

Senate File 401 - Reprinted

SENATE FILE 401
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO SSB 1240)

(As Amended and Passed by the Senate March 12, 2015)

A BILL FOR

1 An Act relating to subacute care facilities.

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

1 Section 1. Section 135G.6, subsection 2, paragraphs b and c,
2 Code 2015, are amended to read as follows:

3 *b.* The department of human services shall not give approval
4 to an application which would cause the number of publicly
5 funded subacute care facility beds licensed under this chapter
6 to exceed ~~fifty~~ seventy-five beds.

7 *c.* The subacute care facility beds identified by ~~the~~
8 a request for proposals process initiated on or after the
9 effective date of this Act shall be existing beds which have
10 ~~been awarded a~~ new beds located in hospitals and facilities
11 existing under a current certificate of need pursuant to
12 chapter 135. Such beds shall not be required to obtain an
13 additional certificate of need ~~upon conversion to licensed~~
14 ~~subacute care facility beds.~~

15 Sec. 2. Section 229.13, subsection 1, Code 2015, is amended
16 by adding the following new paragraph:

17 NEW PARAGRAPH. *c.* If the court orders evaluation and
18 treatment of the respondent on an inpatient basis under this
19 section, the court may order the respondent placed under the
20 care of an appropriate subacute care facility licensed under
21 chapter 135G.

22 Sec. 3. Section 229.14, subsection 2, Code 2015, is amended
23 by adding the following new paragraph:

24 NEW PARAGRAPH. *e.* If the court orders placement and
25 treatment of the respondent on an inpatient basis under this
26 section, the court may order the respondent placed under the
27 care of an appropriate subacute care facility licensed under
28 chapter 135G.

29 Sec. 4. DEPARTMENT OF INSPECTIONS AND APPEALS —
30 RULES. The administrative rules adopted by the department of
31 inspections and appeals relating to eligibility requirements
32 for individualized subacute mental health services in subacute
33 care facilities licensed under chapter 135G shall allow for the
34 treatment of persons involuntarily hospitalized under chapter
35 229.