

CHAPTER 1053**NURSING FACILITIES – ALTERNATIVE LICENSURE AND INSPECTIONS**

S.F. 2235

AN ACT relating to the use of alternative licensing for nursing facilities and providing for a contingent effective date.

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

Section 1. Section 135C.2, Code Supplement 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 7. The rules adopted by the department regarding nursing facilities shall provide that a nursing facility may choose to be inspected either by the department or by the joint commission on accreditation of health care organizations. The rules regarding acceptance of inspection by the joint commission on accreditation of health care organizations shall include recognition, in lieu of inspection by the department, of comparable inspections and inspection findings of the joint commission on accreditation of health care organizations, if the department is provided with copies of all requested materials relating to the inspection process.

Sec. 2. Section 135C.6, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 9. Notwithstanding section 135C.9, nursing facilities which are accredited by the joint commission on accreditation of health care organizations shall be licensed without inspection by the department, if the nursing facility has chosen to be inspected by the joint commission on accreditation of health care organizations in lieu of inspection by the department.

Sec. 3. **CONTINGENCY – EFFECTIVE DATE.** This Act is effective upon passage of federal legislation which provides for acceptance of the joint commission on accreditation of health care organizations inspections for nursing facilities required for participation in programs authorized by either Title XVIII or Title XIX of the federal Social Security Act.

Approved April 4, 1996

CHAPTER 1054**REAL ESTATE BROKERS AND SALESPERSONS – PERMISSIBLE ACTS**

H.F. 2202

AN ACT relating to permissible acts related to real estate sales, exchanges, purchases, rentals, leases, or advertising by licensees and nonlicensees.

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

Section 1. Section 543B.7, Code Supplement 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 11. A nonlicensed employee of a licensee who provides information to another licensee concerning the sale, exchange, purchase, rental, lease, or advertising of real estate which has been provided to the employee by the employer licensee either verbally or in writing.

Sec. 2. Section 543B.56, subsection 3, paragraph b, Code Supplement 1995, is amended to read as follows:

b. Act in a transaction on the licensee's own behalf, on behalf of the licensee's immediate family or brokerage, or on behalf of an organization or business entity in which the licensee has an interest, unless the licensee has the provided written ~~consent of~~ disclosure of the interest to all parties to the transaction.

Approved April 4, 1996

CHAPTER 1055

REGULATION OF PROFESSIONAL ENGINEERING, LAND SURVEYING, AND ARCHITECTURE

H.F. 2318

AN ACT relating to the licensure and practice of land surveying, to the unlawful practice of land surveying, architecture, and professional engineering, and establishing a civil penalty.

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

Section 1. Section 542B.16, Code 1995, is amended to read as follows:

542B.16 SEAL - CERTIFICATE OF RESPONSIBILITY - REPRODUCTIONS.

1. Each ~~registrant licensee~~, upon ~~registration licensure~~, ~~may shall~~ obtain a seal. ~~If the registrant obtains or uses a seal, it shall be~~ of a design approved by the board, bearing the ~~registrant's licensee's~~ name, Iowa ~~registration license~~ number, and the words "professional engineer" or "land surveyor" or both, as the case may be. A legible rubber stamp or other facsimile of the seal may be used and shall have the same effect as the use of the actual seal.

2. All engineering documents and land surveying documents shall be dated and shall contain ~~all of~~ the following: ~~(1)~~

a. The signature of the ~~registrant licensee~~ in responsible charge; ~~(2) a certificate.~~

b. A certification that the work was done by ~~such registrant the licensee~~ or under the ~~registrant's licensee's~~ direct personal supervision; ~~and (3) the.~~

c. The Iowa registration number or legible seal of ~~such registrant the licensee.~~

~~If engineering documents or land surveying documents comply with this section, reproductions thereof also comply with this section if the date, signature, certificate, and registration number thereon are legibly reproduced.~~

3. ~~No An~~ agency, of this state ~~and no~~ subdivision, or municipal corporation of this state, ~~nor any or an officer thereof of the state, subdivision, or municipal corporation,~~ shall ~~not~~ file for record or approve any engineering document or land surveying document which does not comply with this section.

4. ~~No registrant~~ A licensee shall ~~not~~ place the ~~registrant's licensee's~~ signature or seal on any engineering document or land surveying document unless the ~~registrant licensee~~ was in responsible charge of the work, except that the ~~registrant licensee~~ may do so if the ~~registrant licensee~~ contributed to the work and the ~~registrant licensee~~ in responsible charge has signed and certified the work.

5. Violation of this section by a ~~registrant licensee~~ shall be deemed fraud and deceit in the ~~registrant's licensee's~~ practice.

Sec. 2.* NEW SECTION. 542B.27 CIVIL PENALTY.

*See chapter 1219, §29 herein