

441—177.3(249) Qualifications of providers of health care services.

177.3(1) *Age.* The provider shall be at least 18 years of age.

177.3(2) *Health assessment.* The provider shall obtain certification on a form prescribed by the department that the provider is physically and emotionally capable of providing assistance to another person whose physical, developmental or mental health prevents independent self-care.

a. The certification shall be based on an examination performed by:

(1) A physician; or

(2) An advanced registered nurse practitioner or physician associate if the advanced registered nurse practitioner or physician associate is working under the direction of a physician.

b. If the provider works for an agency, the practitioner performing the examination may not be employed by the same agency.

c. The practitioner conducting the examination shall sign the certification.

d. The certification shall be submitted to the department:

(1) Before the provider agreement is signed, and

(2) Annually thereafter.

177.3(3) *Qualifications.* The provider shall be qualified by training and experience to carry out the health care plan as specified in subrule 177.6(1).

177.3(4) *Relative.* The provider may be related to the client, so long as the provider is not the client's:

a. Legal spouse, including a common law spouse, who resides in the same household.

b. Natural mother or father, adoptive mother or father, or stepmother or stepfather, who resides in the same household.

[ARC 0460D, IAB 8/5/26, effective 10/1/26]