AGING, DEPARTMENT ON[17]

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. [Prior to 1/27/10, see Elder Affairs Department[321]]

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 ON AGING

2.1((231)	Mission	statement
4.1	231)	1011001011	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 ON AGING

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) Planning and service areas
- 4.4(231) Area agencies on aging
- 4.5(231) Continuity of services in the event of appeal of designation
- 4.6(231) Dedesignation of area agency on aging
- 4.7(231) Continuity of services in the event of dedesignation or appeal of dedesignation
- 4.8(231) Severability clause

CHAPTER 5

DEPARTMENT FISCAL OPERATIONS

- 5.1(231) Funds to area agencies on aging
- 5.2(231) Distribution of Older Americans Act funds to area agencies on aging
- 5.3(231) Distribution of state funds
- 5.4(231) Posting of formulas for distribution
- 5.5(231) Priority service expenditures
- 5.6(231) Match requirements for Older Americans Act funds

- 5.7(231) Match requirements for state funds
- 5.8(231) Contributions
- 5.9(231) General reporting requirements
- 5.10(231) Redistribution
- 5.11(231) State reviews and audits
- 5.12(231) Acquisition of goods and services
- 5.13(231) Records—contract administration
- 5.14(231) Correction of deficiencies

CHAPTER 6

AREA AGENCY ON AGING PLANNING AND ADMINISTRATION

- 6.1(231) Definitions
- 6.2(231) Area plan
- 6.3(231) Area agency administration
- 6.4(231) Confidentiality and disclosure of AAA information
- 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
- 6.9(231) Emergency situations
- 6.10(231) AAA procedures manual
- 6.11(231) Contracts and subgrants
- 6.12(231) Direct service
- 6.13(231) Waivers of priority service expenditures
- 6.14(231) Requirements for service providers
- 6.15(231) Entrepreneurial activities of AAA
- 6.16(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
- 7.4(231) Delivery of service
- 7.5(231) Funding for services and program facilities
- 7.6(231) Compliance with health, safety and construction requirements
- 7.7(231) Term of use of an acquired or constructed facility
- 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
- 7.20(231) Eligibility for meals at congregate nutrition sites
- 7.21(231) Home-delivered meals
- 7.22(231) Noncompliance

7.23(231)Requirements for opening or closing congregate nutrition sites7.24(231)Evaluation of sites

CHAPTER 8

LONG-TERM CARE OMBUDSMAN

- 8.1(231) Purpose
- 8.2(231) Interference
- 8.3(231) Monetary civil penalties—basis
- 8.4(231) Monetary civil penalties—notice of penalty
- 8.5(231) Monetary civil penalties—appeals
- 8.6(231) Certified volunteer long-term care ombudsman program

CHAPTER 9

Reserved

CHAPTER 10 OLDER AMERICAN COMMUNITY SERVICE EMPLOYMENT PROGRAM

- 10.1(231) Scope and purpose
- 10.2(231) Definitions
- 10.3(231) Eligibility for service
- 10.4(231) Funding
- 10.5(231) Program requirements
- 10.6(231) Selection process to determine older American community service employment program subproject sponsors
- 10.7(231) Monitoring and record keeping
- 10.8(231) Severability

CHAPTER 11

WAIVERS OR VARIANCES FROM ADMINISTRATIVE RULES

- 11.1(17A,231,ExecOrd11) Definitions
- 11.2(17A,231,ExecOrd11) Scope of chapter
- 11.3(17A,231,ExecOrd11) Applicability of chapter
- 11.4(17A,231,ExecOrd11) Criteria for waiver or variance
- 11.5(17A,231,ExecOrd11) Filing of petition
- 11.6(17A,231,ExecOrd11) Content of petition
- 11.7(17A,231,ExecOrd11) Additional information
- 11.8(17A,231,ExecOrd11) Notice
- 11.9(17A,231,ExecOrd11) Hearing procedures
- 11.10(17A,231,ExecOrd11) Ruling
- 11.11(17A,22,231,ExecOrd11) Public availability
- 11.12(17A,22,231,ExecOrd11) Summary reports
- 11.13(17A,231,ExecOrd11) Cancellation of a waiver
- 11.14(17A,231,ExecOrd11) Violations
- 11.15(17A,231,ExecOrd11) Defense
- 11.16(17A,231,ExecOrd11) Judicial review
- 11.17(17A,231,ExecOrd11) Severability

CHAPTER 12

Reserved

CHAPTER 13

RULES AND PRACTICES IN CONTESTED CASES

	Rolles And Therefices in contestee
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
13.16(17A)	Prehearing conference
13.17(17A)	Continuances
13.18(17A)	Withdrawals
13.19(17A)	Intervention
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

CHAPTER 14

IOWA FAMILY CAREGIVER SUPPORT PROGRAM

- 14.1(231,249H) Purpose
- 14.2(231,249H) Definitions
- 14.3(231,249H) Eligibility for services
- 14.4(231,249H) Priorities for service
- 14.5(231,249H) Coordination
- 14.6(231,249H) Service categories
- 14.7(231,249H) Conflict of interest
- 14.8(231,249H) Confidentiality
- 14.9(231,249H) Quality standards
- 14.10(231,249H) Reports
- 14.11(231,249H) Failure to meet program requirements; waiver of standards
- 14.12(231,249H) Severability

CHAPTER 15 ELDER ABUSE PREVENTION INITIATIVE AND DEPENDENT ADULT ABUSE MANDATORY REPORTER TRAINING

- 15.1(231) Purpose
- 15.2(231) Definitions
- 15.3(231) Project administration
- 15.4(231) Contractor responsibilities
- 15.5(231) Funding restrictions
- 15.6(231) Reallocation of funds
- 15.7(231) Eligibility
- 15.8(231) Assessment intake
- 15.9(231) Release of information
- 15.10(231) Assessment
- 15.11(231) Monitoring and reassessment
- 15.12(231) Purchase of service
- 15.13(231) Case records
- 15.14(231) Refusal of assistance
- 15.15(231) Termination or limitation
- 15.16(231) Confidentiality and disclosure
- 15.17(231) Legal representatives
- 15.18(231) Appeals
- 15.19(231) Conflict of interest
- 15.20(235B) Dependent adult abuse mandatory reporter training
- 15.21(231) Severability

CHAPTER 16

Reserved

CHAPTER 17

PETITION FOR RULE MAKING

(Uniform Rules)

- 17.1(17A) Petition for rule making
- 17.3(17A) Inquiries

CHAPTER 18

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
- 18.10(17Å) Contents of declaratory order—effective date
- 18.11(17A) Copies of orders
- 18.12(17A) Effect of a declaratory order

CHAPTER 19

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 subject19.10(17A,22)Routine use19.11(17A,22)Consensual disclosure of confidential records19.12(17A,22)Release to subject19.13(17A,22)Availability of records19.14(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

CASE MANAGEMENT PROGRAM FOR FRAIL ELDERS

- 21.1(231) Authority
- 21.2(231) Purpose
- 21.3(231) Definitions
- 21.4(231) Program administration
- 21.5(231) Eligibility for CMPFE services
- 21.6(231) Admission into the case management program
- 21.7(231) 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

CHAPTER 22

OFFICE OF SUBSTITUTE DECISION MAKER

- 22.1(231E,633) Purpose
- 22.2(231E,633) Definitions
- 22.3(231E,633) Substitute decision maker qualifications
- 22.4(231E,633) Ethics and standards of practice
- 22.5(231E,633) Staffing ratio
- 22.6(231E,633) Conflict of interest—state office
- 22.7(231E,633) Consumers eligible for services
- 22.8(231E,633) Application and intake process—guardianship, conservatorship, representative payee and personal representative
- 22.9(231E,633) Application and intake process—power of attorney
- 22.10(231E,633) Case records
- 22.11(231E,633) Confidentiality
- 22.12(231E,633) Termination or limitation
- 22.13(231E,633) Service fees
- 22.14(231E,633) Fee schedule
- 22.15(231E,633) Denial of services—appeal
- 22.16(231E,633) Contesting the actions of a guardian or conservator

Aging[17]

22.17(231E,633)	Contesting the actions of an attorney-in-fact
22.18(231E,633)	Severability

CHAPTER 23

AGING AND DISABILITY RESOURCE CENTER

- 23.1(231) General
- 23.2(231) Authority
- 23.3(231) Aging and disability resource center
- 23.4(231) ADRC coordination centers
- 23.5(231)ADRC local access points
- 23.6(231) Population served
- 23.7(231) Options counselors

CHAPTERS 24 to 28 Reserved

CHAPTER 29

REDUCTION OF AREA AGENCIES ON AGING

- 29.1(231) General
- 29.2(231) Definitions
- 29.3(231) Dedesignation—identification of organization
- 29.4(231) Cooperation mandated
- 29.5(231) Assumption of services provided to individuals
- 29.6(231) Transfer of assets
- 29.7(231) Transfer of client files and records
- 29.8(231) Closing audit and interim financial statements