

INSPECTIONS AND APPEALS DEPARTMENT[481]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 10A.104(5) and 135C.14, the Department of Inspections and Appeals hereby amends Chapter 54, "Governor's Award for Quality Care," Chapter 57, "Residential Care Facilities," Chapter 58, "Nursing Facilities," Chapter 62, "Residential Care Facilities for Persons with Mental Illness (RCF/PMI)," Chapter 63, "Residential Care Facilities for the Intellectually Disabled," Chapter 64, "Intermediate Care Facilities for the Intellectually Disabled," and Chapter 65, "Intermediate Care Facilities for Persons with Mental Illness (ICF/PMI)," Iowa Administrative Code.

The amendments, which are technical, delete references to the resident advocate committee of a health care facility. Resident advocate committees with oversight by the state office of the long-term care ombudsman are no longer in existence, having been repealed by 2013 Iowa Acts, Senate File 184, and replaced with the certified volunteer long-term care ombudsman program established in Iowa Code section 231.45 as amended by 2013 Iowa Acts, Senate File 184. In addition, the technical amendments remove references to resident advocate committees and the state office of the long-term care ombudsman from Chapters 62, 63, 64 and 65 of the Department's rules. These chapters regulate facilities primarily serving persons with mental illness or intellectual disabilities, which, pursuant to Iowa Code section 231.42(2)(a), the state office of the long-term care ombudsman does not serve.

Notice of Intended Action was published in the Iowa Administrative Bulletin on October 2, 2013, as **ARC 1082C**. No comments were received. The adopted amendments are identical to those published under Notice of Intended Action.

The Department does not believe that the amendments impose any financial hardship on any regulated entity, body, or individual.

The State Board of Health initially reviewed the amendments at its September 11, 2013, meeting and approved them at the Board's November 13, 2013, meeting.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 135C.14 and 2013 Iowa Acts, Senate File 184.

These amendments shall become effective January 15, 2014.

EDITOR'S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [amendments to Chs 54, 57, 58, 62 to 65] is being omitted. These amendments are identical to those published under Notice as **ARC 1082C**, IAB 10/2/13.

[Filed 11/13/13, effective 1/15/14]

[Published 12/11/13]

[For replacement pages for IAC, see IAC Supplement 12/11/13.]