

441—7.1(17A) Definitions.

“Adverse benefit determination” means any adverse action taken pursuant to a program administered by the department or on the department’s behalf, excluding determinations related to requests for waivers of administrative rules.

“Appellant” means a person, including an authorized representative acting on the person’s behalf, seeking to appeal some action pursuant to this chapter.

“Assistance program” means a program administered by the department or on the department’s behalf through which qualifying individuals receive benefits or services.

“Authorized representative” means a person lawfully designated by an individual to act on the individual’s behalf or who has legal authority to act on behalf of the individual.

“Contested case” refers to an evidentiary hearing mandated by state or federal constitutional or statutory authority whereupon a presiding officer makes a determination pertaining to the relative rights and obligations of parties to an appeal under this chapter.

“DIAL” means the department of inspections, appeals, and licensing.

“Enrollee” means any applicant to or recipient of benefits or services provided by a program administered by the department or on the department’s behalf.

“Good cause,” for purposes of this rule, has the same meaning as “good cause” for setting aside a default judgment under Iowa Rule of Civil Procedure 1.977.

“In-person hearing” means an appeal hearing where the administrative law judge and appellant are physically present in the same location but witnesses are not required to be physically present.

“Intentional program violation” means the same as established in 7 CFR §273.16 as amended to August 1, 2024.

“Issuance” means the date of mailing of a decision or order or date of delivery if service is by other means unless another date is specified in the order.

“Managed care organization” or *“MCO”* has the meaning assigned to it in rule 441—73.1(249A) and includes prepaid ambulatory health plans.

“Medicaid” means Iowa’s medical assistance program administered under Iowa Code chapter 249A.

“Party-in-interest” refers to the party, including enrollees, whose rights or obligations are the subject of a contested case hearing under this chapter. Parties-in-interest may or may not be the appellant.

“Presiding officer” means an administrative law judge from DIAL or the director of the department or the members of a multimember board or commission.

“Self-represented” means representing oneself without an attorney.

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