

Red Tape Review Rule Report

(Due: September 1, 2026)

Department Name:	Health & Human Services	Date:	9/1/2026	Total Rule Count:	5
IAC #:	441	Chapter/ SubChapter/ Rule(s):	119	Iowa Code Section Authorizing Rule:	135B, 135C
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

These rules establish procedures for the performance of record check evaluations by the department for personnel employed by health care facilities and other programs and for students in educational training programs for nurses and certified nurse aides. Record check evaluations are performed, at the request of a prospective employer or training program, on persons who have been found to have been convicted of a crime under a law of any state or have a record of founded child or dependent adult abuse, to determine whether the crimes or founded abuses warrant prohibition of employment or enrollment in a training program.

Is the benefit being achieved? Please provide evidence.

Yes.

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

Some businesses may pay an administrative fee to maintain a "SING" account, which allows them to independently conduct background checks.

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

The Department incurs personnel and other administrative costs to administer this rule chapter.

Do the costs justify the benefits achieved? Please explain.

Yes.

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.

The level of detail needed to outline the process and requirements of the underlying laws is appropriate for rulemaking.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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

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- Eliminated preamble as redundant
- 119.1 – deleted redundant definitions and added clarifying definitions
- 119.2 – deleted redundant cross-reference, moved definition to centralized location
- 119.3 – deleted restrictive terms, standardized use of acronyms
- 119.4 – deleted restrictive terms, added a clarifying qualifier for consistency, updated the name of a Medicaid service, added reference to the Department’s administrative rule chapter on providing notice, moved definition to centralized location, added reference to the Department’s appeals chapter.
- 119.5 – clarified that a representative other than an attorney may submit an appeal on a person’s behalf

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

None.

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

119-1 to 119-5

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

METRICS

Total number of rules repealed:	
Proposed word count reduction after repeal and/or re-promulgation	276
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	18

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

No.