

based on other compensation received by the owner for the destruction of the animals. The department may exclude a claim, if the person would be ineligible to receive compensation by three appointed appraisers as provided in this section.

If an owner elects to be paid an indemnity amount based on a method that provides either a determination by appointed appraisers or pursuant to a formula, the owner shall not be entitled to revoke the election, unless otherwise provided by the department. An owner's decision to delay or refuse to make an election under this section shall not affect the condemnation and destruction of infected animals under the program of eradication.

Approved April 9, 2002

CHAPTER 1102

CHILD FOSTER CARE AND ADOPTION

H.F. 2518

AN ACT relating to child foster care and adoption requirements involving licensing periods, foster parent training, and annual reports.

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

Section 1. Section 237.3, subsection 2, paragraph f, unnumbered paragraph 1, Code Supplement 2001, is amended to read as follows:

Housing, health, safety, and medical care policies for children receiving child foster care. The medical care policies shall include but are not limited to ~~both~~ all of the following:

Sec. 2. Section 237.3, subsection 2, paragraph f, Code Supplement 2001, is amended by adding the following new subparagraph as subparagraph (1) and renumbering the existing subparagraphs:

NEW SUBPARAGRAPH. (1) Provision by the department to the foster care provider at or before the time of a child's placement of the child's health records and any other information possessed or known about the health of the child or about a member of the child's family that pertains to the child's health.

Sec. 3. Section 237.5, subsection 1, Code 2001, is amended to read as follows:

1. An individual or an agency shall apply for a license by completing an application to the administrator upon forms furnished by the administrator. The administrator shall issue or re-issue a license if the administrator determines that the applicant or licensee is or upon commencing operation will provide child foster care in compliance with this chapter. A license for an individual is valid for one year from the date of issuance. A license for an agency is valid for up to three years from the date of issuance for the period determined by the administrator in accordance with administrative rules providing criteria for making the determination. The license shall state on its face the name of the licensee, the type of facility, the particular premises for which the license is issued, and the number of children who may be cared for by the facility on the premises at one time. The license shall be posted in a conspicuous place in the physical plant of the facility, except that if the facility is in a single-family home the license may be kept where it is readily available for examination upon request.

Sec. 4. Section 237.5A, Code 2001, is amended to read as follows:

237.5A FOSTER PARENT TRAINING.

As a condition for initial licensure, each individual licensee shall complete ~~twelve~~ thirty hours of foster parent training offered or approved by the department. Prior to annual renewal of licensure, each individual licensee shall also complete six hours of foster parent training. The training shall include but is not limited to physical care, education, learning disabilities, referral to and receipt of necessary professional services, behavioral assessment and modification, self-assessment, self-living skills, and biological parent contact. An individual licensee may complete the training as part of an approved training program offered by a public or private agency with expertise in the provision of child foster care or in related subject areas. The department shall adopt rules to implement and enforce this training requirement.

Sec. 5. Section 238.3, Code 2001, is amended to read as follows:

238.3 ~~POWER~~ AUTHORITY TO LICENSE.

The administrator is ~~hereby empowered to~~ may grant a license under this chapter for one year ~~the period specified in section 238.9~~ for the conduct of any child-placing agency ~~that is for the public good, and is conducted by a reputable and responsible person in this state.~~

Sec. 6. Section 238.9, Code 2001, is amended to read as follows:

238.9 ~~TENURE~~ TERM OF LICENSE.

Licenses ~~A license~~ granted under this chapter shall be valid for ~~one year~~ three years from the date of issuance thereof unless the license is revoked in accordance with ~~the provisions hereof~~ section 238.10.

Sec. 7. Section 238.24, Code 2001, is amended to read as follows:

238.24 INFORMATION CONFIDENTIAL.

~~1. No individual~~ Except as authorized by this section, a person who acquires through ~~the operation of the provisions of sections 238.17 to 238.23, inclusive, under this chapter~~ or from the records provided for in this chapter, information relative to any agency or relative to any person individual cared for by ~~such~~ the agency or relative to any relative of ~~any such person~~ the individual, shall ~~not~~ directly or indirectly disclose ~~such~~ the information ~~except.~~

2. Disclosure of information acquired under this chapter or from the records provided for in this chapter is authorized under any of the following circumstances:

a. upon Disclosure made upon inquiry before a court of law, or before some other tribunal, or for the information of the governor, general assembly, medical examiners, administrator, Iowa department of public health, or the local board of health in the jurisdiction where ~~such~~ the agency is located.

b. Nothing herein shall prohibit the Disclosure may be made by the administrator ~~from disclosing such facts to such~~ to proper persons as may be in the interest of a child cared for by ~~such~~ the agency or in the interest of the child's parents or foster parents and not inimical to the child, or as may be necessary to protect the interests of the child's prospective foster parents. However, disclosure of termination and adoption records shall be governed by the provisions of sections 600.16 and 600.16A.

c. Nothing herein shall prohibit the Disclosure for purposes of statistical analysis ~~performed~~ formed by duly authorized persons of data collected ~~by virtue of~~ under this chapter or the publication of the results of such analysis in such manner as will not disclose confidential information.

Sec. 8. Section 238.23, Code 2001, is repealed.