

DHS rules in process
as of 7 6 18

Ref. #	Date Rec'd	DIV	Type Rule	Stat. Rule Auth.	Purpose of these Amendments	Specific Rules Affected	Status	Notice ARC#	Adopt ARC#	Rules Eff. Date	POC
19-018	6/4/2018	MHDS	Reg	217.6	Implements necessary updates to the DD Council administrative rules and simplifies the content. Updates references to the federal authorizing legislation, removes prescriptive language that mirrors federal legislation and replaces the language with more appropriate references.	441--Chapter 38	N - Noticed	3900C		12/1/2018	Connie Fanselow
19-017	4/13/2018	IME	Reg	249A.4	These amendments will amend the assessment level for nursing facilities effective July 1, 2015. The assessment level was changed at the rebase of nursing facility costs at July 1, 2015. Providers were notified of the assessment level with Information Letter 1610 dated February 3, 2016. Providers have been remitting the amounts. This rule package ensures that rules reflect current practice.	36.6(2)	N - Noticed	3785C	3872C	9/1/2018	Sally Oudekerk
19-016	4/5/2018	IME	Reg	249A.4	Implements Centers for Medicare and Medicaid Services regulations that define the residential and non-residential settings in which it is permissible for states to provide and pay for Medicaid Home- and Community-Based Services (HCBS>	77.25, 77.25(1), 77.25(5), 77.30, 77.33, 77.34, 77.37, 77.39, 77.41, 77.46, 78.27, 78.27(1), 78.27(4), 78.27(8)"b", 78.34, 78.34(8)"d", 78.34(14), 78.37, 78.37(19), 78.38, 78.38(10), 78.41, 78.41(9)"d", 78.41(16), 78.43, 78.34(8)"d", 78.43(16), 78.46, 78.46(7), 78.52, 78.52(1), 83.1, 83.21, 83.41, 83.60, 83.81, 83.101, 83.121	N - Noticed	3784C	3874C	8/8/2018	Brian Wines
19-015	4/5/2018	DEP DIR	Reg	217.6	Implements the use of form 470-5526, "Authorized Representative for Managed Care Appeals", to obtain the member's consent. Also allows child abuse and dependent adult abuse appeals to be withdrawn on the record before an administrative law judge or in writing and signed by the appellant or the appellant's legal counsel.	7.2(5)"b", 7.5(2)"a"(18) & (23), 7.6(2), 7.8(1)"e", 7.8(8), 7.9(5)"a"(4), 7.9(6)"d"	N - Noticed	3783C	3871C	9/1/2018	Denise Dutton

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19-014	3/30/2018	ACFS	EAN	249A.4	Increases the statewide average cost of nursing facility services to a private-pay person. Adjusts the average charges for nursing facilities and psychiatric medical institutions for children and updates the maximum Medicaid rate for intermediate care facilities for persons with intellectual disabilities which are used to determine the disposition of the income of a medical assistance income trust (MAIT).	75.23(3), 75.24(3)"b"(1), (2) and (4)	N - Noticed	3760C	3869C	7/1/2018	Karen Jones
19-013	3/30/2018	ACFS	EAN	249A.4	Adjusts the average charge for care in Mental Health Institutes (MHI), which are used to determine the disposition of the income of a medical assistance income trust (MAIT)	75.24(3)"b"(3)	N - Noticed	3761C	3870C	7/1/2018	Karen Jones
19-012	3/23/2018	IME	Reg	249A.4	Adds language to allow a managed care organization (MCO) to establish appropriate service limits that are consistent to the service maximums in effect for fee-for-service (FFS) Medicaid. The amendments also update the percentage of reimbursement the MCO will provide to Iowa Medicaid providers who are not enrolled in the MCO provider network.	73.5(1), 73.23(3)	N - Noticed			12/1/2018	Sally Oudekerk
19-011	3/1/2018	ACFS	Reg	249A.4	This amendment adjusts the federal poverty level increments used to assess premiums for applicants and recipients under the Medicaid for Employed People with Disabilities (MEPD) program with income over 150% of the federal poverty level (FPL).	75.1(39)"b"(3)	N - Noticed	3704C	3873C	8/1/2018	Kim Grasty
19-010	2/6/2018	ACFS	Reg	234.6	Revises the Child Care Assistance (CCA) fee chart based on the new federal poverty levels (FPL). Updates rules regarding temporary lapse policy and adding a wait list exemption for homeless families.	170.2(2)"b"(9), 170.2(3)"b", 170.4(2)"a"	N - Noticed	3651C	3791C	7/1/2018	Mark Adams

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19-009	1/31/2018	IME	Reg	249A.4	Requires hospitals providing inpatient psychiatric services, including the state mental health institutes (MHI) to update the inpatient psychiatric bed tracking system at least two times per day with number of available, staffed beds by gender, child, adult, and geriatric.	77.3(3)	A - Adopted	3659C	3789C	7/1/2018	LeAnn Moskowitz
19-008	1/29/2018	MHDS	Reg		Allows providers to change how Mental Health Service providers document service narratives.	24.4(1)"b"(1), 24.4(2)"b", 24.4(4)"b"(3)	N - Noticed	3732C	3855C	8/1/2018	Connie Fanselow
19-007	1/9/2018	DEP DIR	Reg	217.6	Implements new federal guidelines extending the period to appeal decisions for state fair hearings from 90 to 120 days. Also implements changes effectuation of a reversed appeal resolution for MCO appeals.	7.5(4), 7.16(6), 7.16(7), 7.16(8), 7.16(9), 7.16(10), 7.16(11), 7.21(3)	A - Adopted	3652C	3787C	7/1/2018	Denise Dutton
19-006	1/18/2018	ACFS	Reg	234.6	Implements the subsidized guardianship program under the guidelines of the federal Fostering Connections to Success Act. The previous program was administered through a federal waiver which has been eliminated.	204.1, 204.2(1), 204.2(4), 204.3, 204.4, 204.6, 204.7	W - Withdrawn			7/1/2018	Tracey Parker
19-005	1/4/2018	MHDS	Reg	225C.6	The changes are to bring the rule into alignment with 2017 legislative changes to Iowa Code Chapter 225D. House File 215, requires certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis (ABA) treatment for certain individuals with autism spectrum disorder. Individuals who gain private insurance company as a result of this legislation will no longer be eligible for participation in the Autism Support Program (ASP).	22.1, 22.2(4)	A - Adopted	3619C	3788C	7/1/2018	Connie Fanselow

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19-004	1/4/2018	IME	Reg	249A.4	These amendments further amend and clarify standards for crisis response services. Iowa Medicaid currently covers crisis response services; however, these amendments clarify the daily upper limit for hourly crisis response and hourly crisis stabilization services is limited to the daily per diem for crisis stabilization services. These amendments also make a technical correction to the record requirements in a previously adopted rule.	79.1(2), 79.3(2)"d"(44), 79.3(2)"d"(45)	E - In Effect	3598C	3716C	5/16/2018	LeAnn Moskowitz
19-003	12/19/2017	Field	Reg	217.6	Replaces the current chapter on Child Support Parental Obligation Pilot Projects. Renames the program and clarifies incentives within the program.	441--Chapter 100	A - Adopted	3597C	3720C	7/1/2018	Kate Bigg
19-002	12/19/2017	Field	Reg	217.6	Aligns CSRU rules with federal regulations. Removes references to voluntary reduction of income as a factor when CSRU modifies child support obligations.	95.14, 99.65(1), 99.87, 99.91(5)	A - Adopted	3595C	3719C	7/1/2018	Kate Bigg
19-001	12/15/2017	IME	Reg	249A.4	Aligns rules with federal regulations regarding the use of civil money penalties (CMP) imposed by the Centers for Medicare and Medicaid Services (CMS). Also updates the Department's process in how and when applications for grant proposals are requested.	81.1, 81.53, CH 166	A - Adopted	3573C	3717C	7/1/2018	Sally Oudekerk