

CHAPTER 225
AGING SERVICES

Chapter rescission date pursuant to Iowa Code section 17A.7: 10/1/30

441—225.1(231) Applicability. The rules set forth in the chapters under the jurisdiction of the department apply to all grants awarded to any recipient through the department and to any entities regulated by the department. Compliance with these rules is mandatory unless a waiver is granted in accordance with the procedures in 441—Chapter 6.

[ARC 9495C, IAB 8/20/25, effective 10/1/25]

441—225.2(231) Definitions. The following definitions apply to 441—Chapters 225 through 229 unless otherwise specified.

225.2(1) Definitions.

“Administration on Aging” means the federal agency established to administer the provisions of the federal Act.

“Dietitian” or *“licensed dietitian”* means a person who maintains a license granted by the Iowa board of dietetics.

“Federal Act” means the Older Americans Act, 42 U.S.C. §3001 et seq., as amended to October 1, 2025, and all references herein are as amended to October 1, 2025.

“Plan of correction” means a plan developed by an area agency on aging and approved by the department that describes the actions the area agency on aging shall take to correct deficiencies arising from the agency’s failure to perform and specifies the date by which those deficiencies shall be corrected.

“Title” means a specific title of the federal Act.

225.2(2) Definitions adopted by reference. The following terms have the same meaning as defined in the federal Act and 45 CFR 1321 as amended to October 1, 2025:

“Abuse”

“Access” or *“access services”*

“Area agency on aging”

“Area plan on aging”

“Elder abuse”

“Family caregiver”

“Greatest economic need”

“Greatest social need”

“In-home services”

“Legal assistance”

“Multipurpose senior center”

“Neglect”

“Planning and service area (PSA)”

“Service provider”

“State plan on aging”

“Tribal organization”

[ARC 9495C, IAB 8/20/25, effective 10/1/25]

441—225.3(231) Aging network. Aging services are delivered through the aging network, which consists of:

1. The state unit on aging, 441—Chapter 226;
2. Area agencies on aging, 441—Chapter 227;
3. Service providers;
4. Office of the state long-term care ombudsman, 441—Chapter 230; and
5. Aging and disability resource centers, 441—Chapter 224.

[ARC 9495C, IAB 8/20/25, effective 10/1/25]

441—225.4(231) Conflict of interest.

225.4(1) Conflict of interest includes any action or failure to act made by the state unit on aging, an area agency on aging, a service provider, a contractor, or a legal representative that may be an actual or perceived conflict between official duties and personal interest. Conflict of interest exists when any action made for program purposes by any entity or individual holding an official position or performing duties:

- a.* Results in a situation that interferes with a program's or program employee's or representative's ability to provide objective information or act in the best interests of the individual.
- b.* Uses an official position for private gain (other than salary).
- c.* Gives preferential treatment to any entity, contractor, or individual or fails to act impartially in the conduct of official duties.
- d.* Impedes or adversely affects governmental efficiency or economy.
- e.* Engages in conduct that could adversely affect the confidence of the public in the integrity of the program initiatives.
- f.* Creates circumstances where it might reasonably be perceived that an entity's or individual's judgment could be influenced by the nature of the circumstances.
- g.* Uses any property of the individual giving care or the individual receiving care for personal use.
- h.* Leads to decisions that are or have the appearance of being contrary to duties of the aging network, the state plan, or 45 CFR 1321 as amended to October 1, 2025.

225.4(2) The state unit on aging will have policies and procedures in effect to avoid conflicts of interest in accordance with 45 CFR 1321 as amended to October 1, 2025.

[ARC 9495C, IAB 8/20/25, effective 10/1/25]

These rules are intended to implement Iowa Code chapter 231.

[Filed ARC 9495C (Notice ARC 9375C, IAB 6/25/25), IAB 8/20/25, effective 10/1/25]