

SENATE FILE 370
BY RITTMER and BOLKCOM

(COMPANION TO LSB 2302HH
BY T. TAYLOR)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the establishment of a system of oversight for
2 adult day services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 370
HUMAN RESOURCES

1 health services, housing-related services, counseling
2 services, transportation services, adult day care services,
3 respite services, legal services, and advocacy services.

4 Sec. 8. Section 249H.2, subsection 1, paragraph d, Code
5 2001, is amended to read as follows:

6 d. The supported development of long-term care
7 alternatives, including assisted-living facility services,
8 adult day care services, and home and community-based
9 services, is critical in areas of the state where such
10 alternatives otherwise are not likely to be developed.

11 Sec. 9. Section 249H.6, subsection 5, Code 2001, is
12 amended to read as follows:

13 5. In addition to the types of grants described in
14 subsection 1, the department of human services, at the
15 direction of the senior living coordinating unit, may also use
16 moneys appropriated to the department from the senior living
17 trust fund to award grants, of not more than one hundred
18 thousand dollars per grant, to licensed nursing facilities
19 that are awarded nursing facility conversion grants and agree,
20 as part of the nursing facility conversion, to also provide
21 adult day care services, child care for children with special
22 needs, safe shelter for victims of dependent adult abuse, or
23 respite care.

24 Sec. 10. Section 249H.7, subsection 1, Code 2001, is
25 amended to read as follows:

26 1. Beginning October 1, 2000, the department of elder
27 affairs, in consultation with the senior living coordinating
28 unit, shall use funds appropriated from the senior living
29 trust fund for activities related to the design, maintenance,
30 or expansion of home and community-based services for seniors,
31 including but not limited to adult day care services, personal
32 care, respite, homemaker, chore, and transportation services
33 designed to promote the independence of and to delay the use
34 of institutional care by seniors with low and moderate
35 incomes. At any time that moneys are appropriated, the

1 department of elder affairs, in consultation with the senior
2 living coordinating unit, shall disburse the funds to the area
3 agencies on aging.

4 Sec. 11. Section 422.45, subsection 22, paragraph c, Code
5 2001, is amended to read as follows:

6 c. Rehabilitation facilities that provide accredited
7 rehabilitation services to persons with disabilities which are
8 accredited by the commission on accreditation of
9 rehabilitation facilities or the accreditation council for
10 services for persons with mental retardation and other persons
11 with developmental disabilities and adult day care services
12 approved for reimbursement by the state department of human
13 services.

14 Sec. 12. IMPLEMENTATION -- CONTINGENCY. The department
15 shall implement the adult day services system developed
16 pursuant to section 231.61 on July 1, 2002, or at such time as
17 the general assembly appropriates sufficient funding to
18 implement the system.

19 EXPLANATION

20 This bill directs the department of elder affairs to
21 develop a system of oversight for adult day services. The
22 bill directs the department of elder affairs, in cooperation
23 with the department of inspections and appeals, the department
24 of human services, the Iowa department of public health, the
25 area agencies on aging, industry representatives, and
26 consumers to develop a system which is to address requirements
27 for the operation of adult day services in the state;
28 oversight measures including evaluation of services and
29 assessment of compliance with rules of adult day services; a
30 system for formal investigation of consumer complaints
31 relating to these services; and coordination of requirements
32 and funding sources available to adult day services. The bill
33 also directs the department of elder affairs to adopt rules to
34 implement the system. The bill provides that the department
35 of elder affairs is to implement the system on July 1, 2002,

1 or at such time as the general assembly appropriates
2 sufficient funding for such implementation.

3 The bill also makes conforming changes throughout the Code
4 which relate to adult day services.

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