

# AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting Tuesday, November 12, 1991, 10 a.m. in Committee Room 22, State Capitol. The following rules will be reviewed:

		BULLETIN	PAGE
<b>10:00</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Cosmetology examiners, 60.9(4)"b," 62.101, 62.105, <u>Filed ARC 2449A</u> ..... 10/16/91	10/16/91	737
	Dietetic examiners, uniform rules, 80.1, 80.4(1)"a" and "b," 80.4(5), 80.100(3), 80.100(6), 80.101(2)"c," 80.101(4), 80.101(6), 80.101(7), 80.203(2) to 80.203(5), 80.211 to 80.220, chs 86 to 88, <u>Filed ARC 2508A</u> ..... 10/30/91	10/30/91	818
	Optometry examiners, uniform rules, 180.1, 180.4, 180.5(5)"c," 180.10(7), 180.11, 180.12(1)"c," 180.104, chs 186 to 188, <u>Filed ARC 2448A</u> ..... 10/16/91	10/16/91	738
	Physician assistants, 325.4(1)"a"(4) and (5), 325.6(1)"t," "u," and "v," 325.6(2), 325.6(5)"b," 325.7, 325.8, 325.10(3)"a," <u>Notice ARC 2447A</u> ..... 10/16/91	10/16/91	692
<b>10:10</b>	<b>EMPLOYMENT SERVICES</b> Elimination of local offices, <u>Special Review</u> .....	IAC	
<b>10:20</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b> <i>N/R</i> - Community development block grant nonentitlement program, 23.2, 23.4(3)"h," "t," and "y," 23.4(4)"e," 23.5(1)"i," 23.5(1)"k"(13), 23.6(1), 23.6(3), 23.6(6) to 23.6(8), 23.7(1)"c" and "g," 23.7(5)"d" and "e," 23.7(7) to 23.7(11), 23.8(5)"a"(4), 23.8(9), 23.9(4)"c," 23.9(5)"b"(6), 23.9(8), 23.11(3)"f," 23.11(8)"a"(4), 23.12(3)"e," 23.12(8), 23.13(3)"a," 23.15, <u>Filed ARC 2446A</u> ..... 10/16/91	10/16/91	715
	Home ownership and homeless assistance programs--minimum point scores, 23.11(8), 23.12(10), <u>Notice ARC 2445A</u> .....	10/16/91	677
<b>10:35</b>	<b>EDUCATION DEPARTMENT[281]</b> Child development coordinating council--appeal from terminations, refusal to issue ruling, 64.22, 64.23, <u>Notice ARC 2496A</u> ..... 10/30/91	10/30/91	765
	Educational support programs for parents of at-risk children aged birth through three years--appeal from terminations, refusal to issue ruling, 67.18, 67.19, <u>Notice ARC 2495A</u> ..... 10/30/91	10/30/91	766
	Standards for teacher education programs and graduate teacher education programs, corrective amendments to chs 77 and 78, <u>Notice ARC 2494A</u> .....	10/30/91	766
<b>10:50</b>	<b>INSURANCE DIVISION[191]</b> COMMERCE DEPARTMENT[181]"umbrella"		
	Investments in medium grade and lower grade obligations, 5.32, <u>Notice ARC 2471A</u> ..... 10/30/91	10/30/91	772
	Credit for reinsurance, 5.33, <u>Notice ARC 2472A</u> ..... 10/30/91	10/30/91	773
	Surplus lines requirements, 21.1(1), 21.2(2), 21.3(1), 21.3(2), 21.6, <u>Filed ARC 2473A</u> ..... 10/30/91	10/30/91	812
	Individual accident and health--minimum standards, 36.3, 36.4(3), 36.4(6), 36.5(3), 36.5(7), 36.5(8), 36.5(10), 36.6, 36.6(1)"g," 36.6(9), 36.6(10), 36.7(1)"g" and "j," 36.7(2), 36.7(11), 36.10(4), <u>Filed ARC 2499A</u> .....	10/30/91	812
<b>11:00</b>	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Apiary--parasites, requirement for the sale of bees, certificate of inspection required, 22.2 to 22.4, <u>Filed ARC 2509A</u> ..... 10/30/91	10/30/91	803
	Meat and poultry inspection--exotic animals, 76.6, 76.13, <u>Filed Emergency ARC 2463A</u> ..... 10/30/91	10/30/91	789
<b>11:00</b>	<b>RACING AND GAMING COMMISSION[491]</b> INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Greyhound and thoroughbred racing, excursion boat gambling, audit and cash control procedures, 1.1, 4.1, 4.3"2," "6," "7," and "8," 4.4, 4.6, 4.14, 4.15(4), 7.3(19)"a," 7.3(19)"e," 7.3(21)"a," 10.2(6), 10.2(6)"b"(4), 10.2(7)"a," 10.3(25), 10.3(26), chs 18 and 19, 20.10(4), 20.10(5)"a" and "i," 20.16, 21.11(1), 21.11(2), 21.12, 22.10(2), 22.10(4) 22.10(5), 22.13(1)"c," 22.14(1), 22.14(2), 22.14(3)"d" and "e," 22.14(7), 22.14(7)"h"(2), (5), (7) to (10), 22.18, 22.22(3), 24.14(1), 24.14(2), 24.14(9)"b," 24.24(1), 24.24(6), 24.26(2), 24.26(3), 24.26(4)"a," 24.26(5), 24.26(6)"c," 24.26(7), 24.29(8)"a"(3), 24.29(8)"b"(4), 24.30(1), 24.31(2), 24.31(3), 24.31(8)"a," 25.13(1), 25.13(2), 25.14(2), 25.14(3), 25.14(4), 25.16(1)"d," 25.16(2), 25.18(4), 25.20(3), 26.17(3), 26.18, <u>Notice ARC 2454A</u> .....	10/16/91	694

<b>11:20</b>	<b>LIVESTOCK HEALTH ADVISORY COUNCIL[521]</b>	
Recommendation, ch 1.		
<b>Filed ARC 2458A .....</b>	<b>10/30/91</b>	<b>815</b>
<b>11:30</b>	<b>PHARMACY EXAMINERS BOARD[657]</b>	
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Uniform rules relating to petitions for rule making and declaratory rulings, 1.1 to 1.9, <u>Notice ARC 2438A</u> .. 10/16/91	681	
Pharmacy and wholesale drug licenses--renewal and fees, 3.4, 3.4(2), 3.5, <u>Notice ARC 2439A</u> ..... 10/16/91	682	
Unethical conduct related to pharmacists and pharmacist-interns, 8.5, 8.6, <u>Notice ARC 2440A</u> ..... 10/16/91	683	
Discipline, 9.1 to 9.26, <u>Notice ARC 2441A</u> ..... 10/16/91	685	
Partial filling of prescriptions, 10.13(6), <u>Filed Emergency ARC 2437A</u> ..... 10/16/91	712	
Wholesale drug licenses, ch 17, <u>Notice ARC 2442A</u> ..... 10/16/91	689	
<b>11:45</b>	<b>COMMITTEE BUSINESS</b>	
<b>LUNCH</b>		
<b>1:30</b>	<b>IOWA FINANCE AUTHORITY[265]</b>	
Participation requirements for abstracters, 9.14, <u>Special Review</u> .....	IAC	
<b>1:50</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b>	
Grievance and appeal procedures for PROMISE JOBS program, 7.1, 7.5(4)"e," 7.16(9), 93.21(3), 93.21(3) "a," "b," "e," 93.26(2)"c," 93.40, 93.40(3), 93.44, 93.44(1) to 93.44(4), <u>Filed Emergency After Notice ARC 2478A</u> .....	10/30/91	789
State community mental health and mental retardation services fund and special needs grants, 32.1, 32.3, <u>Notice ARC 2457A</u> .....	10/30/91	767
Application for ADC, emergency assistance, Medicaid, state supplementary assistance, burial benefits, food stamps, 40.1, 40.3, 50.2(3), 50.2(3)"b" to "d," 56.1, 57.7, 58.3(1), 58.3(2), 65.1, 65.2, 65.4, 65.6(1) to 65.6(3), 65.9, 65.10, 65.16, 65.17, 65.19(2)"a" and "b," 65.19(10), 65.19(15), 65.19(17), 65.20(2), 65.29(2), 65.31, 65.36(4)"a," 76.1(1), 76.1(3), 86.2, <u>Notice ARC 2433A</u> , also <u>Filed Without Notice ARC 2432A</u> .....	10/16/91	718
Rescission of amendments necessitated by planned restructuring of department, 40.1, 40.3, 50.2(3), 50.2(3)"b" to "d," 56.1, 57.7, 58.3(1), 58.3(2), 65.1, 65.2, 65.4, 65.6(1) to 65.6(3), 65.9, 65.10, 65.16, 65.17, 65.19(2)"a" and "b," 65.19(10), 65.19(15), 65.19(17), 65.20(2), 65.29(2), 65.31, 65.36(4)"a," 76.1(1), 76.1(3), 86.2, 86.2(2), 86.2(3) 86.2(5), <u>Filed Emergency ARC 2477A</u> .....	10/30/91	792
ADC income and resource exemptions, schedule of living costs, chart of basic needs components, 41.1(1), 41.6(1)"l," 41.7(6)"aa," 41.8(2), <u>Filed ARC 2416A</u> .....	10/16/91	722
ADC child care deduction, 41.7(2)"b"(5), <u>Notice ARC 2452A</u> .....	10/16/91	677
Work force investment project incentive allowance payments exempted from income for ADC program, 41.7(7)"ad," <u>Filed Emergency After Notice ARC 2476A</u> .....	10/30/91	795
Mandated budget reductions in entitlement programs, 41.8(2), 49.10(5), 52.1(3), 75.1, 78.16(6), 78.31(4)"d"(7)"6," 79.1(5)"u," ch 86, 150.3(5)"v," 156.20, 177.4(3), 202.9(1)"a"(1), 202.9(6)"a"(1), <u>Notice ARC 2453A</u> .....	10/16/91	678
Medicaid reimbursements, 52.1(3)"a"(2) and (5), 54.3(15), 77.26, 77.31, 77.36, 78.1(13)"c," 78.1(20)"a"(4), 78.3, 78.26, 78.29(1), 78.31(1), 78.33, 78.35, 78.40, 79.1(2), 79.1(3), 79.1(5)"n," 79.1(13)"g" and "h," 79.12, 80.2(2)"ak," 81.1, 81.6(16)"a" and "e," 81.13(5)"p," 81.22, 82.5(16)"b," 150.3(5)"u"(3), <u>Filed ARC 2420A</u> .....	10/16/91	723
Emergency assistance clients--reports of undue influence, 58.11, <u>Filed ARC 2417A</u> .....	10/16/91	729
Refugee cash assistance, 60.7, 60.7(1), 75.1(21)"c," 75.1(32)"f," <u>Field Emergency After Notice ARC 2431A</u> 10/16/91	711	
Relief for needy Indians--limitations of expenditures, 64.2(9), <u>Filed ARC 2418A</u> .....	10/16/91	730
Statement of citizenship status, SSI and ADC resource exemption for food stamps, 65.2, 65.30(3), <u>Filed Emergency After Notice ARC 2479A</u> .....	10/30/91	796
Administration of food stamp program, 65.3, 65.4(1), 65.4(5), 65.5, 65.19(6)"d"(4) to (6), 65.19(20), 65.19(20)"a," "d," and "e," 65.23, 65.30(3), 65.32 to 65.35, <u>Filed ARC 2480A</u> .....	10/30/91	805
Medicaid eligibility for newborn children of Medicaid-eligible mothers, 75.1(20), 75.1(24), 75.1(26)"d," 75.1(28)"i," 75.18, <u>Notice ARC 2474A</u> .....	10/30/91	768
Attribution of resources for Medicaid eligibility, 75.5(3)"c," <u>Filed ARC 2419A</u> .....	10/16/91	730
Selection of primary provider for Medicaid services, 76.9(4), <u>Filed ARC 2484A</u> .....	10/30/91	807

## HUMAN SERVICES DEPARTMENT[441] - (CONT'D)

Medicaid reimbursement of prescribed drugs, 78.1(2), 78.1(3)"b," 78.2(1)"a," 78.28(1)"a" and "b," 79.1(8)"d,"	10/30/91	769
<u>Notice ARC 2475A</u> .....	10/30/91	769
Copayment charges for home health agency services, 79.1(13)"c," <u>Filed Emergency After Notice</u>		
ARC 2421A .....	10/16/91	712
Payment for reserve bed days for patients requiring skilled nursing care, 81.3(2)"d" and "e," <u>Filed</u>		
ARC 2485A .....	10/30/91	808
Elderly waiver services program expanded to Black Hawk, Dubuque, Hamilton, Howard, Johnson, Muscatine, and Polk counties, 83.22(1)"b," <u>Filed ARC 2486A</u> .....	10/30/91	808
Cash bonus program, ch 92 preamble, 92.2, 92.3(1) 92.4, 92.5(1), <u>Filed ARC 2422A</u> .....	10/16/91	731
PROMISE JOBS program--payment for child care, 93.10(1), <u>Filed ARC 2423A</u> .....	10/16/91	731
Mandated budget reductions for child support recovery unit, community-based services, and local purchased services, 96.13, 96.15, 150.3(5)"p" and "r," <u>Filed ARC 2482A</u> .....	10/30/91	809
Administration of child care program, 109.8(1), 109.10, 110.5(8)"d" and "g," 110.8, 110.11, 130.3(1)"d"(2) and (3), 130.3(3)"x" and "y," 130.3(6)"e," 130.4(3), 130.5(6)"d," 153.5(6), ch 170 preamble, 170.1, 170.2(2), 170.2(3)"c," "g," and "h," 170.2(4), 170.4(3)"d" to "g," 170.5, <u>Notice ARC 2483A</u> , also		
<u>Filed Emergency ARC 2481A</u> .....	10/30/91	797
Income guidelines for child day care increased, 130.3(1)"d"(2), <u>Filed ARC 2430A</u> .....	10/16/91	732
Court-ordered care and treatment, family-centered services, ch 151 preamble, 151.1, 151.1(1), 151.1(2)"a," "g," and "h," 151.2, 151.3(1), 151.3(2), 151.3(2)"a" and "c," 151.3(3), 151.3(8), 182.11, <u>Filed</u>		
ARC 2424A .....	10/16/91	733
Adolescent pregnancy prevention and services to pregnant and parenting adolescents program, ch 163 preamble, 163.1, 163.3(1), 163.3(2), 163.3(5), 163.3(5)"d," 163.4(1), 163.4(2), 163.5(2)"d," 163.5(3), <u>Filed ARC 2425A</u> .....	10/16/91	735
Dependent adult abuse, 176.1, 176.6(1), 176.6(3), 176.10(1), 176.10(2), 176.10(3)"d"(3) and (4), 176.10(3)"e"(7), 176.10(4), 176.10(5), 176.10(8) to 176.10(10), 176.13, 176.14, 176.15(2)"c" and "e," 176.16(3), <u>Filed ARC 2466A</u> .....	10/30/91	810
Out-of-state foster care placements, 202.8(2), <u>Filed ARC 2426A</u> .....	10/16/91	736

## ^50 REVENUE AND FINANCE DEPARTMENT[701]

Consent to sell, 6.7, <u>Filed ARC 2456A</u> .....	10/16/91	739
Interest rate for 1992, 10.2(11), <u>Notice ARC 2493A</u> .....	10/30/91	782
Sales and use tax on municipally owned pay television service, 18.5(3), 18.39, 26.56, <u>Filed ARC 2488A</u> .....	10/30/91	822
Test laboratories, 26.44, <u>Filed ARC 2489A</u> .....	10/30/91	822
Underground storage tank rules incorporated by reference, ch 37, <u>Notice ARC 2492A</u> .....	10/30/91	782
Extension of time for filing returns--individual, corporate, franchise, and fiduciary, 39.2(3), 39.2(4), 48.9(3), 52.2(6), 58.2(5), 89.5(1)"c," <u>Notice ARC 2491A</u> .....	10/30/91	783
Withholding, 46.1(2), <u>Notice ARC 2455A</u> .....	10/16/91	699
Property tax credits and exemptions, 80.11(1)"a"(1) and (3), 80.11(1)"b" and "d," 80.11(2), <u>Filed ARC 2490A</u> .....	10/30/91	822
Inheritance tax, 86.3(3)"a," <u>Filed ARC 2487A</u> .....	10/30/91	823

3:00

## TRANSPORTATION DEPARTMENT[761]

General requirements and covenants for highway and bridge construction, 125.1, <u>Filed ARC 2459A</u> .....	10/30/91	823
Vehicle registration and certificate of title--supporting documents retained by county treasurer, 400.4(8), <u>Notice ARC 2443A</u> .....	10/16/91	702
Certificate of title for junked vehicle, 400.13(3)"c," 400.23(3), <u>Notice ARC 2427A</u> .....	10/16/91	702
State transit assistance--locally determined income, 920.5 appendix, <u>Filed ARC 2444A</u> .....	10/16/91	739
Farm trucks -- inspection, 520.1(2)"b" <u>Special Review</u> .....	IAC	
Drivers license stations, <u>Special Review</u> .....	IAC	

3:30

## NATURAL RESOURCE COMMISSION[571]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Certification of hunter safety instructors, ch 15, <u>Special Review</u> .....	IAC	
Wildlife habitat promotion with local entities program, 23.1, <u>Filed ARC 2498A</u> .....	10/30/91	816
Boat registration and numbering, 38.1, <u>Filed ARC 2501A</u> .....	10/30/91	816
Boating speed and distance zoning, 40.14, <u>Notice ARC 2500A</u> .....	10/30/91	781
Boat motor regulations, 45.4(2)"b"(3) and (4), <u>Filed ARC 2502A</u> .....	10/30/91	817
Lake Darling state recreation area, deer population management areas, 51.3(1)"e," 52.1(1), 61.2, 61.6(3), ch 105, <u>Filed Emergency After Notice ARC 2460A</u> .....	10/30/91	801
Fireworks displays--state parks and recreation areas, ch 65, <u>Filed ARC 2497A</u> .....	10/30/91	817
Mussel regulations, 87.1(2), <u>Notice ARC 2503A</u> .....	10/30/91	781

**NO AGENCY REPRESENTATIVES REQUESTED TO APPEAR FOR THE FOLLOWING:**

**ACCOUNTANCY EXAMINING BOARD[193A]**

Professional Licensing and Regulation Division[193]

COMMERCE DEPARTMENT[181]"umbrella"

Procedure for enforcement, ch 12, 15.2(1), Notice ARC 2504A ..... 10/30/91

756

**ARCHITECTURAL EXAMINING BOARD[193B]**

Professional Licensing and Regulation Division[193]

COMMERCE DEPARTMENT[181]"umbrella"

Description of organization, registration, rules of conduct, disciplinary action, 1.5, 2.3(1), 3.1(5),

4.1(6)"d" to "f," ch 5, Notice ARC 2505A ..... 10/30/91

761

**EMPLOYMENT APPEAL BOARD[486]**

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"

Elevator appeals, ch 10, Filed ARC 2462A ..... 10/30/91

803

Boilers and unfired steam pressure vessels appeals, ch 11, Filed Without Notice ARC 2461A ..... 10/30/91

803

**INSPECTIONS AND APPEALS DEPARTMENT[481]**

Transient food service establishment license, inspection frequency, licensure requirements, 30.2, 30.3(4),

30.4, 30.6, 30.8, 31.1"4," 32.1"3," 32.1"9," 32.3(7), 37.8, Filed ARC 2436A ..... 10/16/91

736

**LABOR SERVICES DIVISION[347]**

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"

Citations, 3.11, 3.11(5), Filed ARC 2470A ..... 10/30/91

813

OSHA rules for general industry--hazardous waste operations, emergency response, occupational exposure to lead, 10.20, Filed ARC 2451A ..... 10/16/91

737

OSHA rules for general industry--occupational exposure to asbestos, tremolite, anthophyllite, and actinolite, 10.20, Notice ARC 2507A ..... 10/30/91

780

OSHA rules for construction, 26.1, Notice ARC 2506A ..... 10/30/91

780

Operations of advisory board, grant applications and awards, chs 94 and 95, Filed ARC 2469A ..... 10/30/91

813

**LOTTERY DIVISION[705]**

REVENUE AND FINANCE DEPARTMENT[701]"umbrella"

Lotto America--payment of annuity, 12.8(3), Filed ARC 2464A ..... 10/30/91

816

**NURSING BOARD[655]**

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Licensure to practice--RN/LPN, 3.7(6)"a"(3) and (4), Notice ARC 2434A ..... 10/16/91

681

LPN--camp nursing, 6.3(3)"g," 6.6(3), Filed ARC 2435A ..... 10/16/91

737

**PUBLIC EMPLOYMENT RELATIONS BOARD[621]**

Impasse procedures, 7.1, 7.4(1), 7.5(1), 7.5(6), 7.6(1) to 7.6(3), Notice ARC 2429A, also

Filed Emergency ARC 2428A ..... 10/16/91

713

**UTILITIES DIVISION[199]**

COMMERCE DEPARTMENT[181]"umbrella"

Flexible transportation rates and flexible charges, 19.12(1), 19.12(3)"c" and "f," 19.12(4), 19.12(5),

Notice ARC 2468A ..... 10/30/91

785

Disposal of a public utility's assets, 32.2, Notice ARC 1749A Terminated, also Notice ARC 2450A ..... 10/16/91

703

Energy efficiency planning and reporting for nonrate-regulated gas and electric utilities, ch 36,

Notice ARC 2467A ..... 10/30/91

786