

AUGUST AGENDA

REVISED 7/27/92

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, August 11, 1992, 10 a.m. and Wednesday, August 12, 1992, 8:30 a.m. in Senate Committee Room 22, State Capitol. The following rules will be reviewed:

TIME	BULLETIN	PAGE
10:00	HUMAN SERVICES DEPARTMENT[441]	
	Special Review—Patient abuse in care facilities, 81.13(7) <u>Filed without Notice</u> ARC 3069A	6/10/92 2348
	Standards for services to persons with mental retardation, developmental disabilities, or chronic mental illness; mental health, mental retardation, developmental disabilities, and brain injury community services, ch 22 title, 22.1, 22.4, ch 23, <u>Notice</u> ARC 3141A, also <u>Filed Emergency</u> ARC 3140A	7/8/92 49
	Locations for filing Medicaid and ADC applications, 40.3, 40.4(2), 76.1(1), 76.1(3), <u>Filed Emergency After Notice</u> ARC 3121A	7/8/92 56
	Medicaid policy and rates mandated by the General Assembly, immunization replacement program, medically needy certification period, 54.3(15), 77.37(26)"d," 78.1(2)"e," 78.1(3), 78.22, 78.23, 78.41(1)"c," 79.1(2), 79.1(7), 79.1(9)"d," 81.6(16)"a" and "e," 82.5(11)"e"(4), 82.5(16)"c" and "g," 83.67, 86.1, 86.17, 86.18, <u>Notice</u> ARC 3133A	7/8/92 21
	Medicaid policy and rates mandated by the General Assembly, immunization replacement program, 54.3(15), 77.37(26)"d," 78.22, 78.23, 78.41(1)"c," 79.1(2), 79.1(7), 79.1(9)"d," 81.6(16)"a" and "e," 82.5(11)"e"(4), 82.5(16)"c" and "g," 83.67, <u>Filed Emergency</u> ARC 3132A	7/8/92 57
	Income eligibility guidelines for the Federal Surplus Food Program, 73.4(3)"d"(2), <u>Filed Emergency After Notice</u> ARC 3122A	7/8/92 60
	Mothers and Children (MAC) — exemption from establishing paternity for children covered by Medicaid, 75.14(1)"c," 75.14(4), 75.14(6), <u>Filed</u> ARC 3123A	7/8/92 83
	Application for Medicaid for child in foster care, 76.1, <u>Notice</u> ARC 3168A	7/22/92 154
	Review form for children in foster care and subsidized adoption, 76.7, <u>Filed</u> ARC 3124A	7/8/92 84
	Model waiver services program for the ill and handicapped, 77.30(4), 77.30(5)"b," 78.34(1)"b" and "c," 78.34(2), 78.34(4), 79.1(2), 83.2(1)"g," 83.2(2), 83.3(3)"c," 83.4(2), 83.5 to 83.7, 83.8(1)"b," 83.9, <u>Notice</u> ARC 3146A	7/8/92 25
	Amount, duration and scope of medical and remedial services; other policies relating to providers of medical and remedial care, 78.1(1)"a," 78.1(2), 78.1(2)"b" and "d," 78.1(3), 78.1(5), 78.1(9), 78.1(9)"d," 78.1(13)"c," 78.1(19), 78.2(1), 78.2(1)"b," 78.3, 78.3(18), 78.8, 78.10(1)"c," 78.10(2)"a"(1) and (5), 78.10(2)"b," 78.10(3), 78.10(3)"c"(1) and (2), 78.10(4)"b," 78.15, 78.28(5)"b" and "c," 78.28(6)"b," 79.1(5)"n" and "q," <u>Filed</u> ARC 3125A	7/8/92 84
	Medicaid providers supplying laboratory services, 79.13, <u>Filed Without Notice</u> ARC 3126A	7/8/92 88
	Nursing facilities — Iowa Veteran's Home, 81.6(16)"c" and "e," <u>Notice</u> ARC 3144A	7/8/92 27
	Intermediate care facilities for mentally retarded, 82.1, 82.2, 82.10(1), 82.15(1)"b," 82.16, <u>Filed</u> ARC 3127A	7/8/92 89
	Child support recovery program, 95.1, 95.11, 96.2, 96.13, 96.15(5), 98.3(2)"a," <u>Notice</u> ARC 3135A	7/8/92 27
	Collections, nonassistance child support recovery program, 95.11(4), 95.11(4)"a" and "b," 96.13, 96.15(5), <u>Filed Emergency</u> ARC 3134A	7/8/92 60
	Policy, rates, and income guidelines for social services, 130.3(1)"d"(2), 130.3(3)"z," rescind ch 132, 150.1, 150.2(3), 150.2(4), 150.3(5)"a"(8), 150.3(5)"p"(1) and (2), 150.3(5)"r," 150.3(5)"u"(3), 150.6, ch 153 title, 153.1, 153.2(4), 153.3(1), 153.3(3), 153.4(2), 153.5(2) to 153.5(6), 153.6, 153.11 to 153.22, 153.51 to 153.59, <u>Notice</u> ARC 3130A, also <u>Filed Emergency</u> ARC 3131A	7/8/92 61
	Purchase of adoption services, 130.3(1)"e," ch 157, <u>Notice</u> ARC 3145A	7/8/92 30
	Mental illness, mental retardation, and developmental disabilities — local services, 153.31 to 153.42, <u>Notice</u> ARC 3139A, also <u>Filed Emergency</u> ARC 3138A	7/8/92 68
	Foster care, 156.6(1), 156.9(2), 156.12(1), 156.20, 202.3(1) and (3), 202.8(2) and (5), 202.17, <u>Notice</u> ARC 3137A, also <u>Filed emergency</u> ARC 3136A	7/8/92 70
	Family development and self-sufficiency program (FaDSS), 165.3(3), 165.3(4), <u>Notice</u> ARC 3129A, also <u>Filed Emergency</u> ARC 3128A	7/8/92 72
	Subsidized adoptions, 201.5(9), <u>Notice</u> ARC 3120A, also <u>Filed Emergency</u> ARC 3119A	7/8/92 73
11:00	ENVIRONMENTAL PROTECTION COMMISSION[567]	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Administrative penalties, 10.1, 10.2, 10.2(4), 10.3, 10.3(2), <u>Notice</u> ARC 3162A	7/8/92 20
	NPDES permit program for storm water discharges, 60.1, 60.2, 60.3(2), 60.4(2)"b," 64.1(4), 64.2(8)"a," 64.3(1)"f," 64.3(1)"h"(4), 64.3(4), 64.3(5), 64.3(7), 64.3(8)"e," 64.3(11), 64.4 to 64.18 <u>Filed</u> ARC 3153A	7/8/92 76
	Underground storage tanks — financial responsibility, 136.2(4), <u>Filed</u> ARC 3163A	7/8/92 83

AUGUST AGENDA

REVISED 7/27/92

TIME		BULLETIN	PAGE
11:15	NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Boating safety equipment, 37.2, 37.6, <u>Filed</u> ARC 3184A7/22/92 Controlled deer hunting on the Lake Darling State Recreation Area, 105.4(1), <u>Notice</u> ARC 3185A7/22/92		211 156
11:20	ATTORNEY GENERAL[61] Crime victim compensation, 9.25 to 9.33, <u>Notice</u> ARC 3150A 7/8/92		9
11:30	LUNCH		
1:30	PUBLIC HEALTH DEPARTMENT[641] Special Review—Swimming pool regulation in rural Iowa, Ch 15 IAC Swimming pools and spas, ch 15, <u>Notice</u> ARC 2633A <u>Terminated</u> ARC 3147A 7/8/92 Mammography, 38.8(1), 41.1(12), <u>Notices</u> ARC 3051A and ARC 3049A <u>Amended</u> ARC 3182A7/22/92 Disciplinary hearings — fees and costs, 173.19, <u>Notice</u> ARC 3142A 7/8/92		39 163 39
1:50	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Barber examiners — manicuring and artificial nails, 20.1(1), 20.1(2), <u>Notice</u> ARC 3143A 7/8/92 Cosmetology, chs 60 to 68, <u>Notice</u> ARC 2911A <u>Terminated</u> ARC 3183A7/22/92 Dietetic examiners, 80.4(3), 80.4(4), <u>Filed Emergency</u> ARC 3204A7/22/92		38 163 204
2:00	BLIND, DEPARTMENT FOR THE[111] Business enterprises program — vending facilities, ch 7, <u>Notice</u> ARC 3164A 7/8/92		12
2:20	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Jobs training program, rescind chs 6 and 7, new ch 7, <u>Notice</u> ARC 3151A, also <u>Filed Emergency</u> ARC 3152A 7/8/92 Community development block grant nonentitlement program, 23.2, 23.4(3)"m," "x," and "z," 23.5(1), 23.5(1)"j" and "k," 23.6(2), 23.6(6), 23.6(8), 23.7(1)"a," "b," and "g," 23.7(2), 23.7(5)"e," 23.7(8)"a," 23.8(2), 23.10 to 23.13, 23.13(7), <u>Notice</u> ARC 3156A 7/8/92		43 17
2:40	ELDER AFFAIRS DEPARTMENT[321] Amendments to comply with Older Americans Act — use of Title III funds for prevention of elder abuse, neglect and exploitation, 1.7, 6.4(2)"x," 6.8"21," 6.10(1), 7.7, <u>Filed</u> ARC 3165A7/22/92		210
WEDNESDAY, AUGUST 12, 1992			
9:00	PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591] Property transfer insurance, Ch 10 title, 10.1(5), 10.5, <u>Notice</u> ARC 3200A7/22/92 Installers and inspectors, 15.1, 15.4(4), <u>Notice</u> ARC 3201A7/22/92 Appeals — contested cases, ch 17, <u>Notice</u> ARC 3202A, also <u>Filed Emergency</u> ARC 3203A7/22/92		158 160 198
9:20	PERSONNEL DEPARTMENT[581] Early retirement incentive program, 11.1(3), <u>Notice</u> ARC 3191A, also <u>Filed Emergency</u> ARC 3192A7/22/92 Sexual harassment defined, discrimination complaint procedure, 20.1, 20.2(2), 20.6, <u>Notice</u> ARC 3189A, also <u>Filed Emergency</u> ARC 3190A7/22/92 Iowa public employees retirement system, 21.1 to 21.24, <u>Notice</u> ARC 3188A, also <u>Filed Emergency</u> ARC 3187A7/22/92		179 179 180
9:30	INDUSTRIAL SERVICES DIVISION[343] EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella" Contested cases, informal dispute resolution procedures, 4.28(5), 4.33, 4.40(3) to 4.40(5), 4.45 to 4.47, 8.2, 10.1(3) to 10.1(8), 10.3, <u>Notice</u> ARC 3159A 7/8/92 Contested cases — applications for alternate care, 4.48, <u>Filed Emergency</u> ARC 3154A 7/8/92		34 74

AUGUST AGENDA

REVISED 7/27/92

TIME		BULLETIN	PAGE
9:50	INSPECTIONS AND APPEALS DEPARTMENT[481] Iowa targeted small business certification program — bond waivers, 25.9, <u>Filed Emergency</u> ARC 3175A ... 7/22/92 Revocation or suspension of license if license holder is convicted of criminal offense in licensed food, food service, home food establishment, hotel or motel, 30.2, 31.10, 32.5, 34.5, 37.10, <u>Notice</u> ARC 3173A 7/22/92 Annual game night, 100.60 to 100.63, <u>Notice</u> ARC 2979A <u>Terminated</u> ARC 3171A 7/22/92 Requirements to be met by an individual or organization sponsoring an annual game night, 100.60 to 100.63, <u>Notice</u> ARC 3172A, also <u>Filed Emergency</u> ARC 3174A 7/22/92		177 155 156 178
10:10	BREAK		
10:20	PUBLIC SAFETY DEPARTMENT[661] Breath alcohol ignition interlock device, 7.8, <u>Notice</u> ARC 2372A <u>Terminated</u> , <u>Notice</u> ARC 3155A 7/8/92		40
10:30	RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Greyhound racing and thoroughbred racing — occupational license fees, 7.3(6), 10.4(1)"b," <u>Notice</u> ARC 3167A 7/22/92 Rules of poker, 26.19, <u>Notice</u> ARC 3198A, also <u>Filed Emergency</u> ARC 3199A 7/22/92		164 204
10:40	REVENUE AND FINANCE DEPARTMENT[701] Conduct of appeals, rules of practice and procedure — authority of chairperson to enter prehearing and procedural orders, 2.12, renumber 2.12 to 2.22 as 2.13 to 2.23, <u>Filed</u> ARC 3195A 7/22/92 Increase in state sales and use tax, 12.1, 14.1, 14.2, 14.3(8) to 14.3(10), 15.4(3), 16.1, 19.2, 26.1, 32.3, <u>Notice</u> ARC 3197A, also <u>Filed Emergency</u> ARC 3196A 7/22/92 Determination of net income, allocation and apportionment, 53.2(6), 54.6(3), 54.6(6), 54.9, 59.2(6), <u>Filed</u> ARC 3193A 7/22/92 Apportionment of income derived from business other than the manufacture or sale of tangible personal property, 54.6, 54.6(1), <u>Filed</u> ARC 3194A 7/22/92		211 205 212 213
11:00	SOIL CONSERVATION DIVISION[27] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Appropriations to Iowa financial incentive program for soil erosion control, 10.41, 10.41(1), 10.41(2), <u>Notice</u> ARC 3166A 7/22/92		165
11:10	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Dairy trade practices, 23.4(2)"b"(8), 23.8(1), 23.8(3), <u>Notice</u> ARC 3149A 7/8/92 State licensed warehouses and warehouse operators; licensed grain dealers and bargaining agents, chs 90 and 91, <u>Notice</u> ARC 3169A 7/22/92 Bonded warehouses, licensed grain dealers and bargaining agents, 90.6, 90.7, 90.11(3), 90.15, 90.16, 91.7, 91.8, 91.9(3), 91.14, 91.25 to 91.27, <u>Filed Emergency</u> ARC 3170A 7/22/92		9 137 172
11:20	TRANSPORTATION DEPARTMENT[761] Administrative rules and declaratory rulings, 10.2(2)"a"(3), 10.2(3)"a," <u>Notice</u> ARC 3177A 7/22/92 Regulations applicable to carriers, 520.1(1)"a" and "b," 520.1(2)"b," 520.3 to 520.7, <u>Notice</u> ARC 3205A 7/22/92		166 166
11:30	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" Rescission of peak alert rule, 20.11, <u>Notice</u> ARC 2709A <u>Terminated</u> ARC 3180A 7/22/92 Customer billing practices, 22.1(3), 22.4(2), 22.4(3)"c"(3) and (4), 22.4(3)"e," <u>Notice</u> ARC 3178A 7/22/92 Local exchange utility certificates, 22.3(8), 22.4(1)"a"(1), 22.20, <u>Notice</u> ARC 3181A, also <u>Filed Without Notice</u> ARC 3179A 7/22/92 Terminating local access transport service, 22.14(2)"d"(7), <u>Notice</u> ARC 3160A 7/8/92		169 169 215 42
11:45	LAW ENFORCEMENT ACADEMY[501] Certification of law enforcement officers, 3.3, 3.4, 3.6 <u>Notice</u> ARC 3098A — Special Review on elimination of short course 6/24/92		2415

AUGUST AGENDA

REVISED 7/27/92

NO AGENCY REPRESENTATIVE REQUESTED FOR THE FOLLOWING:

ALCOHOLIC BEVERAGES DIVISION[185]

COMMERCE DEPARTMENT[181]"umbrella"

Annual dollar limitations adjusted, 16.1(7), Filed Emergency ARC 3148A 7/8/92 43

INSURANCE DIVISION[191]

COMMERCE DEPARTMENT[181]"umbrella"

Motor vehicle service contracts — late filing fees, 23.10(2)"b," 23.12, Filed ARC 3186A7/22/92 210

LABOR SERVICES DIVISION[347]

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"

OSHA rules for general industry, 10.20, Notice ARC 3158A 7/8/92 37

OSHA rules for construction safety and health, 26.1, Notice ARC 3157A 7/8/92 38

TRANSPORTATION DEPARTMENT[761]

Air and transit division — change of address and telephone numbers, 1.8(2), 700.2, 710.4, 910.2,

920.2, 921.3, 922.1, 923.1, Filed Emergency ARC 3176A7/22/92 209