

AGENDA

**Thursday, February 10, 2022
Time: 10:00 a.m. – 12:00 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 January 13, 2022, meeting minutes
- 10:10 a.m.** Rules - **Nancy Freudenberg**

R-1. Amendments to Chapter 2, “Contracting out Department of Human Services Employees and Property,” Iowa Administrative Code. (Aligns rules with current practices)

The Department is updating the administrative rules for entering into contracts with department employees in a service program or for the use of buildings and grounds of state institutions. This will allow the proposed rules to come into alignment with current practices and will also eliminate outdated definitions. Part of the department’s five-year rules review process for MHDS rules.

R-2. Amendments to Chapter 34, “Alternative Diagnostic Facilities,” Iowa Administrative Code. (Aligns rules with current practices)

The Department is revising outdated language used when a person is being assessed for admission to a state mental health institution on a voluntary basis. Language is being replaced with more current, person-centered language to be consistent with best practices for persons with mental illnesses. Part of the department’s five-year rules review process for MHDS rules.

R-3. Amendments to Chapter 78, “Amount, Duration and Scope of Medical and Remedial Services,” Iowa Administrative Code. (Aligns rules with current policy for diabetic education)

The rule removes the one-time limit for diabetic education for Medicaid members. In most cases once in a lifetime in not adequate treatment for diabetic education, especially with the prevalence of diabetes. The Department has already been paying for more than one education series for some members and this will allow the rule to match the current practice. A member can receive as much education as needed to help them manage their diabetes with a provider referral for the education. The managed care organizations will also follow this rule change.

R-4. Amendments to Chapter 81, “Nursing Facilities,” Iowa Administrative Code. (Decreasing minimum occupancy limitation to 70%)

2021 Iowa Acts, Senate File 891, Division 7, amends the nursing facility reimbursement methodology for the fiscal period of July 1, 2023, through June 30, 2025. The department shall rebase case-mix nursing facility rates using the Medicaid cost reports on file for the period ending December 31, 2022, and apply a minimum occupancy factor of 70 percent. The decreased minimum occupancy limitation is being used because of the concerns providers will continue to experience a decrease in nursing facility occupancy due to the public health emergency.

R-5. Amendments to Chapter 101, “Iowa Juvenile Home,” Iowa Administrative Code. (Rescind the chapter)

Rescinds Chapter 101 as the Iowa Juvenile Home is closed. Part of the department’s five-year rules review process for MHDS rules.

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

N-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 proposed rules update rules 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. Adds greater clarification of the HH programs and overall quality improvement. Defines documentation requirements that HH providers must follow to bill and receive home health payments for intensive services and outreach services.

N-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 about 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 proposed rules are implementing 2021 Iowa Acts, Chapter 178, HF 302.

- 10:30 a.m.** Annual Report and Strategic Plan – **Shelley Horak, Project Manager**
- 10:55 a.m.** Behavioral Health Crisis and 988 – **MHDS Community Division Administrator Marissa Eyanson**
- 11:15 a.m.** Juvenile Justice Taskforce – **ACFS Division Administrator Janee Harvey**
- 11:30 a.m.** NYTD Survey Outcomes – **Doug Wolfe, ACFS Program Planner**
- 11:40 a.m.** Director’s Report – **Director Kelly Garcia**
- 11:55 a.m.** Council Update
- 12:00 p.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.