

441—50.1 (249) Definitions.

“Aged” shall mean a person 65 years of age or older.

“Blind” shall mean a person with central visual acuity of 20/200 or less in the better eye with use of corrective lens or visual field restriction to 20 degrees or less.

“Disabled” shall mean that a person is unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which has lasted or can be expected to last for a continuous period of not less than 12 months or can be expected to result in death. Exception: For the supplement for Medicare and Medicaid eligibles, being engaged in substantial gainful activity shall not preclude a determination of disability. A child under the age of 18 is disabled if the child suffers from any medically determinable physical or mental impairment of comparable severity. For purposes of state-administered payments, the department shall determine disability according to rule 441—75.20(249A).

“Payment for a dependent relative” shall mean payment to a recipient on behalf of a dependent relative as defined in Iowa Code section 249.3(3).

“Payment for a protective living arrangement” shall mean payment to a recipient living in a family life home. The payment shall be made in accordance with standards established by the department by rule in 441—Chapter 52.

“Payment for residential care” shall mean payment to a recipient living in a residential care facility who is determined to be in need of care and payment is made on a per diem basis.

This rule is intended to implement Iowa Code section 249.3 as amended by 2004 Iowa Acts, House File 2134, section 4.