

**INSPECTIONS AND APPEALS DEPARTMENT[481]****CHAPTER 1  
ADMINISTRATION**

- 1.1(10A) Organization
- 1.2(10A) Definitions
- 1.3(10A) Administration division
- 1.4(10A) Investigations division
- 1.5(10A) Health facilities division
- 1.6(10A) Administrative hearings division
- 1.7(10A) Administering discretion
- 1.8(10A) Employment appeal board
- 1.9(10A,237) Child advocacy board
- 1.10(10A,13B) State public defender
- 1.11(10A,99D,99F) Racing and gaming commission

**CHAPTER 2  
PETITIONS FOR RULE MAKING**

- 2.1(17A) Petition for rule making
- 2.2(17A) Briefs
- 2.3(17A) Inquiries
- 2.4(17A) Agency consideration

**CHAPTER 3  
DECLARATORY ORDERS  
(Uniform Rules)**

- 3.1(17A) Petition for declaratory order
- 3.2(17A) Notice of petition
- 3.3(17A) Intervention
- 3.4(17A) Briefs
- 3.5(17A) Inquiries
- 3.6(17A) Service and filing of petitions and other papers
- 3.7(17A) Consideration
- 3.8(17A) Action on petition
- 3.9(17A) Refusal to issue order
- 3.12(17A) Effect of a declaratory order

**CHAPTER 4  
AGENCY PROCEDURE FOR RULE MAKING  
(Uniform Rules)**

- 4.3(17A) Public rule-making docket
- 4.4(17A) Notice of proposed rule making
- 4.5(17A) Public participation
- 4.6(17A) Regulatory analysis
- 4.10(17A) Exemptions from public rule-making procedures
- 4.11(17A) Concise statement of reasons
- 4.13(17A) Agency rule-making record

**CHAPTER 5  
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES  
(Uniform Rules)**

- 5.1(17A,22) Definitions
- 5.3(17A,22) Requests for access to records

- 5.6(17A,22) Procedure by which a subject may have additions, dissents, or objections entered into the record
- 5.9(17A,22) Disclosures without the consent of the subject
- 5.10(17A,22) Routine use
- 5.11(17A,22) Consensual disclosure of confidential records
- 5.12(17A,22) Release to subject
- 5.13(17A,22) Availability of records
- 5.14(17A,22) Authority to release confidential records
- 5.15(17A,22) Personnel files
- 5.16(17A,22) Personally identifiable information

#### CHAPTER 6

##### UNIFORM WAIVER AND VARIANCE RULES

- 6.1(10A,17A,ExecOrd11) Applicability
- 6.2(10A,17A,ExecOrd11) Definitions
- 6.3(10A,17A,ExecOrd11) Interpretive rules
- 6.4(10A,17A,ExecOrd11) Compliance with statute
- 6.5(10A,17A,ExecOrd11) Criteria for waiver or variance
- 6.6(10A,17A,ExecOrd11) Filing of petition
- 6.7(10A,17A,ExecOrd11) Content of petition
- 6.8(10A,17A,ExecOrd11) Additional information
- 6.9(10A,17A,ExecOrd11) Notice
- 6.10(10A,17A,ExecOrd11) Hearing procedures
- 6.11(10A,17A,ExecOrd11) Ruling
- 6.12(10A,17A,ExecOrd11) Public availability
- 6.13(10A,17A,ExecOrd11) Voiding or cancellation
- 6.14(10A,17A,ExecOrd11) Violations
- 6.15(10A,17A,ExecOrd11) Defense
- 6.16(10A,17A,ExecOrd11) Appeals
- 6.17(10A,17A,ExecOrd11) Sample petition for waiver or variance

#### CHAPTER 7

##### CONSENT FOR THE SALE OF GOODS AND SERVICES

- 7.1(68B) General prohibition
- 7.2(68B) Definitions
- 7.3(68B) Conditions of consent for officials
- 7.4(68B) Application for consent
- 7.5(68B) Effect of consent
- 7.6(22,68B) Public information
- 7.7(68B) Appeal

#### CHAPTER 8

##### LICENSING ACTIONS FOR NONPAYMENT OF CHILD SUPPORT AND STUDENT LOAN DEFAULT/NONCOMPLIANCE WITH AGREEMENT FOR PAYMENT OF OBLIGATION

- 8.1(252J) Certificates of noncompliance
- 8.2(261) Student loan default/noncompliance with agreement for payment of obligation
- 8.3(261) Suspension or revocation of a license

#### CHAPTER 9

Reserved

CHAPTER 10  
CONTESTED CASE HEARINGS

10.1(10A)	Definitions
10.2(10A,17A)	Time requirements
10.3(10A)	Requests for a contested case hearing
10.4(10A)	Transmission of contested cases
10.5(17A)	Notices of hearing
10.6(10A)	Waiver of procedures
10.7(10A,17A)	Telephone proceedings
10.8(10A,17A)	Scheduling
10.9(17A)	Disqualification
10.10(10A,17A)	Consolidation—severance
10.11(10A,17A)	Pleadings
10.12(17A)	Service and filing of documents
10.13(17A)	Discovery
10.14(10A,17A)	Subpoenas
10.15(10A,17A)	Motions
10.16(17A)	Prehearing conference
10.17(10A)	Continuances
10.18(10A,17A)	Withdrawals
10.19(10A,17A)	Intervention
10.20(17A)	Hearing procedures
10.21(17A)	Evidence
10.22(17A)	Default
10.23(17A)	Ex parte communication
10.24(10A,17A)	Decisions
10.25(10A,17A)	DIA appeals
10.26(10A,17A,272C)	Board hearings
10.27(10A)	Transportation hearing fees
10.28(10A)	Recording costs
10.29(10A)	Code of administrative judicial conduct

CHAPTER 11  
PROCEDURE FOR CONTESTED CASES INVOLVING PERMITS  
TO CARRY WEAPONS AND ACQUIRE FIREARMS

11.1(17A,724)	Definitions
11.2(724)	Appeals
11.3(17A,724)	Notice of hearing
11.4(17A,724)	Agency record
11.5(17A)	Contested case hearing
11.6(17A)	Service and filing of documents
11.7(17A)	Witness lists and exhibits
11.8(17A)	Evidence
11.9(17A)	Withdrawals and dismissals
11.10(17A)	Default
11.11(10A)	Costs
11.12(724)	Probable cause
11.13(724)	Clear and convincing evidence
11.14(17A)	Rehearing

CHAPTERS 12 to 19  
Reserved

*AUDITS DIVISION*

## CHAPTERS 20 and 21

Reserved

## CHAPTER 22

## HEALTH CARE FACILITY AUDITS

- 22.1(10A) Audit occurrence
- 22.2(10A) Confidentiality

## CHAPTERS 23 and 24

Reserved

## CHAPTER 25

## IOWA TARGETED SMALL BUSINESS CERTIFICATION PROGRAM

- 25.1(73) Definitions
- 25.2(10A) Certification
- 25.3(17A) Description of application
- 25.4(10A) Eligibility standards
- 25.5(10A) Special consideration
- 25.6(10A) Family-owned business
- 25.7(10A) Cottage industry
- 25.8(10A) Decertification
- 25.9(12) Request for bond waiver
- 25.10(714) Fraudulent practices in connection with targeted small business programs
- 25.11(17A) Appeal procedure

## CHAPTERS 26 to 29

Reserved

*INSPECTIONS DIVISION*

## CHAPTER 30

## FOOD AND CONSUMER SAFETY

- 30.1(10A,137C,137D,137F) Food and consumer safety bureau
- 30.2(10A,137C,137D,137F) Definitions
- 30.3(137C,137D,137F) Licensing and postings
- 30.4(137C,137D,137F) License fees
- 30.5(137F) Penalty and delinquent fees
- 30.6(137C,137D,137F) Returned checks
- 30.7(137F) Double licenses
- 30.8(137C,137D,137F) Inspection frequency
- 30.9(22) Examination of records
- 30.10(17A,137C,137D,137F) Denial, suspension, or revocation of a license to operate
- 30.11(10A,137C,137D,137F) Formal hearing
- 30.12(137F) Primary servicing laboratory

## CHAPTER 31

FOOD ESTABLISHMENT AND FOOD  
PROCESSING PLANT INSPECTIONS

- 31.1(137F) Inspection standards for food establishments.<sup>2</sup>
- 31.2(137F) Inspection standards for food processing plants
- 31.3(137D,137F) Adulterated food and disposal

- 31.4(137D,137F) False label or defacement
- 31.5(137F) Temporary food establishments and farmers market potentially hazardous food licensees

#### CHAPTERS 32 and 33

Reserved

#### CHAPTER 34 HOME BAKERIES

- 34.1(137D) Inspection standards
- 34.2(137D) Enforcement
- 34.3(137D) Labeling requirement
- 34.4(137D) Annual gross sales
- 34.5(137D) Criminal offense—conviction of license holder

#### CHAPTER 35 CONTRACTOR REQUIREMENTS

- 35.1(137C,137D,137F) Definitions
- 35.2(137C,137D,137F) Contracts
- 35.3(137C,137D,137F) Contractor
- 35.4(137C,137D,137F) Contractor inspection personnel
- 35.5(137C,137D,137F) Investigation
- 35.6(137C,137D,137F) Inspection standards
- 35.7(137C,137D,137F) Enforcement
- 35.8(137C,137D,137F) Licensing
- 35.9(137C,137D,137F) Records
- 35.10(137C,137D,137F) Reporting requirements
- 35.11(137C,137D,137F) Contract rescinded

#### CHAPTER 36

Reserved

#### CHAPTER 37 HOTEL AND MOTEL INSPECTIONS

- 37.1(137C) Building and grounds
- 37.2(137C) Guest rooms
- 37.3(137C) Bedding
- 37.4(137C) Lavatory facilities
- 37.5(137C) Glasses and ice
- 37.6(137C) Employees
- 37.7(137C) Room rates
- 37.8(137C) Inspections
- 37.9(137C) Enforcement
- 37.10(137C) Criminal offense—conviction of license holder

#### CHAPTERS 38 and 39

Reserved

#### CHAPTER 40 FOSTER CARE FACILITY INSPECTIONS

- 40.1(10A) License surveys
- 40.2(10A) Unannounced inspections
- 40.3(10A) Results
- 40.4(10A) Ownership of records

## CHAPTER 41

## PSYCHIATRIC MEDICAL INSTITUTIONS FOR CHILDREN (PMIC)

41.1(135H)	Definitions
41.2(135H)	Application for license
41.3(135H)	Renewal application or change of ownership
41.4(135H)	Licenses for distinct parts
41.5(135H)	Variances
41.6(135H)	Notice to the department
41.7(135H)	Inspection of complaints
41.8(135H)	General requirement
41.9(135H)	Certification of need for services
41.10(135H)	Active treatment
41.11(135H)	Individual plan of care
41.12(135H)	Individual written plan of care
41.13(135H)	Plan of care team
41.14(135H)	Required discharge
41.15(135H)	Criminal behavior involving children
41.16(22,135H)	Confidential or open information
41.17(135H)	Additional provisions concerning physical restraint

## CHAPTERS 42 to 49

Reserved

## CHAPTER 50

## HEALTH CARE FACILITIES ADMINISTRATION

50.1(10A)	Inspections
50.2(10A)	Definitions
50.3(135B,135C)	Licensing
50.4(135C)	Fines and citations
50.5(135C)	Denial, suspension or revocation
50.6(10A)	Formal hearing
50.7(10A,135C)	Additional notification
50.8(22,135B,135C)	Records
50.9(135C)	Criminal, dependent adult abuse, and child abuse record checks
50.10(135C)	Inspections, exit interviews, plans of correction, and revisits
50.11(135C)	Complaint and self-reported incident investigation procedure
50.12(135C)	Requirements for service
50.13(135C)	Inspectors' conflicts of interest

## CHAPTER 51

## HOSPITALS

51.1(135B)	Definitions
51.2(135B)	Classification, compliance and license
51.3(135B)	Quality improvement program
51.4(135B)	Long-term acute care hospital located within a general hospital
51.5(135B)	Medical staff
51.6(135B)	Patient rights and responsibilities
51.7(135B)	Abuse
51.8(135B)	Organ, tissue and eye procurement
51.9(135B)	Nursing services
51.10 and 51.11	Reserved
51.12(135B)	Records and reports
51.13	Reserved

51.14(135B)	Pharmaceutical service
51.15(135B)	Orders other than medication
51.16(135B)	Radiological services
51.17	Reserved
51.18(135B)	Laboratory service
51.19	Reserved
51.20(135B)	Food and nutrition services
51.21	Reserved
51.22(135B)	Equipment for patient care
51.23	Reserved
51.24(135B)	Infection control
51.25	Reserved
51.26(135B)	Surgical services
51.27	Reserved
51.28(135B)	Anesthesia services
51.29	Reserved
51.30(135B)	Emergency services
51.31	Reserved
51.32(135B)	Obstetric and neonatal services
51.33	Reserved
51.34(135B)	Pediatric services
51.35	Reserved
51.36(135B)	Psychiatric services
51.37	Reserved
51.38(135B)	Long-term care service
51.39(135B)	Penalty and enforcement
51.40	Reserved
51.41(135B)	Criminal, dependent adult abuse, and child abuse record checks
51.42 to 51.49	Reserved
51.50(135B)	Minimum standards for construction
51.51 and 51.52	Reserved
51.53(135B)	Critical access hospitals

#### CHAPTER 52

##### DEPENDENT ADULT ABUSE IN FACILITIES AND PROGRAMS

52.1(235E)	Definitions
52.2(235E)	Persons who must report dependent adult abuse and the reporting procedure for those persons
52.3(235E)	Reports and registry of dependent adult abuse
52.4(235E)	Financial institution employees and reporting suspected financial exploitation
52.5(235E)	Evaluation of report
52.6(235E)	Separation of victim and alleged abuser
52.7(235E)	Interviews, examination of evidence, and investigation of dependent adult abuse allegations
52.8(235E)	Notification to subsequent employers

#### CHAPTER 53

##### HOSPICE LICENSE STANDARDS

53.1(135J)	Definitions
53.2(135J)	License
53.3(135J)	Patient rights
53.4(135J)	Governing body

53.5(135J)	Quality assurance and utilization review
53.6(135J)	Attending physician services
53.7(135J)	Medical director
53.8(135J)	Interdisciplinary team (IDT)
53.9(135J)	Nursing services
53.10	Reserved
53.11(135J)	Coordinator of patient care
53.12(135J)	Social services
53.13(135J)	Counseling services
53.14(135J)	Volunteer services
53.15(135J)	Spiritual counseling
53.16(135J)	Optional services
53.17(135J)	Contracted services
53.18(135J)	Short-term hospital services
53.19(135J)	Bereavement services
53.20(135J)	Records

## CHAPTER 54

## GOVERNOR'S AWARD FOR QUALITY CARE

54.1(135C)	Purpose
54.2(135C)	Definitions
54.3(135C)	Nomination
54.4(135C)	Applicant eligibility
54.5(135C)	Nomination information
54.6(135C)	Evaluation
54.7(135C)	Selection of finalists
54.8(135C)	Certificate of recognition

## CHAPTER 55

Reserved

## CHAPTER 56

## FINING AND CITATIONS

56.1(135C)	Authority for citations
56.2(135C)	Classification of violations—classes
56.3(135C)	Fines
56.4(135C)	Time for compliance
56.5(135C)	Failure to correct a violation within the time specified—penalty
56.6(135C)	Treble and double fines
56.7(135C)	Notation of classes of violations
56.8(135C)	Notation for more than one class of violation
56.9(135C)	Factors determining selection of class of violation
56.10(135C)	Factors determining imposition of citation and fine
56.11(135C)	Class I violation not specified in the rules
56.12(135C)	Class I violation as a result of multiple lesser violations
56.13(135C)	Form of citations
56.14(135C)	Licensee's response to a citation
56.15(135C)	Informal conference
56.16(135C)	Procedure for facility after informal conference
56.17(135C)	Formal contest

CHAPTER 57  
RESIDENTIAL CARE FACILITIES

57.1(135C)	Definitions
57.2(135C,17A)	Waiver or variance
57.3(135C)	Application for licensure
57.4(135C)	Issuance of license
57.5(135C)	Licenses for distinct parts
57.6(135C)	Special classification—memory care
57.7(135C)	General requirements
57.8(135C)	Certified volunteer long-term care ombudsman program
57.9(135C)	Required notifications to the department
57.10(135C)	Administrator
57.11(135C)	Personnel
57.12(135C)	General policies
57.13(135C)	Admission, transfer and discharge
57.14(135C)	Involuntary discharge or transfer
57.15(135C)	Residency agreement
57.16(135C)	Medical examinations
57.17(135C)	Records
57.18(135C)	Resident care and personal services
57.19(135C)	Drugs
57.20(135C)	Dental services
57.21(135C)	Dietary
57.22(135C)	Orientation and service plan
57.23(135C)	Resident activities program
57.24(135C)	Residents' rights
57.25(135C)	Dignity preserved
57.26(135C)	Communications
57.27(135C)	Resident activities
57.28(135C)	Resident property
57.29(135C)	Financial affairs—management
57.30(135C)	Resident work
57.31(135C)	Family—shared rooms
57.32(135C)	Resident abuse prohibited
57.33(135C)	Crisis intervention
57.34(135C)	Safety
57.35(135C)	Housekeeping
57.36(135C)	Maintenance
57.37(135C)	Laundry
57.38(135C)	Garbage and waste disposal
57.39(135C)	Supplies
57.40(135C)	Buildings, furnishings, and equipment
57.41(135C)	Family and employee accommodations
57.42(135C)	Animals
57.43(135C)	Another business or activity in a facility
57.44(135C)	Respite care services

CHAPTER 58  
NURSING FACILITIES

58.1(135C)	Definitions
58.2(135C)	Variances
58.3(135C)	Application for licensure

58.4(135C)	General requirements
58.5(135C)	Notifications required by the department
58.6	Reserved
58.7(135C)	Licenses for distinct parts
58.8(135C)	Administrator
58.9(135C)	Administration
58.10(135C)	General policies
58.11(135C)	Personnel
58.12(135C)	Admission, transfer, and discharge
58.13(135C)	Contracts
58.14(135C)	Medical services
58.15(135C)	Records
58.16(135C)	Resident care and personal services
58.17	Reserved
58.18(135C)	Nursing care
58.19(135C)	Required nursing services for residents
58.20(135C)	Duties of health service supervisor
58.21(135C)	Drugs, storage, and handling
58.22(135C)	Rehabilitative services
58.23(135C)	Dental, diagnostic, and other services
58.24(135C)	Dietary
58.25(135C)	Social services program
58.26(135C)	Resident activities program
58.27(135C)	Certified volunteer long-term care ombudsman program
58.28(135C)	Safety
58.29(135C)	Resident care
58.30	Reserved
58.31(135C)	Housekeeping
58.32(135C)	Maintenance
58.33(135C)	Laundry
58.34(135C)	Garbage and waste disposal
58.35(135C)	Buildings, furnishings, and equipment
58.36(135C)	Family and employee accommodations
58.37(135C)	Animals
58.38(135C)	Supplies
58.39(135C)	Residents' rights in general
58.40(135C)	Involuntary discharge or transfer
58.41(135C)	Residents' rights
58.42(135C)	Financial affairs—management
58.43(135C)	Resident abuse prohibited
58.44(135C)	Resident records
58.45(135C)	Dignity preserved
58.46(135C)	Resident work
58.47(135C)	Communications
58.48(135C)	Resident activities
58.49(135C)	Resident property
58.50(135C)	Family visits
58.51(135C)	Choice of physician and pharmacy
58.52(135C)	Incompetent resident
58.53(135C)	County care facilities
58.54(73GA,ch 1016)	Special unit or facility dedicated to the care of persons with chronic confusion or a dementing illness (CCDI unit or facility)

- 58.55(135C) Another business or activity in a facility
- 58.56(135C) Respite care services
- 58.57(135C) Training of inspectors

CHAPTER 59  
TUBERCULOSIS (TB) SCREENING

- 59.1(135B,135C) Purpose
- 59.2(135B,135C) Definitions
- 59.3(135B,135C) TB risk assessment
- 59.4(135B,135C) Health care facility or hospital risk classification
- 59.5(135B,135C) Baseline TB screening procedures for health care facilities and hospitals
- 59.6(135B,135C) Serial TB screening procedures for health care facilities and hospitals
- 59.7(135B,135C) Screening of HCWs who transfer to other health care facilities or hospitals
- 59.8(135B,135C) Baseline TB screening procedures for residents of health care facilities
- 59.9(135B,135C) Serial TB screening procedures for residents of health care facilities
- 59.10(135B,135C) Performance of screening and testing

CHAPTER 60  
MINIMUM PHYSICAL STANDARDS  
FOR RESIDENTIAL CARE FACILITIES

- 60.1(135C) Definitions
- 60.2(135C) Variances
- 60.3(135C) General requirements
- 60.4(135C) Typical construction
- 60.5(135C) Supervised care unit
- 60.6(135C) Support area
- 60.7(135C) Service area
- 60.8(135C) Administration and staff area
- 60.9(135C) Definition of public area
- 60.10(135C) Elevator requirements
- 60.11(135C) Mechanical requirements
- 60.12(135C) Electrical requirement
- 60.13(135C) Codes and standards

CHAPTER 61  
MINIMUM PHYSICAL STANDARDS FOR NURSING FACILITIES

- 61.1(135C) Definitions
- 61.2(135C) General requirements
- 61.3(135C) Submission of construction documents
- 61.4(135C) Variances
- 61.5(135C) Additional notification requirements
- 61.6(135C) Construction requirements
- 61.7(135C) Nursing care unit
- 61.8(135C) Dietetic and other service areas
- 61.9(135C) Specialized unit or facility for persons with chronic confusion or a dementing illness (CCDI unit or facility)

CHAPTER 62  
RESIDENTIAL CARE FACILITIES  
FOR PERSONS WITH MENTAL ILLNESS (RCF/PMI)

- 62.1(135C) Definitions
- 62.2(135C) Application for license
- 62.3(135C) Licenses for distinct parts

62.4(135C)	Variances
62.5(135C)	General requirements
62.6(135C)	Notification required by the department
62.7(135C)	Administrator
62.8(135C)	Administration
62.9(135C)	Personnel
62.10(135C)	General admission policies
62.11(135C)	Evaluation services
62.12(135C)	Programming
62.13(135C)	Crisis intervention
62.14(135C)	Discharge or transfer
62.15(135C)	Medication management
62.16(135C)	Resident property
62.17(135C)	Financial affairs
62.18(135C)	Records
62.19(135C)	Health and safety
62.20(135C)	Nutrition
62.21(135C)	Physical facilities and maintenance
62.22	Reserved
62.23(135C)	Residents' rights in general
62.24(135C)	County care facilities
62.25(135C)	Another business or activity in a facility
62.26(135C)	Respite care services

CHAPTER 63  
RESIDENTIAL CARE FACILITIES FOR THE  
INTELLECTUALLY DISABLED

63.1(135C)	Definitions
63.2(135C)	Variances
63.3(135C)	Application for licensure
63.4(135C)	General requirements
63.5(135C)	Notifications required by the department
63.6	Reserved
63.7(135C)	Licenses for distinct parts
63.8(135C)	Administrator
63.9(135C)	General policies
63.10	Reserved
63.11(135C)	Personnel
63.12(135C)	Resident care and personal services
63.13(135C)	Admission, transfer, and discharge
63.14(135C)	Contracts
63.15(135C)	Physical examinations
63.16(135C)	Dental services
63.17(135C)	Records
63.18(135C)	Drugs
63.19(135C)	Dietary
63.20(135C)	Orientation program
63.21(135C)	Individualized program of care
63.22	Reserved
63.23(135C)	Safety
63.24(135C)	Housekeeping
63.25(135C)	Maintenance

63.26(135C)	Laundry
63.27(135C)	Garbage and waste disposal
63.28(135C)	Buildings, furnishings, and equipment
63.29(135C)	Family and employee accommodations
63.30(135C)	Animals
63.31(135C)	Environment and grounds
63.32(135C)	Supplies
63.33(135C)	Residents' rights in general
63.34(135C)	Involuntary discharge or transfer
63.35(135C)	Resident rights
63.36(135C)	Financial affairs—management
63.37(135C)	Resident abuse prohibited
63.38(135C)	Resident records
63.39(135C)	Dignity preserved
63.40(135C)	Resident work
63.41(135C)	Communications
63.42(135C)	Resident activities
63.43(135C)	Resident property
63.44(135C)	Family visits
63.45(135C)	Choice of physician
63.46(135C)	Incompetent resident
63.47(135C)	Specialized license for three- to five-bed facilities
63.48	Reserved
63.49(135C)	Another business or activity in a facility
63.50(135C)	Respite care services

CHAPTER 64  
INTERMEDIATE CARE FACILITIES FOR THE  
INTELLECTUALLY DISABLED

64.1	Reserved
64.2(135C)	Variances
64.3(135C)	Application for license
64.4(135C)	General requirements
64.5(135C)	Notifications required by the department
64.6(135C)	Veteran eligibility
64.7(135C)	Licenses for distinct parts
64.8 to 64.16	Reserved
64.17(135C)	Contracts
64.18(135C)	Records
64.19 to 64.32	Reserved
64.33(135C)	Allegations of dependent adult abuse
64.34(135C)	Employee criminal record checks, child abuse checks and dependent adult abuse checks and employment of individuals who have committed a crime or have a founded abuse
64.35	Reserved
64.36(135C)	Involuntary discharge or transfer
64.37 to 64.59	Reserved
64.60(135C)	Federal regulations adopted—conditions of participation
64.61(135C)	Federal regulations adopted—rights
64.62(135C)	Another business or activity in a facility
64.63(135C)	Respite care services

CHAPTER 65  
INTERMEDIATE CARE FACILITIES  
FOR PERSONS WITH MENTAL ILLNESS (ICF/PMI)

65.1(135C)	Definitions
65.2(135C)	Application for license
65.3(135C)	Licenses for distinct parts
65.4(135C)	Variances
65.5(135C)	General requirements
65.6(135C)	Notification required by the department
65.7(135C)	Administrator
65.8(135C)	Administration
65.9(135C)	Personnel
65.10(135C)	General admission policies
65.11(135C)	Evaluation services
65.12(135C)	Individual program plan (IPP)
65.13(135C)	Activity program
65.14(135C)	Crisis intervention
65.15(135C)	Restraint or seclusion
65.16(135C)	Discharge or transfer
65.17(135C)	Medication management
65.18(135C)	Resident property and personal affairs
65.19(135C)	Financial affairs
65.20(135C)	Records
65.21(135C)	Health and safety
65.22(135C)	Nutrition
65.23(135C)	Physical facilities and maintenance
65.24	Reserved
65.25(135C)	Residents' rights in general
65.26(135C)	Incompetent residents
65.27(135C)	County care facilities
65.28(135C)	Violations
65.29(135C)	Another business or activity in a facility
65.30(135C)	Respite care services

CHAPTER 66  
BOARDING HOMES

66.1(83GA,SF484)	Definitions
66.2(83GA,SF484)	Registration of boarding homes
66.3(83GA,SF484)	Occupancy reports
66.4(83GA,SF484)	Complaints
66.5(83GA,SF484)	Investigations
66.6(83GA,SF484)	Penalties
66.7(83GA,SF484)	Public and confidential information

CHAPTER 67  
GENERAL PROVISIONS FOR ELDER GROUP HOMES, ASSISTED LIVING PROGRAMS,  
AND ADULT DAY SERVICES

67.1(231B,231C,231D)	Definitions
67.2(231B,231C,231D)	Program policies and procedures, including those for incident reports
67.3(231B,231C,231D)	Tenant rights
67.4(231B,231C,231D)	Program notification to the department
67.5(231B,231C,231D)	Medications

- 67.6(231B,231C,231D) Another business or activity located in a program
- 67.7(231B,231C,231D) Waiver of criteria for retention of a tenant in the program
- 67.8(231B,231C,231D) All other waiver requests
- 67.9(231B,231C,231D) Staffing
- 67.10(17A,231B,231C,231D) Monitoring
- 67.11(231B,231C,231D) Complaint and program-reported incident report investigation procedure
- 67.12 Reserved
- 67.13(17A,231B,231C,231D,85GA,HF2365) Exit interview, final report, plan of correction
- 67.14(17A,231B,231C,231D,85GA,HF2365) Response to final report
- 67.15(17A,231B,231C,231D) Denial, suspension or revocation of a certificate
- 67.16(17A,231B,231C,231D) Conditional certification
- 67.17(17A,231B,231C,231D) Civil penalties
- 67.18(17A,231B,231C,231D) Judicial review
- 67.19(135C,231B,231C,231D) Criminal, dependent adult abuse, and child abuse record checks
- 67.20(17A,231C,231D) Emergency removal of tenants
- 67.21(231C) Nursing assistant work credit
- 67.22(231B,231C,231D) Public or confidential information

#### CHAPTER 68 ELDER GROUP HOMES

- 68.1(231B) Definitions
- 68.2(231B) Program certification and posting requirements
- 68.3(231B) Certification—application process
- 68.4(231B) Certification—application content
- 68.5(231B) Initial certification process
- 68.6(231B) Expiration of program certification
- 68.7(231B) Recertification process
- 68.8(231B) Notification of recertification
- 68.9(231B) Listing of all certified programs
- 68.10(231B) Change of ownership—notification to the department
- 68.11(231B) Cessation of program operation
- 68.12(231B) Occupancy agreement
- 68.13(231B) Evaluation of tenant
- 68.14(231B) Criteria for admission and retention of tenants
- 68.15(231B) Involuntary transfer from the program
- 68.16(231B) Tenant documents
- 68.17(231B) Service plans
- 68.18(231B) Nurse review
- 68.19(231B) Staffing
- 68.20(231B) Managed risk policy and managed risk consensus agreements
- 68.21(231B) Transportation
- 68.22(231B) Identification of veteran's benefit eligibility
- 68.23(231B) Resident advocate committees
- 68.24(231B) Life safety—emergency policies and procedures and structural safety requirements
- 68.25(231B) Structural standards
- 68.26(231B) Landlord and tenant Act

#### CHAPTER 69 ASSISTED LIVING PROGRAMS

- 69.1(231C) Definitions
- 69.2(231C) Program certification
- 69.3(231C) Certification of a nonaccredited program—application process

69.4(231C)	Nonaccredited program—application content
69.5(231C)	Initial certification process for a nonaccredited program
69.6(231C)	Expiration of the certification of a nonaccredited program
69.7(231C)	Recertification process for a nonaccredited program
69.8(231C)	Notification of recertification for a nonaccredited program
69.9(231C)	Certification or recertification of an accredited program—application process
69.10(231C)	Certification or recertification of an accredited program—application content
69.11(231C)	Initial certification process for an accredited program
69.12(231C)	Recertification process for an accredited program
69.13(231C)	Listing of all certified programs
69.14(231C)	Recognized accrediting entity
69.15(231C)	Requirements for an accredited program
69.16(231C)	Maintenance of program accreditation
69.17(231C)	Change of ownership—notification to the department
69.18(231C)	Plan reviews of a building for a new program
69.19(231C)	Plan review prior to the remodeling of a building for a certified program
69.20(231C)	Cessation of program operation
69.21(231C)	Occupancy agreement
69.22(231C)	Evaluation of tenant
69.23(231C)	Criteria for admission and retention of tenants
69.24(231C)	Involuntary transfer from the program
69.25(231C)	Tenant documents
69.26(231C)	Service plans
69.27(231C)	Nurse review
69.28(231C)	Food service
69.29(231C)	Staffing
69.30(231C)	Dementia-specific education for program personnel
69.31(231C)	Managed risk policy and managed risk consensus agreements
69.32(231C)	Life safety—emergency policies and procedures and structural safety requirements
69.33(231C)	Transportation
69.34(231C)	Activities
69.35(231C)	Structural requirements
69.36(231C)	Dwelling units in dementia-specific programs
69.37(231C)	Landlord and tenant Act
69.38(83GA,SF203)	Identification of veteran's benefit eligibility
69.39(231C)	Respite care services

#### CHAPTER 70 ADULT DAY SERVICES

70.1(231D)	Definitions
70.2(231D)	Program certification
70.3(231D)	Certification of a nonaccredited program—application process
70.4(231D)	Nonaccredited program—application content
70.5(231D)	Initial certification process for a nonaccredited program
70.6(231D)	Expiration of the certification of a nonaccredited program
70.7(231D)	Recertification process for a nonaccredited program
70.8(231D)	Notification of recertification for a nonaccredited program
70.9(231D)	Certification or recertification of an accredited program—application process
70.10(231D)	Certification or recertification of an accredited program—application content
70.11(231D)	Initial certification process for an accredited program
70.12(231D)	Recertification process for an accredited program
70.13(231D)	Listing of all certified programs

70.14(231D)	Recognized accrediting entity
70.15(231D)	Requirements for an accredited program
70.16(231D)	Maintenance of program accreditation
70.17(231D)	Change of ownership—notification to the department
70.18(231D)	Plan reviews of a building for a new program
70.19(231D)	Plan review prior to the remodeling of a building for a certified program
70.20(231D)	Cessation of program operation
70.21(231D)	Contractual agreement
70.22(231D)	Evaluation of participant
70.23(231D)	Criteria for admission and retention of participants
70.24(231D)	Involuntary discharge from the program
70.25(231D)	Participant documents
70.26(231D)	Service plans
70.27(231D)	Nurse review
70.28(231D)	Food service
70.29(231D)	Staffing
70.30(231D)	Dementia-specific education for program personnel
70.31(231D)	Managed risk policy and managed risk consensus agreements
70.32(231D)	Life safety—emergency policies and procedures and structural safety requirements
70.33(231D)	Transportation
70.34(231D)	Activities
70.35(231D)	Structural requirements
70.36(231D)	Identification of veteran's benefit eligibility

#### CHAPTER 71

##### SUBACUTE MENTAL HEALTH CARE FACILITIES

71.1(135G)	Purpose—subacute mental health services
71.2(135G)	Definitions
71.3(135G)	Application for licensure
71.4(135G)	Licenses for distinct parts
71.5(135G)	Variances
71.6(135G)	Provisional license
71.7(135G)	General requirements
71.8(135G)	Required notifications to the department
71.9(135G)	Reports of dependent adult abuse
71.10(135G)	Administrator
71.11(135G)	Administration
71.12(135G)	Personnel
71.13(135G)	Admission, transfer, and discharge
71.14(135G)	Treatment plan
71.15(135G)	Crisis intervention
71.16(135G)	Seclusion and restraint
71.17(135G)	Medication management
71.18(135G)	Records
71.19(135G)	Residents' rights in general
71.20(135G)	Health and safety

#### CHAPTER 72

##### PUBLIC ASSISTANCE

##### FRONT END INVESTIGATIONS

72.1(10A)	Definitions
72.2(10A)	Referrals

- 72.3(10A) Investigation procedures
- 72.4(10A) Findings

## CHAPTER 73

## MEDICAID FRAUD CONTROL BUREAU

- 73.1(10A) Definitions
- 73.2(10A) Complaints
- 73.3(10A) Investigative procedures
- 73.4(10A) Audit of clinical and fiscal records by the department
- 73.5(10A) Who shall be reviewed, audited, or investigated
- 73.6(10A) Auditing and investigative procedures
- 73.7(10A) Actions based on audit or investigative findings
- 73.8(10A) Confidentiality
- 73.9(10A) Appeal by provider of care

## CHAPTER 74

## ECONOMIC ASSISTANCE FRAUD BUREAU

- 74.1(10A) Definitions
- 74.2(10A) Responsibilities
- 74.3(10A) Procedures
- 74.4(10A) Investigations
- 74.5(10A) Executive branch investigations

## CHAPTER 75

## DIVESTITURE UNIT

- 75.1(10A) Definitions
- 75.2(10A) Referral process
- 75.3(10A) Referral review
- 75.4(10A) Investigation
- 75.5(10A) Organizing information
- 75.6(10A) Computation of debt
- 75.7(10A) Issuing notices
- 75.8(10A) Conducting informal conferences
- 75.9(10A) Failure to timely request hearing
- 75.10(10A) District court hearing
- 75.11(10A) Filing and docketing of the order
- 75.12(10A,22) Confidentiality

## CHAPTERS 76 to 89

Reserved

## CHAPTER 90

## PUBLIC ASSISTANCE DEBT RECOVERY UNIT

- 90.1(10A) Definitions
- 90.2(10A) Recovery process
- 90.3(10A) Records
- 90.4(10A) Review
- 90.5(10A) Debt repayment
- 90.6(10A) Further collection action
- 90.7(10A) Appeal rights
- 90.8(10A) Data processing systems matches
- 90.9(10A) Confidentiality

## CHAPTERS 91 to 99

Reserved

*GAMES OF SKILL, CHANCE, BINGO  
AND RAFFLES*

## CHAPTER 100

## ADMINISTRATION

100.1(10A,99B)	Definitions
100.2(99B)	Licensing
100.3(99B)	License requirements
100.4(99B)	Participation
100.5(99B)	Posted rules
100.6(99B)	Prizes
100.7(10A,99B)	Records
100.8(10A,99B)	Inspections
100.9(99B)	Reports
100.10(99B)	Extension of time to file quarterly report
100.11(10A,422)	State and local option sales tax
100.12(10A,17A,99B)	Appeal rights
100.13(99B)	Penalties
100.14 to 100.29	Reserved

## QUALIFIED ORGANIZATION

100.30(99B)	License requirements
100.31	Reserved
100.32(99B)	Raffles
100.33(99B)	Expenses
100.34(99B)	Nature and dedication of net receipts
100.35(99B)	Extension of time to dedicate net receipts
100.36(10A,22)	Confidentiality
100.37 to 100.49	Reserved

## RAFFLES CONDUCTED AT A FAIR

100.50(99B)	Raffles conducted at a fair
100.51(99B)	Raffle prizes at a fair
100.52(99B)	Exceptions for an annual raffle
100.53 to 100.79	Reserved

## ANNUAL GAME NIGHT

## BINGO MANUFACTURERS AND DISTRIBUTORS

100.80(99B)	Bingo manufacturers and distributors
100.81(99B)	Bingo manufacturer and distributor licenses
100.82(99B)	Bingo supplies and equipment

## CHAPTER 101

## AMUSEMENT CONCESSIONS

101.1(99B)	License requirements
101.2(99B)	Prizes
101.3(99B)	Conducting games
101.4(99B)	Posted rules

## CHAPTER 102

Reserved

CHAPTER 103  
BINGO

103.1(10A,99B)	Definitions
103.2(10A,99B)	License
103.3(99B)	Bingo occasion
103.4(99B)	Game of bingo
103.5(99B)	State and house rules
103.6(99B)	Prizes
103.7(10A,99B)	Workers
103.8(99B)	Expenses
103.9(99B)	Location
103.10	Reserved
103.11(10A,725)	Advertising
103.12(10A,99B)	Equipment
103.13(99B)	Records
103.14(10A,99B)	Bingo checking account
103.15(10A,99B)	Bingo savings account and bingo change fund
103.16(10A,99B)	Reports
103.17(10A,99B)	Inspections and audits
103.18(10A,99B)	Penalties
103.19(99B)	Electronic bingo

CHAPTER 104

GENERAL PROVISIONS FOR ALL AMUSEMENT DEVICES

104.1(10A,99B)	Definitions
104.2(99B)	Device restrictions
104.3(99B)	Prohibited games/devices
104.4(99B)	Prizes
104.5(99B)	Registration
104.6(99B)	Violations

CHAPTER 105

REGISTERED AMUSEMENT DEVICES

105.1(10A,99B)	Definitions
105.2(99B)	Registered amusement device restrictions
105.3(99B)	Prohibited registered amusement devices
105.4(99B)	Prizes
105.5(99B)	Registration by a manufacturer, manufacturer's representative, distributor, or an owner that operates for profit
105.6(99B)	Registration of registered amusement devices
105.7(99B)	Violations
105.8(10A,99B)	Appeal rights
105.9(10A,99B,82GA,SF510)	Procedure for denial, revocation, or suspension of a registration
105.10(99B)	Annual verification of device location
105.11(99B)	Criteria for approval or denial of a registration
105.12(10A,99B)	Suspension or revocation of a registration

CHAPTER 106

CARD GAME TOURNAMENTS BY VETERANS ORGANIZATIONS

106.1(10A,99B)	Definitions
106.2(99B)	Licensing
106.3(99B)	Card game tournament
106.4(99B)	Required postings

106.5(99B)	Prizes and cost to participate
106.6(99B)	Restrictions
106.7(99B)	Qualified expenses limitation
106.8(99B)	Records
106.9(99B)	State and local option sales tax
106.10(99B)	Inspections
106.11(99B)	Quarterly reports
106.12(99B)	Penalties
106.13(99B)	Revocation, suspension, or denial of license