

441—15.3 (225C) Response to dispute notification.

15.3(1) *Verification of receipt.* Within 45 days of receipt of a notification of dispute, the department and the county shall each verify the date of receipt by responding to the party providing the notification.

15.3(2) *Failure to resolve dispute.* Any of the affected counties or the department may request a contested case hearing conducted under Iowa Code chapter 17A if:

a. The dispute is not resolved within 90 days of receipt of the notification of dispute; or

b. The affected counties and the department agree at any time that the dispute cannot be resolved within the 90-day period.

15.3(3) *Preparation of motion.* The party requesting the contested case hearing shall:

a. Prepare a written motion that the matter be referred to the department of inspections and appeals for a contested case hearing; and

b. Submit copies to all affected counties and the department's division of fiscal management.

15.3(4) *Response to motion.* The division of fiscal management shall certify the matter to the department of inspections and appeals, division of appeals, for a contested case hearing by an administrative law judge to determine the person's legal settlement status.

15.3(5) *Motion not submitted.* If a party does not submit a motion for a contested case hearing within 120 days after receipt of the notification of dispute, the matter shall be closed and the person's legal settlement shall be in the county that was billed for services provided to the person.