

APRIL AGENDA

REVISED 03-29-93

The Administrative Rules Review Committee will hold a special meeting which is scheduled for Monday, April 5, 1993, 7 a.m. and Tuesday, April 6, 1993, 7 a.m. in Senate Committee Room 22, State Capitol. This meeting will be in lieu of the regular, statutory date. The following rules will be reviewed:

	BULLETIN	PAGE
7:00 COMMITTEE BUSINESS		
7:05 HUMAN SERVICES DEPARTMENT[441]		
Iowa Veterans Home, rescind ch 10, <u>Filed Emergency</u> ARC 3800A	3/3/93	1770
Mental health, mental retardation and developmental disabilities special services fund, 39.1, 39.2, 39.3(1)"c," 39.3(2), 39.6(1), 39.10, 39.21, 39.22, 39.23, 39.23(4), 39.23(4)"b," "g," "h," and "o," 39.23(5), 39.29, <u>Notice</u> ARC 3804A	3/3/93	1739
SSI cost-of-living adjustment increases; community spouse maintenance needs; personal needs allowance for RCF residents, 51.4(1), 51.7, 52.1(1), 52.1(2), 52.1(3)"a"(2), 75.5(3)"d," 75.16(2)"d"(3), <u>Filed</u> ARC 3799A	3/3/93	1774
Payment for treatment of root canals, 78.4(5)"c"(1), 78.28(2)"d"(1), <u>Notice</u> ARC 3803A	3/3/93	1742
Payment for case management services for children under 18 years of age receiving HCBS/MR or HCBS/MR/OBRA waiver services, 78.33(1)"c," <u>Notice</u> ARC 3805A	3/3/93	1743
Hospital reimbursement, 79.1(5), <u>Notice</u> ARC 3802A	3/3/93	1743
PROMISE JOBS program, 93.2(3), 93.2(4), 93.3, 93.5(1)"c," 93.5(2), 93.5(3), 93.5(3)"a," 93.5(3)"a"(4), 93.6, 93.9, 93.11, 93.12(3), 93.13, 93.14(3), 93.14(8), 93.14(11), 93.14(11)"a," 93.14(11)"b"(5) and (6), 93.20(6), 93.21(1), 93.21(1)"d" to "f," 93.22 to 93.28, 93.32(3), 93.32(9), 93.32(10), 93.33(2), 93.33(2)"a" and "c," 93.35(2)"b," 93.40(1), 93.40(2), 93.41(1), 93.41(1)"b," "d," and "e," 93.41(3), 93.41(3)"b" to "d," 93.43, 93.46 to 93.49, <u>Filed</u> ARC 3798A	3/3/93	1776
Social services block grant funds — income guidelines, 130.3(1)"d"(2), <u>Filed Emergency After Notice</u> ARC 3797A	3/3/93	1770
Termination of case management services delivered by the department, 130.5(2)"j," <u>Notice</u> ARC 3801A	3/3/93	1749
Payments for foster care and foster parent training, 156.1, 156.6(2), 156.6(4)"a," 156.6(6), 156.7(3), 156.8(3) to 156.8(5), 156.8(7), 156.9(1), 156.9(3)"b," 156.9(4), 156.11, 156.13, 156.18(6), 156.20(1)"c," <u>Notice</u> ARC 3839A	3/17/93	1873
Interviews with patients in institutions by the news media or other outside groups, 28.6(2), <u>Filed</u> ARC 3854A	3/31/93	1960
Medicaid—day treatment services for persons aged 20 and under, 78.16(6), 78.16(6)"a," "b," "d," 78.16(7), 78.31(1), 78.31(4)"d"(7)"6," 78.31(4)"d"(7), 78.31(4)"d"(10), 79.1(2), 85.25(1), 85.25(3), 85.26, 88.5(3), 88.25(3), <u>Notice</u> ARC 3860A	3/31/93	1925
Nursing home policies, 79.1(9)"e," 81.1, 81.3(2), 81.4(3)"e," 81.6(3), 81.19(2)"e," <u>Filed</u> ARC 3855A	3/31/93	1961
Nonassistance child support recovery program, 96.15(1) to 96.15(5), <u>Filed</u> ARC 3856A	3/31/93	1962
Wrap-around funding program, ch 179, <u>Filed</u> ARC 3857A	3/31/93	1964
Subsidized adoptions, 201.4(4), 201.5(1), 201.6(1)"a," <u>Notice</u> ARC 3861A	3/31/93	1930
7:40 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]		
Disposition of breeder's awards withheld due to noncompliance with animal welfare requirements, 62.43, <u>Notice</u> ARC 3789A	3/3/93	1736
Waiver of negative testing requirements for goats from class "free" states (brucellosis and tuberculosis) for exhibition, 64.34(3), <u>Notice</u> ARC 3808A	3/3/93	1736
Renewable fuel — ethanol production incentive program, ch 11, <u>Notice</u> ARC 3858A	3/31/93	1922
7:50 RACING AND GAMING COMMISSION[491]		
INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
Commission approval of contracts and business arrangements, change of custody when drug testing a licensee, greyhound and thoroughbred racing, stockholder reporting, 4.1, 4.27(2), 4.28, 4.29, 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), 10.4(16)"a"(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," amendments to ch 22, 24.14(7), <u>Notice</u> ARC 3794A	3/3/93	1752
Change of custody for drug testing of licensees, 4.27(2), <u>Filed Emergency</u> ARC 3793A	3/3/93	1771
Greyhound and thoroughbred racing, simulcasting, 7.1, 7.14(11), 10.1, 12.1, 12.10, 12.11, <u>Filed Emergency</u> ARC 3846A, also <u>Filed</u> ARC 3845A	3/31/93	1955
8:00 EDUCATIONAL EXAMINERS BOARD[282]		
EDUCATION DEPARTMENT[281]"umbrella"		
Conviction of crimes, child abuse, sexual and other immoral conduct with or toward children or students and alcohol or drug abuse, 12.2, <u>Notice</u> ARC 3831A	3/17/93	1856
Fees — issuance and renewal of license, licensure evaluation, 14.30(1), 14.30(4), <u>Notice</u> ARC 3852A	3/31/93	1922

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8:10	EDUCATION DEPARTMENT[281] Extracurricular interscholastic competition, 36.15(3)"c," 36.15(6), 36.15(7), <u>Filed</u> ARC 3820A 3/3/93 1773 Special education — autism, head injury, rehabilitation counseling, transition services, individualized education program, 41.2(3), 41.3, 41.4(1), 41.18(2)"d," 41.33(4), 41.33(6), <u>Notice</u> ARC 3880A3/31/93 1923 See also Page 4 under NO REP category
8:20	COMMUNITY ACTION AGENCIES DIVISION[427] HUMAN RIGHTS DEPARTMENT[421]"umbrella" Affordable heating program, 11.2, 11.3, 11.3(1), 11.4(1), 11.4(5), 11.6(2), 11.10, <u>Notice</u> ARC 3823A 3/3/93 1737 Emergency community services homeless grant program, 23.5, <u>Notice</u> ARC 3833A3/17/93 1855
8:30	ECONOMIC DEVELOPMENT DEPARTMENT, IOWA DEPARTMENT OF[261] HOME investment partnership program, 25.4(1)"d," 25.7(1)"g," 25.9(1), <u>Notice</u> ARC 3836A, also <u>Filed</u> Emergency ARC 3835A3/17/93 1882
8:40	TRANSPORTATION DEPARTMENT[761] Consent for the sale of goods and services, 26.1(2), 26.3, <u>Filed</u> ARC 3825A3/17/93 1895 General requirements and covenants for highway and bridge construction, 125.1, <u>Notice</u> ARC 3788A 3/3/93 1756 Construction projects, ch 128, <u>Notice</u> ARC 3828A3/17/93 1877 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), 500.3(4)"a" and "c," 500.3(5), 500.3(6), 500.6 to 500.12, 500.14, 500.17, 500.20, 505.2, 505.3(2) to 505.3(7), 505.4(12)"b," 505.6(2)"b," 511.2, 511.2(1), 511.4(1), 511.4(2), 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), <u>Notice</u> ARC 3792A 3/3/93 1757 Commercial driver licensing, 607.6(2), 607.29, 607.36, 607.49, <u>Notice</u> ARC 3827A3/17/93 1878
9:00	PUBLIC SAFETY DEPARTMENT[661] Fire marshal, 5.2, 5.3(2), 5.50(11), 5.250, 5.275, 5.300, 5.301(1), 5.301(6), 5.301(7), 5.302, 5.304, 5.304(1) to 5.304(5), 5.305, 5.502(1)"c," 5.552(1)"f," 5.600(12), 5.601(1)"b" and "c," 5.603, 5.807(6), <u>Filed</u> ARC 3830A3/17/93 1892 State building code — Americans with Disabilities Act Accessibility Guidelines (ADAAG), 16.701, 16.705(3), 16.705(3)"a," 16.705(6)"b," 16.705(7), 16.705(12), 16.705(14), 16.705(15), 16.706(1), Table 705A, Division VII—Figure 13, 16.800(3), 16.800(4)"i," <u>Filed</u> ARC 3822A 3/3/93 1804
9:10	ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Evaluation of ability to pay — owners and operators of underground storage tanks, 135.11, <u>Notice</u> ARC 3840A3/17/93 1867 Grants for regional collection centers of conditionally exempt small quantity generators and household hazardous wastes, ch 211, <u>Filed</u> ARC 3841A3/17/93 1889 Loans for waste reduction and recycling, ch 212, <u>Notice</u> ARC 3837A3/17/93 1868 Packaging — heavy metal content, ch 213, <u>Notice</u> ARC 3838A3/17/93 1871
9:20	NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Sales of goods and services, 1.11, <u>Notice</u> ARC 2968A Terminated, <u>Notice</u> ARC 3862A3/31/93 1931 REAP — project selection criteria, grant ceilings, 33.30(4), 33.40(3), <u>Notice</u> ARC 3864A3/31/93 1932 Nursery stock prices, 71.3, <u>Notice</u> ARC 3863A3/31/93 1933 Waterfowl and coot hunting seasons, 91.1 to 91.3, 91.4(2)"g," <u>Notice</u> ARC 3865A3/31/93 1933 Pheasant, quail and gray (Hungarian) partridge hunting seasons, 96.1(1), 96.2, 96.3, <u>Notice</u> ARC 3866A3/31/93 1934 Common snipe, Virginia rail and sora, woodcock and ruffed grouse hunting seasons, 97.1 to 97.4, <u>Notice</u> ARC 3868A3/31/93 1935 Wild turkey fall hunting, 99.1, 99.4, <u>Notice</u> ARC 3869A3/31/93 1936 Crow season, 100.1, <u>Notice</u> ARC 3870A3/31/93 1937 Mobile radio transmitters, ch 103, <u>Filed</u> ARC 3871A3/31/93 1970 Continued on page 3

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NATURAL RESOURCE COMMISSION (Continued from Page 2)

Deer hunting, ch 106, <u>Notice</u> ARC 3873A	3/31/93	1937
Deer hunting — emergency powers, rescind 106.11, <u>Filed Emergency</u> ARC 3872A	3/31/93	1954
Rabbit and squirrel hunting, 107.1 to 107.3, <u>Notice</u> ARC 3874A	3/31/93	1940
Mink, muskrat, raccoon, badger, opossum, weasel, striped skunk, fox (red and gray), beaver, coyote, otter and spotted skunk seasons, 108.1, 108.1(2), 108.2 to 108.4, 108.5(2), <u>Notice</u> ARC 3875A	3/31/93	1941
Trapping limitations, 110.1, <u>Notice</u> ARC 3876A	3/31/93	1941

TUESDAY, APRIL 6, 1993

7:00	PUBLIC HEALTH DEPARTMENT[641]		
	Swimming pools and spas, 15.12(1)"c"(1), <u>Filed Emergency</u> ARC 3849A	3/31/93	1955
	Radiation, 41.1(12)"c"(4), 41.1(12) Appendices I and II, <u>Filed</u> ARC 3848A	3/31/93	1972
7:10	CORRECTIONS DEPARTMENT[201]		
	Inmate mail, 20.4, <u>Filed</u> ARC 3842A	3/17/93	1883
	Violator programs, 20.18, <u>Filed</u> ARC 3844A	3/17/93	1884
	Supervision under interstate compact, 46.3(4), <u>Notice</u> ARC 3843A	3/17/93	1856
7:20	WALLACE TECHNOLOGY TRANSFER FOUNDATION[851]		
	Manufacturing modernization implementation fund, ch 12, <u>Notice</u> ARC 3867A	3/31/93	1951
7:30	REAL ESTATE COMMISSION[193E]		
	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Business conduct — prohibited practices, 1.31, <u>Notice</u> ARC 3464A <u>Terminated</u> , <u>Notice</u> ARC 3853A	3/31/93	1949
7:40	REVENUE AND FINANCE DEPARTMENT[701]		
	Determination of net income — consolidated Iowa corporation tax returns, 53.15(1)"a," <u>Notice</u> ARC 3819A ...	3/3/93	1755
7:50	INSURANCE DIVISION[191]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Life insurance policies sold to applicants aged 60 or over, 15.69(5)"a," <u>Notice</u> ARC 3818A	3/3/93	1749
	Regulation of securities offerings and those who engage in the securities business — books and record-keeping requirements, 50.3(1), 50.3(1)"d"(7), 50.3(1)"e" and "h," 50.3(1)"i"(8) and (9), 50.3(1)"n," <u>Notice</u> ARC 3834A	3/17/93	1875
	Iowa retirement facilities, ch 24, <u>Filed</u> ARC 3851A	3/31/93	1967
8:00	PROFESSIONAL LICENSURE DIVISION[645]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Barbers — hours of attendance in barber schools, 20.6(1), <u>Notice</u> ARC 3811A	3/3/93	1751
	Optometry — examinations, advertising, 180.4, 180.5(3)"c" and "e" to "g," 180.115(6), <u>Notice</u> ARC 3810A .	3/3/93	1752
	Massage therapists — continuing education, disciplinary procedures, uniform rules, 130.1, 130.3 to 130.10, chs 131, 136 to 139, <u>Notice</u> ARC 3881A	3/31/93	1942
	Optometry examiners, prescriptions, 180.9, <u>ARC 3687A</u> Delayed 70 days	1/6/93	1377
	Psychology — educational requirements for licensure, 240.5(10), 240.5(10)"a," <u>Notice</u> ARC 3859A	3/31/93	1948
	Psychology — ethics and code of conduct, 240.212(14), <u>Filed</u> ARC 3882A	3/31/93	1971
	Respiratory care practitioners, 260.7(4)"a," 260.10(9), 260.13(1)"b," 260.15(5), <u>Filed</u> ARC 3850A	3/31/93	1971
8:30	INSPECTIONS AND APPEALS DEPARTMENT[481]		
	Staffing in residential care facilities, 57.12(2)"a," <u>Economic Impact Statement</u> ARC 3590A, IAB 11/25/92	3/31/93	1975

NO AGENCY REPRESENTATIVE REQUESTED FOR THE FOLLOWING:

ARCHITECTURAL EXAMINING BOARD[193B]

Professional Licensing and Regulation Division[193]		
COMMERCE DEPARTMENT[181]"umbrella"		
Registration, continuing education, disciplinary action, 2.2(1), 2.4, 3.1(3), 5.21, <u>Filed</u> ARC 3877A	3/31/93	1959
Sales of goods and services, ch 7, <u>Filed Emergency</u> ARC 3878A	3/31/93	1954

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NO AGENCY REPRESENTATIVE (CONTINUED)

BANKING DIVISION[187]

COMMERCE DEPARTMENT[181]"umbrella"

Application procedures — hearings, 2.4(3), 2.12(1), 2.12(10)"a," Notice ARC 3814A 3/3/93 1736
Electronic transfer of funds, ch 10, Filed ARC 3817A 3/3/93 1773

CREDIT UNION DIVISION[189]

COMMERCE DEPARTMENT[181]"umbrella"

Electronic transfer of funds, ch 24, Filed ARC 3816A 3/3/93 1773

EDUCATION DEPARTMENT[281]

Phase III, educational excellence program, ch 91, *[Committee review delayed until their May 1993 meeting]*

Filed ARC 3826A 3/17/93 1886

EMERGENCY MANAGEMENT DIVISION[605]

PUBLIC DEFENSE DEPARTMENT[601]"umbrella"

Amend and transfer Disaster Services Division[607] to Emergency Management Division[605],

Notice ARC 3824A 3/17/93 1857

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),

Notice ARC 3821A 3/3/93 1738

LABOR SERVICES DIVISION[347]

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"

Child labor, 32.8(2)"a," 32.8(9)"d," 32.8(11), subrule implementations, Notice ARC 3791A 3/3/93 1750

NURSING BOARD[655]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Increase in licensure fees, 3.1, 7.1, Filed Emergency After Notice ARC 3790A 3/3/93 1771

PERSONNEL DEPARTMENT[581]

Iowa Public Employees' Retirement System, amendments to ch 21, Filed ARC 3809A 3/3/93 1784

PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]

Administration of the environmental protection charge imposed upon petroleum diminution — definitions,

6.1, Notice ARC 3829A 3/17/93 1876

PHARMACY EXAMINERS BOARD[657]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Judgmental functions — authorized person, 8.1, 8.1(5), 8.1(6), Filed ARC 3796A 3/3/93 1803

Discipline — procedures for administrative hearings by board panel of pharmacists and appeal of panel's

proposed decision, 9.6(1), 9.6(1)"h," 9.6(3), 9.6(5), 9.6(10), 9.6(11), Filed ARC 3795A 3/3/93 1803

SAVINGS AND LOAN DIVISION[197]

COMMERCE DEPARTMENT[181]"umbrella"

Electronic transfer of funds, ch 14, Filed ARC 3815A 3/3/93 1807

UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella"

Americans With Disabilities Act, 10.3(2), 11.4(2), 24.7(3), Notice ARC 3832A 3/17/93 1880

Purchased gas adjustments — over/undercollections, 19.10(1), 19.10(1)"b," 19.10(4), 19.10(5)"c,"

19.10(7)"b"(1) and (2), 19.10(7)"c" and "d," Filed ARC 3813A 3/3/93 1808

Clean Air Act — emission allowances, 20.1(3), 20.1(4), 20.17, 24.2, 24.4(1)"e," Notice ARC 3812A 3/3/93 1766

VETERANS AFFAIRS COMMISSION[801]

Contested cases, ch 8, Notice ARC 3806A, also Filed Emergency ARC 3807A 3/3/93 1771

VETERINARY MEDICINE BOARD[811]

Application for licensure, 6.1(1), 6.4, Filed Emergency ARC 3847A 3/31/93 1957