

135G.10 Rules.

1. The department of inspections, appeals, and licensing and the department of health and human services shall collaborate in establishing standards for licensing of subacute care facilities to achieve all of the following objectives:

a. Subacute mental health services are provided based on sound, proven clinical practice.
b. Subacute mental health services are established in a manner that allows the services to be included in the federal medical assistance state plan.

2. It is the intent of the general assembly that subacute mental health services be included in the Medicaid state plan adopted for the implementation of the federal Patient Protection and Affordable Care Act, benchmark plan.

3. The department of inspections, appeals, and licensing, in consultation with the department of health and human services and affected professional groups, shall adopt and enforce rules setting out the standards for a subacute care facility and the rights of the residents admitted to a subacute care facility. The department of inspections, appeals, and licensing and the department of health and human services shall coordinate the adoption of rules and the enforcement of the rules in order to prevent duplication of effort by the departments and of requirements of the licensee.

[2012 Acts, ch 1120, §49](#); [2023 Acts, ch 19, §183, 1892, 1893](#)

Responsibility of department of health and human services to adopt standards in coordination with department of inspections, appeals, and licensing for facility-based and community-based, subacute mental health services; see [§225C.6](#)

See Code editor's note on simple harmonization at the beginning of this Code volume
Section amended