

AGENDA

REVISED 11-2-89

The Administrative Rules Review Committee will hold a special meeting Wednesday, November 8, 1989, 10 a.m. and Thursday, November 9, 1989, 9 a.m. in Committee Room 22, State Capitol. This meeting will be in lieu of the regular statutory date. The following rules will be reviewed:

Bulletin Page

Wednesday, November 8, 1989

10a.m.	TRANSPORTATION DEPARTMENT[761] Utilities within the right-of-way, 115.1, Notice ARC 297A 10/18/89 720 Regulations applicable to carriers, 520.1(1)"a" and "b," 520.1(2), Notice ARC 295A, 10/18/89 730 also Filed Emergency ARC 294A Driver licenses, suspensions, revocations and nonoperators identification, 600.6, 602.11(1)"b" and "c," 10/18/89 777 602.16(1)"c," 615.21, 615.28, 630.3(1), Filed ARC 295A Special Review--Highway cleanup program
10:30	PUBLIC HEALTH DEPARTMENT[641] Minimum requirements for radon mitigation, 38.13(4), 38.13(9), ch 44, Notice ARC 105A Terminated, 10/4/89 600 also Notice ARC 251A
10:40	LOTTERY DIVISION[705] REVENUE AND FINANCE DEPARTMENT[701]"umbrella" General operation of the lottery, 1.18, 1.27, 1.28 Notice ARC 311A 10/18/89 694 Licensing, 2.1, Notice ARC 312A 10/18/89 695 Licensed retailers, 3.3, 3.11 Notice ARC 308A 10/18/89 696 Scratch ticket general rules, 8.3, Notice ARC 309A, also Filed Emergency ARC 310A 10/18/89 730 Iowa lotto, 10.2, 10.3, 10.6(1), 10.6(2), 10.13(1)"j," 10.15(1), 10.15(2), 10.20, Notice ARC 77A Terminated ARC 292A 10/18/89 696 Iowa lotto, 10.13, 10.19, Notice ARC 313A 10/18/89 697 Lotto America, 12.5, 12.10, 12.15(1), Notice ARC 307A 10/18/89 697
10:50	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Cosmetology examiners, 60.10, 60.14(9), 60.14(10), 60.14(18), 60.14(19), 60.15, Filed ARC 335A 10/18/89 769 Board of dietetic examiners, 80.1, 80.100, 80.101, 80.102(1), 80.102(2), 80.106 to 80.108, 80.212, Filed ARC 333A 10/18/89 770 Board of mortuary science examiners, 101.1(3), 101.1(4), 101.2(6), 101.101(1), 101.101(2), 101.101(4), 101.212(1), 101.212(1)"e" and "h," Notice ARC 291A 10/4/89 593 Board of optometry examiners, 180.12(1), 180.12(3)"c," 180.12(7), 180.12(8), Notice ARC 331A 10/18/89 699 Podiatry examiners, declaratory rulings, 220.8(2), ch 230 Filed ARC 334A 10/18/89 772 COSMETOLOGY CR - OLD OBJECTION TO 645-62.3 (258A)
11a.m.	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" True-up of deregulated investment and expenses -- telephone, 7.4(6)"c"(1), 7.4(6)"c"(2), Filed ARC 322A 10/18/89 778 Alternate energy production, 15.1, 15.2(1)"a," 15.2(1)"c," 15.2(2), 15.4, 15.11, 15.11(4), 15.11(6), 15.12 to 15.16, Notice ARC 9618 Terminated, also Notice ARC 325A 10/18/89 721 Uniform system of accounts -- telephone, 16.5, Filed ARC 254A 10/4/89 654 Take-or-pay adjustments, 19.10(5), 19.10(7), Notice ARC 320A 10/18/89 725 Reserve margins for natural gas utilities, 19.12, Notice ARC 318A 10/18/89 726 Transportation service contracts between local distribution companies and end-users, 19.13(4)"b," Notice ARC 321A 10/18/89 728 Lowest rate quotes -- telephone, 22.4(1)"a," Filed ARC 323A 10/18/89 777
11:15	SOIL CONSERVATION DIVISION[27] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" State soil conservation committee -- regional boundaries and procedures, chs 1 and 2, rescind ch 3, Notice ARC 276A 10/4/89 616 Water protection practices -- water protection fund, ch 12, Notice ARC 348A 10/18/89 715
11:20	CORRECTIONS DEPARTMENT[291] Jail facilities, 50.1, 50.11(2), 50.11(3), Notice ARC 288A 10/4/89 582 Temporary holding facilities, 51.9(2), 51.9(3), 51.10, Notice ARC 287A 10/4/89 582
11:30	CREDIT UNION DIVISION[189] COMMERCE DEPARTMENT[181]"umbrella" Insolvency, ch 11, Filed ARC 314A 10/18/89 734 Powers of superintendent in control of credit union, ch 13, Filed ARC 315A 10/18/89 734
11:45	SECRETARY OF STATE[721] Registration of charitable organizations [H.506] Special review
LUNCH	
1:30	ATTORNEY GENERAL[61] Regulation of physical exercise clubs, ch 26, Filed ARC 293A 10/18/89 732
1:40	COLLEGE AID COMMISSION[283] EDUCATION DEPARTMENT[281]"umbrella" Iowa Stafford loan program, 10.33, 10.34(1)"n" and "o," Filed ARC 259A 10/4/89 627 Iowa work-study program, 18.12, 18.13 Notice ARC 258A 10/4/89 579 Iowa nursing loan payments program, ch 21, Notice ARC 257A 10/4/89 580 Iowa minority grants for economic success, ch 22, Notice ARC 256A 10/4/89 581
2p.m.	DENTAL EXAMINERS BOARD[650] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Definitions -- practice of dental hygiene, 1.1, Filed ARC 298A 10/18/89 735

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ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]	
2:10 Retraining program, ch 6, <u>Notice ARC 301A</u>	10/18/89 687
COG assistance, ch 44, <u>Notice ARC 299A</u>	10/18/89 692
Use of marketing logo, ch 55, <u>Filed ARC 300A</u>	10/18/89 735
Use of marketing logo, 55.1, 55.2(2)"d"(7), <u>Notice ARC 347A</u> , also <u>Filed Emergency ARC 346A</u>	10/18/89 729
PERSONNEL DEPARTMENT[581]	
2:20 Definitions; classification; pay; recruitment, application, and examination; probationary period; grievances and appeals; leave; benefits, IPERS, 1.1, 3.1(3) to 3.1(6), 3.3(2), 3.3(3), 3.4, 4.5(2)"b"(1), 4.6(4), 4.9(1), 4.11, 4.13, 5.2(4)"b" 7," 9.7, 12.3, 14.8(1), 14.8(3), 14.8(4), 14.15, 15.1(1), 15.1(3)"b"(4), 15.2 to 15.4, 15.6(7)"c," 21.6(9), 21.6(9)"c," <u>Filed ARC 316A</u>	10/18/89 764
ENVIRONMENTAL PROTECTION COMMISSION[567]	
2:45 NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
Criteria for award of grants, 91.7(2)"a," <u>Filed ARC 337A</u>	10/18/89 737
NATURAL RESOURCE COMMISSION[571]	
2:50 NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
Fishing regulations, 81.1, 81.2(2), 81.2(3) to 81.2(5), 81.2(9), <u>Filed ARC 268A</u>	10/4/89 658
Waterfowl and coot hunting seasons, 91.1 to 91.3, 91.4(1), 91.4(2)"d" and "j," <u>Filed Emergency After Notice ARC 270A</u>	10/4/89 624
Pheasant, quail and gray (Hungarian) partridge hunting seasons, 96.1(1), 96.2, 96.3, <u>Filed Emergency After Notice ARC 267A</u>	10/4/89 635
Wild turkey spring hunting regulations, 98.1, 98.2(5), 98.3, 98.4, <u>Notice ARC 266A</u>	10/4/89 591
RACING AND GAMING COMMISSION[491]	
3:10 INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"	
Harness racing, thoroughbred racing, 9.4(13)"p," 10.4(13)"s," <u>Filed ARC 302A</u>	10/18/89 772
Application process for excursion gambling boats, criteria for granting an excursion gambling boat license, chs 20 and 21, <u>Notice ARC 303A</u>	10/18/89 702

Thursday, November 9, 1989

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]	
9 a.m. Pilot lamb and wool management education project, 15.2, 15.3(1), 15.5(4), 15.9, <u>Notice ARC 327A</u> , also <u>Filed Emergency ARC 341A</u>	10/18/89 729
CAMPAIGN FINANCE DISCLOSURE COMMISSION[121]	
9:10 Civil penalties, 6.1, 6.5, <u>Notice ARC 277A</u>	10/4/89 579
HUMAN SERVICES DEPARTMENT[441]	
9:20 County maintenance of effort calculations and reporting, ch 26 <u>Filed ARC 260A</u>	10/4/89 632
Granting assistance, 41.7(2), 41.7(7)"g," 41.7(8)"b"(1), 41.7(9)"c"(2), <u>Filed Emergency ARC 265A</u>	10/4/89 619
Payment, 45.4, 45.4(1), 45.4(2)"a" and "c," 45.5, <u>Filed Emergency After Notice ARC 271A</u>	10/4/89 620
Food stamp employment and training program, 65.28(2)"c," 65.28(8), 65.28(8)"a" and "e," 65.28(9)"a" and "i," 65.28(11), 65.28(13), 65.28(15)"a," <u>Notice ARC 272A</u> , also <u>Filed Emergency ARC 273A</u>	10/4/89 584
Certified registered nurse anesthetists, transportation claims, 77.31, 78.13(12), 78.35, 79.1(2), 80.2(2)"ff," <u>Filed ARC 289A</u>	10/4/89 621
Medicaid-certified hospice providers—standards and basis of reimbursement, 77.32, 78.36, 79.1(2), 79.1(14), 80.2(2)"dd" and "gg," <u>Notice ARC 284A</u>	10/4/89 633
General provisions, child day care services, 130.7, 170.4(1), 170.4(6), <u>Filed ARC 290A</u>	10/4/89 587
Subsidized adoptions, 201.5(9), <u>Filed ARC 274A</u>	10/4/89 634
Foster care services, 202.3, <u>Filed ARC 275A</u>	10/4/89 635
INSPECTIONS AND APPEALS DEPARTMENT[481]	
9:40 Iowa targeted small business certification program, 25.1, 25.2, 25.3(3), 25.8(3), 25.10, <u>Filed ARC 317A</u>	10/18/89 738
MANAGEMENT DEPARTMENT[541]	
9:45 Iowa targeted small business interim guidelines, ch 10, <u>Filed ARC 261A</u>	10/4/89 636
INSURANCE DIVISION[191]	
9:50 COMMERCE DEPARTMENT[181]"umbrella"	
Individual accident and health — minimum standards, 36.5(7), 36.5(8), 36.5(10), 36.6, 36.6(9), 36.7(1)"j," 36.7(11), <u>Notice ARC 253A</u>	10/4/89 590
Registration and operation of broker-dealers, ch 50 title, 50.9, 50.16(1)"a," 50.16(2) to 50.16(6), 50.17, 50.22, 50.25, 50.25(4), 50.25(5), 50.43, 50.44, 50.46, 50.55, 50.58 to 50.67, 50.79, <u>Filed ARC 319A</u>	10/18/89 738
Workers' compensation self-insurance for individual employers, 57.13(2), <u>Notice ARC 255A</u>	10/4/89 590

Break

IOWA FINANCE AUTHORITY[524]	
10:20 Housing assistance fund program, 15.14(2), <u>Notice ARC 286A</u>	10/4/89 591
PUBLIC HEALTH DEPARTMENT[641]	
10:30 Agriculturally related injuries, 1.2(1)"d," 1.2(3), <u>Notice ARC 244A</u>	10/4/89 594
AIDS, direct notification of an identifiable third party, 11.40, <u>Notice ARC 243A</u>	10/4/89 594
Central registry for brain and spinal cord injuries, ch 21, <u>Notice ARC 242A</u>	10/4/89 596
Practice of tattooing, ch 22, <u>Notice ARC 245A</u>	10/4/89 597
Special supplemental food program for women, infants, and children (WIC program), 73.5(6), 73.6(2)"c," 73.7(3)"a"(3)"2," 73.7(3)"b"(5), 73.7(3)"c," <u>Filed ARC 262A</u>	10/4/89 639
Statewide indigent obstetrical and orthopedic patient care program, 82.2(1)"f," <u>Filed ARC 263A</u>	10/4/89 639
State emergency medical board, ch 84, <u>Filed ARC 264A</u>	10/4/89 640
Basic emergency medical care, 131.1 to 131.7, 131.10(5) to 131.10(7), <u>Notice ARC 282A</u>	10/4/89 603
Advanced emergency medical care, 132.1 to 132.6, 132.7(1)"a," 132.7(5), 132.7(6), 132.8(1)"b"(1) and (2), 132.8(1)"f," 132.8(1)"g" and "p," 132.8(2), 132.8(4), 132.8(7), 132.8(8)"b" and "n," 132.9, 132.10(5), 132.10(8) to 132.10(10), 132.11(3), 132.11(7), 132.12(5), 132.14(7), 132.16, <u>Filed ARC 252A</u>	10/4/89 640

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Thursday, November 9, 1989

10:30	HEALTH DATA COMMISSION[411] Health care utilization task force, ch 9, <u>Notice</u> ARC 336A	10/18/89	693
10:45	PUBLIC SAFETY DEPARTMENT[661] State of Iowa building code, 16.120(3), 16.120(6), 16.140(1)"k," 16.200, 16.700(2), 16.702(2), 16.704(4), 16.704(5), figure "3," 16.705(3), 16.705(7), 16.706(1), table 705A, 16.800(3), <u>Notice</u> ARC 345A	10/18/89	699
10:55	REAL ESTATE COMMISSION[193E] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Prelicense education and continuing education, 3.3(5), <u>Notice</u> ARC 306A	10/18/89	707
11a.m.	REVENUE AND FINANCE DEPARTMENT[701] Interest rate on interest-bearing taxes, 10.2(9), <u>Notice</u> ARC 329A	10/18/89	707
	Administration, 11.1, <u>Notice</u> ARC 248A	10/4/89	608
	Sales and use tax rules, 11.4(2), 11.10(1)"c," 11.10(3), 12.10(3)"a," 12.14(4)"c," 15.12, 16.20, 16.22, 16.51(1)"a"(4), 17.3(1)"d," 18.21, 18.45(1), 19.13(3), 19.20, 26.15, 26.16, 26.39, 31.4, 32.9, 33.2, <u>Notice</u> ARC 344A	10/18/89	708
	Electronic remittances, 12.2, 34.4, 46.3(3)"a"(3), 46.3(3)"b"(3), 52.4(8), 56.2(2)"d," 56.4 <u>Notice</u> ARC 328A	10/18/89	712
	Exempt sales, taxable and exempt sales determined by method of transaction or usage, 17.18, 17.19(2)"b," 18.52, <u>Notice</u> ARC 330A	10/18/89	714
	Administration of the environmental protection charge imposed upon petroleum diminution, 37.1, 37.8, forms, <u>Notice</u> ARC 250A	10/4/89	609
	Administration, filing return and payment of tax, determination of net income, assessments and refunds, withholding, estimated income tax for individuals, 38.2(2), 38.9, 38.11, 39.3(5), 40.1, 40.4, 40.21, 40.33 to 40.37, 43.3(12), 46.4(6), 49.1(1), 49.3(4), 49.4(1), 49.4(2)"b," <u>Filed</u> ARC 339A	10/18/89	774
	Composite returns, 48.4, 48.6, 48.7, <u>Notice</u> ARC 246A	10/4/89	612
	Determination of net income, 53.2(5), 59.2(5), 59.13, <u>Notice</u> ARC 249A	10/4/89	613
	Administration; filing returns, payment of tax and penalty and interest; determination of net income, administration; determination of net income; assessments, refunds, appeals, 51.2(2), 51.2(3), 52.4(4), 53.11, 55.5, 57.1(2), 57.2(2), 57.2(3), 59.8, 60.4, 60.5, <u>Filed</u> ARC 343A	10/18/89	774
	Declaration of estimated tax for corporations and financial institutions, 56.1 to 56.4, 61.1 to 61.4, <u>Filed</u> ARC 338A	10/18/89	775
	Administration, motor fuel, special fuel, administration, cigarette tax, 63.2, 63.8(5), 63.22, 64.8, 65.7, 65.9, 81.1(2), 81.16, 82.4(1), 82.11(1), <u>Filed</u> ARC 340A	10/18/89	775
	Inheritance tax, 86.2(2)"c," 86.3(3)"b," 86.3(6), 86.9(4)"a," <u>Filed</u> ARC 342A	10/18/89	776
	Hotel and motel — imposition of tax, 105.3(1), <u>Notice</u> ARC 247A	10/4/89	614
11:30	PHARMACY EXAMINERS BOARD[657] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Itinerant vendors, rescind 1.1(3)"f" and ch 12, <u>Filed</u> Emergency ARC 238A	10/4/89	626
	Reference library requirements, rescind 6.3"1," 7.3"1," 15.3"1," <u>Filed</u> ARC 240A	10/4/89	638
	Minimum standards for the practice of pharmacy, 8.1, 8.1(4), 8.8, <u>Notice</u> ARC 241A	10/4/89	592
	Temporary designation of controlled substances, rescind 10.20(1) to 10.20(4), <u>Filed</u> Emergency ARC 239A	10/4/89	626
NO AGENCY REPRESENTATIVES REQUESTED TO APPEAR FOR THE FOLLOWING:			
N/R	ARCHITECTURAL EXAMINING BOARD[193B] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Registration, 2.1(3), <u>Filed</u> ARC 283A	10/4/89	627
N/R	JOB SERVICE DIVISION[345] EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella" Employer records and reports, employer's contribution and charges, claims and benefits, placement, public records and fair information practices, 2.3(6), 3.3(3)"c," 3.36, 4.2(1)"c"(2), 4.2(4), 4.9(2)"b," 4.34(7), 7.2(19), 8.10(2)"d," <u>Filed</u> ARC 326A	10/18/89	764
N/R	REGENTS BOARD[681] Personnel administration, 3.14, 3.102(3), 3.127, <u>Filed</u> ARC 305A	10/18/89	773
N/R	SECRETARY OF STATE[721] Election forms and instructions — benefited recreational lake district elections, 21.10, <u>Notice</u> ARC 285A	10/4/89	614
	Names distinguishable upon corporate records, 40.3, <u>Notice</u> ARC 236A	10/4/89	618
	Notarial acts, ch 43, <u>Filed</u> ARC 237A	10/4/89	652
N/R	EDUCATION DEPARTMENT[281] Educating the homeless, ch 33, <u>Filed</u> ARC 281A	10/4/89	628
	Extracurricular interscholastic competition, 36.17, <u>Filed</u> ARC 278A	10/4/89	631
	Procedure for charging and investigating incidents of abuse of students by school employees, 102.2, 102.4(1), 102.4(2), 102.8(5), 102.9(5), 102.10 to 102.12, <u>Filed</u> ARC 280A	10/4/89	631
	Procedure for charging and investigating incidents of abuse of students by school employees, 102.2, 102.8(1), 102.8(5), 102.9(1), 102.9(3), 102.9(4), <u>Notice</u> ARC 279A	10/4/89	582