

# SEPTEMBER AGENDA

**REVISED**

The Administrative Rules Review Committee will hold its regular, statutory meeting Tuesday, September 13, 1994, at 10 a.m. and Wednesday, September 14, 1994, at 9 a.m. in Senate Committee Room 22, State Capitol. The following rules will be reviewed:

| TIME  | TUESDAY, SEPTEMBER 13   | BULLETIN | PAGE |
|-------|---|----------|------|
| 10:00 | <b>COLLEGE STUDENT AID COMMISSION[283]</b><br>EDUCATION DEPARTMENT[281]"umbrella"<br>Cosmetology and barber grants, ch 34, <u>Notice</u> ARC 5001A .....  | 8/17/94  | 264  |
| 10:10 | <b>DENTAL EXAMINERS BOARD[650]</b><br>PUBLIC HEALTH DEPARTMENT[641]"umbrella"<br>Sale of goods and services, ch 8, <u>Filed</u> ARC 5009A .....   | 8/17/94  | 293  |
|       | Patient records — retirement or discontinuance of practice, 27.10, <u>Filed</u> ARC 5008A .....   | 8/17/94  | 294  |
| 10:15 | <b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b><br>Chemigation — use of pesticides and fertilizers in irrigation distribution systems, division I preamble,<br>division II preamble, 45.80 to 45.87, <u>Notice</u> ARC 4719A <u>Terminated</u> ARC 5019A ..... | 8/17/94  | 264  |
|       | Pesticides — establishment, assessment and collection of civil penalties, commercial pesticide applicator<br>peer review panel, division III: preamble, 45.100 to 45.105, <u>Filed</u> ARC 5020A, See text IAB 4-13-94 .....  | 8/17/94  | 291  |
|       | Registration of Iowa-foaled horses and Iowa-whelped dogs, 62.15(2)"d," 62.15(3) to 62.15(5), 62.25(2)"d,"<br>62.25(3) to 62.25(5), 62.35(2)"d," 62.35(3) to 62.35(5), 62.43, <u>Filed</u> ARC 5067A .....   | 8/31/94  | 388  |
|       | Revocation or denial of permit or license for feeder pig dealer, feeder pig dealer agent, livestock dealer, or<br>livestock dealer agent, 66.20, <u>Filed</u> ARC 5061A .....   | 8/31/94  | 389  |
| 10:40 | <b>COMMUNITY ACTION AGENCIES DIVISION[427]</b><br>HUMAN RIGHTS DEPARTMENT[421]"umbrella"<br>Community services block grant — antipoverty services, 22.1(1)"b," 22.5, 22.6, 22.9(1), 22.14(1)"d,"<br><u>Notice</u> ARC 5037A .....                                     | 8/31/94  | 364  |
| 10:45 | <b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b><br>Self-employment loan program — individuals with disabilities, 8.1, 8.2, 8.3(6), <u>Notice</u> ARC 5004A .....   | 8/17/94  | 266  |
|       | High technology apprenticeship program, ch 17, <u>Filed Emergency</u> ARC 5007A .....   | 8/17/94  | 288  |
|       | Targeted small business financial assistance program — persons with disabilities, 27.2, 27.4(6)"a,"<br><u>Notice</u> ARC 5005A .....  | 8/17/94  | 267  |
|       | Tourism promotion — licensing program, financial terms, 60.5(4), <u>Notice</u> ARC 5006A .....  | 8/17/94  | 267  |
|       | New jobs and income program — eligible projects and median wage calculation, 62.2,<br><u>Filed Emergency After Notice</u> ARC 5029A .....   | 8/17/94  | 289  |
| 11:10 | <b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b><br>Complaint, investigation, and resolution procedure, ch 1, rescind 4.7, <u>Filed</u> ARC 5024A .....   | 8/17/94  | 307  |
|       | Definition of "yard sign," 4.5(5), <u>Notice</u> ARC 5023A .....  | 8/17/94  | 268  |
|       | Loans or obligations forgiven or transferred; interest and imputed interest, 4.15, <u>Notice</u> ARC 5021A .....  | 8/17/94  | 268  |
|       | Lobbyist quarterly reports and lobbyist client reports, 4.33, rescind 13.2, <u>Notice</u> ARC 5022A .....   | 8/17/94  | 269  |
|       | Requests for board opinions, 5.2, 5.3, <u>Filed</u> ARC 5025A .....   | 8/17/94  | 309  |
|       | Contested case procedures, ch 7, <u>Filed</u> ARC 5034A .....   | 8/17/94  | 310  |
| 11:30 | <b>COMMITTEE BUSINESS</b>   |          |      |
| 12:00 | <b>LUNCH</b>  |          |      |
| 1:30  | <b>EDUCATION DEPARTMENT[281]</b><br>Appeal procedures — open enrollment, 6.3(1), 6.11(1), 6.11(3), 6.11(7), <u>Notice</u> ARC 5060A .....   | 8/31/94  | 365  |

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REVISED

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|-------------|--|---------|-----|
| <b>1:40</b> | <b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b><br>NATURAL RESOURCES DEPARTMENT[561]"umbrella"<br>Sewage sludge, 23.1(2), 23.1(2)"k," ch 67, 68.9(1), 69.14(1)"c," 100.2, 102.15(3), 103.2(1)"o," 103.6(1), 103.6(1)"b"(9), 103.6(2), 120.2, 120.3(1), 121.1(1), 121.2(2), 121.3(1), 121.3(1)"a"(1), (3), and (7), 121.3(1)"b," "e," and "k," 121.3(1)"l"(2) and (4), 121.3(1)"m," 121.4(1), 121.4(1)"a"(12), 121.4(1)"b," 121.4(1)"b"(7), 121.4(1)"c"(9) and (10), 121.4(1)"d," 121.4(2)"a," 121.4(2)"b"(4) and (9), 121.4(2)"c"(1) and (3), 121.4(3), <u>Filed</u> ARC 5017A ..... | 8/17/94 | 295 |
|             | Water quality — chemical constituents, 61.3(3), table 1, <u>Filed</u> ARC 5016A, See text IAB 5-11-94 .....  | 8/17/94 | 306 |
|             | Public water supply systems and wastewater treatment plants, 81.1, 81.2(3) to 81.2(8), 81.6(1), 81.6(2), 81.7, 81.8(1), 81.10(8), 81.10(10), 81.10(11), 81.12(2), 81.13(1), 81.13(1)"a," 81.14, <u>Filed</u> ARC 5015A, See text 5-11-94 .....   | 8/17/94 | 306 |
|             | Special Review: Location of animal waste storage basins, ch 65 .....   | IAC     |     |
| <b>2:00</b> | <b>NATURAL RESOURCE COMMISSION[571]</b><br>NATURAL RESOURCES DEPARTMENT[561]"umbrella"<br>Agricultural lease program, ch 21, <u>Notice</u> ARC 5065A .....   | 8/31/94 | 374 |
|             | Snowmobile and all-terrain vehicle registration revenue cost-share program, ch 28, <u>Notice</u> ARC 4857A <u>Terminated</u> ARC 5066A .....   | 8/31/94 | 376 |
|             | Boat motor regulations — George Wyth Lake, Black Hawk County, 45.4(2), <u>Notice</u> ARC 5063A .....   | 8/31/94 | 376 |
|             | State parks and recreation areas, state forest camping, 61.3(1)"a" and "b," 61.5(7)"a" and "e," 61.5(9)"f," 61.22(1), 62.8, 62.9, <u>Filed</u> ARC 5062A .....   | 8/31/94 | 397 |
|             | Falconry regulations for hunting game, ch 102, <u>Filed Emergency After Notice</u> ARC 5064A .....   | 8/31/94 | 386 |
| <b>2:20</b> | <b>HUMAN SERVICES DEPARTMENT[441]</b><br>Support enforcement services — administrative seek employment orders, debtor offset, 7.1, 98.71 to 98.76, 98.81, <u>Notice</u> ARC 5010A .....  | 8/17/94 | 270 |
|             | Standard of need test, 41.26(1)"d," 41.27(2)"c," 41.27(8)"b"(6), 41.27(9)"a"(2) and (3), 46.24(3)"a," 60.5(5), <u>Filed</u> ARC 5038A .....  | 8/31/94 | 389 |
|             | Child day care, 49.3, 49.23, 109.6(3)"f," 110.5(5)"b," 110.5(7), 130.2(7), 130.2(7)"c" and "d," 130.3(1)"d"(2), 130.4(3), 130.7, 170.2(3)"h," 170.2(4)"a," "b," "d," "f," "g," 170.4(1), 170.4(6), 170.4(7)"a" and "f," 170.7, 170.8, <u>Filed</u> ARC 5039A .....   | 8/31/94 | 391 |
|             | SSA RCF and maximum in-home health-related care reimbursement rates, 52.1(3), 177.4(7), 177.4(8)"b," <u>Filed</u> ARC 5040A .....  | 8/31/94 | 391 |
|             | Food stamp program, 65.1, 65.28(11)"b," 65.29(7), 65.29(8), 65.30(2), 65.30(4), 65.30(5), 65.33, 65.43, 65.101, 65.128(11)"b," 65.129(10), 65.129(11), 65.130(2), 65.130(6), 65.130(7), 65.133, 65.142, <u>Notice</u> ARC 5041A, also <u>Filed Emergency</u> ARC 5042A .....   | 8/31/94 | 381 |
|             | FIP-related Medicaid eligibility, 75.19(1)"e," <u>Notice</u> ARC 5013A .....   | 8/17/94 | 272 |
|             | Medically needy certification periods and medical expenses used to meet spenddown, 76.5(1)"a"(1), 86.1, 86.5(2)"a," 86.14(1), <u>Notice</u> ARC 5012A .....  | 8/17/94 | 272 |
|             | Estate recovery of medical assistance, 76.12(1), 76.12(7), <u>Notice</u> ARC 5011A .....   | 8/17/94 | 273 |
|             | Medicaid payment for fertility drugs, 78.1(2)"a"(2), <u>Filed</u> ARC 5043A .....  | 8/31/94 | 392 |
|             | ICF/MR admissions, conversion or construction, 82.6(4), 82.19(5), 82.19(6), <u>Filed</u> ARC 5044A .....   | 8/31/94 | 392 |
|             | Cash bonus program, rescind ch 92, <u>Notice</u> ARC 5045A .....   | 8/31/94 | 372 |
|             | Foster care, 156.6(1), 156.8(2), 156.9(2)"a"(5), 156.9(2)"b," 156.11(3)"c," 156.20(1)"b"(3)"4," 185.11(2)"f"(9), 185.11(6), 201.5(9), 202.8(5), 202.17(1)"a" and "b," 202.17(2), <u>Filed</u> ARC 5046A .....  | 8/31/94 | 393 |
|             | Family planning services — provision of injectable contraceptives, 173.1, <u>Filed Emergency After Notice</u> ARC 5047A .....  | 8/31/94 | 384 |

## WEDNESDAY, SEPTEMBER 14, 1994

|             |   |         |     |
|-------------|---|---------|-----|
| <b>9:00</b> | <b>CORRECTIONS DEPARTMENT[201]</b><br>Restitution, 20.11, <u>Notice</u> ARC 5035A .....   | 8/17/94 | 265 |
| <b>9:15</b> | <b>GENERAL SERVICES DEPARTMENT[401]</b><br>Uniform standards for printing purchases, 5.8, <u>Notice</u> ARC 5051A, also <u>Filed Emergency</u> ARC 5052A .....  | 8/31/94 | 380 |
|             | Policies governing purchasing, 7.1, 7.3, 7.3(1) to 7.3(5), 7.4, 7.4(1), 7.4(2), 7.5(2), 7.5(6), 7.6, 7.7, 7.9, 7.14, 7.15"2," 7.16(1)"3," 7.16(2), 7.17(1), 7.18, 7.20, 8.2(2), 8.3(1), 8.3(2), 8.4(1)"a," "b," and "e," 8.4(3)"b" and "c," 8.5, 8.5(1) to 8.5(4), 9.1, 9.1(1), 9.1(3), 9.1(5), 9.1(6), 9.2(1), 9.2(2)"b," 9.3, 9.3(1), 9.3(4), 9.3(5), 9.3(7), 9.3(10), 9.3(11), 9.3(14), 9.3(17), 9.3(20), 9.4(3), 9.4(5), 9.5, 9.6(3), 9.7, 9.7(3), 9.7(5), 9.8, <u>Notice</u> ARC 5053A ..... | 8/31/94 | 366 |
|             | Purchasing directly from targeted small businesses, 7.3(4), <u>Filed Emergency</u> ARC 5054A .....  | 8/31/94 | 380 |
|             | Inventory guidelines for state of Iowa personal and real property, ch 10, <u>Notice</u> ARC 5055A .....   | 8/31/94 | 370 |
|             | Terrace Hill Commission, weddings, receptions, fees, 14.1, 14.2, 14.3(2), 14.7(3), 14.7(8), 16.4, <u>Notice</u> ARC 4742A <u>Terminated</u> ARC 5000A .....   | 8/17/94 | 269 |

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**REVISED**

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|--|--|---------|-----|
| <b>9:30</b>  | <b>REVENUE AND FINANCE DEPARTMENT[701]</b>   |         |     |
|  | Sales and use tax, 11.4(1)"b," 11.6(2), 12.9, 26.2(8), 26.71(1)"a" and "b," 26.71(5), 32.1, <u>Notice</u> ARC 5032A ..   | 8/17/94 | 276 |
|  | Corporate income tax, individual income tax, withholding, 38.1(8), 38.15, 38.16, 40.23, 40.38, 40.38(5), 40.41(1), 40.45, 41.5(6)"a," 42.2(6), 43.3(7), 43.3(9) to 43.3(12), 46.1(2), 46.2(1)"c" and "d," 46.2(3), 52.7, 53.8(1)"a,"   |         |     |
|  | <u>Notice</u> ARC 5033A .....  | 8/17/94 | 278 |
|  | Motor fuel, special fuel, cigarette tax, tobacco tax, 63.3(1)"i," 63.3(2)"i," 63.3(6), 63.3(6)"g," 63.3(7)"d,"   |         |     |
|  | 63.17(1) to 63.17(3), 63.22, 64.4(4), 64.5, 64.7(1), 64.7(4), 64.7(5), 81.11, 83.3(1)"3," 83.3(2), 83.4,   |         |     |
|  | <u>Notice</u> ARC 5031A .....  | 8/17/94 | 284 |
| <b>9:50</b>  | <b>RACING AND GAMING COMMISSION[491]</b>   |         |     |
|  | INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"  |         |     |
|  | Incorporation of model rules of the Association of Racing Commissioners International, 2.2(1), 3.14(1), 3.14(2), 4.1, 4.4(1), 4.4(5), 4.5, 4.27(2), 5.14, 5.15, 5.15(3), 5.15(5), 5.15(9), 5.16, 6.3, 7.1 to 7.4, 7.5(1), 7.5(3), 7.5(9)"a," 7.7(4)"d," 7.8(1), 7.8(4)"l," "q," "r," and "t"(1), 7.8(5), 7.8(6)"a" and "c," 7.8(10) to 7.8(13), 7.9, 7.9(3)"c" to "f," 7.9(4), 7.9(5), 7.10(2), 7.10(3), 7.10(9), 7.12, 7.14(6), 7.14(11), 7.14(12), 7.15(4), 8.2(13)"g"(1), 8.3(12)"h," 10.1, 10.2(1)"i" and "m," 10.2(2), 10.2(3)"e," "g," and "h," 10.2(6)"a"(4) and (5), 10.2(6)"d"(2), 10.2(8) to 10.2(12), 10.2(14), 10.2(16), 10.3, 10.4, 10.6, 10.6(3)"a," "e," "f," and "i," 10.6(4), ch 11, 12.12, 20.11(4)"a," 20.11(4)"a"(2), 20.11(7), 20.14(1)"f," ch 22, 24.11(2), 24.29(8)"a"(3), 25.11(2)"a," 25.14(3), |         |     |
|  | <u>Filed</u> ARC 4996A .....   | 8/17/94 | 316 |
|  | Occupational and vendor licensing, ch 13, <u>Filed</u> ARC 4999A, <u>See text</u> 6-8-94 .....   | 8/17/94 | 319 |
|  | Excursion boat and racetrack enclosure gaming, ch 20 title, 20.10(1)"c," 20.10(4), 20.10(5)"b" to "d," "f," "h" to "j," 20.10(9), 20.11(4)"c," 20.12(1)"s," 20.20, ch 21 title, 21.10, 21.13, 24.21, 24.21(1), 24.21(3), 24.26(5)"g"(12), 25.11(1), 25.11(2)"b" and "c," 25.11(3), 25.12(1), 25.13, 25.14(1), 25.14(2), 25.15, 25.20(4), 25.20(5), 26.10(1), 26.10(2), 26.10(2)"e" to "j," 26.10(4) to 26.10(6), 26.19(2), 26.20(3), 26.21, <u>Filed</u> ARC 4997A .....   | 8/17/94 | 319 |
|  | Video machines, 25.11(2)"b," <u>Notice</u> ARC 4998A .....   | 8/17/94 | 276 |
| <b>10:20</b>   | <b>BREAK</b>   |         |     |
| <b>10:30</b>   | <b>REAL ESTATE COMMISSION[193E]</b>  |         |     |
|  | Professional Licensing and Regulation Division[193]  |         |     |
|  | COMMERCE DEPARTMENT[181]"umbrella"   |         |     |
|  | Continuing education records, 3.3(5) to 3.3(10), 3.4(3), 3.7, <u>Filed</u> ARC 5018A .....   | 8/17/94 | 323 |
| <b>10:40</b>   | <b>PUBLIC HEALTH DEPARTMENT[641]</b>   |         |     |
|  | Burial-transit permits, 101.4(1) to 101.4(4), 101.6(1) to 101.6(3), <u>Notice</u> ARC 5057A .....  | 8/31/94 | 376 |
|  | Declaration of paternity registry, ch 105, <u>Notice</u> ARC 5059A .....   | 8/31/94 | 377 |
| <b>10:50</b>   | <b>MEDICAL EXAMINERS BOARD[653]</b>  |         |     |
|  | PUBLIC HEALTH DEPARTMENT[641]"umbrella"  |         |     |
|  | Investigations, Special Review .....   | IAC     |     |
| <b>NO AGENCY REPRESENTATIVE REQUESTED TO APPEAR FOR THE FOLLOWING:</b> |  |         |     |
|  | <b>BANKING DIVISION[187]</b>   |         |     |
|  | COMMERCE DEPARTMENT[181]"umbrella"   |         |     |
|  | Industrial loans, 16.6, 16.8, 16.9, 16.12, 16.15(2)"b" to "d" and "g" to "i," 16.15(3)"b" and "d," 16.15(5), 16.16 to 16.19, 16.21, 16.23, 16.24, 16.26 to 16.30, <u>Filed</u> ARC 5030A .....   | 8/17/94 | 291 |
|  | <b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b>   |         |     |
|  | Infection control in hospitals, 51.9(11), 51.9(12), 51.12(6), 51.24, 51.50(10)"c," <u>Filed</u> ARC 5036A .....  | 8/31/94 | 395 |
|  | <b>LABOR SERVICES DIVISION[347]</b>  |         |     |
|  | EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"  |         |     |
|  | General industry safety and health — retention of DOT markings, placards and labels, 10.20, <u>Notice</u> ARC 5026A .....  | 8/17/94 | 274 |
|  | Construction safety and health — retention of DOT markings, placards and labels, 26.1, <u>Notice</u> ARC 5027A .....   | 8/17/94 | 275 |
|  | Occupational safety and health standards for agriculture — retention of DOT marking, placards and labels, 28.1, <u>Notice</u> ARC 5028A .....  | 8/17/94 | 275 |
|  | <b>LAW ENFORCEMENT ACADEMY[501]</b>  |         |     |
|  | Cost of tests, 2.2(6), <u>Filed</u> ARC 5002A .....  | 8/17/94 | 315 |

# SEPTEMBER AGENDA

# REVISED

## LOTTERY DIVISION[705]

REVENUE AND FINANCE DEPARTMENT[701]"umbrella"

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| General operation — location, advertising, 1.3, 1.12, 1.27, <u>Notice</u> ARC 5068A .....   | 8/31/94 | 373 |
| Computerized game tickets, 2.4(1), 2.4(3), 2.4(4), <u>Notice</u> ARC 5050A .....  | 8/31/94 | 373 |
| Computerized validation and inventory system for scratch and pull-tab tickets, 3.4, 3.5, 3.6(1), 3.6(2), 3.9, 3.12, 3.12(2), 8.2, 8.6, 8.8(1), 8.8(2), 8.9(1), 11.2, 11.3, <u>Notice</u> ARC 5048A, also <u>Filed Emergency</u> ARC 5049A ..... | 8/31/94 | 385 |
| Contested cases, ch 6, rescind 7.1 to 7.9, <u>Filed</u> ARC 5070A .....   | 8/31/94 | 396 |
| Scratch ticket price, 8.3, <u>Filed</u> ARC 5069A .....   | 8/31/94 | 396 |

## PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

|   |         |     |
|---|---------|-----|
| Hearing aid dealers, 120.2(2), 120.5(5), 120.9 to 120.14, 120.205, <u>Filed</u> ARC 5058A ..... | 8/31/94 | 398 |
| Podiatry, 220.1(2)"e," 220.1(9), 220.1(13), 220.4(2)"e," <u>Notice</u> ARC 5014A .....          | 8/17/94 | 276 |

## SOIL CONSERVATION DIVISION[27]

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella"

|   |         |     |
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| Levee reconstruction and repair program, ch 14, <u>Notice</u> ARC 4869A <u>Terminated</u> ARC 5056A ..... | 8/31/94 | 379 |
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## STATUS OF BLACKS DIVISION[434]

HUMAN RIGHTS DEPARTMENT[421]"umbrella"

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| Organization — consecutive terms of service, 1.1(3), <u>Filed Emergency</u> ARC 5003A ..... | 8/17/94 | 289 |
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