



Administrative Rules Review Committee

THE RULES DIGEST

February
2015

Scheduled for Committee review
Friday, Feb. 6, 2015
Room #116

Reference
XXXVII IAB No. 14(01/07/15)
XXXVII IAB No. 15(01/21/15)

HIGHLIGHTS IN THIS ISSUE:

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HUMAN SERVICES DEPARTMENT

9:15

HCBS reimbursement rate, 01/07/15 IAB, ARC 1818C, NOTICE.

Current department rules require providers of home- and community-based services (HCBS) to complete a financial cost report for certain HCBS services annually. The report accounts for all direct service and indirect administrative costs incurred by a provider over the previous 12 months of service delivery. The allowable costs in the report are used to establish future reimbursement rates. Staff training costs have historically been considered an indirect administrative expense for cost reporting purposes. For Medicaid rate-setting purposes, indirect administrative costs are limited to 20 % of other costs. The proposed amendment provides that, to the extent funding is appropriated by the legislature, the reasonable costs of staff training will be treated as direct costs, rather than as indirect administrative costs subject to the 20 % limit.

2013 Iowa Acts, Senate File 452, § 12, required the department to adopt rules to treat staff costs as direct costs. When the department was unable to fully fund the requirement in fiscal year 2013-14 and received stakeholder comment urging that implementation be delayed, the department delayed implementation until FY 2014-15. The department then did not implement the requirement in FY 2014-15 when no funds were appropriated for such implementation. In response to a petition for rulemaking, the department is proposing this amendment, which would implement the requirement if the legislature specifically appropriates funds for this purpose in the future.

HUMAN SERVICES DEPARTMENT

9:15

Eligibility for aftercare services program and preparation for adult living stipend, 01/07/15 IAB, ARC 1817 C, NOTICE.

This proposed amendment will allow access to aftercare services and the preparation for adult living (PAL) stipend to youth aging out of the Iowa state training school and court-ordered Iowa juvenile detention centers.

Youth between 17½ and 18 years of age who are exiting the Iowa state training school or a court-ordered Iowa juvenile detention center are eligible for the Iowa Aftercare Services Program, which will provide services and supports to these youth between the ages of 18 and 21, for which youth who exit foster care at the same ages are already eligible. Additionally, youth who exit the Iowa state training school or a court-ordered Iowa juvenile detention center, who were in either placement when they reached the age of 18 and who have not reached the age of 21 are eligible for the PAL Program component. The PAL component includes a monthly stipend, based upon need, in addition to aftercare case management supports. The PAL component for youth who exit the state training school or a detention center is modeled after the current PAL for youth formerly in state-paid foster care.

ECONOMIC DEVELOPMENT AUTHORITY

9:55

Apprenticeship Training Program, 01/21/15 IAB, ARC 1826C, ADOPTED.

2014 Iowa Acts, House File 2460, created a new program to provide financial assistance in the form of training grants to eligible registered apprenticeship training programs and provided for annual funding of up to \$3 million. Such apprenticeships are registered with the federal Department of Labor, Office of Apprenticeship. Apprenticeship sponsors include trade, employer, or labor organizations, or other incorporated entities representing a group of apprenticeship sponsors.

ECONOMIC DEVELOPMENT AUTHORITY

9:55

Strategic Infrastructure Program, 01/21/15 IAB, ARC 1825C, ADOPTED.

2014 Iowa Acts, Senate File 2359, created a new Strategic Infrastructure Program as part of the Strategic Investment Fund, set out in Iowa Code §15.313. That fund is used to assist in relocation or expansion projects for new and existing businesses.

The program provides financial assistance to strategic infrastructure projects not adequately provided by the public or private sectors. Projects must include building improvement developments, facilities and equipment upgrades, or the redevelopment or repurposing of underutilized property or other assets.

Projects will be reviewed and scored by the Iowa Innovation Council. Projects will be scored on a point system, with final approval by the Economic Development Authority Board.

PUBLIC HEALTH DEPARTMENT

10:15

Child vision screening, 01/21/15 IAB, ARC 1838C, NOTICE.

2013 Iowa Acts, Senate File 419, enacted Iowa Code § 135.39D, which establishes vision screening requirements for children enrolled in a public or accredited nonpublic elementary school and directs the department to adopt rules necessary to administer the requirements. Pursuant to such requirements, these rules implement a comprehensive vision evaluation effort to reduce vision impairment. A centralized data collection system will enable school personnel to access vision screening information about students. The centralized data collection system will also be used to monitor the completion and accomplishment of statutory requirements as well as to provide data for continued communication with policymakers on future needs for vision screening in Iowa. This coordinated child vision screening program, in collaboration with relevant stakeholders, will educate parents and schools about the importance of screening, provide opportunities to screen, refer children identified as having vision impairments, and collect and analyze data to promote improvements in policy.

The rules provide for vision screening in kindergarten and grade 3, standards for vision screenings, referrals to vision screening professionals and programs, reports to the department, and a child vision screening database module.

HISTORIC DIVISION / REVENUE DEPARTMENT

10:25

State historic preservation and cultural and entertainment district tax credits, 01/21/15 IAB, ARC 1836C and 1837C, NOTICE.

These two rulemakings implement updates from 2014 Iowa Acts, House File 2453, to the State Historic Preservation and Cultural and Entertainment District Tax Credit Program, which is administered by the Department of Cultural Affairs with assistance from the Department of Revenue. The program provides a state income tax credit for the sensitive rehabilitation of historic buildings. The program provides an income tax credit of 25% of qualified rehabilitation costs.

The rulemakings provide rules for projects for which applications were approved and tax credits were reserved prior to July 1, 2014, and separate rules for subsequent projects. The rulemakings include transition provisions and application, registration evaluation, agreement, and compliance processes. The Historic Division's rulemaking no longer provides a program application fee schedule in rule, instead providing that the fee amounts will be listed on the Department of Cultural Affairs' website.