

SEPTEMBER 2006 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, September 12, 2006, at 9 a.m. in Room **22**, and Wednesday, September 13th, 2006 at 8:30 a.m. in Room **#24**, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 4, 5 ([8/16/06](#), [8/30/06](#))

Also refer to: [3/15/06](#), [5/10/06](#), [6/7/06](#), [6/21/06](#)

Bulletin Page

TUESDAY—SEPTEMBER 12TH

9:00	LSA OVERVIEW Mary Beth Mellick		
9:10	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Family Investment Program (FIP), 7.7(2)“k” and “l,” 7.9(1)“b”(4), 7.13(5)“d,”		
	40.21, 40.22(5)“c,” 40.24(1) to 40.24(4), 40.25, 40.27(1), 40.27(1)“a,”		
	40.27(1)“a”(1) to (3) and (5), 40.27(1)“b,” 40.27(3), 40.27(30)“b,” 40.27(4),		
	40.27(4)“b,” “c,” “e” and “f,” 40.27(5), 40.28, 41.22(6)“f,” 41.22(7)“a,” 41.23(5)“b,”		
	41.27(7)“q,” “r,” “t,” “z” and “ag,” 41.27(8)“b”(8), 41.27(9), 41.30(3)“b”(3),		
	46.21, 46.24(1), 46.28, <u>Notice</u> ARC 5332B	8/30/06	260
	Medicaid HCBS waiver—consumer choices option, amendments to chs 77 to 79, 83,		
	<u>Filed</u> Emergency After Notice ARC 5334B	8/30/06	326
	Remedial services, 77.38, 77.42, 78.42, 78.48, 79.1(2),		
	79.1(19), 88.65(6), <u>Notice</u> ARC 5368B	8/30/06	266
	Maintenance of records by providers of service, 79.3, <u>Filed</u> ARC 5333B	8/30/06	330
	Child welfare services—Medicaid program requirements, 156.1, 156.6(4)“d” and “e,”		
	156.7(3), 156.9(1), 156.9(2), 156.9(2)“d,” 156.19, 156.20(1)“a”(2),		
	156.20(2), ch 181, ch 182 preamble, 182.1, 182.2(3), 182.2(4), 182.3(1)“c” and “d,”		
	182.3(4)“c”(1) and (2), 182.4, 182.4(3)“b,” 182.4(4)“a,” 182.5(1)“a”(2), 182.5(4),		
	182.5(4)“a” and “b,” 182.6(3), 182.6(6), 182.6(6)“a,” 182.6(6)“b”(2), 182.6(6)“c,”		
	182.7(2), 182.7(3), 182.7(4)“h,” 182.8(1)“c,” 182.8(2)“a,” 182.8(3), 185.2 to 185.7,		
	ch 185 div II to V, 202.2(2), 202.4(5)“f,” <u>Notice</u> ARC 5372B	8/30/06	268
	Child care assistance program, 170.2(2)“a,” 170.3(1)“d,” 170.3(5),		
	170.4(7)“a,” <u>Notice</u> ARC 5369B	8/30/06	271
	Family support subsidy program, 184.2(6), 184.2(7), 184.3(1)“b”(3), 184.3(4),		
	184.4(3), 184.6; ch 184, div II; 184.21 to 184.27, <u>Notice</u> ARC 5367B	8/30/06	272
10:20	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Ronald Rowland (281-8619)		
	Registration of quarterhorse foals, 62.37(1), <u>Notice</u> ARC 5312B	8/16/06	198
10:30-10:45 break			
10:45	EDUCATIONAL EXAMINERS BOARD[282] Barb Henderson (281-5849)		
	EDUCATION DEPARTMENT[281]“umbrella”		
	Practitioner licensing and endorsements, 14.106, 14.140(5), 14.140(6),		
	14.140(8), 14.140(9), 14.141, <u>Notice</u> ARC 5343B	8/30/06	258
	School nurses—statement of professional recognition, 14.140(11), <u>Filed</u> ARC 5341B	8/30/06	329
	Special education endorsements, 15.3 to 15.20, <u>Filed</u> ARC 5342B	8/30/06	329
	Extension of administrative licenses, 20.57, <u>Notice</u> ARC 5344B	8/30/06	259
11:00	EDUCATION DEPARTMENT[281] Carol Greta (281-5296)		
	Community college accreditation, adopt ch 24, <u>Filed</u> ARC 5318B	8/16/06	224
	Pupil transportation, 43.10(5)“c” to “f,” 43.10(6), 43.15, 43.16, 43.24,		
	43.41, 43.43, 43.44, <u>Filed</u> ARC 5319B	8/16/06	224
	Vocational rehabilitation services, 56.16(4)“a,” 56.23(2), <u>Filed</u> ARC 5320B	8/16/06	225
11:15	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Charlie Smithson (281-3489)		
	Held over from August.		
	Agency description; code of ethics; use of information prohibited, 1.1, 1.4 to 1.7,		
	2.18, <u>Notice</u> ARC 5271B	8/2/06	144
	Statement of organization—financial activity threshold exceeded for new office, 4.6(2), <u>Filed</u> ARC 5275B	8/2/06	175
	Filing of disclosure reports, 4.7(1), <u>Filed</u> ARC 5273B	8/2/06	176
	Correction of cross reference, 4.21(5), <u>Notice</u> ARC 5270B	8/2/06	145
	Use of campaign funds to purchase tickets to a meal—removal of monetary cap, 4.25(1)“h,”		
	<u>Notice</u> ARC 5276B	8/2/06	145

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ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Continued

Violation of requirement that political material include an attribution statement, 4.41, <u>Notice</u> ARC 5278B	8/2/06	146
Use of corporate facilities, rescind 4.48, <u>Filed</u> ARC 5272B	8/2/06	176
Submittal of fundraising letter and solicitation letter to board, 4.52(2), <u>Filed</u> ARC 5274B	8/2/06	176
Penalty for failure to file form related to contribution made by a permanent organization, 4.59(8), <u>Notice</u> ARC 5277B	8/2/06	146
Holders of certain government positions prohibited from engaging in political activities, 5.8, <u>Notice</u> ARC 5268B	8/2/06	147
Sales or leases by regulatory agency officials or employees, 6.11, <u>Notice</u> ARC 5269B	8/2/06	147
Sales or leases by members of the office of the governor, 6.12, <u>Notice</u> ARC 5266B	8/2/06	148
Grounds for disciplinary action, 9.3, <u>Notice</u> ARC 5267B	8/2/06	149

11:45 COMMITTEE BUSINESS

Approve minutes
October meeting
Committee objection: review and comment
Miscellaneous

12:00-1:30 LUNCH

1:30 ADMINISTRATIVE SERVICES DEPARTMENT[11] Marianne Mickelson (281-6904)

Selling of goods or services, 1.7, <u>Filed Without Notice</u> ARC 5317B	8/16/06	224
Information technology enterprise operational standards, ch 25.9, <u>Notice</u> ARC 5338B	8/30/06	248
Security operational standards—assessment and enforcement, 25.11, <u>Notice</u> ARC 5339B	8/30/06	248
HELD OVER FROM AUGUST		
Procurement of goods and services, 105.15(1), 105.15(2), 105.15(5)“e,” <u>Filed</u> ARC 5258B	8/2/06	175

2:00 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862)

High quality job creation program, grow Iowa values fund—definition of “benefits,” 2.4(2)“b,” 68.1, 68.3(3)“a,” <u>Notice</u> ARC 5301B , also <u>Filed Emergency</u> ARC 5300B	8/16/06	212
Housing fund, ch 25, <u>Notice</u> ARC 5336B	8/30/06	251
Enterprise zones, 59.2, 59.3, 59.3(1)“b,” 59.3(2)“b,” 59.3(3)“a” to “c,” 59.3(4), 59.3(5), 59.3(5)“d” to “f,” 59.3(6), 59.4, 59.4(1)“b,” 59.6(1), 59.6(1)“g,” <u>Notice</u> ARC 5303B , also <u>Filed Emergency</u> ARC 5302B	8/16/06	213
Port authority grant program, adopt ch 70, <u>Notice</u> ARC 5304B , also <u>Filed Emergency</u> ARC 5305B	8/16/06	216
Targeted jobs withholding tax credit program, adopt ch 71, <u>Notice</u> ARC 5306B , also <u>Filed Emergency</u> ARC 5307B	8/16/06	218
Iowa wine and beer promotion grant program, 104.3(1), <u>Notice</u> ARC 5335B	8/30/06	258

2:40 IOWA FINANCE AUTHORITY[265] Dennis Dietz (242-4974)

ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]“umbrella”		
Wastewater treatment financial assistance program, adopt ch 28, <u>Notice</u> ARC 5346B	8/30/06	287

WEDNESDAY-SEPTEMBER 13TH—Senate Room #24

8:30 SECRETARY OF STATE[721] Sandy Steinbach (281-5823)

Agricultural landholding reporting, adopt ch 11, <u>Notice</u> ARC 5328B	8/30/06	305
Election instructions, voting systems, vote counting—guidance and clarification, 21.2(1)“k,” 21.6, 21.301, 22.39 to 22.43, 22.52, 22.201(2), 22.240(3), 22.261(20)“c” and “j,” 22.350, 22.463(1)“a,” 22.464, 22.464(4), 26.2(4), 26.105(2), 26.105(3) <u>Notice</u> ARC 5371B	8/30/06	307
Life science enterprises, adopt ch 46, <u>Notice</u> ARC 5340B	8/30/06	313

8:45 WORKERS’ COMPENSATION DIVISION[876] Mike Trier (281-8347)

WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”

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	Workers' compensation settlements and commutations—forms and procedures, 3.1(5), 3.1(15), 3.1(16), 3.1(20) to 3.1(25), 4.9(1), 4.30, 6.1, 6.2(9), 6.5 to 6.8, <u>Notice</u> ARC 5331B	8/30/06	323
9:00	REVENUE DEPARTMENT[701] Dave Casey (281-6163)		
	Individual, corporation, fiduciary income tax—clarification of existing rules, amendments to chs 38 to 42, 45, 46, 48 to 50, 52, 54, 56, 58, 59, 61, 86, 89, <u>Filed</u> ARC 5321B	8/16/06	228
	Individual and corporation income tax credits, 40.1, 40.67, 40.68, 41.5(12) to 41.5(14), 42.2(11)“b,” 52.7(3)“c,” 52.7(5)“c,” <u>Notice</u> ARC 5325B	8/16/06	209
	Ethanol blended gasoline, biodiesel blended fuel and E-85 gasoline promotion tax credits, 42.16, 42.16(1), 42.16(3), 42.31, 42.32, 52.19, 52.19(1), 52.19(3), 52.30, 52.31, <u>Notice</u> ARC 5360B	8/30/06	292
	Soy-based transformer fluid tax credit, 42.33, 52.32, <u>Notice</u> ARC 5357B	8/30/06	298
	Property tax, 70.12, 71.21(2)“h,” 71.21(4), 71.22(3), 80.1(2)“k,” 80.2(2)“c,” 80.3(7), 80.4(11), 80.19, 80.21, 80.23 to 80.25, <u>Notice</u> ARC 5358B	8/30/06	299
	Inheritance tax, 86.2(1)“c” and “d,” 86.9, 86.14(7), <u>Notice</u> ARC 5359B	8/30/06	302
9:30	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	Fee structure for wastewater permits, 64.16(3)“b”(6) and (7) <u>Filed Emergency</u> ARC 5324B	8/16/06	220
9:40	NATURAL RESOURCE COMMISSION[571] Marla Gallardo (281-8678)		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	Game management areas—restrictions on horses, prohibition of paintball guns, 51.1, 51.3(2), 51.4 to 51.12, <u>Notice</u> 5353B	8/30/06	289
	Waubonsie State Park—cabin rental fees, 61.5(1)“a,” <u>Filed</u> ARC 5349B	8/30/06	332
	Development and management of recreation trails on state forests, parks, preserves and recreation areas, ch 67, <u>Notice</u> ARC 5352B	8/30/06	290
	Fishing regulations—length and daily bag limits, 81.2(2), 81.2(3), 81.2(12), <u>Notice</u> ARC 5348B	8/30/06	291
	Waterfowl and coot hunting regulations, 91.1(1) to 91.1(4), 91.3(2) to 91.3(4), 91.3(7), 91.3(8)“b,” 91.4(2)“l,” 91.6, <u>Filed Emergency After Notice</u> ARC 5354B	8/30/06	327
	Wild turkey fall hunting by residents, 99.1, 99.10, 99.11(8), 99.12, <u>Filed</u> ARC 5350B	8/30/06	333
	Deer population management zones—penalty for violating regulations, 105.3(6), 105.3(7), <u>Filed</u> ARC 5351B	8/30/06	333
10:00 – 10:10 break			
10:10	PAROLE BOARD[205] Daren Jaques (725-5757)		
	CORRECTIONS DEPARTMENT[201]“umbrella”		
	Voluntary termination of parole, 11.1, <u>Notice</u> ARC 5297B	8/16/06	207
	Work release day reporting revocation, 11.2, <u>Notice</u> ARC 5296B	8/16/06	208
	Automatic revocation of parole, 11.6(2)“f,” <u>Notice</u> ARC 5298B	8/16/06	208
10:30	INSURANCE DIVISION[191] SUSAN E. VOSS (281-6836)		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Contested cases, 3.5(5), 3.6(4), 3.8(2), 3.12(2), 3.12(6), 3.26(4), <u>Notice</u> ARC 5365B	8/30/06	275
	Licensing of insurance producers, 10.1(2), 10.2, 10.4, 10.5(1), 10.5(2), 10.6(2) to 10.6(4), 10.7, 10.8, 10.9(2), 10.10 to 10.13, 10.13(1), 10.13(3), 10.14 to 10.25 <u>Notice</u> ARC 5361B	8/30/06	276
	Continuing education for insurance producers, ch 11, <u>Notice</u> ARC 5366B	8/30/06	282
	Unfair trade practices—annuity transactions, 15.8(4), 15.68 to 15.73, <u>Filed</u> ARC 5323B	8/16/06	226
	Property and casualty insurance—rate and form filing procedures, 20.1 to 20.4, <u>Notice</u> ARC 5363B	8/30/06	285
	Life insurance policies—rate and form filing requirements, 30.5, <u>Notice</u> ARC 5364B	8/30/06	286
	Accident and health insurance—general filing requirements, 35.7, <u>Notice</u> ARC 5362B	8/30/06	287
	Individual accident and sickness coverage, 36.5(6)“d,” 36.6, <u>Notice</u> ARC 5322B	8/16/06	202
11:00	INTERIOR DESIGN EXAMINING BOARD[193G] Susan Griffel 281-7468		
	Professional Licensing and Regulation[193]—COMMERCE DEPARTMENT[181]“umbrella”		
	Organization; registration, adopt chs 1, 2, <u>Notice</u> ARC 5311B	8/16/06	205

no representative requested to appear

XX:00	BANKING DIVISION[187]
	COMMERCE DEPARTMENT[181]“umbrella”

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	Electronic transfer of funds—debit cards at merchant locations, 10.2, 10.4(3), 10.4(3)“b”(4) and (5), <u>Notice</u> ARC 5356B	8/30/06	249
XX:00	CITY FINANCE COMMITTEE[545] MANAGEMENT DEPARTMENT[541]“umbrella” Definitions of employee benefits, 4.1, 4.3, <u>Notice</u> ARC 5310B	8/16/06	198
XX:00	CREDIT UNION DIVISION[189] COMMERCE DEPARTMENT[181]“umbrella” Electronic transfer of funds—debit cards at merchant locations, 24.2, 24.4(3) 24.4(3)“b”(4) and (5), <u>Notice</u> ARC 5347B	8/30/06	250
XX:00	ELDER AFFAIRS DEPARTMENT[321] Area agencies on aging—boards of directors, 6.7 to 6.17, <u>Filed</u> ARC 5337B	8/30/06	330
XX:00	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Professional Licensing and Regulation[193] COMMERCE DEPARTMENT[181]“umbrella” Engineering licensure—special work experience, 4.1(7)“d,” <u>Notice</u> ARC 5313B	8/16/06	201
	Complaints and investigations, 9.1, <u>Notice</u> ARC 5314B	8/16/06	201
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella” Standards relating to hexavalent chromium, 10.20, 26.1, <u>Filed Emergency</u> ARC 5326B	8/16/06	221
	Boilers and pressure vessels, chs 80 to 85, 95; 95.3(5); chs 200, 201, 203 to 209, <u>Filed</u> ARC 5309B	8/16/06	226
	Wrestling and boxing; special inspectors—rules renumbered, chs 94 to 101, 170, 171; 171.6(4); chs 172 to 174; 174.1, 174.3(1), 174.5, 174.9, 174.10; chs 175, 176; 176.3; chs 177, 202, <u>Filed</u> ARC 5308B	8/16/06	228
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]“umbrella” Barber examiners—postmark of examination application and supporting information, 21.2(1)“g,” 21.3(1)“a,” <u>Filed</u> ARC 5294B	8/16/06	228
	Physician assistant examiners—prescribing of stimulants, 327.1(1)“s”(2), <u>Notice</u> ARC 5295B	8/16/06	208
XX:00	STATE PUBLIC DEFENDER[493] Mark Smith (242-6513) INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella” Indigent defense services; attorney fee claims, 7.1, 12.4, 12.5(1), 12.5(2), 12.6(3)“a” and “b,” 14.3, 14.5(1)“b,” <u>Filed</u> ARC 5345B	8/30/06	334
XX:00	PUBLIC HEALTH DEPARTMENT[641] Neonatal metabolic screening program, 4.1, 4.2, 4.3(1)“a,” 4.3(2)“b,” 4.3(2)“c”(4), 4.3(2)“f,” 4.3(5)“h” and “i,” 4.3(6), 4.3(7)“b”(3) to (6), 4.3(8)“b”(3), 4.3(9)“a” to “d,” 4.4(3), 4.4(4)“g,” 4.4(5), <u>Filed Emergency After Notice</u> ARC 5299B	8/16/06	221
XX:00	REGENTS BOARD[681] University of Iowa—application fee for PharmD program, 1.7, <u>Filed</u> ARC 5370B	8/30/06	333
XX:00	SAVINGS AND LOAN DIVISION[197] COMMERCE DEPARTMENT[181]“umbrella” Electronic transfer of funds—debit cards at merchant locations, 14.2, 14.4(3), 14.4(3)“b”(4) and (5), 14.5(1), 14.6, <u>Notice</u> ARC 5355B	8/30/06	304
XX:00	TRANSPORTATION DEPARTMENT[761] Declaratory orders; division address updated, ch 10 title, 10.1(3), 10.4, 11.5(3), 11.8(2); adopt ch 12; 28.2, 122.2, <u>Notice</u> ARC 5327B	8/30/06	314
	Driver licensing, 602.11 to 602.13, 602.18, 602.19, 602.21, 602.25, 602.26, 604.21, 604.31, 605.2(2), 605.3 to 605.5, 605.20, 607.16, 607.18, 607.49(6)“b” and “g,” 615.23(2), 615.25, 615.42(1), 615.43, 620.10, 630.2, 634.6(1), 634.7(1)“b,” 635.2(9), 635.3(2)“a,” 635.5(2)“a”(1), <u>Notice</u> ARC 5330B	8/30/06	316
	Aircraft registration—information and forms, 750.3, <u>Notice</u> ARC 5329B	8/30/06	323
XX:00	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]“umbrella” Sale of goods and services by officials or employees of the utilities board, 1.6, 1.6(1) to 1.6(9), <u>Filed</u> ARC 5316B	8/16/06	230
	Accounting rules for local exchange utilities, 16.5, 16.9, <u>Filed</u> ARC 5315B	8/16/06	231
XX:00	VETERANS AFFAIRS, IOWA DEPARTMENT OF[801] Patrick Palmersheim 242–5331		

SEPTEMBER 2006 AGENDA

HELD OVER FROM AUGUST

Injured veterans grant program, adopt ch 11, Notice ARC 5180B, also Filed Emergency ARC 5179B.....[7/5/06](#)

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