

# AGENDA

**REVISED 12/06/93**

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, December 14, 1993, at 10 a.m. and Wednesday, December 15, 1993, at 9 a.m. in Senate Committee Room 22, State Capitol. The following rules will be reviewed:

TIME	TUESDAY, DECEMBER 14	BULLETIN	PAGE
<b>10:00</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b>		
	Home health agencies, private duty nursing and personal care services for persons aged 20 and under, 78.9, 78.28(9), 79.1(2), <u>Notice</u> ARC 4419A .....	11/10/93	1075
	Amendments relative to elderly waiver service program and model waiver program, 78.34(2), 78.37(3), 79.1(2), 83.4(2), <u>Filed</u> ARC 4403A .....	11/10/93	1133
	Managed health care providers, 88.1, 88.2(1), 88.2(2), 88.2(4), 88.3(1) to 88.3(4), 88.3(6), 88.3(7)"b" and "c," 88.4(1), 88.4(3), 88.4(3)"a," 88.4(3)"b"(3), 88.4(4)"f," 88.5, 88.6(1), 88.6(2), 88.7(2)"b," 88.7(3)"a," 88.7(4)"b," 88.8(1)"g," 88.8(4), 88.9(1), 88.9(3)"b," 88.9(4)"a" and "c," 88.12(2), 88.21, 88.22, 88.22(1), 88.22(2), 88.22(4), 88.23(1) to 88.23(4), 88.23(6), 88.23(6)"b" and "c," 88.24(1), 88.24(3), 88.24(3)"a," 88.25(1), 88.41, 88.42(1), 88.42(2), 88.43(1) to 88.43(3), 88.44(2), 88.44(3), 88.45(5)"a," 88.46(1) to 88.46(7), 88.47(1)"a," 88.47(1)"c"(7), 88.47(2), 88.48(1) to 88.48(4), 88.49(1), 88.49(2), 88.49(6), 88.50(1), 88.50(3), <u>Notice</u> ARC 4405A, also <u>Filed Emergency</u> ARC 4404A .....	11/10/93	1107
	Debts due from transfers of assets, ch 89, <u>Notice</u> ARC 4418A .....	11/10/93	1081
	Record check evaluation — day care providers, foster parents, adoptive parents, 107.4(5), 107.8(1)"c," 109.2(1)"g," 109.4(7), 109.9(4)"c," 109.9(5)"c," 110.5(10), 110.7(3), 110.9(3)"a" and "b," 113.13, 157.3(1)"b," <u>Filed</u> ARC 4406A .....	11/10/93	1134
	Licensing or approval of foster family home or adoptive home applicants with founded abuse report or criminal conviction, 108.8(1)"c"(13), 108.9(4)"d"(2)"2," <u>Notice</u> ARC 4447A .....	11/24/93	1177
	Child day care, 130.3(1)"d," 130.4(3) table, 130.4(3)"b" and "f," 130.7, ch 170 preamble, 170.1, 170.2(3)"a," "c," and "h," 170.2(5)"b," 170.4(1), 170.4(6), 170.4(7)"a" and "e," <u>Notice</u> ARC 4408A, also <u>Filed Emergency</u> ARC 4407A .....	11/10/93	1118
	Payments for foster care and foster parent training, family-centered services, rehabilitative treatment services, 156.1, 156.6(4)"e," 156.7(2)"a," 156.7(2)"b"(2), 156.7(5), 182.6"4," 185.1, 185.5(1)"b," 185.5(7)"b," 185.9(2)"b"(6), 185.10(8)"b"(6) and (7), ch 185 division II preamble, <u>Notice</u> ARC 4410A, also <u>Filed Emergency</u> ARC 4409A .....	11/10/93	1121
	Family planning services, 173.1, 173.2(2), 173.4, <u>Notice</u> ARC 4446A .....	11/24/93	1177
	Dependent adult abuse, 176.1, <u>Filed</u> ARC 4411A .....	11/10/93	1138
	Welfare reform, ARC 4470A, special advanced review .....	12/8/93	1063
<b>10:30</b>	<b>ATTORNEY GENERAL[61]</b>		
	Organizational structure and duties, 1.1 to 1.3, <u>Notice</u> ARC 4425A .....	11/10/93	1063
<b>10:40</b>	<b>ALCOHOLIC BEVERAGES DIVISION[185]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Organization, permits, complaints, procedures, forms, 1.5, 1.5(2), 4.2(4), 4.23(4), 4.39, 5.2, 10.14, ch 11, 12.2(14), <u>Filed</u> ARC 4413A .....	11/10/93	1131
<b>10:50</b>	<b>ENERGY AND GEOLOGICAL RESOURCES DIVISION[565]</b>		
	NATURAL RESOURCES DEPARTMENT [561]"umbrella"		
	Energy bank program for public schools, merged area schools, area education agencies, cities, counties and other political subdivisions of the state, ch 6, <u>Notice</u> ARC 4432A .....	11/10/93	1069
<b>11:00</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Recycling property — tax exemption, ch 11 title, 11.1, 11.6(1), 11.6(2), <u>Filed Without Notice</u> ARC 4428A .....	11/10/93	1131
	Drainage district ditch — repair and maintenance, 61.2(2)"h," 70.2, <u>Filed</u> ARC 4429A .....	11/10/93	1132
	Sanitary landfills — definitions, monitoring for explosive gases, remediation, 100.2, 103.2(1)"m"(8) to (11), 103.2(15), <u>Notice</u> ARC 4430A .....	11/10/93	1073
	Regional collection centers, 211.8(2)"c"(6), 211.8(2)"d," <u>Filed</u> ARC 4431A .....	11/10/93	1132
	Controlling pollution, emission standards for contaminants, measurement of emissions, 22.4, 22.100 to 22.147, 23.1(2), 23.1(2)"ooo" and "ppp," 23.1(3), 23.3(2)"d"(3) and (4), 23.4(6), 25.1(9), 25.2, <u>Notice</u> ARC 4356A		
	Carried over from November agenda .....	10/13/93	835
<b>12:00</b>	<b>LUNCH</b>		

# AGENDA

REVISED 12/06/93

1:30	<b>ENVIRONMENTAL PROTECTION COMMISSION[567] (CONT)</b> Water supplies, 41.3(1)"b"(2)"3," 41.3(1)"c"(2)"4," 41.3(1)"c"(3)"6" and "10," 41.3(1)"c"(8), 41.4(1)"d"(5)"4," 41.5(1)"a," 41.10(7)"a"(3), 41.11(2)"a," 41.11(2)"c"(4) and (5), <u>Filed</u> ARC 4359A Carried over from Nov. 10/13/93	937
2:45	<b>NATURAL RESOURCE COMMISSION[571]</b> NATURAL RESOURCES DEPARTMENT[561]"umbrella" Public, commercial, private docks and dock management areas, 16.2, 16.5(1), 16.5(2), 16.5(8), 16.5(10), 16.6(1), 16.6(2), 16.7, 16.8(1), 16.8(3), 16.9(1)"e," 16.10(4), <u>Notice</u> ARC 4454A .....11/24/93 Fishing regulations, 81.2(1) to 81.2(3), 81.2(5), <u>Filed</u> ARC 4455A .....11/24/93 Trotline restriction, 85.1, <u>Filed</u> ARC 4457A .....11/24/93 Wild turkey spring hunting, 98.2(3), 98.2(5), 98.3, 98.10(2), 98.14, <u>Filed</u> ARC 4456A .....11/24/93	1184 1192 1193 1194
3:00	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b> CDBG — state block grant policy, 23.2, 23.4(3)"aa," 23.4(4), 23.5(1)"g," 23.5(1)"k"(16) to (22), 23.5(2), 23.6(2) to 23.6(4), 23.6(7), 23.7(2), 23.7(8)"a," 23.8(2), 23.8(4)"c," "g," and "i," 23.8(5)"a"(3), 23.8(6), 23.8(8), 23.8(8)"g," 23.8(9), 23.9(4)"d," 23.11(1)"c" and "d," 23.11(2), 23.13(3)"a" and "c," 23.13(3)"d"(1), 23.13(3)"e," 23.13(5)"a" to "d," 23.13(8), <u>Filed Emergency After Notice</u> ARC 4433A .....11/10/93 CDBG program — flood damage, 23.7(1)"a," <u>Filed Emergency</u> ARC 4434A .....11/10/93 HOME investment partnership program, 25.2, 25.4(1), 25.4(5)"a," 25.4(6), 25.5(1)"a" and "f," 25.5(2)"a," 25.6(2)"b," 25.9(3), 25.9(4), 25.10(2), <u>Filed Emergency After Notice</u> ARC 4435A .....11/10/93	1101 1104 1104
3:15	<b>COMMITTEE BUSINESS</b> Special Review, Grade A milk requirements	
<b>WEDNESDAY, DECEMBER 15</b>		
9:00	<b>REVENUE AND FINANCE DEPARTMENT[701]</b> Taxable and exempt sales — admissions to amusements, athletic events, commercial amusement enterprises, fairs, and games, 16.26, 17.1(2), rescind 16.27, 16.28, 16.31, <u>Filed</u> ARC 4436A .....11/10/93 Prescription and nonprescription drugs and medical devices, 20.7, 20.8, 20.9(3)"a," "c," and "e," 20.9(4)"f" to "h," 20.10, <u>Notice</u> ARC 4437A .....11/10/93 Determination of net income — material participation, 40.38(1)"c," <u>Notice</u> ARC 4438A, also <u>Filed Emergency</u> ARC 4439A .....11/10/93 Collection of debts owed the state of Iowa or a state agency, ch 151, <u>Notice</u> ARC 4440A, also <u>Filed Emergency</u> ARC 4441A .....11/10/93	1140 1090 1127 1129
9:30	<b>LOTTERY DIVISION[705]</b> REVENUE AND FINANCE DEPARTMENT[701]"umbrella" Iowa's Lucky Day, ch 13, <u>Notice</u> ARC 4421A, also <u>Filed Emergency</u> ARC 4402A .....11/10/93	1123
9:40	<b>INSURANCE DIVISION[191]</b> COMMERCE DEPARTMENT[181]"umbrella" Small group health benefit plans, ch 71, <u>Filed</u> ARC 4414A .....11/10/93	1138
9:50	<b>PERSONNEL DEPARTMENT[581]</b> IPERS — coverage elections, quorum of IPERS investment board, investments in South Africa, 21.1(5)"f," 21.5(1)"c," 21.25, <u>Filed</u> ARC 4444A .....11/10/93	1139
10:00	<b>MEDICAL EXAMINERS BOARD[653]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Licensure requirements, allied health committee, 10.3(5)"l"(6), 11.1(1)"b"(2)"3," <u>Notice</u> ARC 4459A .....11/24/93 Registration of acupuncturists, ch 14, <u>Notice</u> ARC 4458A .....11/24/93	1178 1178
10:10	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Barber school hours, 20.6(1), <u>Notice</u> ARC 4451A .....11/24/93 Podiatry — examination fee, prevention of HIV and HBV transmission, license and temporary license denial, discipline, 220.1(2)"a," 220.3(2), 220.6, 220.205, 220.212(14), <u>Notice</u> ARC 4426A .....11/10/93	1186 1086

# AGENDA

REVISED 12/06/93

<b>10:20</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Local substitute medical decision-making boards, 85.3(5), 85.5), 85.6(2), 85.12, <u>Notice</u> ARC 4452A .....	11/24/93	1186
<b>10:30</b>	<b>HEALTH DATA COMMISSION[411]</b> Submission of data, posting and submission of hospital price information, health care utilization task force, 6.3(2), 6.3(8)"j," "l," and "u," 6.5(1), 6.5(2), rescind chs 8 and 9, <u>Filed</u> ARC 4453A .....	11/24/93	1192
<b>10:40</b>	<b>SESQUICENTENNIAL COMMISSION, IOWA STATEHOOD[731]</b> County sesquicentennial commission certification, criteria for grant proposals and awards, chs 1, 2, <u>Filed</u> ARC 4445A .....	11/24/93	1197
<b>10:50</b>	<b>SOIL CONSERVATION DIVISION[27]</b> AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Coal mining, ch 40, <u>Amended Notice</u> ARC 4424A .....	11/10/93	1095
<b>11:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Vehicle registration and certificate of title; special mobile equipment; handicapped identification devices; motor vehicle dealers, manufacturers and distributors; transporter plates; motor vehicle equipment, 400.1(14), 400.3(10)"a," 400.3(15), 400.17(4), 400.17(5), 400.25, 400.27, 400.35, 400.41(2)"b"(4), 400.41(2)"j," 400.50, 400.50(1)"a," 400.52(3), 400.55(1), 400.55(5), 410.1(1), 411.5, 420.1, 420.5, 420.12, 420.14, 450.4, 450.5(2)"a"(4), <u>Notice</u> ARC 4416A .....	11/10/93	1096
	General information, license examination and issuance, sanctions, OWI and implied consent, 600.4(4), 604.13(4), 604.40(2), 604.50, 605.5(6)"c," 605.10, 605.11(2)"e," 605.25, 605.26, 615.11(2), 615.15, 615.29(3)"c," 615.30, 615.38(1), 615.45(1)"j," 620.3(3)"c," 620.5(2), <u>Filed</u> ARC 4448A .....	11/24/93	1199
	Iowa airport registration, 720.1 to 720.4, 720.4(6), 720.5, 720.6, 720.10, 720.10(1)"a," 720.10(2)"a," "c," and "e," 720.10(3), 720.10(4), 720.15(2), 720.15(3), <u>Notice</u> ARC 4412A .....	11/10/93	1098
<b>11:10</b>	<b>ELDER AFFAIRS DEPARTMENT[321]</b> Definitions, fiscal policy, nutrition services, 1.7, 5.1(4)"j," 5.2(1)"b," 6.8"20," 7.3(1), 7.3(2), 7.3(4)"b," 7.3(7)"a," 7.3(9)"a," 7.3(9)"b," 7.3(9)"b"(2), 7.3(10) to 7.3(20), 7.4, <u>Filed</u> ARC 4460A .....	11/24/93	1189
	Adult day care and institutional-based respite care; noninstitutional respite care, chs 24 and 25, <u>Notice</u> ARC 4417A .....	11/10/93	1065
<b>11:15</b>	<b>UTILITIES DIVISION[199]</b> COMMERCE DEPARTMENT[181]"umbrella" Collaboration in energy efficiency planning, 35.6(1), 35.8(9), <u>Notice</u> ARC 4461A .....	11/24/93	1187
	Sensitivity analysis, 35.8(6), <u>Notice</u> ARC 4449A .....	11/24/93	1188
	Special Review - Sulfur Dioxide emissions under the Federal Clean Air Act .....	9/15/93	669
<b>11:45</b>	<b>RACING AND GAMING COMMISSION[491]</b> INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Thoroughbred racing — jockey's weight, 10.4(19)"i"(2) and (3), <u>Filed</u> ARC 4422A .....	11/10/93	1140
	Riverboat license, 20.10(5)"l," 25.10(2), <u>Notice</u> ARC 4423A .....	11/10/93	1089

## NO REPRESENTATIVE REQUESTED FOR THE FOLLOWING:

### ARCHITECTURAL EXAMINING BOARD[193B]

Professional Licensing and Regulation Division[193]  
COMMERCE DEPARTMENT[181]"umbrella"

NCARB publication dates; description of seal; sales of goods and services; petition for rule making

and for declaratory ruling, 2.2(1), 4.1(6)"b," chs 7 and 8, Notice ARC 4443A .....

### CORRECTIONS DEPARTMENT[201]

Preemployment tests, criminal records checks, 40.5(10), Notice ARC 4442A .....

### GENERAL SERVICES DEPARTMENT[401]

State vehicle dispatcher vehicle assignments, 1.8(4), 1.8(6), Notice ARC 4427A .....

### PHARMACY EXAMINERS BOARD[657]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Controlled substance accountability, 10.10(6), Notice ARC 4415A .....

# AGENDA

REVISED 12/06/93

## PUBLIC EMPLOYMENT RELATIONS BOARD[621]

General provisions, prohibited practice complaints, internal conduct of employee organizations,  
administrative remedies, 1.2, 1.3, 1.6(1), 1.6(2), 1.6(4), 1.6(6), 3.1 to 3.4, 3.5(3), 3.7, 3.8, 3.10,

8.2(2)"a," "b," and "f," 8.5, 9.1, 9.2, Notice ARC 4420A .....11/10/93

1087

## SECRETARY OF STATE[721]

Election forms and instructions, renumber 21.1 to 21.17 as 21.1 to 21.830; amend renumbered 21.1,  
21.1(1) to 21.1(4), 21.1(11)"h" and "i," 21.2(1), 21.300, 21.300(1), 21.300(2), 21.800(3)"b"(1) and (2),

21.801, 21.801(1), 21.801(2), 21.810(1), Filed ARC 4450A .....11/24/93

1195