

**AGENDA**

**Thursday, April 14, 2022**  
**Time: 10:00 a.m. – 11:00 p.m.**

Join [Zoom](#) Meeting  
Call in: 1-551-285-1373 Meeting ID: 1618827935  
Passcode: 497162

- 10:00 a.m.** Call to Order
- 10:05 a.m.** Approval of March 10, 2022, meeting minutes
- 10:05 a.m.** Rules - **Nancy Freudenberg**

The following amendments to the administrative rules are presented for adoption at the April 14, 2022, Council on Human Services meeting.

**R-1. Amendments to Chapter 77, “Conditions of Participation for Providers of Medical and Remedial Care,” Chapter 78, “Amount, Duration and Scope of Medical and Remedial Services,” and Chapter 79, “Other Policies Relating to Providers of Medical and Remedial Care,” Iowa Administrative Code. (Adds greater clarification of the home health agency rules)**

The rules update provider requirements for the Integrated Homes and Chronic Health Homes based on the deficiencies identified in the audit completed in 2019 by the Office of the Inspector General for the Health Homes (HH) program. The rules adds greater clarification of the HH programs and provide overall quality improvement. Documentation requirements are identified for HH providers to follow to bill and receive home health payments for intensive services and outreach services.

**R-2. Amendments to Chapter 170, “Child Care Services,” Iowa Administrative Code. (Implements Child Care Assistance Exit Child Care Program)**

The Department is implementing the new Child Care Assistance Exit program for families who are on child care assistance with income above 225% of the federal poverty level (current CCA Plus program) and goes up the 250% of the federal poverty Level (FPL). For families with special needs children the income level will be up to 275% of the FPL. Without these increases in income limits families currently on child care assistance who have an increase in income while on the program would no longer be eligible for CCA. These rules are implementing 2021 Iowa Acts, Chapter 178, HF 302.

The following amendments to the administrative rules are presented as Noticed rules.

**N-1. Amendments to Chapter 7, “Appeals and Hearings” Iowa Administrative Code. (Adds new service standards for mailing documents, ensures consistency with other state agencies)**

This rulemaking updates information on the current appeal process, including adding additional days for mailing and receiving documents to allow for new service standards implemented for first class mail by the United States Postal Service effective October 1, 2021. Proposed amendments ensure consistency with other state agencies regarding the Rules of Civil Procedure for abandoned appeals. Further clarification has been added when an appeal hearing cannot be granted in specific situations. This review is part of the department’s five-year rules review process.

**N-2. Amendments to Chapter 13, “Program Evaluation,” Iowa Administrative Code. (Aligns rules with current practice)**

This rulemaking updates the name of Iowa’s food assistance program to the Supplemental Nutrition Assistance Program to be consistent with the name of the federal program and to alleviate confusion around food benefits. This review is part of the department’s five-year rules review process.

**N-3. Amendments to Chapter 22, “Autism Support Program,” Iowa Administrative Code. (Align rules with current practice and the Iowa Code)**

This chapter was updated to reflect the change that requirements for notices of adverse action were moved from Chapter 7 to Chapter 16. Code cites were updated. This review is part of the department’s five-year rules review process.

**N-4. Amendments to Chapter 57, “Interim Assistance Reimbursement,” Iowa Administrative Code. (Align rules with current practice)**

Form names are being removed from this chapter as the names are outdated. This will reduce confusion for individuals who obtain assistance through this program.

This review is part of the department’s five-year rules review process.

**N-5. Amendments to Chapter 77, “Conditions of Participation for Providers of Medical and Remedial Care,” Iowa Administrative Code. (Applied behavior analysis services)**

The proposed rulemaking allows registered behavior technicians to deliver applied behavior analysis (ABA) services under the direct supervision of behavior analysts or assistant behavior analysts licensed pursuant to Iowa Code chapter 154D. Claims for payment for such services must be submitted by the licensed supervisor. ABA is a covered benefit under Medicaid. The rules will position providers to expand their organization by creating positions specific to registered behavior technicians while serving Medicaid members.

**N-6. Amendments to Chapter 78, “Amount, Duration and Scope of Medical and Remedial Services” Iowa Administrative Code. (Updates the prior authorization form used for medical child care).**

The department is changing the forms used in the prior authorization approval process for medical child care. The revised form will provide greater detail on the child’s medical and behavioral needs. Medical child care is specialized child care for children with significant medical needs and developmental delays. Medical child care combines traditional child care and nursing care and provides additional services. Hours are determined through a prior authorization process. Changes were made to the form to better align and capture the needs of the children, including those on the autism spectrum.

**N-7. Amendments to Chapter 161, “Iowa Senior Living Trust Fund, ” Chapter 162, “Nursing Facility Conversion and Long-Term Care Services Development Grant,” and Chapter 164, “Iowa Hospital Trust Fund,” Iowa Administrative Code. (Rescind rule chapters no longer in effect).**

All three chapters are rescinded as these programs no longer exist and the legislation that authorized the programs has been repealed. This review is part of the department’s five-year rules review process.

**10:20 a.m.** Alignment Update – **Deputy Director Sarah Reisetter, Iowa Department of Public Health**

**10:35 a.m.** Director’s Report – **Director Kelly Garcia**

**10:55 a.m.** Council Update

**11:00 a.m.** Adjourn

This meeting is accessible to persons with disabilities. (If you have special needs, please contact the Department of Human Services (515) 281-5452 two days prior to the meeting.)

Note: Times listed on agenda for specific items are approximate and may vary depending on the length of discussion for preceding items. Please plan accordingly.

