

# MARCH 2001 AGENDA

REVISED  
2-21-01

The Administrative Rules Review Committee will hold a special meeting on Friday, March 9, 2001, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 14, 15, 16, 17 (1/10/01, 1/24/01, 2/7/01, 2/21/01)**

	Bulletin	Page
<b>8:00 MEDICAL EXAMINERS BOARD[653]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Standards of practice—surgery and laser surgery, 13.4, <u>Notice</u> ARC 0465B .....	2/7/01	1179
<b>8:20 EMPOWERMENT BOARD, IOWA[349]</b> Empowerment boards, 1.2, 1.4 to 1.6, 1.7(1), 1.7(6)"d," 1.7(7) to 1.7(11), 1.10(7), 1.10(9) to 1.10(12), 1.12(1), 1.12(3), 1.13(2), 1.16(1)"a," 1.16(3), 1.16(4), 1.19, 1.23(5), 1.23(6), 1.25, 1.26(1), 1.28, 1.29, 1.31, <u>Filed</u> ARC 0434B .....	2/7/01	1226
<b>8:40 REVENUE AND FINANCE DEPARTMENT[701]</b> Multilevel marketer agreements—effective date of termination, 4.1(5), <u>Notice</u> ARC 0511B .....	2/21/01	1317
Practice and procedure before the department, 7.39, 7.42, 7.43, 7.44(1), 7.47, 7.49, 7.50, 7.50(1), 7.50(7), 7.51, <u>Notice</u> ARC 0513B .....	2/21/01	1318
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<b>9:00 TREASURER OF STATE[781]</b> Unclaimed property, 9.2 to 9.18, <u>Notice</u> ARC 0408B .....	1/24/01	1120
<b>9:15 DENTAL EXAMINERS BOARD[650]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Dental hygienists—administration of nitrous oxide inhalation analgesia, 1.1, 10.3(1), 29.6(4), 29.6(5), <u>Filed</u> ARC 0457B .....	2/7/01	1220
Waivers, 7.1, 7.2, 7.4, 7.5, 15.5, 27.12, 30.4, <u>Filed</u> ARC 0458B .....	2/7/01	1220
Resident dental licenses and faculty permits—application requirements, 13.1, 13.2, <u>Filed</u> ARC 0459B .....	2/7/01	1221
Prescribing, administering, and dispensing drugs, 16.1, 16.2(2), 16.2(4), 16.2(5), 16.3(2), 16.3(3), 16.3(6), 16.4(1), 16.4(2)"5," 16.5(2) to 16.5(4), 16.6, 16.7, 16.7(1), <u>Filed</u> ARC 0460B .....	2/7/01	1221
Advertising—disclosure of payment by a dentist, 26.1, <u>Filed</u> ARC 0463B .....	2/7/01	1222
Oral and maxillofacial pathology; accreditation, 28.1, 28.2(2)"b," 28.3(2)"b," 28.4, 28.5(2)"c," 28.6(2)"b," 28.7(2)"b," 28.8(2)"b," 28.9(2)"b," <u>Filed</u> ARC 0462B .....	2/7/01	1222
Renewal dates for deep sedation/general anesthesia, conscious sedation and nitrous oxide inhalation analgesia permits, 29.5(5), 29.10(2)"d," <u>Filed</u> ARC 0461B .....	2/7/01	1223
Deep sedation/general anesthesia, conscious sedation and nitrous oxide inhalation analgesia—equipment maintenance, basic life support training, 29.6(1)"d," 29.6(2), <u>Notice</u> ARC 0456B .....	2/7/01	1157
<b>9:30 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b> Emergency shelter grants program—transfer of funds, 24.12(4), <u>Notice</u> ARC 0466B .....	2/7/01	1158
Homeless shelter operation grants program—transfer of funds, 29.11(4), <u>Notice</u> ARC 0467B .....	2/7/01	1158
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<b>9:45 EDUCATIONAL EXAMINERS BOARD[282]</b> EDUCATION DEPARTMENT[281]"umbrella" Waivers or variances from administrative rules, ch 6, <u>Filed</u> ARC 0478B .....	2/7/01	1224
Licenses and endorsements—nonrefundable fees, 14.1(1), 14.1(2), 14.32, 14.121, <u>Notice</u> ARC 0479B .....	2/7/01	1159
Adding endorsements to licenses, 14.6, <u>Filed</u> ARC 0476B .....	2/7/01	1224
Requirements for a professional administrator's license, 14.14, <u>Filed</u> ARC 0477B .....	2/7/01	1225
Recency of units for renewal, 17.4, <u>Filed Emergency</u> ARC 0474B .....	2/7/01	1215
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## EDUCATIONAL EXAMINERS BOARD[282]-CONTINUED

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	Administrative endorsements for elementary and secondary school principals, 14.23(1), 14.23(2), <u>Filed</u> ARC 0378B .....	1/10/01	1075
10:15	<b>EDUCATION DEPARTMENT[281]</b> Policy required regarding health services, media services programs and guidance programs, 12.3(11), <u>Filed</u> ARC 0433B .....	2/7/01	1225
10 :30	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b> NATURAL RESOURCES DEPARTMENT[561]"umbrella" Controlling pollution; emission standards for contaminants; excess emission; measurement of emissions, 22.1(2), 22.1(2)"g," "i" and "s," 22.3(1)"c," 22.3(8), 22.4(1), 22.100, 22.106(1), 22.106(3)"a" and "b," 23.1(4), 23.1(4)"be," "bo" and "bv," 23.1(5)"b"(4) to (6), (12) and (13), 23.3(2)"a"(1), 25.1(9), <u>Filed</u> ARC 0472B .....	2/7/01	1226
	Water quality standards, 61.2(2)"h," 61.3(3) table 1, 61.3(5)"e," <u>Notice</u> ARC 0470B .....	2/7/01	1161
	MTBE analysis, 135.19(3)"c" and "d," <u>Filed</u> ARC 0471B .....	2/7/01	1230
	<b>SPECIAL REVIEW</b> Controlling fugitive emissions		
11:00	<b>HISTORICAL DIVISION[223]</b> CULTURAL AFFAIRS DEPARTMENT[221]"umbrella" State income tax credit for rehabilitation, ch 48, <u>Notice</u> ARC 0432B, also <u>Filed Emergency</u> ARC 0431B .....	2/7/01	1216
11:15	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b> Birth centers, 52.3, 52.4(4), 52.5(1)"n," 52.9(2), 52.9(4)"h," 52.10"1" to "7," 52.10(4)"b"(10), <u>Notice</u> ARC 0473B .....	2/7/01	1177
11 :40	<b>INSURANCE DIVISION[191]</b> COMMERCE DEPARTMENT[181]"umbrella" Multiple employer welfare arrangements, ch 77, <u>Filed</u> ARC 0484B .....	2/21/01	1333
12:00	<b>LABOR SERVICES DIVISION[875]</b> WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" General industry health and safety—federal ergonomics standard adopted by reference, 10.20, <u>Notice</u> ARC 0455B .....	2/7/01	1178
12:15	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Waivers or variances from administrative rules, ch 18, <u>Filed</u> ARC 0452B.....	2/7/01	1234
	Behavioral science examiners, 30.1, 30.3(2)"d," 30.4(2)"e," 30.5(10), 30.8 to 30.10, ch 31 title, 31.1, 31.2, 31.2(2)"b," 31.3 to 31.6, 31.8 to 31.10, ch 32, <u>Filed</u> ARC 0502B .....	2/21/01	1335
	Cosmetology arts and sciences examiners, chs 60 and 62, <u>Filed</u> ARC 0504B .....	2/21/01	1336
	Cosmetology arts and sciences examiners, ch 64, 65.1, 65.12, <u>Filed</u> ARC 0505B .....	2/21/01	1340
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	Physician assistant examiners, 325.1(1) to 325.1(3), 325.2 to 325.5, 325.6(3), 325.6(4), 325.7(1)"x," 325.7(4), 325.11(1), <u>Notice</u> ARC 0450B .....	2/7/01	1179
	Physician assistant examiners, 325.4(1)"a"(2), 325.5(1)"d," 325.5(3)"c" to "e," 325.19, ch 328, <u>Filed</u> ARC 0451B .....	2/7/01	1234
	Social work examiners, 280.1, 280.2(2), 280.3(1)"b," 280.3(2)"b," 280.3(3)"b" and "d," 280.4(1), 280.4(2), 280.4(6), 280.4(7), 280.100 to 280.106, 280.212, 280.213, ch 281, <u>Filed</u> ARC 0398B .....	1/10/01	1082
12:30	<b>CORRECTIONS DEPARTMENT[201]</b> Waivers and variances, ch 7, <u>Notice</u> ARC 0494B.....	2/21/01	1287
	<b>SPECIAL REVIEW</b> Telephone fund, 20.20 .....	IAC	

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12:45	<b>HUMAN SERVICES DEPARTMENT[441]</b>	
	Eldora training school—notification to sexual offenders of duty to register and complete risk assessment, 7.1, 7.5(4)"f," 7.10(4)"d," ch 103 division I, 103.1 to 103.30, ch 103 division II, 103.31 to 103.34, <u>Notice</u> ARC 0486B .....	2/21/01 1299
	Medicaid—price-based case-mix system for reimbursing non-state-owned nursing facilities, 78.1(2)"b," 78.3(13), 78.3(14), 78.3(16), 78.6(1)"a" and "b," 78.9(10)"a"(1) and (2), 78.10(4)"b," 78.11, 78.19(1)"a"(1), 78.24, 78.28(9)"a"(1) and (2), 79.1, 79.1(2), 79.1(9), 80.2(2)"u" and "am," 81.1, 81.3(2), 81.6, 81.6(3) to 81.6(5), 81.6(9)"a," 81.6(11)"h"(4), 81.6(12)"e," 81.6(14) to 81.6(19), 81.10(1), 81.10(2), 81.10(4)"f" and "h," 81.10(7)"a" to "c," 81.20(1), 81.31, <u>Notice</u> ARC 0441B .....	2/7/01 1167
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	Child support recovery unit—medical support notice to employers, 98.5(1)"b," 98.7(2)"a" and "b," 98.8, <u>Notice</u> ARC 0487B .....	2/21/01 1302
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1:00	<b>TRANSPORTATION DEPARTMENT[761]</b>	
	Brownfield regulation	

## NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b>	
	Waiver or variance of rules, ch 8, <u>Notice</u> ARC 0493B .....	2/21/01 1281
	Iowa farmers market/women infants children program, ch 50 title, 50.3, 50.4, 50.5(2), 50.6, 50.7"2" and "3," 50.8, 50.9, 50.10"3," "5," "10" and "13," 50.11 to 50.14, <u>Notice</u> ARC 0464B .....	2/7/01 1152
XX:00	<b>ALCOHOLIC BEVERAGES DIVISION[185]</b>	
	COMMERCE DEPARTMENT[181]"umbrella"	
	Waivers from rules, ch 19, <u>Notice</u> ARC 0509B .....	2/21/01 1283
XX:00	<b>ATTORNEY GENERAL[61]</b>	
	Petitions for rule making, ch 3, <u>Notice</u> ARC 0483B .....	2/7/01 1155
XX:00	<b>COLLEGE STUDENT AID COMMISSION[283]</b>	
	EDUCATION DEPARTMENT[281]"umbrella"	
	Uniform rules for waivers, ch 7, <u>Filed</u> ARC 0454B .....	2/7/01 1220
	Accelerated career education grant program, 19.1, 19.1(2)"b," 19.1(3), <u>Notice</u> ARC 0453B .....	2/7/01 1157
XX:00	<b>COMMUNITY ACTION AGENCIES DIVISION[427]</b>	
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"	
	Waiver rules, ch 8, <u>Notice</u> ARC 0490B .....	2/21/01 1285
XX:00	<b>CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION[428]</b>	
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"	
	Waiver rules, ch 9, <u>Notice</u> ARC 0497B .....	2/21/01 1289
XX:00	<b>DEAF SERVICES DIVISION[429]</b>	
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"	
	Waiver rules, ch 10, <u>Notice</u> ARC 0500B .....	2/21/01 1291
XX:00	<b>ELDER AFFAIRS DEPARTMENT[321]</b>	
	Waivers, 2.8, <u>Notice</u> ARC 0489B .....	2/21/01 1293
XX:00	<b>ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]</b>	
	Professional Licensing and Regulation Division[193]	
	COMMERCE DEPARTMENT[181]"umbrella"	
	Licensure by comity, 1.4(5) to 1.4(7), <u>Filed Emergency After Notice</u> ARC 0437B .....	2/7/01 1215
XX:00	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b>	
	Waivers or variances from administrative rules, ch 15, <u>Notice</u> ARC 0492B .....	2/21/01 1295
XX:00	<b>GENERAL SERVICES DEPARTMENT[401]</b>	
	Waivers and variances, ch 20, <u>Notice</u> ARC 0514B .....	2/21/01 1297

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XX:00	<b>HUMAN RIGHTS DEPARTMENT[421]</b>		
	Waiver rules, ch 7, <u>Notice</u> ARC 0449B .....	2/7/01	1165
XX:00	<b>INFORMATION TECHNOLOGY DEPARTMENT[471]</b>		
	Organization and operation, ch 1, <u>Filed</u> ARC 0446B.....	2/7/01	1231
	Fair information practices, ch 2, <u>Filed</u> ARC 0448B.....	2/7/01	1231
	Petitions for rule making, ch 3, <u>Filed</u> ARC 0447B.....	2/7/01	1232
	Agency procedure for rule making, ch 4, <u>Filed</u> ARC 0442B .....	2/7/01	1232
	Declaratory orders, ch 5, <u>Filed</u> ARC 0443B .....	2/7/01	1233
	Contested cases, ch 6, <u>Filed</u> ARC 0445B.....	2/7/01	1233
	Waivers, ch 7, <u>Filed</u> ARC 0444B.....	2/7/01	1234
XX:00	<b>LATINO AFFAIRS DIVISION[433]</b>		
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"		
	Waiver rules, ch 8, <u>Notice</u> ARC 0499B .....	2/21/01	1303
XX:00	<b>LOTTERY DIVISION[705]</b>		
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	Waiver and variance rules, ch 5, <u>Notice</u> ARC 0485B .....	2/21/01	1305
XX:00	<b>NATURAL RESOURCES DEPARTMENT[561]</b>		
	Waivers or variances from administrative rules, ch 10, <u>Notice</u> ARC 0495B .....	2/21/01	1307
XX:00	<b>PERSONS WITH DISABILITIES DIVISION[431]</b>		
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"		
	Waiver rules, ch 7, <u>Notice</u> ARC 0491B .....	2/21/01	1309
XX:00	<b>PUBLIC EMPLOYMENT RELATIONS BOARD[621]</b>		
	Waiver or variance of rules, 1.9, <u>Notice</u> ARC 0496B .....	2/21/01	1311
XX:00	<b>PUBLIC HEALTH DEPARTMENT[641]</b>		
	Radiation, 38.1(2), 38.2, 38.8(2)"a"(1), 38.8(6)"d," 38.8(7)"a" and "b," 38.8(11), 39.1(3), 39.4(1), 39.4(90)"a"(1), 40.1(5), 40.26(3)"a," 40.65(1), 40.65(2)"b," 40.65(4)"b," 40.111(1)"f," 41.1(1), 41.1(2), 41.1(3)"d"(1), 41.1(6)"b"(2)"2," 41.1(6)"j," 41.1(10)"c," 41.2(5)"a," 41.2(9)"b"(2)"2," 41.2(14), 41.2(14)"a," 41.2(14)"b"(1), 41.2(14)"c" and "d," 41.2(17)"b"(1), 41.2(41), 41.2(43), 41.2(69)"b"(2)"5" and "6," 41.7, 41.7(1), 41.7(2)"a" and "b," 41.7(3), 41.7(4)"b," 41.7(5)"b" to "d," 41.7(7)"a," 41.7(8)"a," ch 41 appendix A, 42.1(2), 42.2(3)"g"(2), 42.4(4)"a," 45.1(1), 45.1(2), 45.1(10)"g"(1)"1," 45.1(10)"j," 45.2(6)"b," 46.1, 46.4(6)"d," 46.4(7)"b"(4), 46.5(9)"j" and "k," <u>Notice</u> ARC 0440B.....	2/7/01	1183
	Emergency medical services—service program authorization, 132.1, 132.2, <u>Filed</u> ARC 0439B .....	2/7/01	1235
	Trauma care system—references updated, 134.2(3), 134.2(5), 135.2(1)"a," <u>Filed</u> ARC 0438B .....	2/7/01	1235
	Variances and waivers of public health administrative rules, ch 178, <u>Notice</u> ARC 0508B.....	2/21/01	1313
XX:00	<b>PUBLIC SAFETY DEPARTMENT[661]</b>		
	Small group homes required to have operating sprinkler systems, 5.620(7)"b," <u>Filed</u> ARC 0488B.....	2/21/01	1341
XX:00	<b>RACING AND GAMING COMMISSION[491]</b>		
	INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Contested cases; track and excursion boat licensees' responsibilities; occupational and vendor licensing; greyhound racing; thoroughbred and quarter horse racing; gambling games; accounting and cash control, 4.4(3), 4.7, 4.42(3), 4.48, 5.3, 5.4(4), 5.4(16), 5.5(8), 5.6(3), 6.2(1)"m," 6.2(5), 6.7, 6.8, 6.16(1), 7.1, 7.2(2), 7.2(2)"a," 7.2(3)"a" and "b," 7.2(4)"c," 7.3(1)"a," 7.3(3)"b" to "i," 7.3(4)"a" and "b," 7.3(5), 7.3(7)"a," 7.3(9)"b," 7.3(15)"a" to "c," 7.4(7), 7.5(2)"a," "e," "h," and "l," 7.7(1), 7.7(10), 7.7(12)"b," 7.9(2), 7.9(8)"a," 7.12(10), 7.14(2)"a," 7.14(3)"a," 10.1, 10.4(5)"b" and "d," 10.4(5)"i"(1) and (4), 10.4(5)"j," 10.4(8)"b"(3), 10.4(11)"j," 10.5(1)"a"(27), 10.5(2)"g," 10.5(2)"j"(3), 10.5(2)"r"(2) and (5), 10.5(2)"s," 10.5(2)"v"(4)"4," 10.5(3)"a"(5), 10.6(2)"c"(1), 10.6(2)"c," "i" and "k," 10.6(6)"a" and "b," 10.6(7), 10.6(12), 10.6(18)"a"(1)"3," 10.7(1)"f," 10.7(2)"a," 10.7(3)"a," 11.4(1), 11.13(3)"d"(1), 12.3(1)"b"(1) and (3), 12.3(1)"c" and "d," 12.3(2), 12.13, 12.14, 12.16(2), <u>Notice</u> ARC 0428B .....	2/7/01	1190
	Harness racing, ch 9, <u>Notice</u> ARC 0427B.....	2/7/01	1195
XX:00	<b>SECRETARY OF STATE[721]</b>		
	Waiver and variance rules, ch 10, <u>Notice</u> ARC 0506B, also <u>Filed Emergency</u> ARC 0507B.....	2/21/01	1330
XX:00	<b>STATUS OF AFRICAN-AMERICANS, DIVISION ON THE[434]</b>		
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"		
	Waiver rules, ch 7, <u>Notice</u> ARC 0498B .....	2/21/01	1324

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<b>XX:00</b>	<b>STATUS OF WOMEN DIVISION[435]</b>		
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"		
	Waiver rules, ch 10, <u>Notice</u> ARC 0501B .....	2/21/01	1326
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	Consent for the sale of goods and services, 26.1, 26.4(2), <u>Filed</u> ARC 0430B.....	2/7/01	1236
	Scenic byway program, 132.1(2), 132.1(3), 132.5(1), 132.5(2), 132.5(4) to 132.5(7), <u>Notice</u> ARC 0424B.....	2/7/01	1213
	Special permits for operation and movement of vehicles and loads of excess size and weight, 511.1, 511.2(1), 511.2(3), 511.2(4), 511.3(3), 511.3(4), 511.3(7), 511.4, 511.4(1)"a," 511.4(2)"a" and "b," 511.4(3)"a," 511.5(2) to 511.5(9), 511.5(9)"b"(4), 511.6(1)"a," 511.7, 511.7(1)"b" and "d," 511.7(2), 511.7(3), 511.7(4)"b" and "d," 511.7(5)"d" and "e," 511.7(6)"d," 511.8, 511.9, 511.9(1)"b" and "d," 511.9(2), 511.9(3), 511.9(4)"b" and "d," 511.9(5)"d" and "e," 511.9(6)"d," 511.10, 511.10(2), 511.11, 511.11(1)"b" and "d," 511.11(3)"b" and "d," 511.11(4)"b" and "d," 511.11(5)"d," 511.12, 511.13, 511.13(2), 511.14, 511.15(2)"a" and "j," <u>Filed</u> ARC 0429B .....	2/7/01	1236
<b>XX:00</b>	<b>UTILITIES DIVISION[199]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Restoration of agricultural lands during and after pipeline construction, ch 9, <u>Filed</u> ARC 0436B.....	2/7/01	1237
	Foreign acquisitions, 32.2(4), <u>Filed</u> ARC 0435B .....	2/7/01	1254