

## HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	House File 644	House Committee:	<b>PASSED 2/25/25 (19-0)</b>
Committee:	Health and Human Services	House Floor:	<b>PASSED 3/13/25 (91-4)</b>
Floor Manager:	Rep. Brett Barker		<b>PASSED 4/24/25 (89-0)</b>
Date:	April 24, 2025	Senate Floor:	<b>PASSED 4/22/25 (46-0)</b>
Staff:	Natalie Ginty (5-2063)	Governor:	<b>SIGNED 6/11/25</b>

### Foster Parent Consent

- This bill allows for DHHS and foster parents to consent to routine medical care and IEPs for a child placed in their care.

### Section by Section Analysis

#### **Division I – Delegation of Custodial Rights and Duties – Contingent on Nonenactment of Legislation**

##### **Section 1 (Iowa Code 232.2)**

Revises the definition of “custodian” to add the ability for DHHS to consent to routine medical care for a child, including preventative care (excluding vaccines), nonemergency medical care, and use of necessary medication.

Allows DHHS to consent to individualized education programs.

##### **Section 2 (Iowa Code 232.2)**

Allows DHHS to delegate authority as a custodian to foster care licensees.

##### **Section 3 (Iowa Code 237.10)**

Requires DHHS to notify foster care licensees and the biological parents if they delegate consent to routine medical care to the licensee. Requires DHHS to notify DOE, foster care licensees and the biological parents if they delegate rights to consent to participation in an individualized education program.

##### **Section 4 – Contingent Effective Date**

This division takes effect if Division II does not.

#### **Division II – Delegation of Custodial Rights and Duties – Contingent on Enactment of Legislation**

##### **Section 5 (Iowa Code 232.2)**

Revises the definition of “custodian” to add the ability for DHHS to consent to routine medical care for a child, including preventative care (excluding vaccines), nonemergency medical care, and use of necessary medication.

Allows DHHS to consent to individualized education programs.

##### **Section 6 (Iowa Code 232.2)**

Allows DHHS to delegate authority as a custodian to foster care licensees or an approved kinship caregiver.

Section 7 (Iowa Code 237.10)

Requires DHHS to notify foster care licensees or approved kinship caregivers and the biological parents if they delegate consent to routine medical care to the licensee. Requires DHHS to notify DOE, foster care licensees or approved kinship caregivers and the biological parents if they delegate rights to consent to participation in an individualized education program.

Section 8 – Contingent Effective Date

This division takes effect if Senate File 641 takes effect. Senate File 641 was passed by both chambers.