

CHAPTER 72
CHILDHOOD LEAD POISONING
PREVENTION PROGRAM

Chapter rescission date pursuant to Iowa Code section 17A.7: 1/1/28

641—72.1(135) Definitions.

“Approved program” means a program that meets the requirements of subrule 72.2(3) and has been approved by the department.

“Department” means the Iowa department of public health.

“Local board” means a county, district, or city board of health.

“Local childhood lead poisoning prevention program” means a program in which the services listed in subrule 72.2(3) are provided by agencies located in a community.

[ARC 3833C, IAB 6/6/18, effective 7/11/18]

641—72.2(135) Approved programs.

72.2(1) A local board of health representing a geographic area with a population of at least 15,000 is eligible to apply for status as an approved program pursuant to Iowa Code section 135.104, which sets forth the eligibility requirements contained in the application.

72.2(2) A local board wishing to apply for status as an approved program shall make application to the Iowa department of public health in the format which will be made available from the Lead Poisoning Prevention Program, Iowa Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075. All materials submitted as part of the application for status as an approved program are public records.

72.2(3) The program administered by a local board of health or city receiving funding for an approved childhood lead poisoning prevention grant program shall include:

- a. A public education program about lead poisoning and dangers of lead poisoning to children.
- b. An effective outreach effort to ensure availability of services in the predicted geographic area.
- c. A screening program for children, with an emphasis on children less than six years of age.
- d. Access to laboratory services for lead analysis.
- e. A program of referral of identified children for assessment and treatment.
- f. An environmental assessment of suspect dwelling units.
- g. Surveillance to ensure correction of the identified hazardous settings.
- h. A plan of intent to continue the program on a maintenance basis after the grant is discontinued.

[ARC 3833C, IAB 6/6/18, effective 7/11/18]

641—72.3(135) Reallocation of funding. On January 1 of each year, the department shall ask each approved program to estimate the amount of funds that the approved program has been awarded but will not use. The department may reallocate these funds to approved programs with demonstrated special needs for childhood lead poisoning prevention services.

[ARC 3833C, IAB 6/6/18, effective 7/11/18]

641—72.4(135) Appeals.

72.4(1) Any applicant that has timely filed an application and is aggrieved by the decision made pursuant to these rules regarding the applicant’s status as an approved program may request a reconsideration of the applicant’s proposal by filing a written request for reconsideration with the director of the Iowa department of public health. The request shall be filed within three working days of the date of notification of the decision regarding the applicant’s status as an approved program.

72.4(2) A request for reconsideration must be in writing and clearly state the reasons for reconsideration. The director’s scope of review for requests shall be limited to a finding that the department erred in following the rules or procedures of the approval process as outlined in these administrative rules.

72.4(3) The department shall refrain from allocating any funds until it has received the decision of the director as to any reconsideration. The review shall be conducted as expeditiously as possible so that all funds can be allocated in a timely fashion.

72.4(4) This procedure shall end the review process at the administrative level.

These rules are intended to implement Iowa Code sections 135.100 to 135.105.

[Filed 11/13/87, Notice 9/9/87—published 12/2/87, effective 1/6/88]

[Filed 9/14/01, Notice 8/8/01—published 10/3/01, effective 11/7/01]

[Filed 11/15/02, Notice 10/2/02—published 12/11/02, effective 1/15/03]

[Filed ARC 3833C (Notice ARC 3709C, IAB 3/28/18), IAB 6/6/18, effective 7/11/18]