

AUGUST 2008 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, August 12, 2008, at **8:30 a.m.** in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: 7/16/08, 7/30/08

Also refers to: 7/2/08, 6/18/08 and 6/4/08

		Bulletin	Page
8:30	LSA OVERVIEW-Sue Lerdal		
8:40	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678) Natural Resources Department[561]"umbrella"		
	Reissued Regional Permit 7—water quality certification, 61.2(2)“h” <u>Notice ARC 7039B</u>	7/30/08	290
	Independent redemption center grant program, 107.16 <u>Notice ARC 7038B</u>	7/30/08	292
	Held over from July		
	Quorum and voting requirements for commission, 1.6, <u>Notice ARC 6922B</u> , also <u>Filed Emergency ARC 6921</u>	7/2/08	48
9:00	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862)		
	Sustainable community projects; downtown revitalization fund, 23.2, 23.4, 23.5(7), 23.7(1), 23.10, 23.15, 23.16 <u>Notice ARC 6944B</u>	7/16/08	169
	Housing fund, amendments to ch 25 <u>Notice ARC 6943B</u>	7/16/08	171
	Regional sports authority districts, 38.1 to 38.8 <u>Notice ARC 6942B</u>	7/16/08	178
	Targeted industries networking fund, 107.1 to 107.8 <u>Notice ARC 6941B</u>	7/16/08	179
	Lean manufacturing institute, supplier capacity and product database, and management talent recruitment programs, chs 110 to 112 <u>Notice ARC 6940B</u>	7/16/08	180
	River enhancement community attraction and tourism fund, amendments to chs 211, 212 <u>Notice ARC 6939B</u>	7/16/08	187
9:30	EDUCATIONAL EXAMINERS BOARD[282] George Maurer (281-5849)		
	Education Department[281]"umbrella"		
	Designation of legal counsel by the board, 11.21(3) <u>Notice ARC 6980B</u> , also <u>Filed Emergency ARC 6959B</u>	7/16/08	222
9:40	IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495] Kelly Lovell (281-3081)		
	Benefits; service credit and purchases; dividends, amendments to chs 4, 6 to 8, 13 to 15 <u>Notice ARC 6975B</u> , also <u>Filed Emergency ARC 6976B</u>	7/16/08	228
10:00	VETERANS AFFAIRS, IOWA DEPARTMENT OF[801] Kent Hartwig		
	Veterans trust fund, amendments to ch 14 <u>Notice ARC 7022B</u> , also <u>Filed Emergency ARC 7021B</u>	7/30/08	354
	Veterans commemorative property, 15.2, 15.3(1), 15.4(6) <u>Notice ARC 7022B</u>	7/30/08	326
	Limited residency Vietnam Conflict veterans bonus, ch 16 <u>Notice ARC 7019B</u> , also <u>Filed Emergency ARC 7018B</u>	7/30/08	359
10:15 to 10:25 break			
10:25	LABOR SERVICES DIVISION[875] Kathleen Uehling (281-5915)		
	Workforce Development Department[871]"umbrella"		
	OSHA regulations—adoption by reference, 10.20 <u>Filed ARC 6948B</u>	7/16/08	253
	Elevator safety board—construction personnel hoists, 71.4, 75.1, 75.2, 75.3(2), 76.2(11), 76.3 <u>Notice ARC 6946B</u> , also <u>Filed Emergency ARC 6947B</u>	7/16/08	234
	Combustion air source requirements, 91.1(2), 91.13 <u>Filed ARC 6935B</u>	7/16/08	254
	Disaster emergency proclamation—asbestos abatement, 150.2, 155.5, 155.6(11) <u>Filed Emergency ARC 6979B</u>	7/16/08	236
	Held Over from July		
	Wind tower lifts, 71.1, 71.2(7), 71.5(5), 72.12, 75.1(3), 75.1(4), 75.3(3), 76.4(2), 76.5(1), <u>Notice ARC 6853B</u> , also <u>Filed Emergency ARC 6852B</u>	6/18/08	1816
10:40	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Family investment program (FIP) eligibility, 41.30 <u>Filed ARC 7012B</u>	7/30/08	363
	Temporary measures related to disasters, 58.41 to 58.45 <u>Notice ARC 6995B</u> , also <u>Filed Emergency ARC 6994B</u>	7/30/08	331
	Medicaid eligibility and benefits, amendments to chs 75, 76 <u>Filed ARC 7011B</u>	7/30/08	364

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	Medicaid coverage—behavioral health services, 77.26, 78.29, 79.1(2), 79.3(2)“d” <u>Notice ARC 6929B</u>	7/16/08	203
	Medicaid—reimbursement for nursing facilities related to performance, 81.6(16)“g,” 81.36(5) <u>Notice ARC 7017B</u> , also <u>Filed Without Notice ARC 7016B</u>	7/30/08	365
	HAWK-I program, amendments to ch 86 <u>Notice ARC 7015B</u>	7/30/08	296
	HAWK-I program eligibility, 86.1 to 86.3, 86.5(2), 86.10 <u>Filed ARC 6926B</u>	7/16/08	252
	Medicaid—addition of all-inclusive care for the elderly (PACE), amendments to ch 88 <u>Filed Emergency After Notice ARC 7013B</u>	7/30/08	334
	IowaCare—acquisition of smoking cessation drugs, 92.7(2), 92.8 <u>Filed Emergency After Notice ARC 7014B</u>	7/30/08	335
	Child care centers and child development homes—prohibition of smoking, 109.10(11), 110.5(1)“o” <u>Notice ARC 6928B</u>	7/16/08	204
	Child care assistance—reimbursement rate increase for providers, 170.4(7)“a” <u>Notice ARC 6930B</u>	7/16/08	205
	HUMAN SERVICES DEPARTMENT[441] continued		
	SPECIAL REVIEW		
	Food, Conservation and Energy Act of 2008---the “Farm Bill”		
11:10	SECRETARY OF STATE[721]		
	Voting centers for certain elections, 21.75 <u>Notice ARC 7046B</u> , also <u>Filed Emergency ARC 7047B</u>	7/30/08	348
	Revenue purpose statement ballots, 21.803 <u>Notice ARC 6991B</u> , also <u>Filed Emergency ARC 6992B</u>	7/30/08	350
	Voter registration in state agencies, amendments to ch 23 <u>Filed ARC 6945B</u>	7/16/08	265
11:20	HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION[605] John Benson (281-3231)		
	Public Defense Department[601]“umbrella”		
	Part C: Iowa disaster recovery plan, 9.4 <u>Filed ARC 6972B</u>	7/16/08	252
11:30	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344)		
	Oral health, ch 50 <u>Filed ARC 7023B</u>	7/30/08	373
	Dental screening, ch 51 <u>Filed ARC 7024B</u>	7/30/08	374
11:50	COMMITTEE BUSINESS		
	12:00 to 1:00 LUNCH		
1:00	NURSING BOARD[655] Lorinda Inman (281-4822)		
	Public Health Department[641]“umbrella”		
	Administration of anesthetic agents—requirements and exceptions, 6.2(6), 6.4 <u>Notice ARC 7009B</u>	7/30/08	304
1:10	HISTORICAL DIVISION[223] Kristen Vander Molen		
	Cultural Affairs Department[221]“umbrella”		
	Historic tax credits, amendments to ch 48 <u>Notice ARC 6927B</u> , also <u>Filed Emergency ARC 6925B</u>	7/16/08	222
1:20	PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (725-6185)		
	Inventory of impounded vehicles under emergency conditions, 6.4(2) <u>Notice ARC 6999B</u> , also <u>Filed Emergency ARC 6986B</u>	7/30/08	342
	Submission of fingerprints by law enforcement agencies—“working day” defined, 11.2 <u>Notice ARC 7000B</u> , also <u>Filed Emergency ARC 6987B</u>	7/30/08	343
	Bail enforcement, private investigation, and private security businesses—issuance of replacement licenses, 121.2, 121.24 <u>Notice ARC 6998B</u> , also <u>Filed Emergency ARC 6985B</u>	7/30/08	344
	Approved evidentiary breath testing equipment, 157.2 <u>Notice ARC 7020B</u>	7/30/08	315
	Temporary storage of flammable liquids in disaster emergencies, 221.4(4) <u>Notice ARC 6949B</u> , also <u>Filed Emergency ARC 6967B</u>	7/16/08	238
	Relocation of automatic fire extinguishing system contractors—amended certification, 275.5(4) <u>Notice ARC 7005B</u> , also <u>Filed Emergency ARC 6984B</u>	7/30/08	345
	Temporary emergency use of manufactured housing, temporary emergency use of factory-built structures—commercial use, 322.11, ch 323 <u>Notice ARC 7008B</u> , also <u>Filed Emergency ARC 7007B</u>	7/30/08	346
	Suspension of installation requirements in proclaimed disaster emergencies, 322.12 <u>Notice ARC 6969B</u> , also <u>Filed Emergency ARC 6970B</u>	7/16/08	239
	Manufactured home retailers, manufacturers, and distributors—relocation resulting from disaster emergency, 372.8(4)“a” <u>Notice ARC 7006B</u> , also <u>Filed Emergency ARC 6988B</u>	7/30/08	348

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	Manufactured housing installer—temporary certification during proclaimed disaster emergencies, 374.11 <u>Notice ARC 6965B</u> , also <u>Filed Emergency ARC 6966B</u>	7/16/08	240
1:50	ADMINISTRATIVE SERVICES DEPARTMENT[11] Patricia Lantz (281-8388)		
	Information technology—board membership, audit of fees, 20.5, 20.8(6) <u>Notice ARC 6982B</u>	7/30/08	288
	Information technology—participating agencies, operational standards, 25.1, 25.5(5) <u>Notice ARC 6983B</u>	7/30/08	289
	Held Over from July		
	Contractual limitation of vendor liability provisions, ch 108, <u>Notice ARC 6809B</u>	6/4/08	1730

No Representative Requested

XX:00	EDUCATIONAL EXAMINERS BOARD[282] Education Department[281]"umbrella"		
	Reporting by department of education employees, 11.38 <u>Filed ARC 6950B</u>	7/16/08	X
	Adding endorsements to licenses, 14.106 <u>Notice ARC 6971B</u>	7/16/08	X
	Administrator licenses, 14.114 <u>Notice ARC 6977B</u>	7/16/08	X
	Two-year teacher exchange license, 14.120(1) <u>Notice ARC 6973B</u>	7/16/08	X
	Late fee—renewal of statement of professional recognition (SPR), 14.121(6) <u>Filed ARC 6956B</u>	7/16/08	X
	Original teaching subject area endorsement—addition of preparation in reading, 14.123 <u>Filed ARC 6957B</u>	7/16/08	X
	Class G license, 14.132 <u>Filed ARC 6964B</u>	7/16/08	X
	Requirements for an SPR, 14.133 <u>Filed ARC 6951B</u>	7/16/08	X
	English as a second language endorsement, 14.140(4)“c” <u>Filed ARC 6962B</u>	7/16/08	X
	Talented and gifted endorsement, 14.140(13) <u>Filed ARC 6968B</u>	7/16/08	X
	Business—all endorsement, 14.141(3) <u>Filed ARC 6963B</u>	7/16/08	X
	Special education instructional endorsements, 15.1(2) <u>Notice ARC 6978B</u>	7/16/08	X
	Removal of educational strategist endorsement, 15.5 <u>Filed ARC 6958B</u>	7/16/08	X
	Renewal of SPR for audiologists, 15.10(3) <u>Filed ARC 6952B</u>	7/16/08	X
	Renewal of SPR for speech-language pathologists, 15.12(3) <u>Filed ARC 6953B</u>	7/16/08	X
	Renewal of SPR for school social workers, 15.19(3) <u>Filed ARC 6954B</u>	7/16/08	X
	Renewal requirements for an SPR, 17.14 <u>Filed ARC 6955B</u>	7/16/08	X
	Code of professional conduct and ethics, 25.3(6) <u>Filed ARC 6960B</u>	7/16/08	X
	Code of rights and responsibilities, 26.3 <u>Filed ARC 6961B</u>	7/16/08	X
XX:00	ELDER AFFAIRS DEPARTMENT[321]		
	Resident advocate committees, ch 9 <u>Filed Emergency After Notice ARC 7031B</u>	7/30/08	X
XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481]		
	Residents of facilities—treatment by health care practitioner other than the resident's physician, 57.15(6), 58.14(8), 63.15(6) <u>Filed ARC 7010B</u>	7/30/08	X
XX:00	IOWA FINANCE AUTHORITY[265]		
	Title guaranty division—mortgage relief certificates, 9.20 <u>Filed ARC 7042B</u>	7/30/08	X
	Title guaranty division—closing protection letters, 9.22 <u>Filed ARC 7043B</u>	7/30/08	X
	Low-income housing tax credits, 12.1, 12.2 <u>Filed ARC 7040B</u>	7/30/08	X
	State housing trust fund, 19.1 <u>Filed ARC 7041B</u>	7/30/08	X
XX:00	MANAGEMENT DEPARTMENT[541]		
	DAS customer council, ch 12 <u>Notice ARC 6996B</u>	7/30/08	X
XX:00	NATURAL RESOURCE COMMISSION[571] Natural Resources Department[561]"umbrella"		
	Point values assigned to convictions, 15.6(3)“a”(22) <u>Notice ARC 7037B</u>	7/30/08	X
	Lake Odessa—addition of two no-wake areas, 40.9(3) <u>Filed ARC 7034B</u>	7/30/08	X
	Zoning of Catfish Creek, Dubuque County, 40.57 <u>Filed ARC 7033B</u>	7/30/08	X
	NATURAL RESOURCE COMMISSION[571] Continued		

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	Zoning of Lake Cornelia, Wright County, 40.58 <u>Filed</u> ARC 7032B	7/30/08	X
	Wildlife refuges, 52.1(2)"a" <u>Filed</u> ARC 6938B	7/16/08	X
	Removal of trotlines, 85.1 <u>Notice</u> ARC 7036B	7/30/08	X
	Administrative fee for a fishing tournament permit, 88.2 <u>Notice</u> ARC 7035B	7/30/08	X
	Game harvest reporting and landowner-tenant registration, 95.1, 95.2(3) <u>Filed</u> ARC 6937B	7/16/08	X
	Wild turkey spring hunting, 98.5 <u>Filed</u> ARC 6936B	7/16/08	X
	Wild turkey fall hunting by residents, 99.11 <u>Filed</u> ARC 6934B	7/16/08	X
	Deer hunting by residents, 106.1, 106.2(3), 106.6(6), 106.7(8), 106.10(2), 106.11, 106.14 <u>Filed</u> ARC 6933B	7/16/08	X
	Hunting and trapping of furbearers, 108.7(2), 108.7(3)"b" <u>Filed</u> ARC 6932B	7/16/08	X
XX:00	PROFESSIONAL LICENSING AND REGULATION BUREAU[193]		
	Commerce Department[181]"umbrella"		
	Contested cases, denial of issuance or renewal of license for nonpayment of child support or student loan, 7.43 to 7.45, 8.1(1), 8.2(1), 8.3 <u>Notice</u> ARC 6993B	7/30/08	X
XX:00	PROFESSIONAL LICENSURE DIVISION[645]		
	Public Health Department[641]"umbrella"		
	Board of dietetics, rescind chs 80, 84; amend chs 81 to 83 <u>Notice</u> ARC 7045B	7/30/08	X
	Board of mortuary science, rescind chs 99, 105; amend chs 100 to 103 <u>Notice</u> ARC 6997B	7/30/08	X
	Board of psychology, rescind chs 239, 243; amend chs 240 to 242 <u>Notice</u> ARC 6931B	7/16/08	X
XX:00	PUBLIC HEALTH DEPARTMENT[641]		
	Immunizations, 7.1, 7.3, 7.4, 7.6 to 7.8, 7.12 <u>Notice</u> ARC 6974B	7/16/08	X
	Dental screening, ch 51 <u>Filed</u> ARC 7024B	7/30/08	X
	Blood lead testing, ch 67 <u>Filed</u> ARC 7025B	7/30/08	X
	Prescription drug donation repository program, 109.4(4)"d," 109.7, 109.8 <u>Filed</u> ARC 7026B	7/30/08	X
	Preparedness advisory committee, ch 114 <u>Filed</u> ARC 7027B	7/30/08	X
	County medical examiner investigators—qualifications and supervision, 127.7 <u>Filed</u> ARC 7028B	7/30/08	X
	Dogs for scientific research, ch 128 <u>Filed Without Notice</u> ARC 7030B	7/30/08	X
	Smokefree air, ch 153 <u>Notice</u> ARC 6990B , also <u>Filed Emergency</u> ARC 6989B	7/30/08	X
	Fair information practices and public records, ch 175 <u>Filed</u> ARC 7029B	7/30/08	X
XX:00	REAL ESTATE COMMISSION[193E]		
	Professional Licensing and Regulation Bureau[193]		
	Commerce Department[181]"umbrella"		
	Definition of moral turpitude, 2.1 <u>Notice</u> ARC 7001B	7/30/08	X
	Time period for completion of required education, 4.1(10), 16.2(3) <u>Notice</u> ARC 7004B	7/30/08	X
XX:00	SOIL CONSERVATION DIVISION[27]		
	Agriculture and Land Stewardship Department[21]"umbrella"		
	Water protection practices—cost-share rates, 12.81(2), 12.84 <u>Filed Emergency After Notice</u> ARC 6981B	7/30/08	X
XX:00	TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]		
	Service delivery bureau, 1.5(2)"e" <u>Filed</u> ARC 6924B	7/16/08	X
	Authorized spending limit, 5.1(1)"c" <u>Filed</u> ARC 6923B	7/16/08	X
XX:00	TRANSPORTATION DEPARTMENT[761]		
	Close-clearance warning signs along railroad tracks, ch 813 <u>Notice</u> ARC 7003B	7/30/08	X
XX:00	WORKFORCE DEVELOPMENT DEPARTMENT[871]		
	Participation in fact-finding interviews, 24.10 <u>Notice</u> ARC 7044B	7/30/08	X