

Sec. 47. 1999 Iowa Acts, chapter 55, section 5, is amended to read as follows:

SEC. 5. TRANSITION TO FISCAL YEAR. The limit on foster home liability established in section 237.13, subsection 6, Code 1999, in effect for the calendar year beginning January 1, 1999, shall apply through June 30, 1999. This section of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 48. 1999 Iowa Acts, chapter 131, section 3, is amended to read as follows:

SEC. 3. EFFECTIVE DATE AND APPLICABILITY. This Act, being deemed of immediate importance, takes effect upon enactment, and shall apply to all claims of exemption under this ~~section~~ Act made on or after the day of enactment.

Sec. 49. Section 322C.8, Code 1999, is repealed.

Sec. 50. EFFECTIVE DATES.

1. This section, being deemed of immediate importance, takes effect upon enactment.

2. Section 46 of this Act, amending 1999 Iowa Acts, chapter 13, section 29, being deemed of immediate importance, takes effect upon enactment, and applies retroactively to April 7, 1999.

3. Section 47 of this Act, amending 1999 Iowa Acts, chapter 55, section 5, being deemed of immediate importance, takes effect upon enactment, and applies retroactively to April 23, 1999.

4. Section 48 of this Act, amending 1999 Iowa Acts, chapter 131, section 3, being deemed of immediate importance, takes effect upon enactment, and applies retroactively to May 17, 1999.

Approved May 3, 2000

CHAPTER 1155

DEPARTMENT OF INSPECTIONS AND APPEALS — DUTIES — DIVISIONS

S.F. 2390

AN ACT relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division.

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

Section 1. Section 10A.104, subsection 8, Code Supplement 1999, is amended to read as follows:

8. Establish by rule standards and procedures for certifying that targeted small businesses are eligible to participate in the procurement ~~set-aside~~ program established in sections 73.15 through 73.21. The procedure for determination of eligibility shall not include self-certification by a business. Rules and guidelines adopted pursuant to this subsection are subject to review and approval by the director of the department of management. The director shall maintain a current directory of targeted small businesses which have been certified pursuant to this subsection.

Sec. 2. Section 10A.106, Code Supplement 1999, is amended to read as follows:

10A.106 DIVISIONS OF THE DEPARTMENT.

The department is comprised of the following divisions:

1. Administrative hearings division.
2. Audits division.

3. Investigations division.
4. Inspections division.
5. Health facilities division.

The allocation of departmental duties to the divisions of the department in sections 10A.302, 10A.402, ~~and 10A.502, 10A.702, and 10A.801~~ does not prohibit the director from reallocating departmental duties within the department. The director shall not reallocate any of the duties of the division of administrative hearings, created by section 10A.801, to any other unit of the department.

Sec. 3. Section 10A.402, subsection 4, Code 1999, is amended by striking the subsection.

Sec. 4. Section 10A.502, Code 1999, is amended to read as follows:
10A.502 RESPONSIBILITIES.

The administrator shall coordinate the division's conduct of various inspections as otherwise provided for by law including but not limited to the following:

1. ~~Inspections of land situated outside of the state which is proposed for sale within the state and licensing procedures related to social and charitable gambling pursuant to chapter 99B.~~
2. Inspections of food establishments, including restaurants, hotels, food and beverage vending machines, state educational, charitable, correctional, and penal institutions, and sanitation inspections in any locality of the state upon the written petition of five or more residents of a particular locality.
3. ~~Inspections and other licensing procedures relative to the hospice program, hospitals, and health care facilities. The division shall be the sole designated licensing authority for these programs and facilities.~~
4. ~~Inspections relative to hospital and health care facility construction projects and licensing boards established within the department of public health, except the board of medical examiners, the board of pharmacy examiners, the board of dental examiners, and the board of nursing.~~
5. ~~Inspections of child foster care facilities and private institutions for the care of dependent, neglected, and delinquent children.~~

Article VII HEALTH FACILITIES DIVISION¹

Sec. 5. NEW SECTION. 10A.701 DEFINITIONS.

As used in this article, unless the context otherwise requires:

1. "Administrator" means the chief administrator who shall coordinate the administration of this division.
2. "Division" means the health facilities division of the department of inspections and appeals.

Sec. 6. NEW SECTION. 10A.702 RESPONSIBILITIES.

The administrator shall coordinate the division's conduct of various inspections and investigations as otherwise provided by law, including but not limited to, all of the following:

1. Investigations relative to the standards and practices of hospitals, hospices, birth centers, and health care facilities.
2. Inspections and other licensing procedures relative to the hospice program, hospitals, birth centers, and health care facilities. The division is designated as the sole licensing authority for these programs and facilities.
3. Inspections relative to hospital and health care facility construction projects.
4. Inspections of child foster care facilities and private institutions for the care of dependent, neglected, and delinquent children.

Approved May 3, 2000

¹ Probably intended to amend 1999 Iowa Code, chapter 10A, article VII headline