

Legislative Update

Volume 1, Issue 9

March 4, 2005

■-□-■ WEEK IN REVIEW ■-□-■

This Week:

- Week In Review
- Program Feature:
Assisted Living,
Elder Group
Homes, & Adult
Day Services
- In the Legislature

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Department of Elder
Affairs online at
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**“I am long on
ideas, but short on
time. I expect to
live to be only
about a hundred.”**

**–Thomas Alva
Edison**

The clock is ticking. This has been a week of sub-committee meetings and a push by legislators to select the bills that will likely move forward after the first funnel date of March 11th. In addition, the House GOP released it's budget targets on Monday, discussed in more detail below.

The department has had a number of pre-filed bills pass out of both sub-committee and standing committees. We spent the week working our proposed legislation, tracking our monitored legislation, and working with legislators to amend proposed legislation impacting older Iowans. Most of the departments' bills, with the exception of dependent adult abuse [SSB 1220](#), elder group homes [HSB 101](#), and Substitute Decision Making [HF 120](#), have passed at least one standing committee and will continue to move after March 11th. Elder group homes and Substitute Decision Making will also likely move out of the House Human Resources standing committee next week.

Discussions of a universal or uniform assessment continue.

Monday: The Senate Human Resources Standing Committee met briefly to discuss gubernatorial appointments to boards and commissions. This was the last day for consideration.

The house passed [HF 420](#) (Biological Mental Health Illness Coverage) in a 74-24 vote. The bill does not include coverage for eating disorders or substance abuse.

The GOP released it budget targets. Please see the bulleted list of links below for the documents. The budget targets released by the house Republicans reflect some shared priorities in the areas of early childhood and teacher quality. The Governor and Lt. Governor look forward to building on those shared priorities to ensure the state adequately funds priorities and the other services not supported in the announced targets.

The Governor continues to support a tobacco tax to achieve equity in funding, primarily health related services. The state pays out \$235 million in healthcare costs for smoking related illness, but receives only \$88 million in revenue from tobacco taxes. This leaves a gap of \$150 million, which is not addressed in the targets and means the state will not be able to adequately fund services important to Iowa, including

additional dollars for Iowa's seniors who want to age successfully in their homes and delay or avoid premature or unnecessary institutionalization.

House Budget Priorities

- [House Unveils Budget Priorities \(news release\)](#)
- [General Fund Balance Sheet](#)
- [General Fund Revenue Adjustments](#)
- [General Fund Appropriations](#)
- [General Fund Revenues after Expenditure Limitation](#)
- [Calculations to get to FY 2006 Appropriations](#)
- [Medicaid Summary](#)

Tuesday: The Health and Human Services Joint Appropriation committee met and then caucused. The committee will likely not meet again until early next week after both caucuses have had time to discuss budget issues at length.

The House Human Resources Standing Committee met and a number of bills related to older adults passed out of standing committee (all on a vote of 21-0). The following departmental bills will move forward after the first funnel: [HSB 100](#), related to the Medical Assistance Advisory Council; [HSB 95](#) related to assisted living; and [HSB 102](#), related to adult day services. There are amendments to [HSB 95](#) and [HSB 102](#), which will be available on the legislative web site. Also passed out of the house the Human Resources Sub-Committee was [HSB 110](#), which creates the Medicare Task Force.

A sub-committee met related to the universal or uniform assessment. DHS provided information regarding estimated fiscal impact of the proposed Consumer Choice, Support and Education program and information related to the proposed nursing facility assessment schedules. Discussions focused on provider concerns related to funding, the ability of a not for profit organization to discharge an individual for non-payment of services, issues related to how assessments would be conducted within Continuing Care Retirement Communities, etc...

Wednesday: A sub-committee meeting was held regarding [HF 120](#), relating to substitute decision making. The department has scaled back the project to ask only for the minimum state match (\$135,548) necessary for the department to draw down the full \$391,642 grant it has received under Title IV of the Older Americans Act. The bill was amended to remove all requirements to establish a state registry, to remove the advisory committee and to allow reporting to the department to be drafted in administrative rule.



The Senate Human Resources Standing Committee passed to the Senate floor [SSB 1042](#), with amendments, related to the medical assistance advisory committee.

A sub-committee met to discuss [HSB 101](#), elder group homes. Amendments were made. The department is researching information related to fire code and issues related to criminal and civil penalties. The bill will move to the House Human Resources Standing Committee next Tuesday.

Thursday: A Senate sub-committee met to again discuss the concept of a universal assessment. [SF 143](#) was reviewed. The term universal assessment will be amended to uniform assessment. Much of the conversation focused on the existing systems and processes related to the assessment of older adults in need of assistance.

The House Human Resources standing committee passed to the full House [HSB 154](#), related to implementing a tiered reimbursement system for assisted living. The bill will be amended to require DHS to apply for a specific Title XIX 1915c waiver for assisted living rather than to make assisted living a reimbursable service under the Title XIX HCBS Elderly Waiver.

There will be no Legislative Update next week.

Regards,

Joel Wulf

DEA Legislative Liaison

■-□-■ ELDER AFFAIRS FEATURE PROGRAM ■-□-■ Assisted Living, Elder Group Homes, & Adult Day Services

In 2003, the Iowa General Assembly created statutory language which gave the Department of Elder Affairs authority to set policy for assisted living, adult day services and elder group homes. The General Assembly also dictated that the Department of Inspections and Appeals enforce policy and that the State Fire Marshal establish fire code and life safety issues. The Iowa Code addresses Elder Group Homes (EGH) in section 231B of the Iowa Code; Assisted Living in Section 231C and Adult Day Services in 231D. Administrative rules have been promulgated and are found in the Iowa Administrative Code, Section 321, with Chapter 24 applying to adult day services; chapter 25 to assisted living programs and chapter 29 to elder group homes.

Visit the Iowa Family
Caregiver website. Go to
www.iowafamilycaregiver.org, or call
1-866-4-NURTURE
(1-866-468-7887)

Currently, legislation has been proposed to update 231B, 231C and 231D. The purpose of the proposed legislation is for the department to be consistent in its policy; to allow the provision of health related care in elder group homes and to make a number of technical changes. Should this proposed language be signed into law, the department will update the Iowa Administrative Code as dictated by statute.

It is the department's intent to continue its tradition of working with consumers, executive branch agencies, legislators, professional trade associations, individual providers and interested others in crafting public policy that allows for a continua of long-term care options that are both accessible and accommodating to the needs and desires of older Iowans. The department receives no federal, state general fund or senior living trust appropriation for its role in policy making, however, the Governor's proposes FY 2006 budget does include additional resources to address this concern.

■-□-■ IN THE LEGISLATURE ■-□-■

For more information, the Iowa Legislature General Assembly homepage is www.legis.state.ia.us

The following is a listing of the bills the department is supporting or monitoring. If you would like more information on a particular bill, click on its number and you will be directed to the Iowa General Assembly online bill book.

SUPPORTED BILLS

[HF 478](#) **Retired & Senior Volunteers** A bill for an act relating to the Iowa commission on volunteer service. (Human Resources) (Successor to [HSB 103](#))

[HF 505](#) **Elder Iowans Act** A bill for an act relating to the provisions of the elder Iowans Act. (Human Resources) (Successor to [HSB 157](#)) ([SSB 1140](#))

[HF 539](#) **Medical Assistance Advisory Council** An Act relating to the membership of the council with which the director of human services consults regarding the medical assistance program. ([SSB 1042](#)) (Successor to [HSB 100](#)) (Human Resources)

[SF 159](#) **Long Term Care Decisions** A bill for an act relating to the creation of a consumer choice, support, and education program. (Human Resources) Committee members: Ragan & Tinsman (C), Bolkcom, and Seymour.

[SF 211](#) **Substitute Decision Makers** A bill for an act relating to substitute decision making and guardians and conservators, providing for the collection and appropriation of fees, and making an appropriation. (Human Resources) Committee members: Behn, Wood, Ragan, and Seymour

[SF 216](#) **Public Housing Access** A bill for an act requiring that public housing constructed using public funds incorporate minimum universal design standards relating to accessibility. (State Government) Committee members: Danielson & Miller (C), Hancock, and Zieman



SUPPORTED BILLS *cont.*

[HSB 95](#) **Assisted Living Programs** An Act relating to assisted living programs, providing for application of a penalty, and providing for a fee. ([SSB 1079](#)) (Human Resources) Committee members: Upmeyer(C), Jacoby, Wilderdyke
Voted out of committee

[HSB 96](#) **Substitute Decision Making** An Act relating to substitute decision making and guardians and conservators, providing for the collection and appropriation of fees, and making an appropriation. ([SSB 1078](#), [HF 120](#)) (Human Resources) Committee members: Tomenga (C), Kurtenbach, Smith

[HSB 101](#) **Elder Group Homes** An Act relating to the regulation of elder group homes and providing penalties. ([SSB 1077](#)) (Human Resources) Committee members: Upmeyer (C), Freeman, Hunter

[HSB 102](#) **Adult Day Care** An Act relating to adult day services regulation and providing penalties. ([SSB 1076](#)) (Human Resources) Committee members: Upmeyer (C), Hunter, Roberts **Voted out of committee**

[SSB 1042](#) **Medical Assistance Advisory Committee** An Act relating to the membership of the council with which the director of human services consults regarding the medical assistance program. ([HSB 100](#)) (Human Resources) Committee members: Boettger & Bolkcom (C); Gaskill, Quirnbach **Amended and Passed out of committee**

[SSB 1076](#) **Adult Day Services** An Act relating to adult day services regulation and providing penalties. (Human Resources) Committee members: Bolkcom & Johnson (C), Gaskill, Wood

[SSB 1077](#) **Elder Group Homes** An Act relating to the regulation of elder group homes and providing penalties. ([HSB 101](#)) (Human Resources) Committee members: Bolkcom & Seymour (C), Dotzler, Huser

[SSB 1079](#) **Assisted Living Programs** An Act relating to assisted living programs, providing for application of a penalty, and providing for a fee. ([HSB 95](#)) (Human Resources) Committee members: Quirnbach & Tinsman (C), Bolkcom, Seymour

[SSB 1140](#) **Elder Iowans Act** An Act relating to the provisions of the elder Iowans Act. ([HSB 157](#)) (Human Resources) Committee members: Boettger & Bolkcom (C), Johnson, Quirnbach

[SSB 1220](#) **Dependant Adults & At-Risk Seniors** An Act relating to dependent adults and at-risk older adults, including protective services. (Human Resources) Committee members: Boettger & Bolkcom (C), Houser, Kreiman

MONITORED BILLS

House Files

[HF 2](#) **Pension Income Phase Out** An Act relating to the phase out of state income tax on pension income and providing a retroactive applicability date. (Ways & Means) Committee Members: Boal (C), Huser, Shultz, Soderberg and Struyk.



House Files *continued*

[HF 12](#) **Elderly Care Reimbursement Rate** A bill for an act relating to the reimbursement for services provided under a medical assistance home and community-based services waiver for the elderly. (Human Resources) Committee members: Wilderdyke (C), Carroll, Heddens

[HF 20](#) **Personal Need Allowance** A bill for an act relating to the amount of personal needs allowance for residents of nursing facilities under the medical assistance program. (Human Resources) Committee members: Carroll (C), Petersen, Wilderdyke

[HF 22](#) **Long Term Care Insurance** A bill for an act relating to establishing standardized requirements for long-term care insurance policies. (Commerce)

[HF 24](#) **SS Income Phase Out** A bill for an act relating to a phase-out of the state income taxation of social security benefits and providing a retroactive applicability date. (Ways & Means) Committee members: Boal (C), Huser, Shoultz, Soderberg, Struyk

[HF 26](#) **SS Income Phase Out** → to [HF 461](#)

[HF 39](#) **Senior Citizen Crimes** A bill for an act relating to enhancing the criminal penalty for offenses against a person sixty-five years of age or older. (Public Safety) Committee members: Rayhons (C), R. Olson, Van Engelenhoven

[HF 46](#) **Personal Needs Allowance** A bill for an act increasing the personal needs allowance for residents of nursing facilities under the medical assistance program. (Human Resources) Committee members: Wilderdyke (C), Carroll, Peterson

[HF 59](#) **Partisan Balance** An Act providing for the determination of partisan balance on boards and commissions and including an applicability provision. (State Government) Committee members: Roberts (C), Jochum, Raecker

[HF 64](#) **Mental Health Coverage** An Act relating to mandated coverage for mental health conditions, including substance abuse treatment services. (Human Resources)

[HF 69](#) **Social Security Exclusion** An Act relating to the calculation of the amount of social security benefits received that are subject to individual income tax and including a retroactive applicability date provision. (Ways & Means)

[HF 87](#) **Veterans Preference** A bill for an act relating to veterans, concerning employment preference and other related benefits. (State Government) Committee members: Jones (C), Greiner, Paulsen, Quirk and Whitead.

[HF 89](#) **MH Substance Abuse Coverage** A bill for an act relating to third-party payment of health care coverage costs for mental health conditions, including alcohol or substance abuse treatment services. (Commerce)

[HF 109](#) **Partisan Balance** A bill for an act concerning the determination of partisan balance on boards and commissions. (State Government) Committee members: Roberts (C), Jochum and Raecker



House Files *continued*

[HF 112](#) **Unfilled State Jobs** An Act concerning the use of moneys appropriated but unexpended for certain vacant state employee positions. (State Government) Committee members: Roberts, Bukta, Lensing, Paulsen, Raecker, T. Taylor, Tomenga

[HF 119](#) **Older Iowans Legislature** A bill for an act providing an appropriation for the older Iowans legislature. (Appropriations) Committee members: Watts (C), Horbach, and Smith

[HF 120](#) **Guardians and Conservators** A bill for an act relating to substitute decision making and guardians and conservators, providing for the collection and appropriation of fees, and making an appropriation. (Human Resources) Committee members: Tomenga (C), Kurtenbach and Smith

[HF 140](#) **Senior Living Trust** A bill for an act relating to the senior living trust fund, providing for appropriation of the moneys in the fund, and providing for a repeal. (Human Resources) Committee members: Heaton (C), Carroll, Foege (also see [SF 29](#))

[HF 152](#) **Fair Market Drug Pricing** A bill for an act relating to fair market drug pricing. (Human Resources)

[HF 154](#) **No Contact Orders** An Act relating to the issuance of a no contact order against the biological parent of an adopted person whose presence or contact with the adopted person poses a threat to the health or safety of the adopted person. (Judiciary) Committee members: Tymeson (C), Carroll, Winkler

[HF 156](#) **Dependant Adult Abuse I** An Act relating to dependent adult abuse and providing criminal penalties. (Public Safety) Committee members: De Boef (C), Heddens and Rayhons

[HF 157](#) **Dependant Adult Abuse II** An Act relating to dependent adult abuse and providing penalties. (Public Safety) Committee members: De Boef (C), Heddens and Rayhons

[HF 177](#) **Legislative Appointment Terms** An Act providing for the length of term for legislative appointments to appointed boards and commissions and providing an effective and applicability date. (Administration and Rules) Committee members: Jacobs, Boal, Bukta, Carroll, Dolecheck, Gipp, Heddens, Miller, Murphy, S. Olson, Rants, Reasoner, Roberts, Whitaker

[HF 191](#) **Retired IPERS Employees** A bill for an act limiting earning restrictions for Iowa public employees' retirement system retirees. (State Government)

[HF 201](#) **Senior Living Trust Grants** A bill for an act relating to the types of grants awarded under the senior living trust fund. (Human Resources)

[HF 208](#) **IPERS Earnings** A bill for an act reducing earning restrictions for Iowa public employees' retirement system retirees. (State Government)

[HF 210](#) **Nursing Licensing Fund** A bill for an act providing for the retention of licensing and renewal fees received by the board of nursing, and providing an effective date. (Appropriations) Committee members: Jacobs (C), Heaton, Mascher

House Files *continued*

[HF 215](#) **Tobacco Tax** A bill for an act increasing the taxes imposed on cigarettes and tobacco products and providing for appropriation of the increased revenue generated to the medical assistance program and for tobacco control and prevention, and providing an effective date. (Ways & Means)

[HF 217](#) **Volunteer Healthcare** A bill for an act relating to services and providers included under the volunteer health care provider program. (Human Resources) Committee members: Heaton (C), Foege, Freeman

[HF 221](#) **Health Insurance Study** A bill for an act providing for a feasibility study on creating a statewide public employee health insurance system. (State Government)

[HF 225](#) **Elder Auto Insurance** A bill for an act providing for reduced automobile insurance premiums for older adults who complete a certified driver safety education course. (Commerce, Regulations & Labor)

[HF 227](#) **Code Editor Bill** A bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions. (Formerly [HSB 118](#)) (Judiciary) Committee members: Boettger, Fraise, Schoenjahn, and Zaun **Passed Senate Standing Committee to Full Senate**

[HF 235](#) **Insurance Consumer Advocate** A bill for an act relating to the appointment of a consumer advocate on insurance. (Commerce, Regulations & Labor)

[HF 237](#) **Cigarette Taxes** A bill for an act increasing the taxes imposed on cigarettes and providing for appropriation of the revenue generated to the medical assistance program and for tobacco control and prevention, and providing an effective date. (Ways & Means)

[HF 242](#) **Dual State Employment** A bill for an act relating to governmental employment by executive branch officials, state employees, and members of the general assembly. (State Government)

[HF 245](#) **Cancer Drug Donations** A bill for an act providing for the establishment of a cancer drug repository program. (Human Resources) Committee members: Kurtenbach (C), Ford, Tymeson

[HF 247](#) **Negotiated Rules Making** A bill for an act providing for negotiated rulemaking. (Formerly [HSB 33](#)) (State Government) **Passed House to Senate**

[HF 248](#) **Regulatory Analysis** A bill for an act relating to the request for a regulatory analysis. (Formerly [HSB 34](#)) (State Government) Floor Manager: Roberts **Passed House to Senate**

[HF 259](#) **Dependant Adults** A bill for an act relating to dependent adults and at-risk older adults. (Human Resources)

House Files *continued*

[HF 280](#) **MH/MR/DD Services** A bill for an act relating to mental health, mental retardation, and developmental disabilities services by revising involuntary hospitalization procedures involving the county central point of coordination process and patient advocates and authorizing counties to create a special program fund for these services. (Human Resources) Committee members: Carroll (C), Hutter, Smith

[HF 281](#) **Inheritance** A bill for an act relating to certain penalties for filing false affidavits and the time for examining and determining a correct return under the state inheritance tax and increasing the amount of property that may be transferred to minors under certain conditions and including a retroactive applicability date provision. (Formerly [HSB 10](#)) (Judiciary) **Passed House to Senate** Committee members: Hancock, McKibben, Horn, and Zaun **Passed out of Senate Subcommittee to Senate Standing Committee**

[HF 283](#) **Health Facility Staffing II** A bill for an act relating to health facility staffing standards and providing penalties. (Human Resources)

[HF 297](#) **Inheritance Tax Credit** A bill for an act relating to an inheritance tax credit for transferring a portion of an inheritance to an entity for capital investment, programming, including education, performance, and access, in arts and culture. (Economic Growth) Committee members: Jenkins (C), Schueller, Wilderdyke

[HF 302](#) **HMO Agreement** A bill for an act prohibiting certain financial incentives for health care providers by group managed care health plans. (Commerce)

[HF 306](#) **Health Facility Staffing** A bill for an act relating to staffing standards in health facilities, and providing penalties. (Human Resources) (See [SF 118](#))

[HF 314](#) **Contract Requirements** A bill for an act establishing requirements for persons contracting with the state to provide services. (Human Resources) Committee members: Wilderdyke (C), Ford and Granzow

[HF 324](#) **Patient Advocates** A bill for an act providing for employment and compensation by the judicial branch of patient advocates for persons involuntarily hospitalized for mental illness. (Judiciary) Committee members: Tymeson (C), Alons and R. Olson.

[HF 325](#) **Prescription Drug Donations** A bill for an act creating a prescription drug donation and redispensing pilot program, and providing penalties. (Human Resources) Committee members: Kurtenbach (C), Freeman and Wendt

[HF 326](#) **Improper Government Influence** A bill for an act relating to the improper influence of executive branch officials, executive branch employees, members of the general assembly, and legislative employees, and making penalties applicable. (State Government) Committee members: Raecker, Roberts and Wendt

[HF 333](#) **Organ Transplant Tax Credit** A bill for an act relating to an individual income tax credit for certain organ transplants and providing a retroactive applicability date. (Ways & Means)

House Files *continued*

[HF 338](#) **Code Editors Bill** A bill for an act relating to nonsubstantive Code corrections and including effective and retroactive applicability date provisions. (Formerly [HSB 115](#) – Companion to [SF 113](#)) (Judiciary) Floor manager: Kaufmann
Withdrawn

[HF 339](#) **Tobacco Retailers** A bill for an act relating to the regulation of tobacco product retailers, and making penalties applicable. (Formerly [HF 167](#)) (successor to [HF 167](#)) (Public Safety) **Passed House to Senate**

[HF 342](#) **Prescription Drug Assistance** A bill for an act relating to the establishment of a prescription drug assistance program by the commissioner of insurance, and providing for a contingent appropriation. (Human Resources) Committee members: Heaton (C), Carroll and Ford

[HF 348](#) **Food Code to DPH** A bill for an act providing for the Iowa department of public health to administer the Iowa food code in place of the department of inspections and appeals. (Human Resources)

[HF 353](#) **Asset Disregard** A bill for an act relating to asset disregard under the medical assistance program for the purchase of a certified long-term care insurance policy, providing for a repeal, providing a contingent effective date, and providing an appropriation. (Commerce) Committee members: Sands (C), Hoffman and Oldson

[HF 361](#) **Tenant Rights** A bill for an act prohibiting a landlord under Iowa's residential landlord-tenant law from retaliating against a tenant for summoning or receiving police or emergency assistance in response to a family violence or domestic abuse situation. (Judiciary) Committee members: Tymeson (C), Berry and Boal

[HF 372](#) **Open Meetings** A bill for an act relating to meetings of governmental bodies. (Formerly [HSB 59](#)) (State Government) Floor manager: Boal

[HF 379](#) **Brain Injury Fund** A bill for an act relating to the assessment of a brain injury surcharge, creating a brain injury surcharge fund, and making appropriations to the fund. (see [SF 173](#)) (Judiciary) Committee members: Heaton (C), Alons and Foege

[HF 384](#) **Nurse Recruitment** A bill for an act making an appropriation to the college student aid commission for the registered nurse recruitment program. (Education) Committee members: Chambers (C), Ford and Granzow

[HF 386](#) **Fair Market Drug Pricing** A bill for an act relating to fair market drug pricing including the establishment of a prescription drug card program. (Human Resources)

[HF 388](#) **Health Center Programs** A bill for an act relating to health care access and providing appropriations. (Human Resources)

[HF 389](#) **Small Business Coverage** A bill for an act relating to small employer voluntary health care purchasing pools. (Commerce) (See [SF 160](#))

House Files *continued*

[HF 393](#) **Increased Health Care Access** A bill for an act relating to health care by providing for increased health care access, developing a lay health workers network, and providing appropriations. (Human Resources)

[HF 395](#) **Prescription Drug Purchasing CO-OP** A bill for an act relating to the establishment of a task force to develop a prescription drug purchasing cooperative. (Human Resources)

[HF 404](#) **Medicaid Drug Co-Payments** A bill for an act relating to copayments for prescription drugs under the medical assistance program. (Human Resources)

[HF 416](#) **Senior Crossbow Hunting** A bill for an act providing for special senior crossbow deer hunting licenses. (Natural Resources) Committee members: Lukan (C), Arnold and D. Taylor. **Voted out of Standing Committee**

[HF 420](#) **Biological Mental Illness Coverage** A bill for an act relating to third-party payment of health care coverage costs for biologically based mental illness treatment services. (Formerly [HSB 117](#)) (Human Resources) **Passed House to Senate**

[HF 427](#) **Nonprofit Fees** A bill for an act providing for the establishment of certain fees relating to nonprofit corporations. (Commerce)

[HF 430](#) **Dental Reimbursements** A bill for an act relating to the reimbursement for dental services under the medical assistance program. (Human Resources)

[HF 431](#) **Long Term Care Decisions** A bill for an act relating to the creation of a consumer choice, support, and education program. (Human Resources)

[HF 443](#) **Brain Injury Fund** A bill for an act relating to implementing a brain injury surcharge, creating a brain injury surcharge fund, and making appropriations to the fund. (Human Resources)

[HF 444](#) **Tenant Rights II** A bill for an act relating to a landlord's retaliatory actions against a tenant for summoning or receiving police or emergency assistance in response to a domestic abuse situation. (Judiciary) Committee members: Tymeson (C), Boal and Swaim

[HF 455](#) **Death Certificate Fees** A bill for an act relating to fees imposed for certified copies of death certificates. (Ways and Means)

[HF 461](#) **SS Pension Income Phase Out** A bill for an act phasing out the state income tax on social security benefits and on pension and retirement income and including effective and applicability date provisions. (Ways and Means) (successor to [HF 26](#))

[HF 472](#) **Long Term Care Decisions** A bill for an act relating to the creation of a consumer choice, support, and education program. (Human Resources)(See [SF 159](#))

[HF 493](#) **Medicare Part D Costs** A bill for an act relating to state subsidization of cost-sharing under the Medicare Part D prescription drug program, and providing a standing appropriation. (Human Resources)

House Files *continued*

[HF 503](#) **Pharmaceutical Gifts** A bill for an act prohibiting certain gifts from pharmaceutical marketers to persons authorized or licensed to prescribe, dispense, distribute, or purchase prescription drugs, and providing penalties. (Human Resources) (See [SF 226](#))

[HF 474](#) **Suicide Prevention Office** An Act providing for the establishment of an office of suicide prevention within the Iowa department of public health, and making an appropriation. (Human Resources)

[HF 500](#) **Government Employee Wrong Doing** A bill for an act relating to disclosures of wrongdoing by government employees. (State Government)

[HF 519](#) **General Fund Expenditure Limitation** A bill for an act relating to the state general fund expenditure limitation and making appropriations to repay certain funds, and providing effective and applicability dates. (Appropriations)

[HF 536](#) **Dual Government Employment** A bill for an act relating to dual governmental employment by executive branch officials and state employees. (Formerly [HSB 123](#))

[HF 543](#) **Direct Care Worker Advisory Council** A bill for an act relating to direct care workers, including the establishment of a direct care worker advisory council and expansion of the Iowa nurse aide registry, and providing an appropriation. (Human Resources)

[HF 544](#) **Dependant Adults** A bill for an act relating to dependent adults and the provision of protective services. (Human Resources)

Senate Files

[SF 3](#) **Mental Health Coverage** An Act relating to payment of health care coverage costs for state employees for biologically based mental illness treatment services. (Commerce) Bolkcom and Iverson (C); McCoy and Wieck

[SF 5](#) **Electronic Comments** An Act to require state agencies to accept public comments on proposed rulemaking in an electronic format. (State Government) Committee members: Connolly and Ward (C); Black and Kettering.

[SF 15](#) **Personal Need Allowance** A bill for an act relating to the amount of personal needs allowance for residents of nursing facilities under the medical assistance program. (Human Resources) (See [HF 20](#)) Committee members: Bolkcom & Johnson (C), Behn, Kreiman

[SF 16](#) **Elderly Care Reimbursement Rate** A bill for an act relating to the reimbursement for services provided under a medical assistance home and community based services waiver for the elderly. (Human Resources) (See [HF 12](#)) Committee members: Boettger & Bolkcom (C), Johnson, Kreiman

[SF 19](#) **Long Term Care Insurance** A bill for an act relating to establishing standardized requirements for long-term care insurance policies. (Commerce) (See [HF 22](#)) Committee members: Bolkcom and Wieck (C); Courtney and McKinley.

Senate Files *continued*

[SF 29](#) **Long Term Care Alternatives** A bill for an act relating to the senior living trust fund, providing for appropriation of the moneys in the fund, and providing for a repeal. (Appropriations) Committee members: Angelo and Dvorsky (C)

[SF 34](#) **Older Iowans Legislature** An Act providing an appropriation for the older Iowans legislature. (Appropriations) Committee members: Angelo and Dvorsky (C)

[SF 48](#) **Mental Health Coverage** A bill for an act relating to third-party payment of health care coverage costs for mental health conditions, and including substance and alcohol abuse treatment services. (Commerce) Committee members: Beall & Iverson (C), Bolkcom, McKinley

[SF 61](#) **Cost/Benefit of Medicaid** A bill for an act requiring the department of human services to report annually concerning the costs and benefits of various contracted services under the medical assistance program. (Human Resources) Committee members: Hatch & Tinsman (C), Johnson, Wood

[SF 64](#) **Medical Marijuana** A bill for an act relating to the use of marijuana for therapeutic purposes and establishing a marijuana therapeutic research program. (Judiciary) Committee members: Kreiman & Tinsman (C), Dvorsky, Ward

[SF 66](#) **Rule Review** A bill for an act requiring periodic review of administrative rules by administrative agencies. (State Government) Committee members: Brunkhorst, Kibbie (C), Connolly, and Kettering

[SF 67](#) **Regulatory Analysis** A bill for an act relating to requests for a regulatory analysis of administrative rules. ([HSB 34](#)) (State Government) Committee members: Brunkhorst, Kibbie (C), Connolly, and Kettering

[SF 69](#) **Wage Discrimination** A bill for an act relating to wage discrimination by providing for the determination of wage discrimination, applicable remedies, and providing an effective date. (Business and Labor Relations) Committee members: Behn & Dotzler (C), Courtney, McKibben

[SF 75](#) **Veterans Benefits** A bill for an act allocating funding appropriated to assist individuals assigned to active duty military service and providing effective and applicability date provisions. (Formerly [SF 30](#).) (Appropriations) Committee members: Chambers (C), Alons, Zirkelbach **Passed Senate and House to Governor**

[SF 77](#) **Enterprise Zones** A bill for an act allowing cities and counties to create enterprise zones near modes of transportation. (Economic Growth) Committee members: Stewart, Beall, Behn, Brunkhorst, Rielly, Seymour.

[SF 86](#) **Negotiated Rules Making** An Act providing for negotiated rulemaking. (State Government) Kibbie and Ward (C), Connolly, Kettering

[SF 93](#) **Pensions and SS Exclusions** An Act reducing the amounts of pension income and social security benefits that are taxable by the state and including a retroactive applicability date provision. (Ways and Means) Committee members McKibben & Quirnbach (C), Connolly, Zaun

Senate Bills *continued*

[SF 102](#) **Prescription Drug Assistance** A bill for an act relating to the establishment of a prescription drug assistance program by the commissioner of insurance, and providing for a contingent appropriation. (Commerce) Committee members: Bolkcom, Wieck, Rielly, and Zaun

[SF 109](#) **Long Term Care Incentive** A bill for an act relating to the Iowa long-term care asset disregard incentive program, providing for a repeal, providing a contingent effective date, and providing an appropriation. (Human Resources) Committee members: Johnson & Wood (C), Behn, and Ragan

[SF 112](#) **Medicare Task Force** A bill for an act relating to the creation of a task force to provide for the implementation of Medicare Part D, providing an appropriation, and providing an effective date. (Human Resources) Committee members: Bolkcom & Houser (C), Boettger, and Kreiman

[SF 113](#) **Editor Code Bill** A bill for an act relating to non substantive Code corrections and including effective and retroactive applicability date provisions. (Judiciary) ([SSB 1088](#)) **Signed by the Governor – March 3, 2005**

[SF 118](#) **Health Facility Staffing** A bill for an act relating to staffing standards in health facilities, and providing penalties. (Human Resources) Committee members: Bolkcom & Seymour (C), Hatch, Johnson

[SF 124](#) **Grandparent Visitation** A bill for an act relating to the granting of visitation to grandparents and great-grandparents. (Judiciary) Committee members: Boettger, Kreiman, Tinsman, and Warnstadt

[SF 126](#) **Sexual Orientation Discrimination** A bill for an act prohibiting discrimination based upon a person's sexual orientation or gender identity under the Iowa civil rights Act. (State Government) Committee members: Connolly & Miller (C), Wood, Zieman

[SF 130](#) **Tobacco Tax** A bill for an act relating to an increase in the taxes on cigarettes and tobacco products, creating a medical assistance and health promotion fund, providing for appropriations, and providing an effective date. (See [HF 215](#)) (Ways & Means) Committee members: Bolkcom & Zieman (C), Connolly, Zaun

[SF 131](#) **Patient Advocates** A bill for an act providing for judicial branch employment and compensation of patient advocates for persons involuntarily hospitalized for mental illness. (Judiciary) Committee members: Quirnbach & Tinsman (C), Horn, Larson

[SF 134](#) **Joint Account Notification** A bill for an act relating to inheritance tax by eliminating the requirement that the department of revenue receive notice of withdrawal of funds from a joint account by a surviving joint owner. (Formerly [SSB 1002](#)) (Commerce) **Withdrawn** (see [HF 197](#))

[SF 136](#) **Child & Dependant Care Credit** A bill for an act increasing the child and dependent care credit under the individual income tax and including a retroactive applicability date provision. (Ways and Means) Committee members: McKinley & Quirnbach (C), Connolly, Zaun

Senate Bills *continued*

[SF 140](#) **Long Term Care Incentive** A bill for an act relating to the establishment of an Iowa long-term care asset disregard incentive program relative to the medical assistance program, providing for a repeal, providing a contingent effective date, and providing an appropriation. (See [SF 109](#), [SF 143](#), [HSB 161](#)) (Commerce) Committee members: Beall & Wieck (C), Bolkcom, Larson

[SF 143](#) **Long Term Care Incentive** A bill for an act relating to the long-term living system in Iowa including the establishment of a vision for Iowa's long-term living system and the creation of a consumer choice, support, and education program. (See [SF 109](#), [SF 140](#), [HSB 161](#)) (Human Resources) Committee members: Ragan & Tinsman (C), Bolkcom, Seymour

[SF 153](#) **Long Term Care Insurance Terms** A bill for an act relating to establishing standard provisions and formats for long-term care insurance policies. (Commerce) Committee members: Bolkcom & Wieck (C), Rielly, and Zaun

[SF 156](#) **Health Center Programs** A bill for an act relating to health care by providing for increased health care access, developing a lay health workers network, and providing appropriations. (Commerce) Committee members: Hatch & Tinsman (C), Angelo, and Dvorsky

[SF 157](#) **Older Iowans Legislature** A bill for an act making an appropriation for the older Iowans legislature. (Appropriations) Committee members: Angelo & Dvorsky

[SF 161](#) **Prescription Drug Cards** A bill for an act relating to fair market drug pricing. (Human Resources) Committee members: Hatch & Seymour (C), Boettger, and Quirnbach

[SF 163](#) **Health Care Info Tech** A bill for an act providing for the establishment of a health care information technology and infrastructure advisory committee, and making an appropriation. (Human Resources) Committee members: Hatch & Houser (C), Johnson, and Kreiman

[SF 171](#) **County Powers** A bill for an act providing for certain human services programs and funding streams to be administered by counties in lieu of the department of human services and providing an effective date. (Human Resources) Committee members: Kreiman & Seymour (C), Hatch, and Tinsman

[SF 173](#) **Brain Injury Surcharge** A bill for an act relating to the assessment of a brain injury surcharge, creating a brain injury surcharge fund, and making appropriations to the fund. (Judiciary) Committee members: Brunkhorst & Warnstadt (C), Miller, and Quirnbach

[SF 174](#) **Mental Health Coverage** A bill for an act relating to third-party payment of health care coverage costs for mental health conditions including eating disorders, and for substance abuse treatment services. (Commerce) Committee members: Beall & Wieck (C), Courtney, and Larson

[SF 175](#) **Inheritance Tax & Gifts** A bill for an act relating to certain penalties for filing false affidavits and the time for examining and determining a correct return under the state inheritance tax and increasing the amount of property that may be transferred to minors under certain conditions and including a retroactive applicability date provision. (Formerly [SSB 1004](#).) (Judiciary)

Senate Bills *continued*

[SF 181 Pharmacy Benefit Managers](#) A bill for an act requiring carbon monoxide detectors in certain multiple- unit residential buildings and making penalties applicable. (Commerce) Committee members: Bolkcom & Johnson (C), Houser, and Wood

[SF 188 Senior Living Trust Fund](#) A bill for an act relating to the use of the moneys in the senior living trust fund, providing for appropriation of the moneys in the fund, and providing for a repeal. (Human Resources) Committee members: Bolkcom & Houser (C), Dotzler, and Gaskill

[SF 193 Health Facility Business](#) A bill for an act relating to the providing of another business or activity in a health care facility. (Human Resources) Committee members: Ragan & Tinsman (C), Hatch, and Johnson

[SF 199 Unisured Patient Reporting](#) A bill for an act relating to information required to be provided and reported relative to the provision of health care benefits, and providing an effective date. (Human Resources)

[SF 209 Credit Reports](#) A bill for an act relating to consumer access to consumer credit reports, and providing a private right of action. (Commerce) Committee members: McCoy & McKinley (C), Courtney, and Larson

[SF 218 Medicaid Reimbursements](#) A bill for an act relating to the reimbursement for medical assistance home and community-based services waiver services for the elderly. (Human Resources) Committee members: Johnson & Ragan (C), Bolkcom, and Tinsman

[SF 225 Medicaid Reimbursements](#) A bill for an act relating to reimbursement under the medical assistance program for services provided in a provider-based practice that includes nonphysician practitioners. (Human Resources) Committee members: Bolkcom & Tinsman (C), Boettger, and Wood

[SF 235 Medicaid Reimbursement Calculations](#) A bill for an act relating to reimbursement for a home and community-based services waiver under the medical assistance program. (Human Resources)

[SF 242 Prescription Drug Outreach](#) A bill for an act relating to consumer education and outreach for the Medicare Part D program, and providing an appropriation. (Appropriations)

[SF 237 Residential Care Facility Exemptions](#) A bill for an act requiring the department of human services to provide a form for documenting the use of an exception to a limitation on the number of reserve bed days authorized for a state supplementary assistance recipient residing in a residential care facility. (Human Resources) Committee members: Bolkcom & Seymour (C), Boettger, and Dotzler

Study Bills

[HSB 10 Inheritance](#) → to [HF 281](#)

Study Bills *continued*

[HSB 22](#) **Podiatrists Insurance Coverage I** An Act relating to the compensation of podiatrists under group health insurance policies or health maintenance organization contracts. (Human Resources) Committee members: Wilderdyke (C), Berry, Tomenga

[HSB 23](#) **Podiatrists Insurance Coverage II** An Act relating to provisions of an accident or health policy regarding equal compensation of certain providers of equivalent services and accessibility to certain providers, and providing an effective date. (Human Resources) Committee members: Wilderdyke (C), Berry, Tomenga

[HSB 52](#) **Mandated Health Coverage** An Act allowing the exclusion of mandated health care benefit coverage in certain health insurance policies or contracts. (Commerce) Committee members: Hoffman (C), Horbach, Olson

[HSB 59](#) **Open Meetings** → to [HF 372](#)

[HSB 98](#) **Health Care Facility Violations** An Act relating to health care facility violations and penalties for such violations. ([SSB 1043](#)) (Human Resources) Committee members: Wilderdyke (C), Carroll, Smith **Voted out of committee**

[HSB 103](#) **Retired and Senior Volunteers** → to [HF 478](#)

[HSB 110](#) **Medicare Task Force** An Act relating to the creation of a task force to provide for the implementation of Medicare Part D and providing an effective date. (Human Resources) Committee members: Upmeyer (C), Foege, Granzow, Heaton, Jacoby, Roberts, Smith **Voted out of committee**

[HSB 115](#) **Code Editors Bill** → to [HF 338](#)

[HSB 117](#) **Biological Mental Illness Coverage** → to [HF 420](#)

[HSB 118](#) **Code Editors Bill** → to [HF 227](#)

[HSB 124](#) **Nursing Facility Quality** An Act relating to a nursing facility quality assurance assessment, providing a contingent effective date, providing for retroactive applicability, and providing an effective date. (Human Resources) Committee members: Carroll (C), Foege, Heaton, Smith, Upmeyer

[HSB 136](#) **Open Meetings Violations** An Act relating to violations of the open meetings and open records law by a member of a governmental body, the lawful custodian of a public record, or any other appropriate person. (State Government) Committee members: Raecker (C), Lensing, Roberts

[HSB 143](#) **IPERS Contributions** An Act providing for employer and employee contributions to the Iowa public employees' retirement system. (State Government) Committee members: Elgin (C), Tomenga, Wendt

[HSB 154](#) **Assisted Living Waivers** An Act relating to inclusion of assisted living services under the medical assistance home and community-based services waiver for the elderly. (Human Resources) Committee members: Carroll (C), Heaton, Heddens, Upmeyer, Wendt

Study Bills *continued*

[HSB 161](#) **Long Term Care Incentive** An Act relating to the Iowa long term care asset disregard incentive program, providing for a repeal, providing a contingent effective date, and providing an appropriation. (See [SF 109](#), [SF 140](#), [SF 143](#)) (Commerce, Regulation, and Labor) Committee members: Sands (C), Hoffman, Oldson

[HSB 166](#) **Retirement Systems Changes** An Act relating to the Iowa public employees' retirement system and the judicial retirement system. (State Government) Committee members: Elgin (C), Drake, Jochum, Tomenga, Wendt

[HSB 176](#) **Food Code to DPH** An Act providing for the Iowa department of public health to administer the Iowa food code in place of the department of inspections and appeals. (Human Resources) Committee members: Upmeyer (C), Carroll, Heddens

[HSB 183](#) **Consumer Fraud** An Act relating to consumer frauds and the advertisement of pressure treated wood products and making penalties applicable. (Judiciary)

[HSB 189](#) **Nursing Home Property Taxes** An Act relating to the property taxation of nursing facilities and including effective and applicability date provisions. (Ways and Means)

[HSB 191](#) **Charter Agencies/Reinvention Funds** An Act relating to state government financial matters concerning charter agencies, the state appeal board, and reinvention initiatives of the department of management, and making appropriations.

[HSB 193](#) **MH/DD/MRI/BI Services** An Act relating to mental health, mental retardation, developmental disabilities, and brain injury services and the services fund administered by counties by revising levy provisions applicable to that fund, providing for county administration of services on behalf of the state, and providing for development of assessment processes, and including an effective and applicability date. Committee members: Carroll (C), Berry, Heaton

[HSB 212](#) **Cemetery Regulation** An Act relating to cemeteries and cemetery regulation, providing administration and enforcement procedures, establishing requirements for interment rights agreements and reporting, establishing and appropriating fees, and providing penalties. (Commerce)

[HSB 214](#) **Pharmacy Benefit Managers** An Act relating to the regulation of pharmacy benefits management, and providing for injunctive and other civil relief. (Human Resources) Committee members: Tomenga (C), Heddens, Kertenbach

[HSB 215](#) **Farmers Markets Vendors** An Act requiring the department of agriculture and land stewardship to revise certain application requirements applicable to the women, infants, and children Iowa farmers market nutrition program and the senior farmers market nutrition program and providing an effective date. (Agriculture) Committee members: Lukan (C), Berry, Tymeson

Study Bills *continued*

[HSB 226](#) **Prescription Drug Database** An Act providing for the creation of an electronic drug database, establishing fees, providing penalties, and providing an effective date. (Human Resources) Committee members: Tomenga (C), Hutter, Smith

[HSB 231](#) **Adult Abuse Cases** An Act relating to access to dependent adult abuse information and unemployment compensation claims. (See [SSB 1051](#)) (Commerce) Committee members: Struyk (C), Kressig, Wilderdyke

[SSB 1004](#) **Inheritance Tax** → to [SF 175](#)

[SSB 1037](#) **Supplemental Appropriation** An Act relating to appropriation matters by making, increasing, and reducing appropriations for the fiscal year beginning July 1, 2004, and providing effective and applicability date provisions. Committee members: Angelo & Dvorsky (C), Hatch, Lamberti, Tinsman, Warnstadt

[SSB 1041](#) **Podiatrist Insurance Coverage** An Act relating to the provision under a group health insurance policy or health maintenance organization contract for compensation of podiatrists. (Human Resources) Dotzler and Seymour (C); Gaskill, Wood

[SSB 1043](#) **Health Care Facility Violations** An Act relating to health care facility violations and penalties for such violations. (Human Resources) Committee members: Dolzer & Johnson (C), Houser, Wood

[SSB 1044](#) **Biological Mental Illness Coverage** An Act relating to third party payment of health care coverage costs for biologically based mental illness treatment services. (Human Resources) Committee members: Ragan & Seymour (C); Dotzler, Tinsman

[SSB 1045](#) **Mental Illness Coverage** An Act concerning third party payment of health care coverage costs for mental health conditions, and including substance abuse treatment services. (Human Resources) Committee members: Behn & Ragan (C); Dotzler, Seymour

[SSB 1051](#) **Adult Abuse Cases** An Act relating to access to dependent adult abuse information and unemployment compensation claims. (Business and Labor) Committee members: Horn & Behn (C), Courtney, Seymour

[SSB 1054](#) **Mandated Health Coverage** An Act allowing the exclusion of mandated health care benefit coverage in certain health insurance policies or contracts. (Commerce) Committee members: Bolkcom & Wieck (C), McCoy, Zaun

[SSB 1098](#) **Mental Illness Health Coverage** An Act relating to group insurance coverage for mental health and substance abuse treatment, and providing for the Act's applicability. (Commerce) Committee members: Bolkcom & Iverson (C), Beall, Wieck

[SSB 1143](#) **Cemeteries Bill** An Act relating to cemeteries and cemetery regulation, providing administration and enforcement procedures, establishing requirements for interment rights agreements and reporting, establishing and appropriating fees, and providing penalties. (Commerce) Committee members: Wieck (C), Beall, Courtney, Zaun

Study Bills *continued*

[SSB 1168](#) **Nursing Homes Property Tax Exemption** (Ways and Means) An Act relating to the property taxation of nursing facilities and including effective and applicability date provisions.

[SSB 1181](#) **Long Term Care Decisions** (Human Resources) An Act relating to the creation of a consumer choice, support, and education program.

[SSB 1183](#) **Elder Abuse Cases** (Human Resources) An Act relating to the evaluation and disposition of dependent adult abuse cases within assisted living programs, elder group homes, and adult day services programs. Committee members: Bolkcom & Tinsman (C), Boettger, Dotzler

[SSB 1186](#) **Charter Agencies/Reinvention Funds** An Act relating to state government financial matters concerning charter agencies, the state appeal board, and reinvention initiatives of the department of management, and making appropriations. (Appropriations) Committee members: Angelo (C), Dvorsky, Lamberti, Warnstadt

[SSB 1197](#) **IPERS Rate Increases** An Act providing for employer and employee contributions to the Iowa public employees' retirement system. (State Government) (See [HSB 56](#)) Committee members: Kibbie (C), Zieman, Horn, McKibben, Miller, Wood

[SSB 1200](#) **Health Facility Fines** An Act relating to health care facility violations and penalties for such violations. (Human Resources) Committee members: Boettger (C), Hatch, Johnson, Dotzler

[SSB 1201](#) **Long Term Vision** An Act relating to the establishment of a state vision for the long term living system. (Human Resources) Committee members: Bolkcom (C), Tinsman, Ragan, Seymour

[SSB 1204](#) **Medicare Task Force** An Act relating to the creation of a task force to provide for the implementation of Medicare Part D and providing an effective date. (Human Resources) Committee members: Seymour (C), Bolkcom, Kreiman, Tinsman

[SSB 1210](#) **Long Term Care Decisions** An Act relating to the creation of a consumer choice, support, and education program. (Human Resources) (See [SF 159](#)) Committee members: Seymour (C), Ragan, Bolkcom, Johnson

[SSB 1211](#) **Food Code to IDPH** An Act providing for the Iowa department of public health to administer the Iowa food code in place of the department of inspections and appeals. (Human Resources) ([HSB 176](#)) Committee members: Ragan (C), Johnson, Behn, Quirnbach

[SSB 1221](#) **Adult & Senior Abuse** An Act relating to dependent adults, including the crime of dependent adult abuse, and providing penalties. (Human Resources) Committee members: Kreiman & Seymour (C), Johnson, Quirnbach



Our Mission:

To provide advocacy, educational, and prevention services to older Iowans so they can find Iowa a healthy, safe, productive, and enjoyable place to live and work.

■-□-■ DISCLAIMER ■-□-■

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