

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
17-010	4/21/2016	ACFS	REG	234.6	Revises 441--Chapter 170 to reflect new federal Child Care Development Block Grant rules regarding child care assistance eligibility. Revises in-home provider language to conform with new federal rules.	170.4(3), 170.4(7)"a"	N - Noticed	2551C		10/1/2016	Mark Adams
17-009	4/21/2016	ACFS	REG	237A.12	Implements new federal rules outlining health, safety, and fire standards for child care providers that receive child care assistance monies. These amendments establish a new chapter, 441--Chapter 120, "Child Care Homes."	441--Chapter 120	N - Noticed	2552C		10/1/2016	Ryan Page
17-008	4/21/2016	ACFS	REG	237A.12	Updates and revises Chapter 110. Incorporates changes required by Child Care Development Block Grant. Improves rules regarding the safety of children in care. Updates the chapter to provide technical compliance.	441--Chapter 110	N - Noticed	2553C		10/1/2016	Ryan Page
17-007	4/21/2016	ACFS	REG	237A.12	Implements a required orientation training in health and safety content areas for all staff within 3 months of employment and enhances emergency planning requirements. Adopts safe sleep practices. Provides for enhancements to current rules including a requirement for the regulatory fee to be part of a sufficient application. Provides technical clean up of the rules chapter.	109.1, 109.2(1), 109.2(2)"a", 109.2(3)"c", 109.2(4), 109.2(5)"e", 109.2(7), 109.4(2)"l", 109.4(3)"a", 109.4(5), 109.5(2), 109.6(1)"e", 109.6(2)"d", 109.6(4), 109.6(6)"d"(8), 109.7, 109.8(2)"h", 109.9(1)"b"(1), 109.9(1)"b"(2), 109.10(15), 109.12(5)"e", 109.12(5)"f"	N - Noticed	2554C		10/1/2016	Ryan Page
17-006	4/20/2016	MHDS	Reg	225C.6	Establishes the process by which DHS will approve licensing applications for DIA for subacute mental health care facilities. These amendments will establish the process to determine the disbursement of 75 beds to the most qualified providers	25.117, 25.118	N - Noticed	2550C		10/1/2016	Theresa Armstrong

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
17-005	3/29/2016	ACFS	EAN	249A.4	Increases statewide average cost of nursing facility services. Also increases rates associated with medical assistance income trust.	75.23(3), 75.24(3)"b"	N - Noticed	2505C	2605C	7/1/2016	Karen Jones
17-004	3/29/2016	ACFS	Reg	234.6	Adds a definition for deferred judgment and clarifies record check process regarding deferred judgments.	119.1, 119.2(1)	N - Noticed	2504C	2604C	9/1/2016	Catherine Stack
17-003	3/4/2016	ACFS	REG	249A.4	Update the MEPD premiums due to changes in federal POV level	75.1(39)"b"(3)	A - Adopted	2469C	2557C	8/1/2016	Kim Grasty
17-002	2/19/2016	ACFS	EAN	234.6	Revise child care assistance fee chart based on the new federal poverty levels	170.4(2)"a"	A - Adopted	2449C	2556C	7/1/2016	Mark Adams
17-001	2/19/2016	ACFS	EAN	234.6	Revise 441--Chapter 170 to reflect new federal Child Care and Development Block Grant rules regarding child care assistance eligibility	170.1, 170.2(1)"a", 170.2(1)"g", 170.2(2)"a", 170.2(2)"b", 170.2(4)"c", 170.3(1)"d", 170.3(5), 170.4(3)"c", 170.4(7)"a"	A - Adopted	2462C	2555C	7/1/2016	Mark Adams
		ACFS, IME, MHDS	Reg		Sr. Living revolving program		P - Projected				
		ACFS	Reg		Revise lead inspection/mitigation rules in child development homes and child care centers		P - Projected				Ryan Page
		ACFS	Reg		Aligns how the income of a stepparent, who is not in the eligible group, is treated for applicant and participant households		P - Projected			7/1/2016	Shari Seivert
		ACFS	Reg		Update the list of programs reviewed, clarify the requirements for interviews (or not) and update the list of forms we may ask the client to sign to get verification.		P - Projected			11/1/2013	Carol Stratemeyer
		ACFS	Reg		Clean up language related to CWES juvenile shelter contracting and reconciling guaranteed payments.		P - Projected			7/1/2014	Jim Chesnik
		ACFS	Reg		Clean up and coordinate relevant sections of Chapters 150 and 156		P - Projected			7/1/2014	Jim Chesnik

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
		ACFS	Reg	234.6	Rescinds current Chapter 163 and adopts a new revised chapter	441--Chapter 163	P - Projected				Holli Miller
		ACFS	Reg	237.3	Establishes requirements for security practices for weapons and firearms that may be present in child development homes and child care centers	109.10(7), 110.5(1)"y"	P - Projected				Ryan Page
		ACFS	Reg	249A.4	Clean-up to Medicaid Chapters 75 and 76 as a result of the Affordable Care Act.		P - Projected			7/1/2016	Shari Seivert
		IME	Reg	249A.4	Implements changes related to MCO implementation and provides technical clarification. Removes outdated references to mental retardation. Updates multiple references to case management. Updates multiple references to comprehensive functional assessment tool under waiver programs. Updates references to service worker assessment under waivers. Adds definitions for integrated health home and integrated health home care coordinator to the CMH waiver	77.25(5), 77.29(1), 78.27(2)"D", 83.2(1)"D", 83.2(2)"A", 83.2(2)"B", 83.3(3)"A", 83.3(3)"C", 83.8(2)"D", 83.22(1)"D", 83.22(1)"D"(1), 83.22(2)"A", 83.23(3)"C", 83.42(1)"B", 83.42(2)"A", 83.43(3)"A"(2), 83.43(3)"C", 83.83(2)"C", 83.83(2)"D", 83.87(3), 83.102(1)"H", 83.102(2)"A"(1), 83.103(2), 83.107, 83.107(2), 83.121, 83.122(3), 83.122(5), 83.122(6)"A", 83.123(1)"A", 83.127, 83.127(3), 83.128(2)"D"	P - Projected				LeAnn Moskowitz
		ACFS	Reg	234.6	Amendments to the probate code regarding Medical Assistance Special Needs Trust.		P - Projected				
		ACFS	Reg	237.3	Amendments to address minor tweaks to case management requirements for transitioning youth.		P - Projected			10/1/2016	Doug Wolfe
		ACFS	Reg	235A14(1)	Add/Modify child abuse definitions					10/1/2016	
		ACFS	Reg	237C	New code section 237C, Children's Residential Facilities		P - Projected			10/1/2016	

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
		ACFS	Annual		Increases premiums for applicants and recipients under the Medicaid for Employed People with Disabilities (MEPD) program with income of 150% of the federal poverty level.		P - Projected				
		ACFS	Annual		Increases personal needs allowance for two SSA categories: Residential care facility and family life home assistance.		P - Projected			1/1/2017	
		ACFS	Reg		Update chapters as the result of the Affordable Care Act.						
		ACFS	Reg		Aligns how the income of a stepparent, who is not in the eligible group, is treated for applicant and participant households.		P - Projected				
		ACFS	Reg	234.6	Increase the statewide average cost of nursing facility services. Increase rates for PMICs, MHIs, and ICF/IDs.		P - Projected			7/1/2017	
		ACFS	Reg	234.6	Rescind and revise Chapter 106		P - Projected			10/1/2016	
		ACFS	Reg	234.6	Update licensing requirements for juvenile shelter and detention homes.		P - Projected				
		ACFS	Reg	234.6	Update chapters for foster group care		P - Projected				
		ACFS	Reg	234.6	Update licensing, child development home, and CCA paid child care homes and background checks related to CCDBG.		P - Projected			9/30/2017	
		ACFS	Reg	234.6	Update health and safety requirements on child development, potential serious injury reporting requirement for providers.		P - Projected				
		ACFS	Reg	225C.6	Change CAH fro DHS to IDPH		P - Projected				
		ACFS, DFM	Reg	234.6	Rescinds POS contracting chapter and results in changes to 152, 156, and 202 due to crossover between administrative chapter rule chapters.		P - Projected			3/1/2017	

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
		MHDS	Reg		Mental health advocates - reports, data collection, juvenile representation, grievance, conflict of interest, workforce coverage, confidentiality, professional and educational requirements, caseload criteria, caseload audits, quality assurance territory assignments.		A - Adopted	2350C	2438C	3/1/2017	Theresa Armstrong
		MHDS	Reg		Standards for defining MHDS regional administrative costs and method for calculating regions administrative load. Must be done after a review of administrative costs and in consultation with LSA.		P - Projected			4/1/2017	Theresa Armstrong
		MHDS	Reg	234.6	Additional core services provided by the regions when public funds are made available. Rules to define these services when funding is available and regions are required to provide: Community-based subacute services, Jail diversion, Crisis intervention training, Civil commitment prescreening, Positive behavior support, Assertive community treatment, and Peer self-help drop-in centers		P - Projected			7/1/2018	Theresa Armstrong
		MHDS	Reg		Amendments to Chapter 22, Autism support program eligibility cost sharing requirements amended in Iowa Code 225D.		P - Projected			1/1/2017	Theresa Armstrong
		MHDS	Reg	225C.6	Updates to Division II, Crisis response services, to address qualifications of staff providing crisis response.		P - Projected			1/1/2017	Theresa Armstrong
		MHDS	Reg	225C.6	Updates needed to Division I, services for individuals with disabilities, to update accreditation standards and align service.		P - Projected			3/1/2017	Theresa Armstrong
		IME	Reg	249A.4	Psychologist prescribing - add psychologists to listing of qualified prescribers.		P - Projected			1/1/2017	

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
		IME	EAI	249A.4	LUPA rates updates. Update the rates in effect June 30, 2016, up to \$1.0 million state dollars.	79.1(2)	P - Projected			9/14/2016	
		IME	EAI	249A.4	1% increase to the HCBS Medicaid fee-for-services reimbursement rates. Also requires the managed care rate floors to be updated by 1%.	79.1(2)	P - Projected			9/14/2016	
		IME	Reg	249A.4	Change ICF/ID assessment fee from monthly to quarterly. Determination and payment of fee for facilities certified to participate in the Medicaid program. Determination and payment of fee for facilities not certified to participate in the Medicaid program.	36.1, 36.2, 36.3	P - Projected			1/1/2017	
		IME	Reg	249A.4	Change the reimbursement methodology to use CPI-U in effective July 1, 2016, current rule states CPI-U plus one.	82.5(16)"i"(1)	P - Projected			1/1/2017	
		IME	Reg	249A.4	Change the assessment amounts from either \$5.26 to \$7.13 or \$1.00 to \$1.36.	36.6(2)"a-d"	P - Projected			1/1/2017	
		IME	Reg	249A.4	Update rule to account for supplemental payment effective first quarter following CMS approval of SPA.		P - Projected			1/1/2017	
		IME	Reg	249A.4	For managed care claims, the department shall adjust the payment rate floor for nursing facilities, annually, to maintain a rate floor that is no lower than the Medicaid fee-for-service case-mix adjusted rate calculated in accordance with Chapter 81.		P - Projected			1/1/2017	
		DFM	Reg	234.6	Rescind Chapter 150, Purchase of Service contracts. The Department no longer uses this process.		P - Projected			3/1/2017	

SFY 2017 DHS Regulatory Plan
as of 7 1 16

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
		FIELD	Reg		Create coordination mechanisms and standards for the establishment and implementation of a statewide system of disaster case management.		P - Projected			1/1/2017	Vern Armstrong
		FIELD	Reg	234.6	Suspension legislation that allows CSRU to suspend support based on the request of the payor and upon serving the payee with notice: Suspension legislation was implemented (effective 1/2016) CSRU has transition provision language in the statute that allowed CSRU to implement without rules.		P - Projected				Carol Eaton
		FIELD	Reg	234.6	Genetic Testing legislation that would allow CSRU to re-use a genetic test in certain circumstances. The current rules will need to be tweaked to include the exceptions that were included with the legislation effective 7/1/2015. CSRU felt that the rules changes needed not to be done immediately so will submit those rules along with the suspension rules.		P - Projected				Carol Eaton
		DEP DIR	Reg	234.6	Allows for appeals on the Family Investment Program to be taken verbally. This is the same process currently used for food assistance and Medicaid.		P - Projected				Denise Dutton
		ACFS	Reg	235A14(1)	Child Abuse Prevention Program - procurements		P - Projected				Lisa Bender