

CHAPTER 164  
IOWA HOSPITAL TRUST FUND

PREAMBLE

These rules describe the Iowa hospital trust fund created by the Second Extraordinary Session of the Seventy-ninth General Assembly in 2001 Iowa Acts, House File 763, and explain how public hospitals can participate in a program for funding of the Iowa hospital trust fund.

**441—164.1(249I) Definitions.**

*“Department”* means the Iowa department of human services.

*“Hospital”* means hospital as defined in Iowa Code section 135B.1.

*“Hospital trust fund”* or *“trust fund”* means the Iowa hospital trust fund created by Iowa Code Supplement section 249I.4, in the state treasury under the authority of the department.

*“Public hospital”* means a hospital licensed pursuant to Iowa Code chapter 135B and governed pursuant to Iowa Code chapter 145A, 347, 347A, or 392.

**441—164.2(249I) Funding and operation of trust fund.** Net funds received by the department through intergovernmental agreements for the hospital trust fund and moneys received by the department from other sources for the hospital trust fund, including grants, contributions, and participant payments, shall be deposited in the hospital trust fund. Annual expenses that are incurred to operate the hospital trust fund shall be deducted from funds received as a result of intergovernmental agreements and other sources, before their deposit in the hospital trust fund.

**441—164.3(249I) Allocations from the hospital trust fund.** Moneys deposited in the hospital trust fund shall be used only for the purposes of the hospital trust fund as specified in Iowa Code Supplement section 249I.2 and as provided in appropriations from the trust fund to the department of human services as specified in Iowa Code Supplement section 249I.4.

**441—164.4(249I) Participation by public hospitals.**

**164.4(1) Participation agreement.** Iowa public hospitals that participate in the Iowa Medicaid program and wish to participate in the funding of the hospital trust fund shall contact the Department of Human Services, Office of the Deputy Director for Policy, Hoover State Office Building, Fifth Floor, 1305 E. Walnut Street, Des Moines, Iowa 50319-0114, for information regarding the conditions of participation. Upon acceptance of the conditions of participation, the hospital shall sign Form 470-3932, Participation Agreement for Intergovernmental Transfer.

**164.4(2) Administration fee.** Upon acceptance of the participation agreement, the department shall authorize increased reimbursement to the participating facility for hospital services provided under the Medicaid program. Once every state fiscal year, the hospital shall retain \$5,000 of the additional reimbursement received, as an administration fee. The hospital shall refund the remainder of the additional reimbursement through intergovernmental transfer to the department for deposit of the federal share (less the \$5,000 retained by the hospital) in the Iowa hospital trust fund and the nonfederal share in the medical assistance budget.

**164.4(3) Limit on participation.** The department may limit participation by public hospitals to no more than the number needed to maximize the fund.

These rules are intended to implement Iowa Code Supplement section 249I.4.

[Filed 9/12/02, Notice 7/24/02—published 10/2/02, effective 12/1/02]