



# Iowa Department of Human Services

Terry E. Branstad  
Governor

Kim Reynolds  
Lt. Governor

Charles M. Palmer  
Director

October 29, 2014

Dear Council Member:

The following amendments to rules are presented for adoption at the November 12, 2014 meeting for the Council on Human Services.

**R-1.** Amendments to Chapters 107, 108, 200, Adoption. These amendments provide technical updates to adoption rules, reports, and requirements

The following amendments to rules are presented as Notices of Intended Action for review by the Council:

**N-1.** Amendments to Chapter 77. These amendments update an obsolete reference relating to requirements by the Board of Educational Examiners for AEA employees.

**N-2.** Amendments to Chapter 88. These amendments update definitions for PASRR and ICF/PMI facilities. In addition these amendments update occupancy rates in accordance with 2014 Iowa Acts, HF 2463. These amendments update allowable nursing facility per diem rates and clarify payment for reserve bed days in the state-run Iowa Veteran's Home. Finally, these amendments provide technical updates to remove obsolete references.

**N-3.** Amendments to Chapters 109 and 110. Streamlines the current record check process for employees of child care centers and child development homes by aligning the process with the centralized process used for other areas within the Department.

**N-4.** Amendments to Chapters 117 and 200. Provides a pre-service training specific to Native American families to increase the number of licensed Native American families available for placement of Native American children who come into the child welfare system.

A copy of each of these rules is enclosed.

Also enclosed is the monthly rules-in-process spreadsheet detailing all rules currently in process for implementation within SFY 2015.

## **Additional Information**

The Council on Human Services adopted an amendment requiring child care providers to have emergency contact information accessible for the children in care (**ARC 1636C**) at the September 10, 2014 meeting of the Council. Subsequent to that adoption, the Administrative Rules and Review Committee (ARRC) reviewed **ARC 1636C** on October 14, 2014. Due to concerns with the way the stated requirements were shown in the Adopted and Filed amendment, the Committee voted to delay the implementation of the amendment for 70 days

from the original implementation date of January 1, 2015, which is March 12, 2015. In discussion with the members of the Committee, the Department agreed to refine the proposed amendment to clarify the requirement for contact information. The Department has prepared a new Notice of Intended Action that will address the concerns presented during the ARRC's meeting. That new Notice of Intended Action will be published in the Iowa Administrative Bulletin on November 26, 2014. The Department's intent is to present the new Notice of Intended Action for review by the Council at the December 10, 2014 meeting.

Sincerely,

*Harry V. Rossander*

Harry Rossander, Rules Administrator