

2009 Legislative Session Summary of Enacted Bills of Public Health Interest

Overview:

- 184 bills sent to the governor.
- Of the 184 bills, 177 signed with no changes.
- Of the 184 bills, 7 signed after being line-item vetoed.
- The following bills were line-item vetoed: [HF 809](#) Administration and Regulation Appropriations Bill, [HF 811](#) Health and Human Services Appropriations Bill, [SF 467](#) Agriculture and Natural Resources Appropriations Bill, [SF 469](#) Economic Development Appropriations Bill, [SF 470](#) Education Appropriations Bill, [SF 475](#) Justice Appropriations Bill, and [SF 478](#) Standing Appropriations Bill.
- Item-veto letters are available on the General Assembly Web page once a specific bill is retrieved.

Key:

FYI = Issue of interest

FTE = Needs additional staff

\$ = Needs additional funding

M/C = Monitor/coordinate action

Task Force = Interim committee/work group/etc. required

AR = Needs administrative rules

Report = Written report required

HF/SF	Bill Title	Description	Signed by Governor	Dept./Board Action	Lead Staff	Effective Date
HF 64	Disaster Assistance	A bill providing for \$155 million from the economic emergency fund for disaster recovery relief. The funds are divided among three programs: Jumpstart Housing Assistance Program, Disaster and Individual Assistance Grants, and Community Disaster Grants.	2/2/2009	FYI	N/A	February 2, 2009
HF 122	Precursor Substances	A bill relating to requiring reports for certain precursor substances and extending an information program for drug prescribing and dispensing.	4/2/2009	FYI	Board of Pharmacy	Varies
HF 214	Interstate Education Compact for Military Children	A bill establishing the interstate compact on educational opportunity for military children. Subsection 4, subparagraph c, allows for a 30 day period for compliance with immunization requirements.	3/26/2009	FYI	D. Callaghan	March 26, 2009
HF 243	Gender Balance on Boards	A bill extending gender balance requirements to political subdivisions. The requirements already apply to statewide boards and commissions.		FYI	N/A	July 1, 2009
HF 311	Coverage for Prosthetic Devices	A bill requiring individual and group insurance to cover medically necessary prosthetic devices for an arm or a leg, with no annual or lifetime caps.	4/24/09	FYI	N/A	July 1, 2009
HF 314	Iowa Department of Public Health Omnibus	A bill making various substantive changes to programs under the jurisdiction of the Iowa Department of Public Health.	4/2/2009			July 1, 2009

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HF 314	Iowa Department of Public Health Omnibus	<p>Division I. Establishes a certification program for persons who renovate target housing and child-occupied facilities to comply with USEPA regulations.</p> <p>Division II. Makes updates to the Universal Newborn and Infant Hearing Program.</p> <p>Division III. Makes changes to the department's authority in a public health disaster.</p>		AR AR AR	R. Gergely T. O'Hollearn/ J. Borst R. Curtiss	
HF 315	Youth Development Council	An act creating an Iowa Collaboration for Youth Development Council and State of Iowa Youth Advisory Council in the Department of Human Rights.	4/9/2009	FYI	K. Stone	July 1, 2009
HF 380	Iowa Department of Public Health Technical Bill	<p>An act making mostly minor changes to programs under the jurisdiction of IDPH.</p> <p>Section 1. Vital records legal name change and fee clarification.</p> <p>Section 2. Change to eligibility for serving on the Dental Board.</p> <p>Section 3. Makes emergency medical services medical directors as state volunteers, which gives them immunity under the state tort claims statute.</p> <p>Section 4. Changes regarding temporary and permanent licensure terminology and changes to temporary license requirements for the Board of Podiatry.</p> <p>Section 5. Makes tooth whitening the practice of dentistry. Does not prohibit tooth whitening done in a private residence. This section is effective upon enactment.</p> <p>Sections 6-10. Changes for the Board of Barbering, including adding waxing to the barbering practice, rescinding outdated apprentice language, changing renewal period of an instructor's license, and bringing the civil penalty in-line with other licensing boards.</p> <p>Section 11. Changes the frequency of meetings for the State Medical Examiner Advisory Council.</p> <p>Section 12. Repeals outdated code section on Protective Eyeglasses, and repeals outdated code language for the Board of Nursing Home Administrators.</p>	4/10/2009	AR AR FYI AR AR AR Repeal of AR/FYI	J. France Dental Board K. Schmitt R. Sparks Dental Board E. Baird J. Goodin J. Manning and S. Dozier	Varies

HF/SF	Bill Title	Description	Signed by Governor	Dept./Board Action	Lead Staff	Effective Date
HF 381	Pharmacy Support Persons and Internet Pharmacy	An act relating to the practice of pharmacy by establishing a registration program for pharmacy support persons and regulating the internet sale of prescription products, including a program of registration of pharmacy internet sites.	4/17/2009	AR	Board of Pharmacy	July 1, 2009
HF 414	FY09 Appropriations Adjustment Bill	An act relating to public funding and regulatory matters and making, reducing, and transferring appropriations and revising fund amounts and including effective, retroactive, and other applicability date provisions.	3/16/2009	FYI	M. Spangler	Varies
HF 478	Diabetes Self-Management Coverage	A bill requiring insurance coverage for up to an additional 2 hours of diabetes self-management training every year after the initial 10 hours of training. This provision takes effect for coverage delivered, issued, continued or renewed after July 1, 2009.	5/22/09	FYI	L. Hendricks/ J. Myers-Geadelmann	May 22, 2009
HF 503	Definition of Veteran Change	An act concerning the definition of veteran.	5/26/09	FYI	N/A	July 1, 2009
HF 562	State Child Care Advisory Council	An act making changes to the state Child Care Advisory Council. IDPH is a member of the council. The bill also requires the council to assist the Early Childhood Iowa Council in developing its strategic plan and in developing the Child Care Advisory Council annual report.	5/18/09	FYI	S. Clausen/ J. Borst	July 1, 2009
HF 671	Volunteer Emergency Service Providers Employment Termination Protection	An act providing volunteer emergency services providers protection from employment termination. Also includes a correction to SF 108 , regarding the Interoperability Board that the Governor will seek recommendations from volunteer and professional organizations in making appointments to the board. Adds provisions on what persons must approve a boundary change.	5/26/09	FYI	K. Schmitt	Varies
HF 809	FY 2010 Administration and Regulation Appropriation Bill	A bill making appropriations to various state agencies, including the Department of Administrative Services, Auditor of the State, Governor's Office, and the Department of Inspections and Appeals. Of interest to IDPH: Sec. 28 and 29. Directs the Department of Administrative Services and state agencies to not purchase fleet vehicles with upgrades.	5/26/09 Line-item vetoed	FYI	M. Spangler	Varies
HF 811	FY2010 Health and Human Services Appropriations Bill	The bill makes appropriations to the Department of Elder Affairs, Department of Public Health, Department of Human Services, Department of Veterans Affairs and the Veterans Home.	5/26/09 Line-item vetoed			Varies

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HF 811	FY2010 Health and Human Services Appropriations Bill	Other Sec. 9(19). Directs the Iowa Autism Council to work with the Department of Human Services to review the option of implementing a home and community-based services waiver for individuals up to 21 years of age with autism. Findings due to the General Assembly by January 15, 2010.		FYI	N/A	
HF 820	Federal Block Grant and Stimulus Funding Appropriations Bill	A bill for appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated. Also appropriations federal stimulus funds from American Recovery and Reinvestment Act. Of interest to IDPH: Sec. 61(7). Provides \$3 million in funding to IDPH. In particular, \$700,000 for Elderly Wellness programs, \$500,000 for programs funded within Community Capacity, and \$1.8 million to Resource Management to be allocated to the areas of greatest need. Sec. 61(8)(b). \$6,263,231 for coverage of children under Medicaid and <i>hawk-i</i> in SF 389 , including \$510,249 to fund supplemental dental services under <i>hawk-i</i> . Sec. 61(8)(c). \$20,000 to IDPH to support administrative costs for expansion of the Volunteer Health Care Provider Program in SF 389 .	5/26/09	FYI FYI FYI	M. Spangler N/A J. Naber/ J. McMahon	Varies
HF 822	FY 2010 Rebuild Iowa Infrastructure Fund (RIIF) Appropriations Bill	Makes various appropriations from the Rebuild Iowa Infrastructure Fund. Of interest to IDPH: Sec. 1(9). \$130,000 for Prevent Blindness Iowa for vision screening. This is the same level of funding as received in FY 2009. Sec. 29. Requires any recipient of RIIF funds to report to the state agency to which the moneys are appropriated the status of all projects completed or in progress. The report is due annually, on or before December 31 of each year. Sec. 38. Language amending 135.63 regarding the Certificate of Need Program. The language adds reference to the replacement of nursing facilities to the exemption for a CON. This mirrors language already in administrative rules.	5/26/09	FYI FYI FYI	M. Spangler M. Spangler B. Nervig	Varies

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SF 101	Shaken Baby Prevention Program	An act establishing a shaken baby syndrome prevention program in IDPH.	3/5/2009	FYI	S. Trusty/ J. Borst	July 1, 2009
SF 204	Department of Elder Affairs Omnibus	A bill relating to the Department of Elder Affairs and services provided to older Iowans.	3/25/2009	FYI	N/A	July 1, 2009
SF 207	Iowa Finance Authority Omnibus	An act making various changes to programs under the purview of the Iowa Finance Authority including eliminating requirements relating to mandatory issue studies to be conducted by the Council on Homelessness.	4/6/2009	FYI	J. Gronstal	July 1, 2009
SF 224	Plumbing Board Changes Bill	An act relating to the licensing and regulation of plumbers mechanical professionals, and contractors. Requires the board to work with the Electrical Examining Board and city and county building officials to conduct a study to determine the most appropriate and feasible manner to implement a statewide inspection program for work performed by both boards. The report is due January 1, 2011.	5/26/09	AR	Plumbing and Mechanical Professionals Board/C. Houlson, K. Sharp	Varies
SF 237	Pseudoephedrine Changes Tracking	An act relating to pseudoephedrine product sales by pharmacies and retailers, and providing penalties and contingent applicability.	3/25/2009	FYI	N/A	July 1, 2009
SF 280	Disaster Assistance Immunity	An act relating to disaster emergency assistance immunity.	4/3/2009	FYI	R. Curtiss	July 1, 2009
SF 377	IDPH Drug Repository for Disasters and Emergencies	An act to provide IDPH the authority to accept prescription drugs from the Iowa Drug Donation Repository program in preparation for or during a disaster situation.	5/22/09	AR	R. Curtiss	July 1, 2009
SF 389	Omnibus Health Care	An act relating to health care, health care providers, and health care coverage, providing for appropriations, providing penalties, and providing retroactive and other effective dates. A description of the bill's divisions is as follows: Division I: Establishes the legislative Healthcare Coverage Commission, including authority for the Legislative Council to hire or contract with a person or persons to assist the commission and coordinate the activities of health care reform advisory bodies. Division II. Adult children Health Care Coverage Revisions	5/19/09	FYI FYI	M. Jones/ J. McMahon N/A	Varies

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SF 389	Omnibus Health Care	<p>Division III. Makes various changes related to children's health care, including requiring reporting of coverage on income tax forms, and implemented access and retention efforts included in the federal Children's Health Insurance Program Reauthorization Act of 2009 for <i>hawk-i</i> and Medicaid. Also allows for supplemental dental-only coverage under <i>hawk-i</i>.</p> <p>Division IV. Expands the Volunteer Health Care Provider program to include specialty health care provider offices.</p> <p>Division V. Establishes new programs related to health care workforce, including medical residency grants, health care provider incentives, nurse and nurse educator incentives, safety net provider network incentives, and a physician assistant mental health fellowship program. Requires annual report on use of funds. Implements this division to the extent that funding is available.</p> <p>Division VI. Requires all health professional boards to report to the legislature by January 15, 2010 any public information regarding sanctions levied against a health care professional for receipt of gifts, which is not in compliance with the requirements and limitation of each health profession as established by the respective board.</p> <p>Division VII. Codifies an existing contract between IDPH and the Iowa Hospital Association regarding the collection, maintenance, and dissemination of hospital inpatient, outpatient, and ambulatory information.</p>		<p>FYI</p> <p>AR</p> <p>AR, FTE, \$, report when funding is available</p> <p>Report</p> <p>FYI</p>	<p>J. Borst/B. Russell</p> <p>D. Mouw/ J. McMahan M. Holst/ D.Chamberlin</p> <p>Licensing boards</p> <p>M. Spangler</p>	
SF 446	Nonsubstantive Code Editor Bill	<p>A bill relating to nonsubstantive code corrections and providing effective dates and for retroactive applicability. Following are changes of interest to IDPH.</p> <p>Secs. 34-38. Makes minor changes to Chapter 124 Controlled Substances.</p> <p>Sec. 39. Changes person to student in reference to the dental screening program in section 135.17.</p> <p>Sec. 40. Makes minor changes to language related to the Health Facilities Council in section 135.62.</p> <p>Sec. 41. Cleans up language regarding the Center for Rural Health and Primary Care in section 135.107.</p>	4/3/2009	FYI for all	<p>K. Stone</p> <p>B. Russell</p> <p>B. Nervig</p> <p>K. Jerkins/ D. Chamberlin</p>	Varies

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SF 446	Nonsubstantive Code Editor Bill	<p>Sec. 42. Makes clean up change to section 135.141 regarding the Division of Acute Disease Prevention and Emergency Response.</p> <p>Sec. 43. Makes corrective change to section 135.157 by changing the word "chapter" to "divisions."</p> <p>Sec. 44. Makes corrective change to section 135.159 related to the HOPES-HFI program.</p> <p>Sec. 48. Makes corrective change to section 136B.2 related to the radon testing program.</p> <p>Sec. 49. Makes corrective change to section 139A.21 regarding reporting to the Iowa Poison Control Center.</p> <p>Secs. 50-56. Makes corrective changes to licensing board provisions related to Chapter 147 and Chapter 153.</p> <p>Secs. 181-183. Makes additional corrective changes to Chapter 124 Controlled Substances.</p> <p>Secs. 186-188. Makes corrective changes to Chapter 125 Chemical Substance Abuse.</p> <p>Sec. 191. Makes corrective change regarding summary review procedure for the Certificate of Need Program in section 135.67.</p> <p>Secs. 193-194. Renumbers provisions related to vital records in Chapter 144.</p> <p>Secs. 195-196. Renumbers provisions related to Chapter 155A Pharmacy.</p>			<p>R. Curtiss</p> <p>N/A</p> <p>J. Stockton/ J. McMahon M. Rasmusson K. Sharp</p> <p>E. Gloor</p> <p>IBP</p> <p>K. Stone</p> <p>B. Nervig</p> <p>J. France</p> <p>IBP</p>	
SF 449	Code Editor Bill II	<p>A bill making various minor changes to the code. The changes include:</p> <p>Sec. 29. Makes minor changes to section 125.86 regarding required reports for substance abuse commitments.</p> <p>Secs. 30-32. Makes clarifying changes when referencing health licensing boards in Chapter 135 Department of Public Health.</p> <p>Sec. 33. Makes minor change to section 135.37 related to enforcement of the tattoo program.</p> <p>Secs. 34, 35, 37, 38, 41, 43, 57, 59, 61. Makes corrective changes to the reference to the practice of osteopathic medicine.</p> <p>Sec. 42. Makes clarifying changes to section 142A.3 related to the membership of the Tobacco Use Prevention and Control Commission.</p> <p>Sec. 44. Makes clarifying changes to section 144.14 related to vital</p>	5/22/09	FYI for all	<p>K. Stone</p> <p>E. Gloor</p> <p>K. Sharp</p> <p>IBM/M. Bowden B. Mapes</p> <p>J. France</p>	Varies

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SF 449	Code Editor Bill II	<p>records and children found that have unknown parentage.</p> <p>Secs. 47-51. Makes clarifying changes to Chapter 147 related to the health licensing boards.</p> <p>Secs. 52-55. Makes clarifying changes to Chapter 148 related to the Board of Medicine.</p> <p>Sec. 56. Renumbers subsections in Chapter 148A related to the Physical and Occupational Therapy Board.</p> <p>Sec. 58. Makes clarifying changes to section 154A.6 related to the Board of Hearing Aid Dispensers.</p> <p>Sec. 59. Makes clarifying changes to section 154B.5 related to the Board of Psychology.</p> <p>Sec. 60. Makes clarifying changes to section 154C.3 related to the Board of Social Work.</p> <p>Secs. 62-63. Makes clarifying changes to section 154C.3 related to the Board of Nursing Home Administrators.</p> <p>Sec. 64. Makes clarifying changes to section 155A.15 related to the Board of Pharmacy.</p> <p>Secs. 65-66. Makes clarifying changes to Chapter 158 related to the Board of Barbering.</p> <p>Sec. 175. Makes consistent references to osteopathic physicians in section 707.7 related to feticide.</p>			<p>E. Gloor</p> <p>IBM/M. Bowden</p> <p>E. Gloor/J. Manning</p> <p>E. Gloor/S. Dozier</p> <p>E. Gloor/S. Dozier</p> <p>E. Gloor/R. Sparks</p> <p>E. Gloor/S. Dozier</p> <p>IBP/L. Jessen</p> <p>E. Gloor/E. Baird</p> <p>IBM/M. Bowden</p>	
SF 467	FY 2010 Agriculture Appropriations	<p>A bill making state appropriations for agriculture, natural resources and environmental protection. Of interest to IDPH:</p> <p>Sec. 9. Requires the Iowa Department of Natural Resources to award up to \$165,000 to the Board of Pharmacy (IBP) to implement and administer a pharmaceutical collection and disposal pilot program. The IBP may cooperate with the Iowa Pharmacy Association in implementation and administration.</p>	5/26/09 Line-item vetoed	M/C	IBP/L. Jessen	Varies
SF 470	FY 2010 Education Appropriations Bill	The bill makes appropriations to the Iowa Commission for the Blind, the Student Aid Commission, the Department of Education, and the Board of Regents.	5/26/09 Line-item vetoed	FYI	N/A	Varies
	FY 2010 Standings	Makes various appropriations from the General Fund and provides for various policy changes. Of interest to IDPH:	5/26/09 Line-item	FYI for all		Varies

HF/SF	Bill Title	Description	Signed by Governor	Dept./Board Action	Lead Staff	Effective Date
SF 478	Appropriations Bill		vetoed			
SF 478	FY 2010 Standings Appropriations Bill	<p>Sec. 4. Limits funding from birth certificate registration fees for the Center for the Congenital and Inherited Disorders Registry at \$182,044 and for primary and secondary child abuse prevention programs at \$217,772.</p> <p>Sec. 22. Prohibits bonus pay for executive, judicial and legislative branch employees unless otherwise authorized by law or previously required in a contract of employment.</p> <p>Sec. 27. Directs the Department of Administrative Services to consult with the Department of Management to implement a policy for increasing the number of employees per supervisor in executive branch agencies to fourteen employees for one supervisor. Also requires DAS to evaluate the state's job classification system.</p> <p>Sec. 103. Makes changes to the Electricians licensing code related to farming and not charging an inspection fee for an event benefiting a nonprofit association representing volunteer service providers.</p> <p>Sec. 162. Requires the College Student Aid Commission to pay a fee to Des Moines University for the administration of the osteopathic primary care physician shortage initiative. However, the fee amount is capped at \$41,862 and subject to any budget reductions ordered by the governor or enacted by the General Assembly.</p> <p>Sec. 182. Requires mental health coverage for children in Psychiatric Mental Institutes for Children.</p> <p>Sec. 183. Requires insurance to cover prescribed, orally-administered anticancer medication the same as non-oral chemotherapy.</p> <p>Sec. 184. Allows the remainder of \$700,000 in family planning funding appropriated in FY09 to carry over into FY10.</p> <p>Sec. 185. Replaces representatives of Wellmark Blue Cross Blue Shield and the Principal Financial Group with a representative(s) of the Federation of Iowa Insurers on the interim study committee on inappropriate prescription medication use.</p> <p>Secs. 208- 210. The Standings bill includes language requiring the Department of Human Services to begin implementing a process to</p>			<p>K. Piper/ J. Stockton/ J. McMahon</p> <p>M. Spangler</p> <p>M. Spangler</p> <p>N/A</p> <p>N/A</p> <p>N/A</p> <p>J. Myers- Geadellman</p> <p>N/A</p> <p>S. Clausen/ J. Borst</p>	

HF/SF	Bill Title	Description	Signed by Governor	Dept./Board Action	Lead Staff	Effective Date
		license child development homes that would become effective July 1, 2013.				