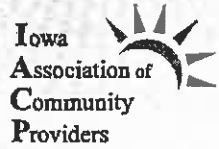


Navigating the Rules & Regulations



Spring 2014
Presenter: Gayla Harken

This material is designed and intended for general informational purposes only. The user is responsible for determining the applicability and legality of this information and for determining the most recent law, statute, or regulation(s) that may be applicable to the user's particular situation. The Iowa Association of Community Providers assumes no responsibility for the accuracy or legality of the information contained herein.

Objectives For The Training

- Provide an overview of where to locate and how to navigate the relevant HCBS Waiver & Habilitation laws, rules, regulations, procedural manuals and resources online.



Why?

- So providers can access with ease relevant information required to perform the day-to-day operations of their agencies.
- It is important for providers to know where to locate the laws, rules, and regulations that bind them to their Medicaid contract (Conditions of Participation).
- Understanding where to seek the desired information should maintain compliance standards.



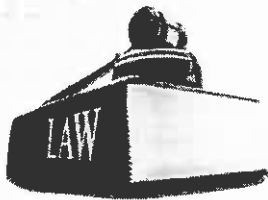
Iowa Code

- It is “statutory” law which is a composite of all permanent laws passed by the Iowa General Assembly.
- <http://search.legis.state.ia.us/nxt/gateway.dll/ic?f=templates&fn=default.htm>



Iowa Medicaid Program

- Legislation authorizing the Iowa Medicaid program is found in Iowa Code 249A.



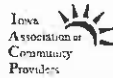
Iowa Administrative Code

- The Iowa Administrative Code (IAC) is a composite of all rules adopted and administered by the executive branch to implement state law and policy (updated biweekly).
- Administrative rules are the regulations which the responsible agency puts into action to implement the law.



Iowa Administrative Code

- <http://www.dhs.state.ia.us/policyanalysis/RulesPages/RulesChap.htm>



Iowa Administrative Code

- The portions of the IAC specifically dealing with Medicaid Waiver and Habilitation Services are Chapters 24, 77, 78, 79, and 83.
- <https://www.legis.iowa.gov>



Iowa Administrative Code

- **24 – Accreditation of Providers of Services to Persons with MI, ID & DD**
(Includes Case Management Standards)
- **77 – Conditions of Participation**
- **78 – Scope of Service and Habilitation Eligibility**
- **79 – Provider Reimbursement**
- **83 – Medicaid Waiver Eligibility**



Iowa Administrative Code

- Often at the end of a rule, you will see when changes have last been made.
- Example:
 - 441—83.72(249A) Rent subsidy program. Members in the HCBS intellectual disability waiver program may be eligible for a rent subsidy. See 265—Chapter 24.
 - [ARC 9650B, IAB 8/10/11, effective 10/1/11]



Iowa Administrative Code

- On rules docket or proposed rules, portions stricken from the rules will have a line through the words to be omitted.

<http://www.dhs.iowa.gov/policyanalysis/RulesPages/Dockets.htm>

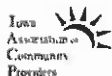


Iowa Administrative Code

- For DIA services go to:

<http://www.state.ia.us/government/dia/index.html>

- Click on Health Facilities Division—this takes you to rules for :
Chapters 50, 56, 57, 60, 62, or 63



Iowa Administrative Code

- 50 Health Facilities Administration
- 56 Fining and Citations
- 57 RCF
- 60 Physical Standards
- 62 RCF/PMI
- 63 RCF/ID



Home and Community Based Waiver, Habilitation Services On-line RULE REFERENCES

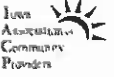
Process	Item	Rule Reference
AIDS/HIV Waiver	Admission criteria	641.1001(1)
	Admission criteria	641.1001(2)
	Admission criteria	641.1001(3)
	Admission criteria	641.1001(4)
	Admission criteria	641.1001(5)
	Admission criteria	641.1001(6)
	Admission criteria	641.1001(7)
	Admission criteria	641.1001(8)
	Admission criteria	641.1001(9)
	Admission criteria	641.1001(10)
Brain Injury Waiver	Admission criteria	641.1001(11)
	Admission criteria	641.1001(12)
	Admission criteria	641.1001(13)
	Admission criteria	641.1001(14)
	Admission criteria	641.1001(15)
	Admission criteria	641.1001(16)
	Admission criteria	641.1001(17)
	Admission criteria	641.1001(18)
	Admission criteria	641.1001(19)
	Admission criteria	641.1001(20)



Provider Manuals

• <http://www.dhs.state.ia.us/policyanalysis/policymanualpages/medprovider.htm>

• This link takes you to the Department of Human Services' policy manuals, which outlines instructions for providers on how to administer the Department's programs.



Provider Manuals

•The provider manuals also include a reference page which consists of:

- A list of the manual issued last month,
- A list of the manual issued month before last,
- A list of the rules in process,
- A list of the current circular letters.

•<http://www.dhs.state.ia.us/policyanalysis/PolicyManualPages/Reference.htm>



Iowa Medicaid Enterprise (IME)

•<http://www.ime.state.ia.us/Providers/index.html>

•This Provider website contains links to:

- The Administrative Rules
- Enrollment
- Claims and Billing
- Covered Services, Rates and Payments
- Forms
- Contacts
- Reporting Fraud & Abuse



IME – Informational Letters

• IME publishes Informational Letters, also called "Bulletins" as necessary to clarify existing program and policy; or to help explain a new policy.

• The process states letters are posted on this link until they are moved into the provider manual.

• <http://www.ime.state.ia.us/Providers/Bulletins.html>



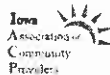
Iowa Medicaid Portal Access (IMPA)

- You can **subscribe** to receive e-mails for new bulletins (informational letters) on the IMPA web page at:
- [https://secureapp.dhs.state.ia.us/impa/\(S\(zf5iu3k0hfirivduc2kueip\)\)/Default.aspx](https://secureapp.dhs.state.ia.us/impa/(S(zf5iu3k0hfirivduc2kueip))/Default.aspx)



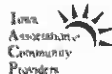
Medicaid Provider Agreement

- Typically during a review you will be asked to produce your Medicaid Provider Agreement. These have been updated—to see the new form go to :
- <http://www.ime.state.ia.us/docs/470-2965.pdf>



CMS New HCBS Rules

- <http://www.medicaid.gov/Federal-Policy-Guidance/Downloads/CIB-01-10-14.pdf>
- <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Long-Term-Services-and-Support/Home-and-Community-Based-Services/Home-and-Community-Based-Services.html>



Magellan of Iowa/ Habilitation

- July 2013 Magellan Behavioral Health of Iowa assumed the contract for Habilitation services from the IME.
- Some rules and procedures have been changed as a result of this transfer.
- <http://www.magellanoiowa.com/magellan-of-iowa.aspx>

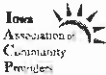


Magellan Behavioral Health



For Providers

- Home
- About Us
- Services
- Contact Us
- Privacy Policy
- Accessibility
- News
- Careers
- Partners
- Suppliers
- Home
- About Us
- Services
- Contact Us
- Privacy Policy
- Accessibility
- News
- Careers
- Partners
- Suppliers



Magellan Habilitation Website

- For Habilitation Information:
 - Start at the "Home" page.
 - Then go to:
 - For Providers
 - Additional Options
 - Habilitation

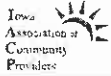


Practice

- To better assist you on how to navigate, is there information that you would like to find?
- Examples:
 - Where do I find what is an allowed service for for Day Habilitation?
 - How long do I have to keep records for HCBS?



Navigating the Law Training



Need Technical Assistance?

Contact the IACP
Technical Assistance
Team at:

Techassistance@iowaproviders.org

or

515-270-9495