

Red Tape Review Rule Report (Due: September 1, 2024)

Department Name:	Health and Human Services	Date:	September 1, 2024	Total Rule Count:	19
IAC #:	441	Chapter/ SubChapter/ Rule(s):	82	Iowa Code Section Authorizing Rule:	249A
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To provide guidance and reimbursement information for Intermediate Care Facilities for Persons with Intellectual Disabilities (ICF/ID).

Is the benefit being achieved? Please provide evidence.

Yes. Currently, Iowa has 74 Intermediate Care Facilities for Persons with Intellectual Disabilities.

What are the costs incurred by the public to comply with the rule?

No costs are incurred by the public.

What are the costs to the agency or any other agency to implement/enforce the rule?

There will be no new costs to the agency to enforce the rule as no rate changes or system changes will occur.

Do the costs justify the benefits achieved? Please explain.

Yes. An Intermediate Care Facility for Persons with Intellectual Disabilities provides specialized care for individuals that they would otherwise not receive in other facility settings. All members living in and ICF/ID facility has a diagnosis of intellectual disability but require more care than may be met by other service settings.

Are there less restrictive alternatives to accomplish the benefit? YES NO

If YES, please list alternative(s) and provide analysis of less restrictive alternatives from other states, if applicable. If NO, please explain.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language? [list chapter/rule number(s) that fall under any of the above categories]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

82.1 – removed unnecessary definition
82.2 – updated department names, removed language duplicative of federal regulations
82.3 – remove language duplicative of contract
82.4 – rescind; was reserved
82.5 – minor wording changes, update department names, update name of a publication, reserved obsolete subparagraph
82.6 - renumbered
82.7 - renumbered
82.8 – updated department names
82.9 – updated department names, deleted restrictive terms
82.10 – removed specific form number
82.11 – already rescinded
82.12 – already rescinded
82.13 – updated department names
82.14 – minor wording changes; removed restrictive terms
82.15 – updated department names
82.16 - updated department names
82.17 – removed reference to a specific form, updated department names, removed restrictive terms
82.18 – renumbered, removed restrictive term
82.19 – removed restrictive term

RULES PROPOSED FOR REPEAL (list rule number[s]):

82.4, 82.11, 82.12

RULES PROPOSED FOR RE-PROMULGATION (list rule number[s] or include rule text if available):

82.1

82.2
82.3
82.5
82.6
82.7
82.8
82.9
82.10
82.13
82.14
82.15
82.16
82.17
82.18
82.19

****For rules being re-promulgated with changes, you may attach a document with suggested changes.***

METRICS

Total number of rules repealed:	3
Proposed word count reduction after repeal and/or re-promulgation	10,194
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	305

ARE THERE ANY STATUTORY CHANGES YOU WOULD RECOMMEND INCLUDING CODIFYING ANY RULES?