

maintenance, monitoring of ground and surface waters, monitoring of air before and after closure, and the potential loss of land or water resources due to contamination.

NEW LETTERED PARAGRAPH. k. To the maximum extent feasible a site should be located away from all of the following areas:

(1) Areas subject to natural hazards including, but not limited to, flooding, earthquakes, or subsidence.

(2) Sources of drinking water supply including, but not limited to, reservoirs, lakes and rivers and their watersheds, and aquifers and their recharge areas.

(3) Fragile land areas including, but not limited to, wetlands and the shorelines of rivers, lakes, and streams.

(4) Areas with rare or valuable ecosystems or geologic formations or significant wildlife habitat.

(5) Unique scenic or historic areas.

(6) Residential areas, parks, or schools.

(7) Prime farmland as defined by the United States department of agriculture in 7 C.F.R. § 657.5(a).

Approved April 28, 1986

CHAPTER 1150

TEMPORARY RESIDENTIAL CARE FACILITY EXEMPTION

S.F. 2207

AN ACT excluding residential care facilities from certificate-of-need reviews for two fiscal years.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 135.63, subsection 2, Code 1985, is amended by adding the following new lettered paragraph:

NEW LETTERED PARAGRAPH. f. A residential care facility, as defined in section 135C.1, including a residential care facility for the mentally retarded, notwithstanding any provision in this division to the contrary.

Sec. 2. The state department of health shall monitor the effects of this Act's exclusion of residential care facilities from the requirements of section 135.63 in terms of availability, cost, and quality of residential care. The department shall report its findings and recommendations regarding continued exclusion to the governor and the general assembly by January 11, 1988.

Sec. 3. Section 1 of this Act is repealed July 1, 1988.

Approved April 28, 1986