**441—119.1(135B,135C) Definitions.**

*"Deferred judgment"* means deferred judgment as defined in Iowa Code section 907.1 and is considered an admission of committing an act. Under this chapter, the admission of committing an act must be considered a conviction for purposes of public protection.

*"Department"* means the department of human services.

*"Requesting entity"* means an entity covered by these rules that is requesting an evaluation to determine if the person being evaluated can be employed by the entity or participate in an educational training program and includes the following:

1.    Health care facilities as defined in Iowa Code section 135C.1.

2.    Programs in which the provider is regulated by the state or receives any state or federal funding and the employee being evaluated provides direct services to consumers including but not limited to programs that employ homemakers or home health aides, programs that provide adult day services, hospices, federal home- and community-based services waiver providers, elder group homes, and assisted living programs.

3.    Substance abuse programs for juveniles as described in Iowa Code section 125.14A.

4.    Hospitals as defined in Iowa Code section 135B.1.

5.    Psychiatric medical institutions for children as defined in Iowa Code section 135H.1.

6.    The department as described in Iowa Code section 217.44.

7.    Department institutions as defined in Iowa Code section 218.13.

8.    Child foster care facilities as defined in Iowa Code section 237.1.

9.    Medicaid home- and community-based services waiver providers as defined in Iowa Code section 249A.29.

10.  Certified nurse aide training programs as defined in Iowa Code section 135C.33(9).

11.  Nursing training programs as described in Iowa Code chapter 152.

12.  The department as described in Iowa Code section 217.45.

[**ARC 0486C**, IAB 12/12/12, effective 2/1/13; **ARC 1263C**, IAB 1/8/14, effective 3/1/14; **ARC 2604C**, IAB 7/6/16, effective 9/1/16; **ARC 3680C**, IAB 3/14/18, effective 4/18/18]