

DHS rules in process  
as of 3 3 17

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
18-003	2/14/2017	ACFS	EAN	234.6	Updates the child care assistance fee chart to be in compliance with federal poverty levels (FPL). Also updates rules regarding job search for new applications to allow three months of job searching instead of one.	170.2(2)"B"(5), 170.2(2)"B"(10),170.3(5)"D", 170.4(2)"A", 170.5(1)"H"	N - Noticed	2973C		7/1/2017	Mark Adams
18-002	2/9/2017	DEP DIR	Reg	217.6	Clarifies that appeals related to health care decisions made by a managed care organization must follow a different process than other DHS appeals. Establishes a new appeals process for MCO-related appeals.	7.1, 7.2, 7.5, 7.7(1)"E", 7.7(2)"K", 7.7(5)"E", 7.8(1), 7.8(2), 7.8(3), 7.8(4), 7.8(6), 7.8(9), 7.9, 7.10(1), 7.10(2), 7.10(3), 7.10(4), 7.10(5), 7.10(6), 7.10(7)"C", 7.13(5)"B", 7.13(5)"F", 7.13(6)"C", 7.13(6)"G", 7.16(4), 7.16(9)"A", 7.19, 7.21(1), 7.21(2), 7.21(3), 7.24(1), 7.42(3)	N - Noticed	2972C	7/12/2017	Denise Dutton	
18-001	2/8/2017	MHDS	Reg	225C.6	Add a definition to the Autism Support Program. Adds staff qualification options for crisis service providers.	22.1, 24.23, 24.24	N - Noticed	2971C		7/1/2017	Theresa Armstrong, Peter Schumacher
17-031	12/15/2016	IME	Reg	249A.4	Clarifies the roles, responsibilities and membership of the Medical Assistance Advisory Council (MAAC) in accordance with 2016 Iowa Acts, HF 2460, section 99.	79.7	N - Noticed	2899C		6/1/2017	LeAnn Moskowitz
17-030	12/16/2016	FIELD	Reg	234.6	Restructures the Emergency Assistance programs managed by the Department. Updates definitions to the Iowa Disaster Aid Individual Assistance Grant Program (IIAGP) and adds a new program, the Iowa Disaster Case Management Program (IDCM).	58.1, 58.4, 58.5(1), 58.5(2), 58.5(3), 58.5(4), 58.6(1)m 58.7(1)"b", 58.21, 58.22, 58.23, 58.24, 58.25, 58.26, 58.27, 58.28, 58.29, 58.30, 58.31, 58.32 to 58.40, 58.41 to 58.68	N - Noticed	2898C		7/1/2017	Harry Rossander, Christine Templeton

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17-029	12/12/2016	IME	Reg	249A.4	Changes the requirement for a review of the treatment plan for home health services to be conducted every 60 days instead of 62 days. Also defines the timeframe that a face to face encounter between a physician or certain non-physician practitioners and members must occur for home health services to be received.	78.9(1), 78.9(8), 78.9(9)"c"(4), 78.9(9)"d"(6), 78.9(9)"e"(2)	N - Noticed	2897C		5/3/2017	Anna Ruggle
17-028	12/9/2016	ACFS	Reg	234.6	These rules rescind Chapter 106 and adopt a new Chapter 106 in lieu thereof. These rules place the Department in compliance with the legislative requirement to rescind and adopt new rules regarding standards for children's residential facilities.	441--Chapter 106	N - Noticed	2918C		5/3/2017	Jim Chesnik
17-027	11/17/2016	ACFS	Reg	217.3(6)	See 17-026 Below	See 17-026 Below	N - Noticed	2890C	2958C	4/5/2017	Jan Garner
17-026	11/17/2016	ACFS	EAI	217.3(6)	These amendments implement the January 1, 2017, cost of living increases (COLA) to several State Supplementary Assistance (SSA) categories income limits and benefit amounts. These amendments also implement the changed personal needs allowance for the Residential Care Facility assistance and Family Life Home assistance. The net change to the personal needs allowance is a decrease due to a small COLA percentage increase that is offset by a decrease in the average monthly Medicaid copays used to calculate the amount of this deduction.	51.4, 51.7, 52.1(1), 52.1(2), 52.1(3)	E - In Effect		2891C	1/1/2017	Jan Garner

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17-025	9/14/2016	IME	Reg	249A.4	Changes the outpatient prescribed drug reimbursement methodology for drugs provided to Medicaid recipients who are American Indians or Alaskan natives by health facilities that are operated by the U.S. Indian Health Service.	77.45, 78.2(4)"b"(12), 79.1(1)"h", 79.1(2), 79.1(8)	N - Noticed	2824C	2930C	4/1/2017	Susan Parker
17-024	8/24/2016	IME	Reg	249A.4	See 17-023 Below	See 17-023 Below	N - Noticed	2849C	2936C	3/8/2017	LeAnn Moskowitz
17-023	8/24/2016	IME	EAI	234.6	Increases fee for service upper payment limit and reimbursement rates by 1% over the rates in effect June 30, 2016 for providers of HCBS waiver services for fiscal year beginning in July 1, 2014	78.27(10)"e"(2), 78.34(9)"g"(2), 78.41(2)"l", 78.43(5)"g", 78.43(8)"c", 78.46(2)"g", 78.46(4)"c", 79.1(2), 79.1(15)"f", 83.2(2)"b", 83.22((2)"c"(2), 83.42(2)"b", 83.82(2)"d", 83.102(2)"b", 83.122(6)"b"	E - In Effect		2848C	11/15/2016	LeAnn Moskowitz
17-022	9/2/2016	IME	Reg	249A.4	Changes the timing and calculation of ICF/ID assessment. The change is to collect quarterly from the facilities based on paid claims, rather than withhold from claims monthly based on prior period annual revenue	36.1, 36.2, 36.3, 36.4, 82.5(13)	A - Adopted	2775C	2886C	2/8/2017	Sally Oudekerk
17-021	10/11/2016	IME	Reg	249A.4	See 17-020 Below	See 17-020 Below	N - Noticed	2847C	2932C	3/8/2017	Anna Ruggle
17-020	10/11/2016	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)	E - In Effect		2846C	11/15/2016	Anna Ruggle
17-019	9/1/2016	DFM	Reg	234.6	Rescinds Chapter 150 as no longer relevant. Replaces Chapter 152. Amends Chapter 156. Changes references to purchase of service and Foster care payment in Chapters 172 and 202.	441--Chapter 150, 441--Chapter 152, 156.1 definitions, 156.6(3), 156.6(4)"e", 156.8(6)"b", 156.9(1), 159.9(2), 156.9(3), 159.9(4), 156.10(1), 156.11, 156.19, 156.20(1)"a", 156.20(1)"b"(3), 156.20(1)"c", 156.20(2), 172.13(3)"e", 202.9(3)"g", 202.9(4)"d"	A - Adopted	2771C	2885C	3/1/2017	Jana Dunt

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17-018	8/23/2016	ACFS	EAN	234.6	These amendments implement a change to Section 3716(c)(6) of title 31, United States Code that shortens the timeframe for referring delinquent claims to the Treasury Offset Program (TOP). Under the revised timeframes, claims must be referred to TOP if delinquent over 120 days.	11.5(1)"a"(3)	E - In Effect	2770C	2884C	12/14/2016	Kari Lind
17-017	8/12/2016	IME	Reg	249A.4	Adds occupational therapy as a covered service under hawk-I. clarifies additional covered services that are required under Iowa Code 514I that were missed in prior rule changes. Clarifies federal poverty limits that were adjusted because of the affordable care act.	86.8(7), 86.14, 86.20(3)	N - Noticed	2784C	2912C	3/1/2017	Anna Ruggle
17-016	7/27/2016	FIELD	Reg	217.6	Updates 441--Chapter 99 to conform to statutory changes regarding suspension of court orders for child and medical support. Amends the current suspension process to allow for suspension of the child support order if the child goes to live with a caretaker who doesn't want child support, and both parents consent to the suspension. Finally updates the administrative rules to allow genetic testing specimens or results of the mother and child to be used in specific situations.	99.101, 99.102, 99.103(2), 99.103(3), 99.103(4), 99.104(2), 99.104(3), 99.105, 99.107, 99.108, 99.109, 99.110, 99.111, 99.112, 99.113, 99.114, 99.115, 99.116, 99.117	E - In Effect	2702C	2813C	1/1/2017	Siri Grandberg

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17-015	7/18/2016	ACFS	Reg	239B.4(4)	These amendments add definitions for locations where applicants and participants are prohibited from accessing funds with their electronic access cards. Also requires applicants and recipients to agree in writing that they will not use their electronic access cards at prohibited locations.	40.21, 41.25(11), 41.25(11)"a", 41.25(11)"c", 46.24(3)	E - In Effect	2684C	2812C	1/1/2017	Barb Caruso
17-014	7/14/2016	MHDS	Reg	225C.6	These amendments change eligibility requirements and ensure uniform application of those requirements for the Autism Support Program	22.1, 22.2, 22.3, 22.4, 22.5, 22.6, 22.7	E - In Effect	2680C	2816C	1/1/2017	Connie Fanselow
17-013	7/7/2016	ACFS	Reg	217.6	Implements federal law, the Preventing Sex Trafficking and Strengthening Families Act. Updates the description of reasonable supervision of foster children. Also updates language regarding liability of foster parents and add new requirements regarding annual fire inspections and building codes. Changes the requirement for provision of transition plan documents to any child leaving foster care at the age of 18 or older.	105.8(9), 113.7(7), 113.7(9), 114.5(3), 114.5(4), 114.10(12), 202.11(7)"C"(4)	E - In Effect	2652C	2743C	12/1/2016	Doug Wolfe, Jim Chesnik, Heather Davidson
17-012	7/1/2016	ACFS	Reg	235A14(1)	Implements federal law, Justice for Victims of Trafficking Act (P.L. 114-22) which requires state child protective agencies to consider a child to be a victim of "child abuse and neglect: and of "sexual abuse" if the child is identified as being a victim of sex trafficking or a victim of a severe form of trafficking in persons. Amendments are also made to require individuals who patronize or solicit persons for a commercial sex act to be equally culpable for sex trafficking offenses.	175.21, 175.22(2)"b", 175.24(1)"b", 175.24(2)"a"	E - In Effect	2651C	2742C	12/1/2016	Roxanne Riesberg

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17-011	6/22/2016	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"	N - Noticed	2920C		5/3/2017	LeAnn Moskowitz
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"	E - In Effect	2551C	2649C	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	E - In Effect	2552C	2648C	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	E - In Effect	2553C	2647C	10/1/2016	Ryan Page

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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"	E - In Effect	2554C	2646C	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	E - In Effect	2550C	2637C	9/7/2016	Theresa Armstrong
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"	E - In Effect	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)	E - In Effect	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)	E - In Effect	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"	E - In Effect	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"	E - In Effect	2462C	2555C	7/1/2016	Mark Adams