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

Department Name:	Health and Human Services	Date:	September 1, 2024	Total Rule Count:	20
IAC #:	441	Chapter/ SubChapter/ Rule(s):	88	Iowa Code Section Authorizing Rule:	249A
Contact Name:	Victoria L. Daniels	Email:	vdaniel@dhs.state.ia.us	Phone:	515-829-6021

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To provide guidance to organizations that provide specialized managed care programs administered by the Department.

Is the benefit being achieved? Please provide evidence.

Yes.
There are currently 694 Iowans receiving services at 3 PACE centers. There are 3 additional PACE centers expected to open in 2024.

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?

Personnel and other administrative costs.

Do the costs justify the benefits achieved? Please explain.

Yes. There are currently 694 Iowans receiving services at 3 PACE centers. There are 3 additional PACE centers expected to open in 2024.

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.

Administrative rule is the appropriate place for this type of guidance to reside, with appropriate references to corresponding federal regulations.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or un-necessary language, including instances where rule language is duplicative of statutory language?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

88.1 – revised to remove restrictive terms and redundant definitions; centralized definitions throughout
88.2 – revised rule - deleted language that is in provider contract and moved enrollment language to 88.3
88.3 – added enrollment subrule from 88.2, removed restrictive terms and redundant language
88.4 – removed restrictive terms and reference to a specific department form
88.5 – rescind; language in contract and coverage documents, renumbered throughout
88.6 – slight wording changes
88.7 – slight wording changes
88.8 – slight wording changes, removed restrictive term
88.9 – slight wording changes, removed restrictive term
88.10 – slight wording changes
88.12 – slight wording changes
88.13 – updated dates certain for Code of Federal Regulations
88.14 – 88.20 - rescind; were reserved. Renumber throughout
88.21 – amended to refer to federal definitions, with dates certain, reorganized rule to consolidate dates certain
88.22 – made appropriate references to the Code of Federal Regulations, removed obsolete department address, removed restrictive terms
88.23 – removed language duplicative of federal regulations and provided appropriate references with dates certain
88.24 - removed language duplicative of federal regulations and provided appropriate references with dates certain
88.25 - removed language duplicative of federal regulations and provided appropriate references with dates certain
88.26 – revised to remove language duplicative of the Code of Federal Regulations
88.27 – revised to add dates certain to references to the Code of Federal Regulations
88.28 – deleted redundant language and added a date certain to a reference

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

88.5
88.14 through 88.20

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

88.1, 88.2, 88.3, 88.4, 88.6, 88.7 - 88.12 , 88.21 - 88.28

METRICS

Total number of rules repealed:	8
Proposed word count reduction after repeal and/or re-promulgation	4,428
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	123

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