

MAY AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting Tuesday, May 11, 1993, 10 a.m. and Wednesday, May 12, 1993, 9 a.m. in Senate Committee Room 22, State Capitol. The following rules will be reviewed:

TUESDAY, MAY 11

BULLETIN PAGE

10:00 COMMITTEE BUSINESS

10:05 GENERAL SERVICES DEPARTMENT[401]

State vehicle dispatcher vehicle assignments, 1.8, Notice ARC 3903A4/14/93 2003

10:10 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Apiary — American foulbrood disease, three new exotic parasites, Africanized honeybees, 22.2 to 22.8,

Filed ARC 3922A 4/28/93 2185

Dairy trade practices — monthly promotional filings, 23.8(4), Filed ARC 3892A4/14/93 2056

Pseudorabies disease, 64.156(2)"d," 64.157(2)"c," 64.157(5), 64.158(2)"f," 64.158(3)"c," 64.158(4), 64.158(6),

64.159, 64.162(4)"b," Filed ARC 3921A4/14/93 2056

10:20 LIVESTOCK HEALTH ADVISORY COUNCIL[521]

Recommendations for fiscal year 1993-1994, ch 1, Notice ARC 3908A4/14/93 2014

10:30 CAMPAIGN FINANCE DISCLOSURE COMMISSION[121]

Complaint procedure, reporting requirements, 1.16, 4.2, 4.6(7), 4.18, Notice ARC 3924A4/28/93 2129

10:40 COLLEGE STUDENT AID COMMISSION[283]

EDUCATION DEPARTMENT[281]"umbrella"

Federal family education loan programs, ch 10, Notice ARC 3897A4/14/93 1997

10:50 CORRECTIONS DEPARTMENT[201]

Community corrections compliance with specific program requirements developed by the department of

corrections 40.2(4)"c," 40.2(4)"e," Filed ARC 3920A4/14/93 2057

11:00 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]

Export trade assistance program, 61.2, 61.3"2," 61.5(1), 61.5(5), 61.6, Filed ARC 3904A4/14/93 2057

11:10 ELDER AFFAIRS DEPARTMENT[321]

Use of federal Title VII funds as match for state funds allocated for care review coordinators, 5.9(4),

Filed ARC 3893A 4/14/93 2058

11:20 ENVIRONMENTAL PROTECTION COMMISSION[567]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"

Volatile organic compound (VOC), 20.2 Notice ARC 3938A4/28/93 2130

Laboratory certification, 42.2(1)"b"(9) and (10), Filed ARC 3914A4/14/93 2058

Well contractor certification, 82.1 to 82.3, 82.6, 82.10(5), 82.10(8), 82.13(1)"g" and "h," Notice

ARC 3910A, also Filed Emergency ARC 3911A4/14/93 2025

Solid waste management and disposal — special waste authorization, 100.2, 100.3(2), 100.3(2)"a," 102.15,

102.15(2), Notice ARC 2803A Terminated, Notice ARC 3909A4/14/93 2000

Waste oil, use of recycled oil for road oiling, dust control, and weed control, rescind 119.3(2) and ch 143,

Notice ARC 3913A4/14/93 2003

Prohibition against land application of petroleum-contaminated soils on flood plains, 121.3(3),

Notice ARC 3912A4/14/93 2003

11:30 NATURAL RESOURCE COMMISSION[571]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"

Use of firearms, Badger Creek area, 51.3(1)"f," Notice ARC 3939A4/28/93 2176

Ice fishing shelters, 55.1, Notice ARC 3940A4/28/93 2177

Nonresident deer hunting, 94.1, 94.2, 94.5(1), 94.8, Filed Emergency After Notice ARC 3941A4/28/93 2182

LUNCH

MAY AGENDA

1:30

HUMAN SERVICES DEPARTMENT[441]

Developmental disabilities basic grant program, 1.7, ch 38 title and preamble, 38.1, 38.2, 38.3, 38.3(1), 38.3(3), 38.4, 38.5, 38.5(1)"c," 38.5(2), 38.5(3), 38.6 to 38.8, 38.10 to 38.12, <u>Notice</u> ARC 3884A	4/14/93	2004
ADC eligibility — stepparent's resources not considered, 41.6(2)"c," <u>Notice</u> ARC 3930A	4/28/93	2164
Income eligibility guidelines for Federal Surplus Food Program, 73.4(3)"d"(2) <u>Notice</u> ARC 3929A	4/28/93	2165
Statewide average cost to private pay person for nursing care, 75.15(2) <u>Notice</u> ARC 3928A	4/28/93	2165
HCBS/MR and HCBS/MR/OBRA waiver services, 77.37(3)"c"(3) to (5), 77.37(3)"d"(3), (5), 77.37(5)"d," 77.37(6)"b"(4), 77.37(7), 77.37(7)"b, 77.37(8), 77.37(8)"a"(2), 77.37(8)"d," 77.37(9)"b," 77.37(10), 77.37(11), 77.37(11)"a"(2), (3), and (9), 77.37(11)"b," 77.37(11)"b"(2) and (4), 77.37(11)"c," 77.37(12)"b," "c," "d," and "f," 77.37(13), 77.37(13)"a"(1), (4), (11), and (12), 77.37(13)"b"(2), (4) to (7), 77.37(13)"c," 77.37(13)"c"(1) and (2), 77.37(13)"d," (1), (3), and (4), 77.37(13)"e" to "i," 77.37(14), 77.37(14)"a," 77.37(15) to 77.37(17), 77.37(21)"b"(16), 77.37(21)"d"(1), (2), and (4), 77.37(22), 77.37(22)"f"(2), 77.37(22)"g," 77.37(23)"a," 77.37(24)"b"(1) to (3), 77.37(25)"e," 77.37(26)"d"(1) to (3), 77.37(28)"a," 77.37(28)"a"(1), 77.37(29)"b," 77.37(31)"a"(1) and (2), 77.37(32), 78.41, 78.41(1), 78.41(1)"b" and "c," 78.41(1)"e"(3), (6), (11), and (13), 78.41(1)"f"(1) to (3), 78.41(1)"g," 78.41(1)"g"(2) to (5), 78.41(1)"h"(1) to (3), (5), 78.41(1)"i," 78.41(1)"i"(1) and (3), 78.41(1)"j" and "n," 78.41(2), 78.41(2)"b," "c," "e," and "i," 78.41(3)"a"(4), 78.41(3)"b," 78.41(4), 78.41(4)"a," 78.41(5), 78.41(6), 78.41(6)"a," 78.41(7)"a," 78.41(7)"a"(2) and (3), 78.41(7)"c" to "k" and "m," 79.1(1)"c," 79.1(2), 79.1(15)"a," "b," "d," and "e," 83.60, 83.61(1)"b" and "c," 83.61(1)"c"(1), 83.61(1)"e," 83.61(1)"g"(4), 83.61(1)"h," 83.61(2)"a" and "b," 83.62(3)"c," "e," and "f," 83.62(4)"d," 83.63, 83.63(1), 83.65, 83.67, 83.68(3)"c" and "f" to "h," 83.69, 83.70, <u>Notice</u> ARC 3932A	4/28/93	2166
Standards for providers of services to persons with mental illness, mental retardation, and developmental disabilities, rescind chs 24, 25, 33, 35, and 36; new ch 24, <u>Notice</u> ARC 3933A	4/28/93	2131
Differential reimbursement for certain auxiliary personnel of a physician, 79.1(2), 79.1(7), <u>Notice</u> ARC 3338A <u>Terminated</u> ARC 3883A	4/14/93	2009
Medicaid — repayment of identified overpayments or other erroneous payments, 79.2(2)"u," 79.2(3)"j," <u>Notice</u> ARC 3931A	4/28/93	2175
PROMISE JOBS program, 93.10(6), 93.10(8)"b," 93.11(9)"c," 93.12(2), 93.14(7), 93.14(10), 93.14(10)"c," 93.15(1), 93.15(1)"e," 93.19(1) to 93.19(3), 93.21(9), <u>Notice</u> ARC 3896A	4/14/93	2009

2:00

INSPECTIONS AND APPEALS DEPARTMENT[481]

Food and food service establishments — fees, utility sinks, storage temperature for shell eggs, minimum cooking temperature for ground beef, toilet facilities, 30.3(5), 31.1"9" and "10," 32.1"10" to "12," 32.3(5), <u>Notice</u> ARC 3894A	4/14/93	2012
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2:10

STATE PUBLIC DEFENDER[493]

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Indigent defense advisory commission, requirements for private attorneys who contract to provide legal defense representation, 1.4(1), 10.1, 10.3, 10.4, 10.6(3), 10.7, 10.8, 10.10, 10.11, <u>Notice</u> ARC 3895A	4/14/93	2015
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2:30

RACING AND GAMING COMMISSION[491]

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Organization and operation, practice and procedure before the racing and gaming commission, applications for track licenses and racing dates, greyhound racing, thoroughbred racing, riverboat operation, 1.2(2), 4.4, 5.15(3), 5.15(4), 6.3, 7.1, 7.2(10), 7.4(1)"a," 7.8(4)"a" and "b," 10.1, 10.2(6)"a"(1), (3), (4) and (6), 10.3(13), 10.4(6)"b" and "e," rescind 25.16(2)"a," <u>Notice</u> ARC 3888A, also <u>Filed Emergency</u> ARC 3887A	4/14/93	2028
Commission approval of contracts and business arrangements, change of custody when drug testing a licensee, greyhound and thoroughbred racing, stockholder reporting, 4.1, 4.28, 5.8, 7.1, 7.5(9), 7.6(18), 7.7(6), 7.9(4)"e" and "f," 7.10(3), 10.4(1), 10.4(1)"d," 10.4(16)"a"(8) and (12) to (15), 10.4(16)"c"(7), 10.4(16)"d"(1) and (6), 10.4(17)"b"(6) to (11), 10.5(1)"g," 10.5(2)"h" and "k," 10.5(6)"b," 10.5(16)"f," 10.5(17)"a"(1)"2," 10.5(17)"f," 24.14(7), <u>Filed Emergency</u> ARC 3891A	4/14/93	2030
Mutuel department, ch 8, <u>Filed Emergency</u> ARC 3889A, also <u>Filed</u> ARC 3890A	4/14/93	2032

2:40

REVENUE AND FINANCE DEPARTMENT[701]

Determination of taxable income — reduction in state itemized deductions for certain high-income taxpayers, reduced state deduction for home mortgage interest for taxpayers with mortgage interest credit, 41.11, 41.12, <u>Filed</u> ARC 3918A	4/14/93	2075
Determination of net income — consolidated Iowa corporation tax returns, 53.15(1)"a," <u>Filed</u> ARC 3937A	4/28/93	2187

MAY AGENDA

- 2:50 CIVIL RIGHTS COMMISSION[161]**
70-day delay of ARC 3760A, amendments to chs 1 to 3, 6, 8 to 11, 15 2/17/93 1669
- 3:00 PERSONNEL DEPARTMENT[581]**
Definitions; classification; pay; recruitment, application and examination; appointments; promotion, transfer, temporary assignment and voluntary demotion; separations, disciplinary actions and reduction in force; performance planning and evaluation; leave; benefits, 1.1, 3.2(1), 3.4, 3.5(4), 4.1, 4.4(1), 4.5(1), 4.5(1)"e" and "i," 4.5(2)"f," 4.5(4)"b" and "c," 4.5(8) to 4.5(10), 4.5(18), 5.2(4)"b"(8), 8.3, 8.6, ch 10 title, 10.2, 10.6, 11.1(3)"h," 11.3, 13.2(1), 14.2(2)"o," 14.3(10), 14.15, 14.17, 15.6, 15.9, Filed ARC 3915A4/14/93 2061

WEDNESDAY, MAY 12

- 8:30 REAL ESTATE COMMISSION[193E]**
Professional Licensing and Regulation Division[193]
COMMERCE DEPARTMENT[181]"umbrella"
Business conduct — prohibited practices, 1.31, Notice ARC 3464A Terminated, Notice ARC 3853A
Carried over from April meeting3/31/93 1949
- 8:45 SOIL CONSERVATION DIVISION[27]**
AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella"
Financial incentive program for soil erosion control — state soil survey data base, 10.20, 10.51(1), 10.51(1)"a" to "e," Filed ARC 3916A4/14/93 2076
- 9:00 TRANSPORTATION DEPARTMENT[761]**
Special mobile equipment, interstate registration and operation of vehicles, interstate motor vehicle fuel permits, special permits for operation and movement of vehicles and loads of excess size and weight, truck operators and contract carriers, motor carriers and charter carriers, liquid transport carriers, 410.3(2), 500.1, 500.2, 500.3(1), 500.3(3)"a" and "c," 500.3(4)"a" and "c," 500.3(5)"a"(2), "b"(2), 500.3(6), 500.6 to 500.12, 500.14, 500.17, 500.20, 505.2, 505.3(2), 505.3(4) to 505.3(7), 505.4(12)"b," 505.6(2)"b," 511.2, 511.2(1) to 511.2(5), 511.4(1)"a," 511.4(2)"a" and "b," 511.5(1), 511.5(6)"b"(3), 511.7 to 511.10, 511.11(2), 511.14(2)"g" and "i," 511.14(3)"e," 523.1(4)"a," 523.3, 523.3(1), 523.5(2), 523.7, 523.8(3), 523.8(4), 523.8(13)"c" and "d," 525.1(7), 525.3(4), 525.4, 525.4(1), 525.5, 525.5(1), 525.5(4), 525.7, 525.12, 525.14(3), 525.14(4), 525.14(12)"c" and "d," 525.15(2), 525.15(3), 528.1(1), 528.2(1), 528.3, 528.3(1), 528.4(1), 528.4(6), 528.7, 528.11(3), 528.11(4), 528.11(11)"c" and "d," 528.13(2), 528.13(3), Filed ARC 3927A4/28/93 2187
Safety and hazardous materials, 520.1(1)"a" and "b," Notice ARC 3926A4/28/93 2178
- 9:15 UTILITIES DIVISION[199]**
COMMERCE DEPARTMENT[181]"umbrella"
Tariffs filed and revision of Chapter 35 — energy efficiency programs, 7.4(4), 35.1"6" to "10," 35.2, 35.4(1) to 35.4(4), 35.8(3) to 35.8(8), 35.8(12), 35.9(6), 35.9(7), 35.10(4), 35.12, 35.12(1)"b," 35.12(2)"a," 35.12(3)"b"(2) to (4), 35.12(3)"c," Filed ARC 3944A4/28/93 2196
Deferral of SFAS 106 expenses and transition costs, 7.11(5), 7.11(6), Notice ARC 3902A4/14/93 2023
North American numbering plan change—toll dialing patterns, 22.21 Notice ARC 3943A4/28/93 2180
- 9:25 PUBLIC HEALTH DEPARTMENT[641]**
Notification and surveillance of reportable diseases, 1.2(1)"a" and "b," Notice ARC 3936A4/28/93 2177
- 9:30 SUBSTANCE ABUSE COMMISSION[643]**
PUBLIC HEALTH DEPARTMENT[641]"umbrella"
Licensure standards for substance abuse treatment programs, 3.1, 3.3, 3.5(1)"i," 3.5(3), 3.7(1), 3.7(1)"a," 3.22(5)"a"(15), 3.22(5)"k"(3), 3.22(5)"m," 3.22(6), 3.22(10)"a," 3.22(11), 3.22(12)"b" to "d" and "g," 3.22(13)"a," 3.22(14) to 3.22(16), 3.22(17)"g" to "o," 3.22(19)"c," 3.22(24)"a"(6), 3.22(24)"b"(1), 3.22(25), 3.24(11), 3.24(14)"c"(8), 3.24(14)"d," Notice ARC 3919A4/14/93 2016

MAY AGENDA

9:40	LAW ENFORCEMENT ACADEMY[501]		
	Definitions of facility and jailer, 1.1, <u>Filed Emergency</u> ARC 3899A	4/14/93	2027
	Salvage vehicle theft examinations and examiners, 1.1, ch 11, <u>Filed</u> ARC 3901A	4/14/93	2059
	Color vision tests for law enforcement officers, 2.1(9), <u>Filed Emergency</u> ARC 3900A	4/14/93	2027
	Standard certifying course for approved law enforcement facilities, 3.3, rescind 3.4 and 3.6,		
	<u>Filed</u> ARC 3886A	4/14/93	2060
	Curriculum for long course, 3.5, <u>Filed</u> ARC 3885A	4/14/93	2060
10:00	LABOR SERVICES DIVISION[347]		
	EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"		
	Permit-required confined spaces for general industry, 10.20, <u>Filed Emergency After Notice</u> ARC 3898A	4/14/93	2026
	Storage and handling of liquefied petroleum gases, explosives, and blasting agents, 10.20 <u>Notice</u> ARC 3934A	4/28/93	2176
10:10	BREAK		
10:20	INSURANCE DIVISION[191]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	NASAA guidelines, 50.57, <u>Notice</u> ARC 3917A	4/14/93	2013
10:30	EDUCATIONAL EXAMINERS BOARD[282]		
	EDUCATION DEPARTMENT[281]"umbrella"		
	Conviction of crimes, child abuse, sexual and other immoral conduct with or toward children or students,		
	alcohol or drug abuse, 12.2, Carried over from April meeting, <u>Notice</u> ARC 3831A	3/17/93	1856
10:35	EDUCATION DEPARTMENT[281]		
	Phase III, educational excellence program, ch 91, <u>Filed</u> ARC 3826A	3/17/93	1886
	Delayed 70 days at March meeting		
NO AGENCY REPRESENTATIVE REQUESTED FOR THE FOLLOWING:			
	BANKING DIVISION[187]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Application procedures — hearings, 2.4(3), 2.12(1), 2.12(10)"a," <u>Filed</u> ARC 3925A	4/28/93	2186
	HISTORICAL DIVISION[223]		
	CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"		
	Historic resource development program, 49.2, 49.5(1), 49.5(3), 49.5(4)"a," 49.7(1)"b"(6), <u>Filed</u> ARC 3923A	4/28/93	2186
	REAL ESTATE APPRAISER EXAMINING BOARD[193F]		
	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Sales of goods and services, ch 11, <u>Filed Emergency</u> ARC 3942A	4/28/93	2184
	SECRETARY OF STATE[721]		
	Signature requirements for ward seats in certain cities, 21.15 <u>Notice</u> ARC 3935A	4/28/93	2178
	TREASURER OF STATE[781]		
	Deposit and security of public funds in savings and loans, ch 3, <u>Notice</u> ARC 3776A <u>Terminated</u> ARC 3905A	4/14/93	2023
	Deposit and security of public funds in savings and loans, ch 3, <u>Notice</u> ARC 3906A, also		
	<u>Filed Emergency</u> ARC 3907A	4/14/93	2052