

# AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting Tuesday, October 8, 1991, 10 a.m. and Wednesday, October 9, 1991, 8:30 a.m. in Committee Room 22, State Capitol. The following rules will be reviewed:

## TUESDAY, OCTOBER 8, 1991

		Bulletin	Page
10:00	<b>STATUS OF WOMEN DIVISION[435]</b> HUMAN RIGHTS DEPARTMENT[421]"umbrella" Mentor advisory board, ch 6, <u>Notice</u> ARC 2281A .....	9/4/91	420
10:10	<b>SOIL CONSERVATION DIVISION[27]</b> AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Iowa financial incentive program for soil erosion control, 10.41, 10.41(1), 10.41(2), 10.41(7), · <u>Filed Emergency After Notice</u> ARC 2302A .....	9/4/91	426
	Regions of representation for state soil conservation committee farmer members, 1.2(5), 1.2(6), <u>Notice</u> ARC 2385A .....	10/2/91	607
10:20	<b>HEALTH DATA COMMISSION[411]</b> Uniform hospital billing form, data accessibility and confidentiality of public records and fair information practices, 5.5(6), 7.3(1)"f" to "i," <u>Notice</u> ARC 2337A .....	9/18/91	454
10:30	<b>ATTORNEY GENERAL[61]</b> New motor vehicle warranty protection ("lemon law"), 30.1 to 30.6, <u>Notice</u> ARC 2288A .....	9/4/91	390
	General provisions, ch 1, <u>Filed</u> ARC 2354A .....	10/2/91	615
0:45	<b>CORRECTIONS DEPARTMENT[201]</b> Furloughs, 20.12(6)"a"(5), <u>Notice</u> ARC 2414A .....	10/2/91	580
	Parole relief fund, rescind 45.1(9), <u>Filed Emergency</u> ARC 2415A .....	10/2/91	610
	Discharge from parole, 45.6, <u>Notice</u> ARC 2411A .....	10/2/91	581
	Temporary holding facilities, 51.9, 51.11, 51.11(1)"f," 51.13(2), 51.13(6)"c," <u>Notice</u> ARC 2413A .....	10/2/91	581
10:55	<b>INSURANCE DIVISION[191]</b> COMMERCE DEPARTMENT[181]"umbrella" Life companies--permissible investments, definition of investment grade, 5.10, 22.1(4), <u>Filed</u> ARC 2289A ....	9/4/91	431
	Licensing of agents, ch 10, <u>Notice</u> ARC 2344A .....	9/18/91	468
	Continuing education for insurance agents, ch 11, <u>Notice</u> ARC 2343A .....	9/18/91	471
	Surplus lines requirements, 21.1(1), 21.2(2), 21.3(1), 21.3(2), 21.6, <u>Notice</u> ARC 2290A .....	9/4/91	400
	Medicare supplement insurance minimum standards, ch 37, <u>Notice</u> ARC 2345A .....	9/18/91	475
	Long-term care insurance, ch 39, <u>Notice</u> ARC 1788A <u>Terminated</u> , also <u>Notice</u> ARC 2342A .....	9/18/91	525
	Individual accident and health--minimum standards, rescind 36.6(1)"o," <u>Notice</u> ARC 2380A .....	10/2/91	592
	Broker-dealer registration--banks, 50.81 to 50.83, <u>Notice</u> ARC 2381A .....	10/2/91	592
11:10	<b>UTILITIES DIVISION[199]</b> COMMERCE DEPARTMENT[181]"umbrella" Netting of purchased gas adjustments and take-or-pay adjustments, 19.10(7)"b" to "e," <u>Filed Emergency After Notice</u> ARC 2304A .....	9/4/91	426
	Reorganization procedures, 32.5, 32.6, 32.9(1), 32.9(3), 32.9(4), <u>Filed</u> ARC 2305A .....	9/4/91	433
11:20	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b> Qualified organizations--90- and 180-day raffle licenses, 100.2, 100.2(2), 100.6(1)"b," <u>Filed Emergency</u> ARC 2321A .....	9/18/91	558
11:30	<b>ADMINISTRATIVE RULES REVIEW COMMITTEE</b> Quorum, 1.1(3), <u>Filed Emergency</u> ARC 2317A .....	9/4/91	422
12:00	<b>LUNCH</b>		

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1:30	<b>HUMAN SERVICES DEPARTMENT[441]</b>		
	Agency procedure for rule making--oral proceedings, 3.5(2), <u>Notice</u> ARC 2296A .....	9/4/91	392
	Appeals and hearings, administration of ADC, food stamp and Medicaid programs, 7.7(2)"k" and "l," 40.2(5)"c," 40.4(3), 40.7(1), 40.7(2)"b," 40.7(3), 40.7(4)"b," 40.7(4)"e"(8), 40.7(4)"f"(8), 41.7(2)"d"(2), 65.1, 65.2, 65.19(2)"c," 65.19(6)"d"(3), 65.19(19), 65.20(1), 76.7, <u>Notice</u> ARC 2338A .....	9/18/91	455
	Mental health, mental retardation and developmental disabilities special services fund, ch 39 preamble and parenthetical implementations, 39.1, 39.5, 39.6, 39.7(1)"b," 39.7(2)"a," 39.7(3)"a," 39.8, 39.9, 39.22 to 39.24, <u>Filed</u> ARC 2287A .....	9/4/91	428
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	Work force investment project incentive allowance payments exempted from income for ADC program, 41.7(7)"ad," <u>Notice</u> ARC 2308A .....	9/4/91	393
	Administration of food stamp program, 65.3, 65.4(1), 65.4(5), 65.5, 65.19(20), 65.19(20)"a," "d," and "e," 65.30(3), 65.32 to 65.35, <u>Notice</u> ARC 2307A .....	9/4/91	393
	Medicaid--insurance questionnaire, pay and chase provisions for provider reimbursement, 75.2, 75.4(3), 75.25, 80.5(2), <u>Filed</u> ARC 2286A .....	9/4/91	430
	Medicaid waiver services, 83.22(1)"b," <u>Notice</u> ARC 2309A .....	9/4/91	396
	Early and periodic screening, diagnosis, and treatment, 84.1, 84.3, 84.4(1), <u>Notice</u> ARC 2340A .....	9/18/91	460
	PROMISE JOBS program--priority of service, 93.5, <u>Notice</u> ARC 2332A .....	9/18/91	460
	Nonassistance child support recovery program, purchase of service, 96.13, 96.15, 150.3(5)"p" and "r," <u>Notice</u> ARC 2283A, also <u>Filed</u> <u>Emergency</u> ARC 2284A and <u>Filed Without Notice</u> ARC 2285A .....	9/4/91	430
	Purchase of service--reimbursement rate determination, private moneys, 150.3(5)"a"(8), <u>Filed</u> ARC 2282A ....	9/4/91	431
	Policy revisions for reserve bed payment for group foster care, family foster home care, and shelter care, 156.6(2), 156.8(2) to 156.8(5), 156.8(7), 156.9(2), 156.9(3)"b," 156.10, 156.11, 156.18(6), <u>Notice</u> ARC 2341A .....	9/18/91	462
	Dependent adult abuse, 176.1, 176.6(1), 176.6(3), 176.10, 176.13, 176.14, 176.15(1), 176.15(2)"c" and "e," 176.16(3), <u>Notice</u> ARC 2306A .....	9/4/91	397
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	Iowa adoption exchange, ch 203 preamble and implementations, 203.1 to 203.4, <u>Notice</u> ARC 2330A .....	9/18/91	467
	Family support subsidy program, 184.3, 184.3(1), 184.3(2), 184.3(4), 184.6, 184.8(3), <u>Notice</u> ARC 2355A ....	10/2/91	591
2:00	<b>REVENUE AND FINANCE DEPARTMENT[701]</b>		
	Sales and use tax, 16.45, 17.19(1)"a," 33.1, 34.1(4), 89.11, <u>Filed</u> ARC 2312A .....	9/4/91	432
	Sales and use tax on municipally owned pay television service, 18.5(3), 18.39, 26.56, <u>Notice</u> ARC 2316A .....	9/4/91	414
	Sales and use tax--test laboratories, 26.44, <u>Notice</u> ARC 2315A .....	9/4/91	415
	Manufacturer's refund of use tax on defective motor vehicle, 34.11, <u>Notice</u> ARC 2334A .....	9/18/91	535
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	Composite returns, 48.3"1," 48.4, 48.6 to 48.8, <u>Notice</u> ARC 2313A .....	9/4/91	416
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	Disallowance of private club expenses--discrimination, 40.41, 41.5(6), 53.8(1), 59.17, <u>Notice</u> ARC 2363A ....	10/2/91	606
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	Ethanol blended gasoline, 63.3(5), 64.1, 64.4, 64.5, 64.8, <u>Filed</u> ARC 2364A .....	10/2/91	630
	Special Review--Petroleum Underground Storage Tank--Duplication of rules .....		
2:40	<b>EDUCATION DEPARTMENT[281]</b>		
	Community colleges--fee increase for course for drinking drivers, 21.31, <u>Filed</u> ARC 2303A .....	9/4/91	428
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	Extracurricular interscholastic competition, 36.1, 36.14 to 36.17, 36.20(2) to 36.20(4), <u>Notice</u> ARC 2358A ....	10/2/91	585
	Extracurricular athletic activity conferences for public school districts and accredited nonpublic schools, ch 37, <u>Notice</u> ARC 2361A .....	10/2/91	589
	Educational support programs for parents of at-risk children aged birth through three years, 67.6, 67.8, 67.14, 67.18, 67.19, 67.20, <u>Notice</u> ARC 1861A <u>Terminated</u> ARC 2356A .....	10/2/91	591
	Advisory committees, rescind ch 76, <u>Filed</u> ARC 2375A .....	10/2/91	626
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## WEDNESDAY, OCTOBER 9, 1991

8:30	<b>PHARMACY EXAMINERS BOARD[657]</b> 70-Day Delay--10.16 Controlled substances--Who can administer--ARC 2246A .....	8/21/91	358
8:40	<b>NURSING BOARD[655]</b> Continuing education, Ch 5, ARC 2187A .....	7/24/91	138
8:50	<b>RACING AND GAMING COMMISSION[491]</b> <b>INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"</b> Riverboat operations--forfeiture of property, 25.22, <u>Notice</u> ARC 2039A <u>Terminated</u> ARC 2319A .....	9/18/91	535
9:00	<b>AUDITOR OF STATE[81]</b> Filing fees, rescind ch 20, new ch 21, <u>Filed</u> ARC 2390A .....	10/2/91	615
9:30	<b>SECRETARY OF STATE[721]</b> UCC financing statement forms--carbon paper, 30.1(1), 30.2(1)"a," 30.6(1)"a," <u>Notice</u> ARC 2329A ..... Registration of waste tire haulers, ch 44, <u>Notice</u> ARC 2328A, also <u>Filed Emergency</u> ARC 2327A .....	9/18/91 9/18/91	537 562
9:40	<b>TRANSPORTATION DEPARTMENT[761]</b> Implied consent plates; sale, lease or transfer of vehicles with impounded plates, 400.60, <u>Notice</u> ARC 2318A . Vehicle registration and certificate of title, 400.41, 400.41(2), <u>Notice</u> ARC 2357A ..... Special Review - CDL Test Site ..... Special Review - Farm trucks--inspection, 520.1(2)b .....	9/18/91 10/2/91 IAC IAC	538 608
9:50	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Adoption of federal standards for meat and poultry inspections and voluntary inspections of exotic animals, 76.1 to 76.4, 76.6, 76.13, <u>Notice</u> ARC 2347A ..... Consumer and producer protection division, 1.1(4), 1.6, <u>Notice</u> ARC 2382A .....	9/18/91 10/2/91	450 579
10:00	<b>LAW ENFORCEMENT ACADEMY[501]</b> Curriculum for short course, 3.3"2," 3.6, <u>Filed</u> ARC 2383A .....	10/2/91	627
10:10	<b>BREAK</b>		
10:20	<b>PERSONNEL DEPARTMENT[581]</b> Background checks, rescind 5.3(3), <u>Filed Emergency</u> ARC 2378A ..... Background checks, new 5.3(3), <u>Notice</u> ARC 2379A .....	10/2/91 10/2/91	612 596
10:30	<b>PUBLIC SAFETY DEPARTMENT[661]</b> Ignition interlock device, 7.8(3), 7.8(4), <u>Notice</u> ARC 2372A .....	10/2/91	600
10:40	<b>NATURAL RESOURCE COMMISSION[571]</b> <b>NATURAL RESOURCES DEPARTMENT[561]"umbrella"</b> Free hunting and fishing license for low-income persons who are 65 years of age or older or who are permanently disabled, 15.7, <u>Notice</u> ARC 2386A ..... Waterfowl and coot hunting seasons, 91.1 to 91.3, 91.4(2)"b," <u>Filed Emergency After Notice</u> ARC 2384A ..... Pheasant, quail and gray (Hungarian) partridge hunting seasons, 96.1(1), 96.2, 96.3, <u>Filed Emergency After Notice</u> ARC 2388A ..... Wild turkey spring hunting, 98.2(5), 98.3, 98.3(1), 98.10, 98.12, 98.14, <u>Notice</u> ARC 2387A .....	10/2/91 10/2/91 10/2/91 10/2/91	594 610 611 595
11:00	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b> <b>NATURAL RESOURCES DEPARTMENT[561]"umbrella"</b> Temporary air toxics fee, 20.3(6), new ch 30, <u>Notice</u> ARC 2323A ..... Registration of groundwater professionals, ch 134, <u>Notice</u> ARC 2324A, also <u>Filed Emergency</u> ARC 2326A . Technical standards and corrective action requirements for owners and operators of underground storage tanks, 135.1(3)"c," 135.2, 135.3(1)"e," 135.3(2)"a," 135.4(5), 135.5(1)"d," 135.5(2)"a," 135.6(1) to 135.6(3), 135.6(4)"a," 135.7(2), 135.7(3)"a"(5), 135.7(5) to 135.7(10), 135.8 to 135.10, 135.10(3), 135.10(4), <u>Notice</u> ARC 2325A, also <u>Filed Emergency</u> ARC 2322A ..... Special Review - Big Creek-Class A Designation ARC 2233A - Item 2-2A .....	9/18/91 9/18/91 9/18/91 8/7/91	451 549 550 240

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<b>11:30</b>	<b>PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]</b>		
	Cost factor, 5.2, <u>Notice</u> ARC 2293A, also <u>Filed Emergency</u> ARC 2292A .....	9/4/91	423
	Administration of the environmental protection charge imposed upon petroleum diminution, 6.1, 6.8, <u>Notice</u> ARC 2295A, also <u>Filed Emergency</u> ARC 2294A .....	9/4/91	424
	Reimbursement for tank system upgrades, 11.4, <u>Notice</u> ARC 2352A, also <u>Filed Emergency</u> ARC 2353A .....	9/18/91	558
	Environmental damage offset, 11.5, <u>Notice</u> ARC 2350A, also <u>Filed Emergency</u> ARC 2351A .....	9/18/91	560
	Soil remediation payments, 11.6, <u>Notice</u> ARC 2349A, also <u>Filed Emergency</u> ARC 2348A .....	9/18/91	561
	Eligibility--financial responsibility coverage, 10.1(1), 10.1(3), 10.1(4), <u>Notice</u> ARC 2412A .....	10/2/91	597
	Remedial and insurance claims--claim cutoff date, 11.1(3)"d," <u>Notice</u> ARC 2409A .....	10/2/91	598
	Remedial account benefits--EPA-approved tank, 11.4(5)"e"(1), <u>Filed Emergency</u> ARC 2410A .....	10/2/91	612
<b>12:00</b>	<b>LUNCH</b>		
<b>1:00</b>	<b>COLLEGE STUDENT AID COMMISSION[283]</b>		
	<b>EDUCATION DEPARTMENT[281]"umbrella"</b>		
	Stafford loan program--guarantee fee, 10.24, <u>Notice</u> ARC 2393A .....	10/2/91	579
	PLUS and SLS loans--guarantee fee, 10.62, <u>Notice</u> ARC 2394A .....	10/2/91	580
	State of Iowa scholarship program--restrictions, 11.1(3)"c," <u>Filed</u> ARC 2398A .....	10/2/91	616
	Tuition grant program--restriction pertaining to loans discharged in bankruptcy, 12.1(8), <u>Filed</u> ARC 2400A .....	10/2/91	616
	Vocational-technical tuition grant program--restrictions, 13.1(8), <u>Filed</u> ARC 2401A .....	10/2/91	616
	Osteopathic grant subvention program--restrictions, 14.1(7), <u>Filed</u> ARC 2399A .....	10/2/91	617
	Work-study program--restrictions, 18.15, <u>Filed</u> ARC 2396A .....	10/2/91	617
	Occupational therapist loan payments program--restrictions, 19.1(1)"f," <u>Filed</u> ARC 2404A .....	10/2/91	617
	National guard loan payments program--restrictions, 20.1(1)"f," <u>Filed</u> ARC 2403A .....	10/2/91	618
	Nursing loan payments program, 21.1(1)"f," <u>Filed</u> ARC 2402A .....	10/2/91	618
	Iowa minority grants for economic success (IMAGES)--restrictions, 22.1(5), <u>Filed</u> ARC 2405A .....	10/2/91	619
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	Iowa grant program--restrictions, 27.1(11), <u>Filed</u> ARC 2407A .....	10/2/91	619
	Access to education grant program--restrictions, 28.1(11), <u>Filed</u> ARC 2395A .....	10/2/91	620
	Displaced workers financial aid program--restrictions, 29.1(8), <u>Filed</u> ARC 2397A .....	10/2/91	620
	Osteopathic forgivable loan program--restrictions, 30.1(9), <u>Filed</u> ARC 2408A .....	10/2/91	620
<b>1:30</b>	<b>VETERINARY MEDICINE BOARD[811]</b>		
	Application for license; examinations; auxiliary personnel; reciprocity; discipline; continuing education, 6.1 to 6.7, 7.1, 7.2(4), 8.1 to 8.3, 8.5 to 8.7, 8.9, 8.10, ch 9, 10.4(2), 10.4(3)"c," 10.4(7)"2," 10.4(11), 10.4(13), 10.4(22), 10.4(23), 10.8, 10.50 to 10.80, 11.1, 11.2, 11.3(3), <u>Notice</u> ARC 2346A .....	9/18/91	539
<b>1:35</b>	<b>JOB SERVICE DIVISION[345]</b>		
	<b>EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"</b>		
	Employer's contribution and charges, claims and benefits, benefit payment control, 3.40(3)"a," 3.60(2), 4.58, 4.60(3)"b"(4), 5.7(6)"f," <u>Filed</u> ARC 2389A .....	10/2/91	626
<b>1:40</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>		
	<b>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</b>		
	Barber examiners, uniform rules, 20.3(7), 20.10, 20.101(5), 20.101(6), 20.109(3), 20.110(4), chs 23 to 25, <u>Notice</u> ARC 2300A .....	9/4/91	404
	Cosmetology examiners--manicurists, 60.14(20), 60.14(21), 60.15(1) to 60.15(5), <u>Notice</u> ARC 2291A .....	9/4/91	406
	Mortuary science examiners--disinterment permits, settlement procedures, uniform rules, 100.3, 100.4(2)"b" and "d," 100.4(3), 101.1(3), 101.6, 101.204, chs 102 to 104, <u>Notice</u> ARC 2299A .....	9/4/91	407
	Licensure of nursing home administrators, 141.6(2)"c" and "d," <u>Notice</u> ARC 2297A, also <u>Filed Emergency</u> ARC 2298A .....	9/4/91	425
	Standards for licensing physical therapist assistants, 200.1, 200.3(2), 200.4(5), 200.4(7), 200.20(7)"k," 200.20(8) to 200.20(14), ch 202, <u>Notice</u> ARC 2301A .....	9/4/91	409
<b>2:10</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b>		
	Burial transit permit, 101.4, <u>Notice</u> ARC 2320A .....	9/18/91	535
	Statewide obstetrical and newborn indigent patient care program--income guidelines, 75.4(1)"a" and "e," <u>Filed Emergency</u> ARC 2369A .....	10/2/91	613
	Maternal and child health, 76.4, 76.9, 76.10, 76.12(4), 76.12(5), <u>Filed</u> ARC 2366A .....	10/2/91	627
	Statewide indigent obstetrical and orthopedic patient care program, 82.2(1)"a," "e" and "f," <u>Filed Emergency</u> ARC 2370A .....	10/2/91	613

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**PUBLIC HEALTH DEPARTMENT[641](cont'd)**

Basic emergency medical care, 131.1, 131.3(1)"d," 131.4(1)"f" and "r," 131.4(1)"s," 131.4(4)"b" and "c," 131.4(9)"c," <u>Notice</u> ARC 2373A .....	10/2/91	598
White flashing light authorization, 133.1, 133.2(2), <u>Notice</u> ARC 2371A .....	10/2/91	599
Agency procedure for rule making, ch 174, <u>Filed</u> ARC 2368A .....	10/2/91	628
Certificate of need program, ch 202, <u>Filed</u> ARC 2367A .....	10/2/91	628

**NO AGENCY REPRESENTATIVES REQUESTED TO APPEAR FOR THE FOLLOWING:**

**ARTS DIVISION[222]**

**CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"**

Organization and operation, granting programs, chs 1 to 30, <u>Filed</u> ARC 2336A .....	9/18/91	564
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**CULTURAL AFFAIRS DEPARTMENT[221]**

Commemorative art, 6.14, <u>Filed Emergency</u> ARC 2333A .....	9/18/91	549
Arts division, rescind chs 10, 11, 12, <u>Filed Emergency After Notice</u> ARC 2392A .....	10/2/91	610