



CHESTER J. CULVER
GOVERNOR

OFFICE OF THE GOVERNOR

PATTY JUDGE
LT. GOVERNOR

March 22, 2010

The Honorable Michael Mauro
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

House File 2183, an Act relating to the organization and duties of the state board of health.

The above House File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester Culver", with a long horizontal flourish extending to the right.

Chester J. Culver
Governor

CJC:bdj

cc: Secretary of the Senate
Chief Clerk of the House





House File 2183

AN ACT
RELATING TO THE ORGANIZATION AND DUTIES OF THE STATE BOARD OF
HEALTH.

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

Section 1. Section 136.1, Code 2009, is amended to read as follows:

136.1 Composition of board.

The state board of health shall consist of the following members: Five ~~Two~~ members learned in health-related disciplines, three members who have direct experience with public health, two members who have direct experience with substance abuse treatment or prevention, and four members representing the general public. At least one of such members

shall be licensed in the practice of medicine and surgery or osteopathic medicine and surgery under chapter 148.

~~The director of public health shall serve as secretary of the board.~~

Sec. 2. Section 136.3, Code 2009, is amended by striking the section and inserting in lieu thereof the following:

136.3 Duties.

The state board of health shall provide a forum for the development of public health policy in the state of Iowa and shall have the following powers and duties:

1. Consider and study legislation and administration concerning public health.
2. Advise the department on any issue related to the promotion and protection of the health of Iowans including but not limited to:
 - a. Prevention of epidemics and the spread of disease, including communicable and infectious diseases such as zoonotic diseases, quarantine and isolation, sexually transmitted diseases, and antitoxins and vaccines.
 - b. Protection against environmental hazards.
 - c. Prevention of injuries.
 - d. Promotion of healthy behaviors.
 - e. Preparing for, responding to, and recovering from public health emergencies and disasters.
3. Establish policies governing the performance of the department in the discharge of any duties imposed on it by law.
4. Provide guidance to the director in the discharge of the director's duties.
5. Adopt and implement the Iowa public health standards.
6. Assure that the department complies with Iowa Code, administrative rules, and the Iowa public health standards. For this purpose the board shall have access at any time to all documents and records of the department.
7. Assure that the department prepares and distributes an annual report.
8. Advise or make recommendations to the director of public health, governor, and general assembly relative to public health and advocate for state and local public health to comply with the Iowa public health standards.
9. Offer consultation to the governor in the appointment of the director of the department.
10. Adopt, promulgate, amend, and repeal rules and regulations consistent with law for the protection of the public

health and prevention of substance abuse, and for the guidance of the department. All rules adopted by the department are subject to approval by the board.

11. Act by committee, or by a majority of the board.

12. Keep minutes of the transactions of each session, regular or special, which shall be public records and filed with the department.

13. Perform those duties authorized pursuant to chapter 125. The board may appoint a substance abuse and gambling treatment program committee to approve or deny applications for licensure received from substance abuse programs pursuant to chapter 125 and gambling treatment programs pursuant to chapter 135 and to perform any other function authorized by chapter 125 or 135 and delegated to the committee.

14. Perform those duties authorized pursuant to sections 135.156, 135.159, and 135.161, and other provisions of law.

Sec. 3. Section 136.5, Code 2009, is amended to read as follows:

136.5 Meetings.

The board shall meet ~~on the second Wednesday in July and on the second Wednesday of every second month thereafter~~ at least six times per year and ~~at such other times~~ as may be deemed necessary by the ~~president~~ chairperson of the board ~~or the director of the department~~. The ~~president~~ department shall give each board member adequate notice of all ~~special~~ meetings. A majority of the members of the board shall constitute a quorum.

Sec. 4. Section 136.7, Code 2009, is amended to read as follows:

136.7 Officer Chairperson — staff assistance.

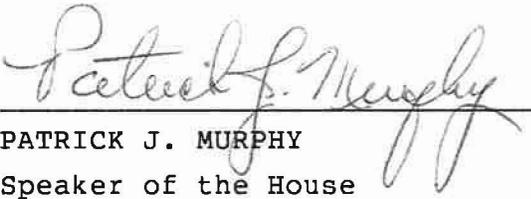
~~At the meeting held in~~ The board shall annually in July of each year a president shall be elected from the board elect a chairperson, who shall serve for a period of one year. ~~At the request of the board the~~ The department shall furnish ~~an executive clerk~~ staff from the regular employees of the department to record the minutes of the meetings of the board.

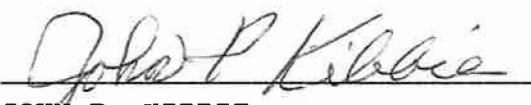
Sec. 5. Section 136.8, Code 2009, is amended to read as follows:

136.8 Supplies.

The department shall furnish the board of health with all articles and supplies ~~required for the public use and~~ necessary to enable the board to perform the duties imposed upon it by law. Such articles and supplies shall be obtained by the department in the same manner in which the regular supplies for

the department are obtained and the same shall be considered and accounted for as if obtained for the use of the department.

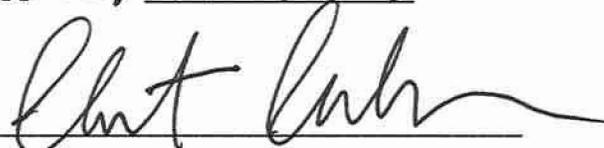

PATRICK J. MURPHY
Speaker of the House


JOHN P. KIBBIE
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2183, Eighty-third General Assembly.

Approved March 22nd, 2010

MARK BRANDSGARD
Chief Clerk of the House


CHESTER J. CULVER
Governor