ELDER AFFAIRS DEPARTMENT[321]

Prior to 5/20/87, see Commission on the Aging[20]

Delay: Effective date (June 24, 1987) of Chapters 1 to 18 delayed 70 days pursuant to Iowa Code section 17A.4(5) by the Administrative Rules Review Committee at their June 9, 1987, meeting.

	CHAPTER 1
	INTRODUCTION, ABBREVIATIONS AND DEFINITIONS
1.1(231)	Authority and purpose
1.2(231)	Other regulations and order of precedence
1.3(231)	Applicability
1.4(231)	Abbreviations
1.5(231)	Definitions
	CHAPTER 2
	DEPARTMENT OF ELDER AFFAIRS
2.1(231)	Mission statement
2.2(231)	Definitions
2.3(231)	Department established
2.4(231)	Director
2.5(231)	Organizational units of the department
2.6(231)	Staffing
2.7(231)	Discrimination
2.8(231)	Affirmative action plans
2.9(231)	Department complaint and appeal procedures
2.10(231)	Severability
	CHAPTER 3
	COMMISSION OF ELDER AFFAIRS
3.1(231)	Definitions
3.2(231)	Purpose of the commission
3.3(21,231)	Organization of the commission and proceedings
3.4(231)	Commission duties and authority
	CHAPTER 4
	DEPARTMENT PLANNING RESPONSIBILITIES
4.1(231)	Definitions
4.2(231)	State plan on aging
4.3(231)	Designation of PSA
4.4(231)	Designation of AAA
4.5(231)	Types of entities that qualify as an AAA
4.6(231)	Multipurpose entity
4.7(231)	Request for waiver
4.8(231)	Applicant qualification and preference
4.9(231)	Procedure for designation of an AAA
4.10(231)	Withdrawal of AAA designation
4.11(231)	Procedures for withdrawal of AAA designation
4.12(231)	Department action subsequent to withdrawal
4.13(231)	Technical assistance
4.14(231)	Severability

#### **CHAPTER 5** DEPARTMENT FISCAL POLICY 5.1(231) **Definitions** 5.2(231) Grants to area agencies on aging 5.3(231) Limitations on use 5.4(231) Expenditures in rural areas 5.5(231) Funding formulas State appropriations and case management allotments 5.6(231) 5.7(231) Program allotment calculations 5.8(231) Funding estimates Matching funds 5.9(231) Allowable use of federal and state funds for multivear area plan administration 5.10(231) 5.11(231) Reallotment 5.12(231) Restriction on delegation of authority to other agencies 5.13(231) Records and reports State reviews and audits 5.14(231) Acquisition of goods and services 5.15(231) 5.16(231) Restrictions for multipurpose agencies designated as AAA Records—contract administration 5.17(231) 5.18(231) Recapture of funds for facilities 5.19(231) Property management CHAPTER 6 AREA AGENCY ON AGING PLANNING AND ADMINISTRATION 6.1(231) **Definitions** 6.2(231) Area plan Area agency administration 6.3(231) Confidentiality and disclosure of AAA information 6.4(231) 6.5(231) AAA contact information 6.6(231) Duties of AAA 6.7(231) AAA board of directors 6.8(231) AAA advisory council **Emergency situations** 6.9(231) AAA procedures manual 6.10(231) 6.11(231) Contracts and subgrants 6.12(231) Direct service 6.13(231) Noncompliance Priority service expenditures 6.14(231) Waivers of priority service expenditures 6.15(231) Requirements for service providers 6.16(231) Entrepreneurial activities of AAA 6.17(231) 6.18(231) Severability **CHAPTER 7** AREA AGENCY ON AGING SERVICE DELIVERY 7.1(231) **Definitions** 7.2(231) Service delivery 7.3(231) Outreach for greatest need Delivery of service 7.4(231) 7.5(231) Funding for services and program facilities

Compliance with health, safety and construction requirements

Term of use of an acquired or constructed facility

7.6(231)

7.7(231)

<b>7</b> 0 (221)	
7.8(231)	Restrictions
7.9(231)	Information and assistance services
7.10(231)	Legal assistance requirements
7.11(231)	Disease prevention and health promotion under Title III-D of the Act
7.12(231)	Nutrition services
7.13(231)	AOA NSIP programs
7.14(231)	Nutrition performance standards
7.15(231)	Food standards
7.16(231)	Food-borne illness
7.17(231)	Menus
7.18(231)	Special dietary needs
7.19(231)	Congregate nutrition services
, ,	Eligibility for meals at congregate nutrition sites
7.20(231)	Home-delivered meals
7.21(231)	
7.22(231)	Noncompliance
7.23(231)	Requirements for opening or closing congregate nutrition sites
7.24(231)	Evaluation of sites
7.25(231)	Family caregiver program under Title III-E of the Act
	CHAPTER 8
I	ONG-TERM CARE RESIDENT'S ADVOCATE/OMBUDSMAN
8.1(231)	Definitions
8.2(231)	Purpose
8.3(231)	Long-term care resident's advocate/ombudsman duties
8.4(231)	Access requirements
8.5(231)	Authority and responsibilities of the department
8.6(231)	Volunteer long-term care ombudsman program
( - )	• •
	CHAPTER 9
	resident advocate committees
9.1(231)	Definitions
9.2(231)	Resident advocate committees established
9.3(231)	Application for committee membership
9.4(231)	Appointment to resident advocate committees
9.5(231)	Objection to and termination of appointments to resident advocate committees
9.6(231)	Request for reconsideration of appointment or termination of appointment
9.7(231)	Resident advocate committee structure and procedures
9.8(231)	Duties of the committee
9.9(231)	Committee access and assistance
9.10(231)	Confidentiality
9.11(231)	Committee response to complaints and grievances
9.12(231)	Complaints referred from the department of inspections and appeals
9.13(231)	Accountability measures
9.14(231)	Reporting statistics
9.15(231)	Severability
).13(231)	Severationity
	CHAPTER 10
	SENIOR INTERNSHIP PROGRAM (SIP)
10.1(231)	Scope and purpose
10.2(231)	Definitions
10.3(231)	Eligibility for service
10.4(231)	Funding
10.5(231)	Duo curama no avvincima contra
10.5(251)	Program requirements

10.6(231)	Funding criteria
10.7(231)	Monitoring and record keeping
10.8(231)	Severability
	CVA PETER 11
**	CHAPTER 11
	VAIVERS OR VARIANCES FROM ADMINISTRATIVE RULES
	cOrd11) Definitions
	cOrd11) Scope of chapter
	cOrd11) Applicability of chapter
	cOrd11) Criteria for waiver or variance
	cOrd11) Filing of petition
	cOrd11) Content of petition
	cOrd11) Additional information
11.8(17A,231,Exec	
	cOrd11) Hearing procedures
11.10(17A,231,Exe	,
	ExecOrd11) Public availability
	ExecOrd11) Summary reports
	ecOrd11) Cancellation of a waiver
	ecOrd11) Violations
11.15(17A,231,Exe	
	ecOrd11) Judicial review
11.17(17A,231,Exe	ecOrd11) Severability
	CHAPTER 12
ELD	DER ABUSE, NEGLECT OR EXPLOITATION PREVENTION AND
LLD	AWARENESS AND MANDATORY REPORTER TRAINING
12.1(231)	Authority
12.2(231)	Purpose
12.3(231)	Elder Abuse, neglect, or exploitation prevention and public awareness
12.4(231,235B)	Dependent adult abuse mandatory reporter training
, , ,	
	CHAPTER 13
10.1(15.1)	RULES AND PRACTICES IN CONTESTED CASES
13.1(17A)	Scope and applicability
13.2(17A)	Definitions
13.3(17A)	Time requirements
13.4(17A)	Requests for contested case proceeding
13.5(17A)	Notice of hearing
13.6(17A)	Presiding officer
13.7(17A)	Waiver of procedures
13.8(17A)	Telephone proceedings
13.9(17A)	Disqualification
13.10(17A)	Consolidation—severance
13.11(17A)	Pleadings
13.12(17A)	Service and filing of pleadings and other papers
13.13(17A)	Discovery
13.14(17A)	Subpoenas
13.15(17A)	Motions  Problems conformed
13.16(17A)	Prehearing conference
13.17(17A)	Continuances
13.18(17A) 13.19(17A)	Withdrawals Intervention
13.17(1/A)	IIICI VCIILIUII

13.20(17A)	Hearing procedures
13.21(17A)	Evidence
13.22(17A)	Default
13.23(17A)	Ex parte communication
13.24(17A)	Recording costs
13.25(17A)	Interlocutory appeals
13.26(17A)	Final decision
13.27(17A)	Appeals and review
13.28(17A)	Applications for rehearing
13.29(17A)	Stays of department actions
13.30(17A)	No factual dispute contested cases
13.31(17A)	Emergency adjudicative proceedings
13.32(17A)	Informal settlement
	CHARTER 14
	CHAPTER 14 Reserved
	Reserved
	CHAPTER 15
	ELDER ABUSE INITIATIVE, EMERGENCY SHELTER AND
	SUPPORT SERVICES PROJECTS
15.1(231)	Authority
15.2(231)	Purpose
15.3(231)	Definitions
15.4(231,249H)	Funding
15.5(231)	Eligibility
15.6(231)	Application process
15.7(231)	Reporting and monitoring
	CHAPTER 16
	SENIOR LIVING COORDINATING UNIT
16.1(231,249H)	Definitions
16.2(231,249H)	Organization of the unit and proceedings
16.3(231,249H)	Chairperson and vice-chairperson duties
16.4(21,231,249H)	
16.5(231,249H)	Communications
, , ,	
	CHAPTER 17
	PETITION FOR RULE MAKING (Uniform Rules)
17.1(17A)	Petition for rule making
17.3(17A)	Inquiries
	•
	CHAPTER 18
10.1(1=1)	DECLARATORY ORDERS
18.1(17A)	Petition for declaratory order
18.2(17A)	Notice of petition
18.3(17A)	Intervention
18.4(17A)	Briefs
18.5(17A)	Inquiries
18.6(17A)	Service and filing of petitions and other papers
18.7(17A)	Consideration
18.8(17A)	Action on petition
18.9(17A)	Refusal to issue order  Contents of dealersters order offsetive data
18.10(17A)	Contents of declaratory order—effective date

18.11(17A)	Copies of orders
18.12(17A)	Effect of a declaratory order
	CHAPTED 10
,	CHAPTER 19
J	PUBLIC RECORDS AND FAIR INFORMATION PRACTICES (Uniform Rules)
19.1(17A,22)	Definitions
19.3(17A,22)	Requests for access to records
19.9(17A,22)	Disclosures without consent of the subject
19.10(17A,22)	Routine use
19.11(17A,22)	Consensual disclosure of confidential records
19.12(17A,22)	Release to subject
19.13(17A,22)	Availability of records
19.14(17A,22)	Personally identifiable information
19.15(17A,22)	Other groups of records
19.16(17A,22)	Data processing systems
19.17(17A,22)	Applicability
	CHAPTER 20
	Reserved
	CHAPTER 21
01.1(001)	CASE MANAGEMENT PROGRAM FOR FRAIL ELDERS
21.1(231)	Authority
21.2(231)	Purpose
21.3(231)	Definitions  Program administration
21.4(231)	Program administration
21.5(231)	Eligibility for CMPFE services
21.6(231) 21.7(231)	Admission into the case management program Discharge from CMPFE
21.8(231)	Organizational requirements
21.9(231)	Personnel qualifications
21.10(231)	Covered services
21.11(231)	Assessment of consumer needs
21.12(231)	Service plan development
21.13(231)	Monitoring
21.14(231)	Reassessment
21.15(231)	Confidentiality
21.16(231)	Contracting for case management services
21.17(231)	Severability
, ,	GWA PERDING AN ALAS
	CHAPTERS 22 and 23
	Reserved
	CHAPTER 24
	ADULT DAY SERVICES PROGRAMS
24.1(231D)	Definitions
24.2(231D)	Program certification
24.3(231D)	Certification of a nonaccredited program
24.4(231D)	Nonaccredited program application content
24.5(231D)	Initial certification process for nonaccredited program
24.6(231D)	Recertification of nonaccredited program
24.7(231D)	Recertification process for nonaccredited program
24.8(231D)	Notification of recertification

24.9(231D)	Certification and recertification process for an accredited program
24.10(231D)	Accredited program certification or recertification application content
24.11(231D)	Initial certification process for accredited program
24.12(231D)	Recertification for accredited program
24.13(231D)	Duration of certification for all programs
24.14(231D)	Recognized accrediting entity
24.15(231D)	Requirements for accredited adult day services programs
24.16(231D)	Maintenance of program accreditation
24.17(231D)	Transfer of certification
24.18(231D)	Structural and life safety reviews for a new program
24.19(231D)	Structural and life safety reviews for existing programs
24.20(231D)	Structural and life safety review prior to the remodeling of a building for certified
	programs
24.21(231D)	Emergency response policies and procedures review
24.22(231D)	Program alteration
24.23(231D)	Cessation of program operation
24.24(231D)	Contractual agreement
24.25(231D)	Admission to and transfer from a program
24.26(231D)	Waiver of admission and retention criteria
24.27(231D)	Criteria for granting admission and retention waivers
24.28(231D)	Participant documents
24.29(231D)	Service plan
24.30(231D)	Medications
24.31(231D)	Nurse review
24.32(231D)	Nursing assistant work credit
24.33(231D)	Food service
24.34(231D)	Staffing
24.35(231D)	Dementia-specific education for personnel
24.36(231D)	Another business or activity in an adult day services program
24.37(231D)	Managed risk statement
24.38(231D)	Life safety—emergency policies and procedures and structural safety requirements
24.39(231D)	Transportation
24.40(231D)	Activities
24.41(231D)	Structural requirements
24.42(231D)	Interpretive guidelines
	CILLA DEED AS
	CHAPTER 25
25 1(2210)	ASSISTED LIVING PROGRAMS
25.1(231C)	Definitions
25.2(231C)	Program certification
25.3(231C)	Certification of a nonaccredited program
25.4(231C)	Nonaccredited program application content
25.5(231C)	Initial certification process for a nonaccredited program
25.6(231C)	Recertification of a nonaccredited program
25.7(231C)	Recertification process for a nonaccredited program
25.8(231C)	Notification of recertification for a nonaccredited program
25.9(231C)	Certification and recertification process for an accredited program
25.10(231C)	Accredited program certification or recertification application content
25.11(231C)	Initial certification process for an accredited program
25.12(231C)	Recertification process for an accredited program
25.13(231C)	Duration of certification for all programs
25.14(231C)	Recognized accrediting entity

25 15(2210)	Description of few and according to the second
25.15(231C)	Requirements for an accredited program
25.16(231C)	Maintenance of program accreditation
25.17(231C)	Transfer of certification
25.18(231C)	Structural and life safety reviews for a new program
25.19(231C)	Structural and life safety review prior to the remodeling of a building for a certified
	program
25.20(231C)	Emergency response policies and procedures review
25.21(231C)	Cessation of program operation
25.22(231C)	Occupancy agreement
25.23(231C)	Occupancy in and transfer from a program
25.24(231C)	Waiver of occupancy and retention criteria
25.25(231C)	Criteria for granting occupancy and retention waivers
25.26(231C)	Involuntary transfer
25.27(231C)	Tenant documents
25.28(231C)	Service plan
25.29(231C)	Medications
25.30(231C)	Nurse review
25.31(231C)	Nursing assistant work credit
25.32(231C)	Food service
25.33(231C)	Staffing
25.34(231C)	Dementia-specific education for program personnel
25.35(231C)	Another business or activity in an assisted living program
25.36(231C)	Managed risk statement
25.37(231C)	Life safety—emergency policies and procedures and structural safety requirements
25.38(231C)	Transportation
25.39(231C)	Activities
25.40(231C)	Structural requirements
25.41(231C)	Dwelling units in dementia-specific programs
25.42(231C)	Landlord and tenant Act
25.43(231C)	Interpretive guidelines

#### CHAPTER 26

### MONITORING, CIVIL PENALTIES, COMPLAINTS AND INVESTIGATION FOR ELDER GROUP HOMES, ADULT DAY SERVICES AND ASSISTED LIVING PROGRAMS

26.1(17A,231B,231C,231D)	Monitoring
26.2(17A.231B.231C.231D)	Complaint

26.3(17A,231B,231C,231D) Enforcement action

26.4(17A,231B,231C,231D) Notice—hearings

26.5(17A,231C,231D) Appeals

26.6(17A,231B,231C,231D) Judicial review

26.7(17A,21,231B,231C,231D) Public disclosure of findings

26.8(17A,231C,231D) Discrimination or retaliation

26.9(17A,231C,231D) Emergency removal of adult day services participants or assisted living tenants

26.10(231C,231D) Notification of casualties

#### CHAPTER 27

## FEES FOR ADULT DAY SERVICES AND ASSISTED LIVING PROGRAMS

27.1(231D)	Adult day services program fees
27.2(231C)	Assisted living program fees

# CHAPTER 28 IOWA SENIOR LIVING PROGRAM—HOME- AND COMMUNITY-BASED SERVICES FOR SENIORS

	SERVICES FOR SERVICIO
28.1(231,249H)	Purpose
28.2(231,249H)	Use of funds
28.3(231,249H)	Definitions
28.4(231,249H)	Disbursement of funds
28.5(231,249H)	Eligible use of funds
28.6(231,249H)	Client participation
28.7(231,249H)	Reallotment of unobligated funds
28.8(231,249H)	Prohibited use of senior living trust fund moneys
28.9(231,249H)	Disbursement of SLTF funds to AAA subcontractors
28.10(231,249H)	Reporting requirements
	CHAPTER 29
	ELDER GROUP HOMES
29.1(231B)	Definitions
29.2(231B)	Application content
29.3(231B)	Initial certification process
29.4(231B)	Renewal of certification
29.5(231B)	Denial, suspension, or revocation of certification
29.6(231B)	Notice, hearing, appeal and judicial review
29.7(231B)	Tenant admission requirements
29.8(231B)	Service plan required
29.9(231B)	Medications
29.10(231B)	Occupancy agreement
29.11(231B)	Waiver of the level of care requirements
29.12(231B)	Resident advocate committees
29.13(231B)	Requirements for and qualifications of staff
29.14(231B)	Tenant documents
29.15(231B)	EGH facility standards
29.16(231B)	Records
29.17(231B)	Classes of information
-0.40(-0.4T)	

Landlord and tenant Act

29.18(231B)