement that HHS annually report no later than October 1

1 on the period ending with June 30 preceding, pursuant to new  
2 Code section 217.22 (publicly available reportable information)  
3 itemized departmental expenditures concerning each program  
4 under the department's administration and adequate and complete  
5 statistical reports for the state as a whole concerning all  
6 payments made under the department's administration.

7 The bill includes new Code section 217.22, that requires  
8 HHS to make reportable information and data publicly available  
9 through modernized, interactive displays found on the HHS  
10 internet site. The information and data within the interactive  
11 display shall be downloadable and contain the date and time of  
12 the download.

13 The bill amends Code section 225D.2(5)(d), relating to the  
14 autism support program and fund, by striking the paragraph  
15 which requires HHS to submit an annual report with specified  
16 information to the governor and the general assembly no later  
17 than January 1, based on the immediately preceding fiscal year,  
18 and instead requires HHS to report on the program and fund  
19 pursuant to Code section 217.21 as enacted in the bill, and  
20 requires annual reporting no later than October 1.

21 The bill amends Code section 231E.4(3)(h), relating to the  
22 state office of public guardian, by amending the paragraph to  
23 still require that the state office maintain statistical data  
24 on the local offices including various methods of funding, the  
25 types of services provided, and the demographics of the wards  
26 and clients, but eliminating the requirement that this data be  
27 reported to the general assembly annually regarding the local  
28 offices and recommending any appropriate legislative action.  
29 Instead, the bill requires that the report be made pursuant to  
30 Code section 217.22 as enacted in the bill and requires that  
31 reportable information and data be publicly available on the  
32 HHS internet site.

33 The bill amends Code section 235A.23(2) by striking  
34 the subsection which requires HHS to issue an annual  
35 report relating to the child abuse registry including its

1 administrative operation, information as to the number of  
2 requests for child abuse data, the proportion of requests  
3 attributable to each type of authorized access, the frequency  
4 and nature of irregularities, and other pertinent matters.  
5 Instead, the bill provides that HHS may compile statistics,  
6 conduct research, and issue reports on child abuse, provided  
7 identifying details of the subject of the reports are deleted  
8 from any report issued pursuant to Code section 217.22 as  
9 enacted in the bill.

10 The bill amends Code section 235B.13(2) by striking the  
11 subsection which requires the dependent adult abuse registry  
12 to issue an annual report on its administrative operation,  
13 including information on the number of requests for dependent  
14 adult abuse data, the proportion of requests attributable to  
15 each type of authorized access, the frequency and nature of  
16 irregularities, and other pertinent matters. Instead, the bill  
17 provides that the registry may compile statistics, conduct  
18 research, and issue reports provided that the identifying  
19 details of the subjects of the reports are deleted from any  
20 reports issued pursuant to Code section 217.22 as enacted in  
21 the bill.

22 The bill amends Code section 249A.4(1), relating to the  
23 duties of the director of HHS, to eliminate the requirement  
24 that in determining the greatest amount, duration, and scope  
25 of assistance and the broadest range of eligible individuals  
26 to whom assistance may be provided under the Medicaid chapter  
27 within available funds, the director be required to evaluate  
28 the scope of the current program at least every six months,  
29 project the probable cost of continuing a like program, compare  
30 the probable cost with the remaining balance of the state  
31 appropriation for the current appropriation period, and report  
32 to the general assembly through the legislative council or  
33 in another manner as the general assembly may by resolution  
34 direct.

35 The bill amends Code section 249A.24(4), by striking the

1 subsection that requires the Iowa medical assistance drug  
2 utilization review commission to submit an annual review of  
3 the drugs on the HHS's prior authorization list to HHS and  
4 the members of the general assembly's joint appropriations  
5 subcommittee on health and human services.

6     The bill repeals Code section 142C.17 (annual donation  
7 and compliance report). The Code section requires HHS, in  
8 conjunction with any statewide organ procurement organization  
9 in Iowa, to prepare and submit a report to the general assembly  
10 on or before January 1 each year regarding organ donation rates  
11 and voluntary compliance efforts with hospital organ and tissue  
12 donation protocols by physicians, hospitals, and other health  
13 systems organizations, and specified the information to be  
14 included in the report.

15     The bill takes effect upon enactment and applies  
16 retroactively to reports due on or after January 1, 2024.