

# AGENDA

The Administrative Rules Review Committee will hold its regular statutory meeting Tuesday, December 13, 1988, 10 a.m. and Wednesday, December 14, 1988, 9 a.m. in Committee Room 22, State Capitol. The following rules will be reviewed:

*Tuesday, December 13, 1988*

- 10:00 RACING AND GAMING DIVISION[491]**  
 INSPECTIONS AND APPEALS DEPARTMENT[481] "umbrella"  
 Rule making and declaratory rulings; public records and fair information practices, chs 2 and 3 ARC 9472 ... *F* ..... 11/30/88 **1088**  
 Practice and procedure before the racing commission and board of stewards; applications for track licenses and racing dates; greyhound racing; mutual departments, 4.10, 4.14, 5.14, 7.1, 7.2(9), 7.2(10)"b" and "c," 7.2(11), 7.2(13), 7.3(5), 7.3(6), 7.3(9), 7.3(15), 7.3(18)"h," 7.3(21)"d," 7.5(6), 7.5(7), 7.6(16), 7.6(18), 7.8(2)"b," 7.8(4)"a" and "c," 7.8(6)"b" and "f," 7.8(7)"b," 7.9(4)"h," 7.10(1), 7.10(4), 7.10(9), 7.11(2), 7.13(9), 8.1, 8.2(4), 8.6, 8.9 ARC 9471 ..... *F* ..... 11/30/88 **1089**  
 Thoroughbred racing, ch 10 ARC 9470 ..... *F* ..... 11/30/88 **1091**  
 Application for tax credit by horse racing licensee, ch 11, ARC 9473 ... *F* ..... 11/30/88 **1092**
- 10:40 HISTORICAL DIVISION[223]**  
 CULTURAL AFFAIRS DEPARTMENT[221] "umbrella"  
 Description of organization; programs and services, 13.5(6)"c," 13.11, ch 14; rescind 450—5.26 ARC 9485 ... *N* ..... 11/30/88 **1064**
- 10:50 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]**  
 Satellite centers, 41.2, 41.16 ARC 9427 ..... *F* ..... 11/16/88 **1003**  
 Use of marketing logo, ch 55, ARC 9424, also filed emergency ARC 9423 ... *N.F.FE* ..... 11/16/88 **985**
- 11:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]**  
 Agricultural revitalization program, 10.1 to 10.15, ARC 9475, also filed emergency ARC 9474 ... *N.F.FE* ..... 11/30/88 **1079**
- 11:10 VETERINARY MEDICINE BOARD[811]**  
 Rescind 842—chs 1, 6 and 7; adopt 811—chs 1 to 5; transfer 842—chs 2 to 5, 8 and 9 to 811—chs 6 to 9, 11 and 12  
 ARC 9449 ..... *N* ..... 11/16/88 **992**  
 Discipline, 8.8, ch 10 ARC 9451 ..... *N* ..... 11/16/88 **996**  
 Code of professional ethics, ch 13 ARC 9450 ..... *N* ..... 11/16/88 **992**
- 11:25 IOWA FINANCE AUTHORITY[524]**  
 Homeless shelter assistance program, ch 14 ARC 9469 ..... *F* ..... 11/30/88 **1083**  
 Housing assistance fund program, ch 15 ARC 9484 ... *N* ..... 11/30/88 **1068**
- 11:35 LAW ENFORCEMENT ACADEMY[501]**  
 Qualifications for attendance at short course, rescind 3.4(1) and renumber 3.4(2) and 3.4(3) ARC 9428 ... *N* ..... 11/16/88 **965**
- Lunch*
- 1:30 PUBLIC HEALTH DEPARTMENT[641]**  
 Residential water treatment, ch 14 ARC 9458 ..... *N* ..... 11/16/88 **966**  
 State plumbing code, ch 25 ARC 9457 ..... *N* ..... 11/16/88 **969**
- 2:00 PROFESSIONAL LICENSURE DIVISION[645]**  
 PUBLIC HEALTH DEPARTMENT[641] "umbrella"  
 Dietetic examiners, 80.4(5) ARC 9438 ..... *F* ..... 11/16/88 **1017**  
 Optometry examiners, 180.5(3) to 180.5(6), 180.12 ARC 9436 ..... *F* ..... 11/16/88 **1019**  
 Physical and occupational therapy examiners, chs 200 and 201; rescind 470—chs 137 and 138 ARC 9437 ... *F* ..... 11/16/88 **1019**
- 2:30 MEDICAL EXAMINERS BOARD[653]**  
 PUBLIC HEALTH DEPARTMENT[641] "umbrella"  
 Hearings, 12.50(23) ARC 9446 ..... *F* ..... 11/16/88 **1013**  
 Physician assistant supervision, ch 21 ARC 9447 ... *N* ..... 11/16/88 **965**
- 2:35 Human Services — Special Review of Case Management Services**
- 3:00 Public Safety — See page 3 of this agenda**  
*Wednesday, December 14, 1988*
- 9:00 HUMAN SERVICES DEPARTMENT[441]**  
 Administration, 65.3, 65.28(12)"b" ARC 9432 ..... *F* ..... 11/16/88 **1006**  
 Conditions of eligibility; intermediate care facilities, 75.1(28), 81.6(16)"c" ARC 9435 ... *F* ..... 11/16/88 **1007**  
 Medically needy, 86.1, 86.8(5), 86.10(1), 86.10(2), 86.14(2), 86.14(5) ARC 9433 ... *F* ..... 11/16/88 **1008**  
 Family development and self-sufficiency program, ch 165 ARC 9431 ..... *F* ..... 11/16/88 **1009**  
 Dependent adult abuse, 176.16, filed emergency after notice ARC 9434 ... *F* ..... 11/16/88 **1001**  
 Recoupment, 46.1, 46.4(3)"b," 46.5, 46.5(3), 46.5(4)"a," 46.7(1) to 46.7(3), 46.7(6) ARC 9430 ... *N* ..... 11/16/88 **959**  
 Conditions of eligibility, 75.1(21), filed emergency ARC 9486 ... *FE* ..... 11/30/88 **1081**  
 Medicaid-certified substance abuse units and psychiatric units, 79.1(5)"b"(1) and (3), 79.1(5)"c"(3) and (4) ARC 9462 ... *N* ..... 11/16/88 **961**  
 Hospital payment calculation, 79.1(5)"d"(8), 79.1(5)"e"(1) and (2), ARC 9443, also filed emergency ARC 9442 ... *N.F.FE* ..... 11/16/88 **1000**  
 Payment to out-of-state hospitals, certification of special units, limitations on payment, 79.1(5)"n," "r," "t," and "u" ARC 9444 ..... *N* ..... 11/16/88 **963**
- 9:20 COMMUNITY ACTION AGENCIES DIVISION[427]**  
 HUMAN RIGHTS DEPARTMENT[421] "umbrella"  
 Low-income home energy assistance program, 10.2(2), 10.2(3), 10.3(4)"b" and "c," 10.3(5) to 10.3(7), notice ARC  
7883 terminated ARC 9459 ..... *N.F.* ..... 11/16/88 **953**  
 Energy assistance crisis program, 10.3(5) to 10.3(10), notice ARC 8439 terminated ARC 9460 ... *N.F.* ..... 11/16/88 **954**

(Over)

Wednesday, December 14, 1988 (Cont.)

|               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |          |      |
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| 9:30          | EDUCATION DEPARTMENT[281]<br>Postsecondary enrollment options, ch 22 ARC 9420 .. F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 11/16/88 | 1004 |
|               | Standards for teacher education programs, 77.10"5," 77.12"3" and "4," 77.14(6)"a," "c," "f," and "j"(1), (7) and (8), 77.14(7), 77.15 ARC 9476 .. N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 11/30/88 | 1063 |
| 9:50          | INSURANCE DIVISION[191]<br>COMMERCE DEPARTMENT[181]"umbrella"<br>Health maintenance organizations, 40.5(3) ARC 9425 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 11/16/88 | 1013 |
|               | Broker-dealer applications and renewals, 50.1 ARC 9456 ..... N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 11/16/88 | 964  |
|               | Workers' compensation self-insurance for individual employers, 57.3(1), 57.4(2), 57.9(1) ARC 9478 .... N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 11/30/88 | 1067 |
| 10:00         | REAL ESTATE COMMISSION[193E]<br>Professional Licensing and Regulation Division[193]<br>COMMERCE DEPARTMENT[181]"umbrella"<br>Payment of commission to unlicensed corporation, 1.36 ARC 9440 .. N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 11/16/88 | 972  |
| 10:10 - 10:20 | Break                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |          |      |
| 10:20         | EMPLOYMENT APPEAL BOARD[486]<br>INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"<br>Organization; definitions; unemployment insurance appeals; rules of procedure for OSHA appeals; personnel; action; peace officer and capitol security appeals; construction contractor registration appeals, 1.1 to 1.3, ch 2, 3.1(1), 3.1(2), 3.1(4), 3.1(5), 3.1(7) to 3.1(12), 3.1(14), 3.1(16), 3.1(17), 3.2(1) to 3.2(4), 3.3(1), 3.3(2), 3.3(4) to 3.3(9), 3.4(2), 3.4(3)"a" and "c," 3.4(4) to 3.4(6), 3.7(2)"a," 3.7(3) to 3.7(7), 3.8, 4.1, 4.7(7), 4.7(9), 4.7(10), 4.8(1), 4.11(1), 4.11(2), 4.21(3), 4.66, 4.67, 4.70(4), 4.71(2), 4.71(3), 4.72, 4.74(1), 4.76, 4.77(1), 4.76, 4.77(2), 4.90, 4.90(2), 4.101(2), 4.102, 4.110(1), 4.110(4), 5.1(1), 5.1(4), 5.1(5), 5.1(7), 5.1(8), 6.1, ch 7 ARC 9461 .. N..... | 11/16/88 | 955  |
| 10:30         | INSPECTIONS AND APPEALS DEPARTMENT[481]<br>Health care facility audits, 22.1 ARC 9483 .. N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 11/30/88 | 1067 |
|               | Minimum physical standards for residential care facilities, 60.10, 60.11(1)"a" and "c," 60.11(4)"c," 60.11(4)"f"(4) and (5) ARC 9445 ..... N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 11/16/88 | 963  |
| 10:40         | REVENUE AND FINANCE DEPARTMENT[701]<br>Practice and procedure before the department of revenue and finance, 7.1, 7.2, 7.7, 7.11(1), 7.11(2), 7.12, 7.17, 7.17(5), 7.25, 7.26 ARC 9453 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 11/16/88 | 1038 |
|               | Offset of debts owed state agencies, ch 150 ARC 9452 .. F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 11/16/88 | 1040 |
|               | Determination of net income; assessments and refunds; withholding, 40.3, 43.7(2), 43.7(3), 43.7(6), 43.7(7), 46.1(1)"d"(1) ARC 9477 ..... N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 11/30/88 | 1076 |
| 10:50         | LOTTERY DIVISION[705]<br>REVENUE AND FINANCE DEPARTMENT[701]"umbrella"<br>Rescind chs 1 to 6 and 8 to 12; adopt chs 1 to 4, 8, 10 to 12 ARC 9464 .. F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 11/30/88 | 1085 |
| 11:10         | TRANSPORTATION DEPARTMENT[761]<br>Miscellaneous amendments, 4.6, 13.6 to 13.8, 13.10, 20.3(3)"i," 20.4(1)"a," 20.4(3)"n" and "o," 20.4(6)"b" to "f," 20.8, 421.2(2), 450.1(7), 451.2(2), 602.12(1)"a," 615.22, 615.38, 620.4, 640.2, 910.4(1)"c"(6), 910.9 ARC 9467 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 11/30/88 | 1092 |
|               | Rise program, 163.1, 163.2, 163.3(3), 163.3(4), 163.4(2)"a," "b," "c" and "f," 163.7(1)"a," 163.7(2)"L," 163.8(1)"a," 163.8(2)"c" to "e," 163.8(3), 163.8(6)"d," 163.8(7)"a," 163.9(1)"a," 163.9(2)"c" to "e," 163.9(3), 163.9(6)"a" and "b," 163.9(7)"a," 163.10(1)"d," 163.10(2)"a," 163.11(1), 163.11(2) ARC 9422 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 11/16/88 | 1047 |
|               | Motor vehicle dealers, manufacturers and distributors, 420.1, 420.2(4), 420.3(2), 420.7(2)"a"(4), 420.7(2)"b"(4) and (5), 420.12 ARC 9465 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 11/30/88 | 1094 |
|               | Dealer plates, demonstration permits and testing permits, 420.4, 420.4(3)"e," 420.4(4) ARC 9466 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 11/30/88 | 1095 |
|               | Designated highway system, 510.4(1)"b" ARC 9468 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 11/30/88 | 1095 |
| 11:30         | NATURAL RESOURCE COMMISSION[571]<br>NATURAL RESOURCES DEPARTMENT[561]"umbrella"<br>Endangered or threatened plant and animal species, 77.1 to 77.4 ARC 9479 .. F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 11/30/88 | 1086 |
|               | Wild turkey spring hunting, ch 98 ARC 9482 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 11/30/88 | 1087 |
|               | Concession contracts, Title II, 14.1, 14.2(1)"d"(3), 14.2(2)"a" and "c," 14.3, 14.5 to 14.7 ARC 9481 .. N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 11/30/88 | 1073 |
|               | Salvage of fish and game, ch 80 ARC 9480 ..... N.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 11/30/88 | 1076 |
| 11:50         | ENVIRONMENTAL PROTECTION COMMISSION[567]<br>NATURAL RESOURCES DEPARTMENT[561]"umbrella"<br>Prevention, abatement and control of air pollution, 20.2, 22.4, 22.4(4), 22.5(1)"k," 22.5(6), 26.2(2)"a"(2) and (3), 26.2(2)"b"(2) and (3), 26.2(2)"c"(2) and (3), 28.1 ARC 9454 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 11/16/88 | 1005 |
|               | Grants for solid waste comprehensive planning, ch 210 ARC 9455 ..... F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 11/16/88 | 1005 |
|               | Underground storage tanks, ch 135, <u>filed emergency</u> ARC 9426 .. F.F.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 11/16/88 | 986  |

12:15 Public Health — Communicable disease control —  
dead bodies — special review

NO REPRESENTATIVES REQUESTED TO APPEAR

CITY FINANCE COMMITTEE[545]

MANAGEMENT DEPARTMENT[541] "umbrella"

Rescind 230—chs 1 to 6; adopt 545—chs 1 to 7, 9 and 10 ARC 9463 ..F..... 11/30/88 1083

DENTAL EXAMINERS BOARD[650]

PUBLIC HEALTH DEPARTMENT[641] "umbrella"

Grounds for discipline, 30.4"13" ARC 9421 ..F..... 11/16/88 1003

EMPLOYMENT SERVICES DEPARTMENT[341]

Public records and fair information practices, 2.9(2)"f" ARC 9441 ..F..... 11/16/88 1005

JOB SERVICE DIVISION[345]

EMPLOYMENT SERVICES DEPARTMENT[341] "umbrella"

Employer's contrivance and charges; claims and benefits; benefit payment control; placement; public records and fair information practices; forms, 3.13(5)"a," 3.14(1), 3.31(1)"b"(1) and (5), 3.39(1), 3.43(4), 3.43(8), 3.65(5) to 3.65(10), 3.68, 3.69, 4.2(1)"c," 4.2(3), 4.6(8), 4.10(1), 4.11(2) to 4.11(6), 4.11(8), 4.11(10), 4.17(1), 4.22, 4.24, 4.24(2)"b," 4.26(15), 4.27, 4.28(1), 4.28(2), 4.29, 4.31, 4.32(1)"b," 5.8(1)"d," 5.13(2), 7.3(8), 7.3(10), 7.3(11), 7.3(1), 7.3(4), 7.3(5), 7.4(4), 7.4(5), 7.4(10), 7.5(4), 7.7(1), 7.7(2), 8.9(2)"g," 8.10(2)"d"(9), ch 10 ARC 9487 ....F..... 11/30/88 1084

PERSONNEL DEPARTMENT[581]

Pay; recruitment, application and examination; grievances and appeals; performance planning and evaluation; leave; benefits; general administration, 4.5(1)"e," 4.5(2)"b"(1), 4.5(4)"a," 4.5(19), 5.2(6), 12.1(1)"c," 12.2(5), 13.3, 14.2(2)"f" to "n," 14.3(10), 14.5(4), 14.12, 14.15(2)"b," 15.1(1)"b" and "c," 15.1(3)"b"(4), 15.2(2), 15.2(3), 15.3(2), 15.3(3), 15.4(2) to 15.4(4), 19.1(5) ARC 9439 .....F..... 11/16/88 1014

PUBLIC SAFETY DEPARTMENT[661]

\* State of Iowa building code, 16.2(1)"b," 16.110(1), 16.110(3), 16.120(2) to 16.120(5), 16.121(3), 16.130(14), 16.131(2) to 16.131(4), 16.132, 16.140(1), 16.300(1), 16.400(1), 16.500(1), 16.610(2)"e," 16.610(3), 16.610(7), 16.610(8)"b," 16.610(19) to 16.610(21), 16.620(4), 16.620(6), 16.621(2)"d," 16.622, 16.622(1)"d," 16.622(3), 16.623(4), 16.623(5), 16.626, 16.628, 16.700, 16.701, 16.702(1), 16.702(4)"c," 16.703(1), 16.703(3), 16.703(4), 16.704(5), 16.705, 16.705(1) to 16.705(6), 16.705(8), 16.705(12), Table 705A, notes 2 and 3, figure 2a ARC 9429 .....F..... 11/16/88 1030

SUBSTANCE ABUSE DIVISION[643]

PUBLIC HEALTH DEPARTMENT[641] "umbrella"

Licensure standards for substance abuse treatment programs, 3.1, 3.18, 3.22(5)"m," 3.22(11)"h," 3.22(12)"c"(5), 3.22(16), 3.22(20) to 3.22(24), 3.24(14)"d," 3.24(15), 3.26 ARC 9448 ..F..... 11/16/88 1042

\* This will be reviewed at 3: p.m. Tuesday,  
December 13.