

AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting Tuesday, November 13, 1990, 10 a.m. and Wednesday, November 14, 1990, 9 a.m. in Committee Room 22, State Capitol. The following rules will be reviewed:

Bulletin PAGE

TUESDAY, NOVEMBER 13, 1990

10:00	SECRETARY OF STATE[721] Electronic filing of documents, ch 6, <u>Notice ARC 1391A</u>	10/31/90	834
10:20	CORRECTIONS DEPARTMENT[291] Immediate family defined, 20.2, <u>Filed Emergency ARC 1318A</u>	10/3/90	637
	Immediate family defined, 20.2, <u>Filed Emergency ARC 1362A</u>	10/17/90	743
	Authorization for judicial districts to allow probation and parole officers to carry firearms, 40.4(11), 40.4(12) <u>Notice ARC 1363A</u>	10/17/90	696
10:35	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Iowa small business new jobs training program, 7.3(1), 7.3(9), 7.4(1)"a," 7.4(2)"a" and "b," 7.5(3), 7.5(4), 7.6(1), 7.8(1) to 7.8(5), 7.9, 7.11(1), 7.11(2), 7.13 to 7.21, <u>Notice ARC 1369A</u>	10/17/90	697
	Work force investment program, ch 18, <u>Filed ARC 1353A</u>	10/17/90	752
	Rural enterprise fund, 67.1, 67.2, 67.2(1)"e," 67.2(2), 67.3(3), 67.3(5), 67.4, 67.5(5), 67.6, 67.8(1)"a," 67.8(2)"a," <u>Notice ARC 1354A</u>	10/17/90	701
10:45	COMMUNITY ACTION AGENCIES DIVISION[427] HUMAN RIGHTS DEPARTMENT[421]"umbrella" Affordable heating payment program pilot project, rescind 427—ch 11, <u>Filed Emergency ARC 1288A</u>	10/3/90	637
	Community services block grant, 22.3(2), 22.4(3), 22.7(3), <u>Notice ARC 1406A</u>	10/31/90	820
11:00	EDUCATIONAL EXAMINERS BOARD[282] EDUCATION DEPARTMENT[281]"umbrella" Licensure, amend, renumber and transfer 281—chs 73 to 75 and 79 to 82 to 282—chs 14 to 20, <u>Notice ARC 1319A</u> , also <u>Filed Emergency ARC 1316A</u>	10/3/90	637
11:10	EDUCATION DEPARTMENT[281] Open enrollment, ch 17, <u>Filed ARC 1328A</u>	10/17/90	752
	Special education, 41.33(9), <u>Notice ARC 1318A</u> , also <u>Filed Emergency ARC 1317A</u>	10/3/90	639
	Licensure, transfer 281—chs 73 to 75 and 79 to 82 to 282—chs 14 to 20, <u>Filed Emergency ARC 1315A</u>	10/3/90	640
	Postsecondary enrollment options, 22.1, 22.3, 22.4, <u>Filed ARC 1384A</u>	10/31/90	862
	Corporal punishment ban, ch 103, <u>Filed ARC 1383A</u>	10/31/90	863
11:30	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]"umbrella" Stafford loan program—guarantee fee reduced, 10.24, <u>Notice ARC 1309A</u>	10/3/90	614
	Vocational-technical tuition grant program—student eligibility, 13.1(2), <u>Notice ARC 1307A</u>	10/3/90	614
	Osteopathic subvention program, ch 14 title, 14.1, <u>Notice ARC 1301A</u>	10/3/90	614
	Occupational therapist loan payments program, 19.1(3)"a," <u>Notice ARC 1305A</u>	10/3/90	615
	Nursing loan payments program, 21.1(2)"e," <u>Notice ARC 1306A</u>	10/3/90	616
	Iowa grant program, ch 27, <u>Filed ARC 1304A</u>	10/3/90	617
	Access to education grant program, ch 28, <u>Notice ARC 1302A</u>	10/3/90	617
	Displaced workers financial aid program, ch 29, <u>Notice ARC 1310A</u>	10/3/90	617
	Osteopathic forgivable loan program, ch 30, <u>Notice ARC 1303A</u>	10/3/90	618
11:40	RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Manufacturer's, distributor's, vendor's and occupational licenses, ch 22, <u>Filed ARC 1365A</u>	10/17/90	786
	Accounting and cash control, ch 24, <u>Notice ARC 1366A</u>	10/17/90	720
	Rules of the games, ch 26, <u>Notice ARC 1364A</u>	10/17/90	730
LUNCH			
1:30	REVENUE AND FINANCE DEPARTMENT[701] Organization, public inspection, 6.7, <u>Notice ARC 1329A</u>	10/17/90	733
	Filing and extension of tax liens and charging off uncollectible tax accounts, 9.1, 9.6, 9.6(1), 9.6(4), <u>Filed ARC 1299A</u>	10/3/90	648
	Interest rate for 1991, 10.2(10), <u>Notice ARC 1330A</u>	10/17/90	734
	Taxable and exempt sales determined by method of transaction or usage, 18.31(1)"a" and "b," 18.54, <u>Filed ARC 1333A</u>	10/17/90	788
	Receipts exempt from use tax, 32.4, 32.10, <u>Filed ARC 1331A</u>	10/17/90	788
	Adjustments to computed tax; withholding; filing returns, payment of tax and penalty and interest, 42.10, 46.3(2)"a" and "b," 52.4, 52.6 to 52.10, <u>Notice ARC 1300A</u>	10/3/90	627
	Filing returns, payment of tax and penalty and interest, determination of net income, 52.4(5), 53.2(5), 53.11(7), 59.2(5), 59.8(7), <u>Filed ARC 1298A</u>	10/3/90	645
	Minimum tax credit, 52.5(4)"a," "c," "d," "e," <u>Filed ARC 1297A</u>	10/3/90	645
	Special fuel, tobacco tax, 65.13, 83.1(1), <u>Filed ARC 1332A</u>	10/17/90	788
	Assessment practices and equalization, reimbursement to the elderly and disabled for property tax paid and rent constituting property tax paid, mobile home tax, determination of tax for freight-line and equipment car companies, property tax credits and exemptions, 71.20(4)"c"(4), ch 73 title, 73.1, 73.13, 73.27(4), 74.4, 74.8, 75.1 to 75.3, 80.1(1)"a," 80.1(2)"b," 80.1(3), 80.6, 80.11, <u>Notice ARC 1342A</u>	10/17/90	734
	Sales to other states and their political subdivisions, 17.23, <u>Filed ARC 1385A</u>	10/31/90	872
	Cable and pay television, 26.66, <u>Filed ARC 1386A</u>	10/31/90	873
2:00	SOIL CONSERVATION DIVISION[27] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Soil and water resource conservation plans, ch 22, <u>Notice ARC 1405A</u>	10/31/90	837
	Coal mining, ch 40, rescind chs 40 to 49, <u>Notice ARC 971A Terminated</u> , also <u>Notice ARC 1394A</u>	10/31/90	839

(Continued)

TUESDAY, NOVEMBER 13, 1990 (Continued)

Page

2:20 HUMAN SERVICES DEPARTMENT[441]	
ADC under the SEID project, 48.3(1)"e," 48.3(2)"b"(4), 48.3(3),	Filed Emergency After Notice ARC 1350A
Lock-in period for Medicaid recipients, 76.9(1),	Notice ARC 1314A
Medicaid coverage of clozapine for treatment of chronic schizophrenia, 78.1(2)"a"(2),	
78.28(1)"g,"	Notice ARC 1290A
Amount, duration and scope of medical and remedial services; nursing facilities, 78.4(3)"d," 78.4(4)"a," 78.4(7)"j,"	
78.10(2)"a" and "b," 81.3(1), 81.3(4), 81.6(16)"e," 81.10(4)"h," 81.10(6),	Filed ARC 1324A
PROMISE JOBS program, 93.20(4)"i," 93.35,	Filed ARC 1357A
Collections, nonassistance child support recovery program, 95.1, 95.5(1), 95.11, 95.12, 95.12(4), 95.14, 96.1, 96.3,	
96.4, 96.11,	Filed ARC 1349A
Support enforcement services—medical support enforcement, 98.1 to 98.7,	Filed ARC 1351A
Various amendments to update mission and organization of DHS, Code references and implementations, ch 1	
mission statement, 1.1, 1.2, 1.2(4), 1.3, 1.6, 1.6(4), 1.6(6), 1.7, 1.8, 3.3(2), 3.4(3), 3.5(1), 3.6(3), 3.11(1), 3.13(2)"c,"	
4.1, 4.3, 4.1, 5.3, 9.3(1), 9.3(7)"e," 9.6, 10.1, 10.16, 10.16(3)"a," 10.16(4)"a," 10.15(5)"a," 10.15(6), 10.17(4),	
10.22(2), 10.23, 12.2, ch 73 preamble, 73.13, 73.13(2), 73.13(4)"d," 73.13(5)"a" to "c," 73.13(6)"a" and "b," 73.27,	
73.29(1), 73.29(2), 73.42, 73.51, 73.52(2), 73.53, 73.54(1), 73.54(2), 73.56(3), 73.57(4), 73.57(5), 73.58, 73.61, 73.62,	
73.62(2), 73.62(4)"d," 73.62(5)"a" to "c,"	Notice ARC 1397A
Abuse of children, public records and fair information practices, 9.4(3), 9.4(5), 9.4(6)"a," 175.9,	
175.1a(2),	Filed ARC 1398A
Emergency assistance program, public records and fair information practices, 9.10(4)"f," ch 58,	
Filed Emergency After Notice ARC 1399A	
Overpayments, 11.1, 11.4, 11.4(1), 11.4(1)"a" and "b," 11.4(3)"a" and "b," 11.4(4) to 11.4(7),	Filed ARC 1400A
Application for Medicaid—foster care, 76.1,	Notice ARC 1395A
AIDS/HIV home- and community-based services waiver, 77.34, 78.38, 79.1(2), 80.2(2)"ai," 83.41 to	
83.49,	Filed ARC 1401A
Medicaid payment for organ and tissue transplants and services, 78.1(20), 78.3(10),	
78.3(10)"f"(4),	Notice ARC 1396A
Requirements for employees providing day treatment services in community mental health centers, 78.16(6)"c,"	
Filed ARC 1402A	
Collections, support enforcement services, 95.15, 98.51 to 98.60,	Filed Emergency After Notice ARC 1403A,
also	Filed ARC 1404A
Payments for foster care and foster parent training, 156.18(4), 156.18(7),	Filed ARC 1371A
81.16(4) delayed 70 days from 10-1-90	
3:00 ENVIRONMENTAL PROTECTION COMMISSION[567]	
NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
Controlling pollution, 22.4,	Filed ARC 1345A
Effluent toxicity testing, 60.2, 63.4 to 63.11,	Notice ARC 1368A
On-site wastewater treatment and disposal systems, land application of wastes, 69.14(1)"c"(1), 121.3(1), 121.3(3),	
Filed ARC 1343A	
Composting facilities and yard waste disposal, 100.2, 104.1, 104.9(1)"b"(4), 104.10(4) to 104.10(12),	
ch 105,	Filed ARC 1344A
3:30 REGENTS, BOARD OF [681]	
Special Review 681--1.1(262) Admission of	IAC
Undergraduate students directly from high school	
WEDNESDAY, NOVEMBER 14, 1990	
9:00 BANKING DIVISION[187]	
COMMERCE DEPARTMENT[181]"umbrella"	
Acquisition by regional bank holding company, 2.8,	Filed ARC 1374A
9:10 GENERAL SERVICES DEPARTMENT[401]	
Parking, 4.1, 4.3, 4.4, 4.6 to 4.10,	Notice ARC 1327A
9:20 INSPECTIONS AND APPEALS DEPARTMENT[481]	
Hospitals—classification, compliance and licensing; quality improvement program, 51.2,	
51.3,	Filed ARC 1348A
Hospitals—clinical privileges to certain practitioners, 51.4(2)"c,"	Filed ARC 1346A
Hospitals—patient rights and responsibilities; records and reports, 51.5, 51.6,	Filed ARC 1347A
Minimum physical standards for nursing facilities, ch 61,	Filed ARC 1352A
Overpayment recovery section, 71.1, 71.5(1)"c" to "f,"	Filed ARC 1360A
Income setoff, 71.1, 71.6"6,"	Filed ARC 1361A
Field survey administration, food establishment inspections, food service establishment inspections, 30.2, 31.2,	
32.1"2" and "7,"	Notice ARC 1377A
Contractor requirements, ch 35,	Notice ARC 1376A
Front end investigations, ch 72,	Notice ARC 1375A
9:35 LIVESTOCK HEALTH ADVISORY COUNCIL[521]	
Recommendation, ch 1,	Filed ARC 1289A
9:50 NURSING BOARD[655]	
PUBLIC HEALTH DEPARTMENT[641]"umbrella"	
Nursing education programs, 2.3(2)"d"(2), 2.6(1)"a"(1)"1," 2.6(2)"c,"	Filed Emergency After
Notice ARC 1321A	
Registered nurse certifying organizations/U.C.C.R. committee—quorum, 12.3"26," 12.5(1),	Filed ARC 1373A
10:15 NATURAL RESOURCE COMMISSION[571]	
NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
Scuba diving, state parks and recreation areas, 61.2, 61.5(3)"b,"	Notice ARC 1291A
Fishing regulations, 81.1, 81.2(2), 81.2(3), 81.2(5), 81.2(6), 81.2(9), 81.2(10),	Notice ARC 1293A
Commercial fishing, 82.2(1), 82.2(7),	Notice ARC 1292A
Waterfowl and coot hunting seasons, 91.1 to 91.3, 91.4(2)"k,"	Filed Emergency After Notice ARC 1296A
Pheasant, quail and gray (hungarian) partridge hunting seasons, 96.1(1), 96.2, 96.3,	Filed Emergency After
Notice ARC 1295A	
Wild turkey spring hunting, ch 98,	Notice ARC 1294A
Resource enhancement and protection program: county, city and private open spaces grant programs, 33.4, 33.5,	
33.9, 33.30(4), 33.30(9), 33.40(1), 33.40(5), 33.50(8), 33.50(9),	Notice ARC 1382A
Boating speed and distance zoning, 40.34,	Notice ARC 1381A
Boat motor regulations, 45.4(1)"b,"	Filed ARC 1380A

(Continued)

WEDNESDAY, NOVEMBER 14, 1990 (Continued)

10:45 PUBLIC HEALTH DEPARTMENT[641]

Notification and surveillance of reportable diseases—giardiasis, 1.2(1)"a," Filed ARC 1358A 10/17/90 784
 Acquired immune deficiency syndrome, 11.1, 11.6(1), appendix I, Filed Emergency ARC 1356A 10/17/90 744
 Minimum requirements for tanning facilities, 38.1, 38.2, 38.13(1)"b," 38.13(10), ch 46, Notice ARC 1337A 10/17/90 708
 Minimum requirements for radon testing and analysis, 38.13(8)"c" and "e," 43.2, 43.3, 43.4(1), 43.4(5), 43.7, Notice ARC 1340A 10/17/90 718
 Maternal and child health, 76.4, 76.6(2), 76.7(2), 76.12(2), 76.12(3), 76.14(4)"b," 76.14(5)"b," Filed ARC 1338A 10/17/90 784
 Public health nursing, ch 79, Filed ARC 1341A 10/17/90 784
 Governor's alliance on substance abuse, rescind ch 91, 170.4(6), Filed Emergency ARC 1359A 10/17/90 745
 Governor's alliance on substance abuse, ch 91, Notice ARC 1088A Terminated ARC 1372A 10/31/90 834

11:10 PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"
 Physical therapy examiners, petitions for rule making, declaratory rulings, agency procedure for rule making, chs 200, 206 to 208, Filed ARC 1336A 10/17/90 783
 Social work examiners board—examination fee, 280.8(2), Filed ARC 1339A 10/17/90 784

11:15 HEALTH DATA COMMISSION[411]

Uniform hospital billing form, 5.5, Notice ARC 1392A 10/31/90 820

11:20 SCHOOL BUDGET REVIEW COMMITTEE[289]

EDUCATION DEPARTMENT[281]"umbrella"
 Organization, petitions for rule making, declaratory rulings, agency procedure for rule making, public records and fair information practices, duties and operational procedures, chs 1 to 6, Notice ARC 1334A, also Filed Emergency ARC 1335A 10/17/90 746

LUNCH

1:00 ATTORNEY GENERAL[61]

Motor vehicle advertising and sales practices, ch 27, Notice ARC 1387A 10/31/90 808
 Retail advertising and sales, contests, games, giveaways and sweepstakes, ch 28, Notice ARC 1390A 10/31/90 811
 Record retention requirements under motor vehicle service trade practices Act, ch 29, Notice ARC 1388A 10/31/90 819

1:35 TRANSPORTATION DEPARTMENT[761]

Vehicle registration and certificate of title; handicapped identification devices; motor vehicle dealers, manufacturers and distributors, 400.3(12)"c" and "d," 400.3(13), 400.3(20), 400.7(9), 400.27(2), 400.27(3)"a," "b," and "d," 400.27(4)"c," 400.41(2)"b" and "g," 400.50(1), 411.2, 411.2(2), 411.4, 420.2(3), Notice ARC 1322A 10/17/90 739
 Iowa airport registration, 720.10(2)"b," 720.10(3)"a," Notice ARC 1287A 10/3/90 633

Motion to Object to 450.7 deferred; carried over 9/5/90
 from September meeting

NO AGENCY REPRESENTATIVES REQUESTED TO APPEAR FOR THE FOLLOWING:

N/R CITY DEVELOPMENT BOARD[220]

Amend and transfer 220—chs 1 to 4 to 263—chs 1 to 4; rescind 220—ch 5; transfer 220—ch 6 to 263—ch 6, Notice ARC 1323A 10/17/90 693

N/R IOWA FINANCE AUTHORITY[524]

Transfer 524—chs 1 to 15 to 265—chs 1 to 15, Notice ARC 1367A 10/17/90 708

N/R JOB SERVICE DIVISION[345]

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"
 Employer's contribution and charges, claims and benefits, 3.43(4)"b" and "c," 4.1(113)"d," 4.1(120), 4.7(3), 4.9(1)"c," 4.27, Filed ARC 1370A 10/17/90 782

N/R LAW ENFORCEMENT ACADEMY[501]

Salvage vehicle examinations, 1.1, ch 11, Filed ARC 1320A 10/3/90 643

N/R PERSONNEL DEPARTMENT[581]

Pay, appointments, grievances and appeals, 4.6(3), 4.8(3), 8.6, 12.1(1)"a" and "b," Filed ARC 1355A 10/17/90 783

N/R PHARMACY EXAMINERS BOARD[657]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"
 Administrative law judge, 1.2(5)"a," Filed Emergency ARC 1378A 10/31/90 860

N/R VOTER REGISTRATION COMMISSION[821]

Voter registration forms and instructions, 2.1(5), Filed ARC 1379A 10/31/90 874

N/R UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella"
 Complaint procedures, 6.5(1), 19.4(1)"i," 20.4(2), 21.4(1)"f," 22.4(1)"b," Filed ARC 1311A 10/3/90 646
 Complaint procedures, 19.4(1)"i," 20.4(2), 21.4(1)"f," 22.4(1)"b," Notice ARC 460A Terminated, Amended 10/3/90 634
Notice ARC 1312A 10/17/90 784
 Class load data, 20.10(2)"c," 20.13(3)"c," Filed ARC 1326A 10/17/90 741
 Telephone cost of service methodology—inquiry, 22.14(2)"d"(1), Notice ARC 1325A 10/17/90 741
 Telephone service checks, 22.10(1)"c," Filed ARC 1393A 10/31/90 873