

DECEMBER 2009 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, December 8, 2009, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: 10/07/09, 11/4/09, 11/18/09

		Bulletin	Page
9:00	FISCAL OVERVIEW-Sue Lerdal		
9:05	MEDICINE BOARD[653] <small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small> Nonpayment of state debt, 12.1 to 12.3 <u>Filed ARC 8353B</u>	12/2/09	X
	Held over from November Standards of practice—medical directors at medical spas, 13.8, 23.1(43), 23.1(44) <u>Notice ARC 8199B</u>	10/7/09	933
9:30	EDUCATIONAL EXAMINERS BOARD[282] <small>EDUCATION DEPARTMENT[281]"umbrella"</small> Portfolio review and evaluation fees, 12.8 <u>Notice ARC 8251B</u>	11/4/09	X
	Portfolio review and evaluation for applicants from recognized non-Iowa institutions, 13.3 <u>Notice ARC 8249B</u>	11/4/09	X
	Exchange licenses for applicants from recognized non-Iowa institutions, 13.17 <u>Notice</u> ARC 8250B	11/4/09	X
	Licenses and endorsements, 13.28(24), 13.29, 14.1(2), 18.4, 18.5, 18.10(3) <u>Filed</u> <u>Emergency ARC 8248B</u>	11/4/09	X
	Request by Sen. Courtney-held over from November Filing complaints; service of complaint notices to respondents, 11.4 <u>Notice ARC</u> 8143B	9/9/09	627
9:50	ATTORNEY GENERAL[61] Forfeited property, 33.3 to 33.5 <u>Notice ARC 8257B</u>	11/4/09	X
10:00	TRANSPORTATION DEPARTMENT[761] REAL ID driver’s licenses and nonoperator’s identification cards, 601.7, 630.2(7) <u>Notice ARC 8342B</u> , also <u>Filed Emergency ARC 8339B</u>	12/2/09	X
10:10	INSPECTIONS AND APPEALS DEPARTMENT[481] Dependent adult abuse in facilities and programs, ch 52 <u>Filed ARC 8294B</u>	11/18/09	X
10:40	ENVIRONMENTAL PROTECTION COMMISSION[567] <small>NATURAL RESOURCES DEPARTMENT[561]"umbrella"</small> Clean water state revolving fund, amendments to chs 90 to 93 <u>Notice ARC 8312B</u>	11/18/09	X
	Satellite facilities and regional collection centers, amendments to chs 123, 211 <u>Notice</u> ARC 8313B	11/18/09	X
11:00	PUBLIC HEALTH DEPARTMENT[641] Continuing education for plumbing and mechanical systems professionals, ch 30 <u>Notice of Termination ARC 8276B</u>	11/4/09	X
	Continuing education for plumbing and mechanical systems professionals, ch 30 <u>Notice ARC 8268B</u> , also <u>Filed Emergency ARC 8270B</u>	11/4/09	X

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	PUBLIC HEALTH DEPARTMENT[641] continued		
	Plumbing and mechanical systems board—administrative and regulatory authority, ch 27 title, 27.1 to 27.4, 27.6(1) <u>Notice ARC 8360B</u>	12/2/09	X
	Plumbing and mechanical systems board—licensure fees, ch 28 title, 28.1 <u>Notice ARC 8361B</u>	12/2/09	X
	Plumbing and mechanical systems board—application, licensure, and examination, amendments to ch 29 <u>Notice ARC 8362B</u>	12/2/09	X
	Plumbing and mechanical systems board—waivers or variances from administrative rules, ch 31 <u>Filed ARC 8359B</u>	12/2/09	X
	Plumbing and mechanical systems board—licensee discipline, ch 32 <u>Notice ARC 8363B</u>	12/2/09	X
	Plumbing and mechanical systems board—complaints and investigations, ch 34 <u>Notice ARC 8364B</u>	12/2/09	X
	Plumbing and mechanical systems board—licensure of nonresident applicant—reciprocity, ch 35 <u>Notice ARC 8365B</u>	12/2/09	X
	Plumbing and mechanical systems board—petitions for rule making, ch 36 <u>Notice ARC 8366B</u>	12/2/09	X
	Renovation, remodeling, and repainting—lead hazard notification process, amendments to ch 69 <u>Notice ARC 8355B</u>	12/2/09	X
	Lead-based paint activities, amendments to ch 70 <u>Notice ARC 8357B</u>	12/2/09	X
11:30	CORRECTIONS DEPARTMENT[201]		
	Iowa sex offender registry—use of electronic monitoring, 38.1 to 38.3 <u>Notice ARC 8321B</u>	12/2/09	X
11:40	REVENUE DEPARTMENT[701]		
	Taxable and exempt sales; hotel and motel tax, 17.1, 18.40, 103.1, 105.3, 235.1, 241.3 to 241.5 <u>Notice ARC 8306B</u>	11/18/09	X
	Interest rate for calendar year 2010, 10.2(29) <u>Notice ARC 8354B</u>	12/2/09	X
	Married taxpayers filing joint federal but separate Iowa returns, 40.15 <u>Filed ARC 8356B</u>	12/2/09	X
	Responsibilities of assessors, 71.1(1), 71.2(1) <u>Notice ARC 8352B</u>	12/2/09	X
	Real estate tax and declaration of value; property tax credits and exemptions, 79.1, 79.5, 79.6, 80.12, 80.13, 80.26, 80.28 <u>Filed ARC 8358B</u>	12/2/09	X
12:00 to 12:45 LUNCH			
12:45	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]		
	Film, television, and video project promotion program, amendments to ch 36 <u>Notice of Termination ARC 8275B</u>	11/4/09	X
	Enterprise zones—housing tax credits, 59.8(2)“a”(7) <u>Notice of Termination ARC 8273B</u>	11/4/09	X

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1:00	EDUCATION DEPARTMENT[281]		
	70 Day Delay from September		
	Financial management of categorical funding, rules 98.12 and 98.112, <u>Filed ARC</u>		
	8054B	8/26/09	565
1:30	HUMAN SERVICES DEPARTMENT[441]		
	Nursing facility quality assurance assessment and payments, ch 36 div II, 36.6, 36.7,		
	81.6(11)“p,” 81.6(21) <u>Filed ARC 8258B</u>	11/4/09	X
	HUMAN SERVICES DEPARTMENT[441]- continued		
	Eligibility for FIP, food assistance or Medicaid, amendments to chs 40, 41, 65, 75, 76,		
	92 <u>Notice ARC 8272B</u>	11/4/09	X
	Elimination of FIP diversion program, amendments to ch 47 <u>Filed ARC 8259B</u>	11/4/09	X
	Medicare savings programs—LIS benefits, 75.1, 75.52(3), 76.1(1), 76.7(4) <u>Filed ARC</u>		
	8260B	11/4/09	X
	Adoption assistance, HIPP program, 75.1, 75.2(1), 75.21 <u>Notice ARC 8311B</u>	11/18/09	X
	Medicaid for children with disabilities, 75.1(43)“d”(3) <u>Filed Emergency After Notice</u>		
	ARC 8261B	11/4/09	X
	Billing for time-related services, 79.3(2)“c”(3)“3” <u>Filed ARC 8262B</u>	11/4/09	X
	Medical assistance advisory council, 79.7 <u>Filed ARC 8263B</u>	11/4/09	X
	HAWK-I program—amendments to eligibility process, 86.1, 86.3(7)“b,” 86.9(2)		
	<u>Notice ARC 8279B</u>	11/18/09	X
	HAWK-I eligibility—effective date of coverage, 86.2(4)“b,” 86.5 <u>Filed ARC 8281B</u>	11/18/09	X
	HAWK-I—conditions of eligibility, 86.2(7), 86.2(12) <u>Filed ARC 8280B</u>	11/18/09	X
	IowaCare—citizenship and documentation requirements, 92.2(2), 92.2(4) <u>Notice ARC</u>		
	8256B	11/4/09	X
	Child care assistance, 170.1 to 170.5 <u>Notice ARC 8274B</u>	11/4/09	X
	Individual development accounts, rescind ch 10 <u>Filed Emergency ARC 8340B</u>	12/2/09	X
	Notices of legal settlement disputes, 15.2(1)“a”(2) <u>Filed Emergency ARC 8341B</u>	12/2/09	X
	Estate recovery, 76.12(7) <u>Filed ARC 8343B</u>	12/2/09	X
	Medicaid—mandated reductions in reimbursement, 78.10(1), 78.13(5), 79.1(8), 79.16,		
	81.6(16), 81.10(4) <u>Notice ARC 8345B</u> , also <u>Filed Emergency ARC 8344B</u>	12/2/09	X
	PROMISE JOBS—decrease in mileage reimbursement rate for travel, 93.11(3)“b”(2)		
	<u>Notice ARC 8347B</u> , also <u>Filed Emergency ARC 8346B</u>	12/2/09	X
	State payment program waiting list, 153.53, 153.54, 153.58(1) <u>Notice ARC 8320B</u> ,		
	also <u>Filed Emergency ARC 8319B</u>	12/2/09	X
2:30	PUBLIC SAFETY DEPARTMENT[661]		
	Fire marshal administration, fire safety requirements, rescind ch 5; adopt ch 200;		
	amend chs 201, 202, 205 <u>Filed ARC 8307B</u>	11/18/09	X
	Commercial explosive licensing, rescind 5.7, 5.851, 5.865, 5.866; adopt ch 235 <u>Filed</u>		
	ARC 8303B	11/18/09	X
	Fire fighter certification, 251.202 <u>Filed ARC 8302B</u>	11/18/09	X
	State building code, amendments to chs 300, 301, 303 <u>Filed ARC 8305B</u>	11/18/09	X
	State historic building code, 350.1(3) <u>Filed ARC 8304B</u>	11/18/09	X
3:00	COMMITTEE BUSINESS		
	Approve December minutes---January, 2010 meeting----miscellaneous		

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No representative requested to appear

XX:00	ADMINISTRATIVE SERVICES DEPARTMENT[11] Benefits, amendments to chs 50, 63, 64 <u>Filed ARC 8265B</u>	11/4/09	X
XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Insect pests and diseases, 46.15 <u>Filed ARC 8293B</u>	11/18/09	X
	Senior farmers' market nutrition program—purchase of unpasteurized, pure honey, 50.3 <u>Filed ARC 8308B</u>	11/18/09	X
	Weights and measures, 85.39 <u>Filed ARC 8292B</u>	11/18/09	X
XX:00	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]"umbrella" All Iowa opportunity scholarship program—eligibility, 8.3 <u>Filed ARC 8333B</u>	12/2/09	X
XX:00	DENTAL BOARD[650] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Nonpayment of state debt, ch 36 <u>Filed ARC 8329B</u>	12/2/09	X
XX:00	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Annual election of board officers at first in-person meeting after April 30, 1.1(2) <u>Filed</u> ARC 8287B	11/18/09	X
	Date and time of filing campaign disclosure statements and reports, 4.1(3), 4.10, 4.58 <u>Filed Without Notice ARC 8290B</u>	11/18/09	X
	Ballot issue committees—filing of a statement of organization, 4.3(1) <u>Filed Without</u> <u>Notice ARC 8289B</u>	11/18/09	X
	Item purchased at fair market value from an Iowa committee—exclusion as a contribution, 4.32 <u>Filed ARC 8286B</u>	11/18/09	X
	Form PFD to be filed only electronically, 7.1, 7.3 <u>Filed ARC 8288B</u>	11/18/09	X
XX:00	HISTORICAL DIVISION[223] CULTURAL AFFAIRS DEPARTMENT[221]"umbrella" HRDP grant eligibility—approval as a certified local government (CLG), 49.3 <u>Notice</u> ARC 8336B	12/2/09	X
XX:00	HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION[605] PUBLIC DEFENSE DEPARTMENT[601]"umbrella" E911 service board membership, 10.2, 10.3(1), 10.4(2), 10.7(2), 10.8(6), 10.11 <u>Filed</u> ARC 8314B	11/18/09	X
XX:00	INSURANCE DIVISION[191] COMMERCE DEPARTMENT[181]"umbrella" Consent for prohibited persons to engage in the business of insurance, ch 13 <u>Filed</u> ARC 8309B	11/18/09	X
	Long-term care partnership program, amendments to chs 39, 72 <u>Filed ARC 8271B</u>	11/4/09	X
	Third-party administrators, ch 58 <u>Filed ARC 8310B</u>	11/18/09	X

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XX:00	IOWA FINANCE AUTHORITY[265]		
	Title guaranty division, amendments to ch 9 <u>Notice</u> ARC 8264B	11/4/09	X
	Low-income housing tax credits, 12.1, 12.2 <u>Filed</u> ARC 8266B	11/4/09	X
	Housing assistance retention agreement for persons affected by the natural disasters of 2008, 29.6(5) <u>Notice</u> ARC 8324B , also <u>Filed</u> Emergency ARC 8323B	12/2/09	X
	Iowa jobs program application procedure, 32.4(6) <u>Notice</u> ARC 8328B , also <u>Filed</u> <u>Emergency</u> ARC 8327B	12/2/09	X
	Affordable housing assistance grant fund allocation plan, 35.1 <u>Notice</u> ARC 8326B , also <u>Filed</u> Emergency ARC 8325B.....	12/2/09	X
XX:00	LABOR SERVICES DIVISION[875] <small>WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"</small>		
	Child labor—civil penalties, permits, certificates of age, 32.1, 32.2, 32.11, 32.12 <u>Filed</u> ARC 8300B	11/18/09	X
	Inflatable amusement rides, 61.1(1), 62.2(9) <u>Notice</u> ARC 8301B	11/18/09	X
	Boilers and pressure vessels, amendments to chs 80, 90 to 94, 96 <u>Filed</u> ARC 8283B	11/18/09	X
	Elevator safety board, amendments to chs 65 to 70 <u>Notice</u> ARC 8322B	12/2/09	X
XX:00	NATURAL RESOURCE COMMISSION[571] <small>NATURAL RESOURCES DEPARTMENT[561]"umbrella"</small>		
	Nonresident deer hunting—special licenses, 94.1(5) <u>Filed</u> ARC 8252B	11/4/09	X
	Wild turkey spring hunting—special licenses, 98.9(5) <u>Filed</u> ARC 8253B	11/4/09	X
	Wild turkey fall hunting, ch 99 title, 99.1, 99.2(4) <u>Filed</u> ARC 8254B	11/4/09	X
	Nonambulatory deer hunting licenses, 106.1(9) <u>Filed</u> ARC 8255B	11/4/09	X
	Aquatic plants in public waters; ginseng harvesting, amendments to ch 54 <u>Notice</u> ARC 8332B	12/2/09	X
XX:00	PHARMACY BOARD[657] <small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
	Patient counseling by pharmacist about new prescriptions—posted notice required, 6.14 <u>Notice</u> ARC 8267B	11/4/09	X
	Maintenance of pharmacy records more than 12 months old, 6.16, 8.9, 10.34 <u>Notice</u> ARC 8269B	11/4/09	X
XX:00	PROFESSIONAL LICENSURE DIVISION[645] <small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
	Consistency with statute—"felony" changed to "crime," 45.2(11) <u>Notice</u> ARC 8278B	11/18/09	X
	Consistency with statute—"felony" changed to "crime," 134.2(11) <u>Notice</u> ARC 8277B	11/18/09	X
	Consistency with statute—"felony" changed to "crime," 329.2(11) <u>Notice</u> ARC 8282B	11/18/09	X
	Noncompliance rules regarding child support, loan repayment and nonpayment of state debt, 4.16; rescind chs 14, 15 <u>Notice</u> ARC 8334B	12/2/09	X
	Board of barbering—national examinations, continuing education, fees, 5.2, 21.1 to 21.3, 21.5, 21.7, 21.16(3), 23.8, 24.2(1), 24.3(2) <u>Filed</u> ARC 8349B	12/2/09	X
	Board of cosmetology arts and sciences, amend chs 60 and 61; rescind ch 63; adopt ch 63 <u>Notice</u> ARC 8330B	12/2/09	X
	Respiratory care—accrediting organization, 261.1, 261.3(1), 263.2(11) <u>Filed</u> ARC 8348B	12/2/09	X

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XX:00	PROPANE EDUCATION AND RESEARCH COUNCIL, IOWA[599]		
	Propane education and research council, 1.1 to 1.3, 1.4(2) <u>Filed ARC 8350B</u>	12/2/09	X
XX:00	PUBLIC EMPLOYMENT RELATIONS BOARD[621]		
	Mediation—fees, 7.3(2), 7.3(8) <u>Notice ARC 8318B</u> , also <u>Filed Emergency ARC 8317B</u>	12/2/09	X
	Mediation—fees, 7.3(2), 7.3(8) <u>Notice of Termination ARC 8337B</u>	12/2/09	X
	Mediation—fees, 7.3(2), 7.3(8) <u>Filed Emergency ARC 8338B</u>	12/2/09	X
XX:00	REAL ESTATE COMMISSION[193E]		
	Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”		
	Transfer of license and required transfer form, 6.2(1)“b” <u>Filed ARC 8284B</u>	11/18/09	X
	Permitted activities of unlicensed support personnel, 7.13(4) <u>Notice ARC 8291B</u>	11/18/09	X
	Delivery and receipt of radon information, 14.1(6) <u>Filed ARC 8285B</u>	11/18/09	X
XX:00	UTILITIES DIVISION[199]		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Small wind innovation zones, 15.19, 15.20 <u>Notice ARC 8335B</u>	12/2/09	X
	Emergency outage reporting requirements for certificated local exchange carriers, 22.2(9) <u>Notice of Termination ARC 8351B</u>	12/2/09	X
XX:00	VETERINARY MEDICINE BOARD[811]		
	Board of veterinary medicine, amendments to chs 1, 8, 10 <u>Notice of Termination ARC 8316B</u>	12/2/09	X
XX:00	VOLUNTEER SERVICE, IOWA COMMISSION ON[817]		
	Summer youth and green corps programs, chs 9, 10 <u>Filed ARC 8315B</u>	12/2/09	X

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