

JUNE 2004 AGENDA

Revised June 3rd
Parole Board added

The Administrative Rules Review Committee will hold a special meeting on Monday, June 7, 2004, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 23,24 (5/12/04, 5/26/04)

Also refer to: 1/21/04, 2/4/04, 2/18/04, 3/3/04, 3/17/04, 3/26/04, 4/28/04.

Bulletin Page

9:00 HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)
HAWK-I program, 86.2, 86.2(2)"a"(1), 86.3(6), 86.3(11),
86.8(4), 86.10(7), Notice ARC 3339B 5/12/04 1825
SPECIAL EMERGENCY FILINGS

- 1) Insurance Reports. Amendments to chapter 76. Progress report only.
- 2) Nursing facility rates. Amendments to chapters 79 and 81. Change the calculation of nursing facility payments in the modified price-based case-mix reimbursement system by applying the HCFA/SNF index and reducing excess payment allowances.
- 3) Purchase of service and rehabilitative treatment and supportive services (POS/RTSS) rates. Freeze reimbursement rates for purchase of social services and rehabilitative services. These amendments maintain reimbursement rates.

9:20 PROFESSIONAL LICENSURE DIVISION[645] Ed Friedmann/Lois Churchill (242-6385)
PUBLIC HEALTH DEPARTMENT[641]"umbrella"
Physician assistant examiners, 325.4(2), 325.4(3), 325.6(3), 325.6(4), 326.9,
326.12 to 326.18, ch 329, 330.1(6) to 330.1(10), Filed ARC 3343B 5/12/04 1835
Physician assistant examiners, 326.1, 327.1(1), 327.1(1)"e," "g" and "k,"
327.1(2)"d"(2) and (3), 327.3(1) to 327.3(3), 327.4, 327.6(1)"f,"
327.6(2), Filed ARC 3345B 5/12/04 1838

10:15 to 10:30 break

10:30 ADMINISTRATIVE SERVICES DEPARTMENT[11] Carol Stratemeyer (281-6134)
Parking; capitol complex operations, rescind 401—ch 4;
amend 11—100.1, adopt 11—ch 101, Filed ARC 3370B 5/26/04 1878
Payroll deduction for additional insurance coverage, rescind 701—ch 206; adopt 11—ch 46,
Notice ARC 3365B 5/26/04 1860

10:40 DENTAL EXAMINERS BOARD[650] Jennifer Hart (281-0997)
PUBLIC HEALTH DEPARTMENT[641]"umbrella"
Passing score on dental hygienist licensure examination; CPR certification for faculty permit holders;
late renewal of registration; records retention; subpoenas; mandatory reporting, 1.1, 6.13(2)"f,"
6.14(3)"a," 6.15(3), 10.2, 12.3(3), 12.4(1)"a," 13.2(4), 13.2(7), 13.2(8), 15.4(1), 15.4(2), 16.2(1), 20.3(3),
20.11(4), 20.12(3), 22.6(5), 25.2(10), 27.11(2), 27.11(5), 28.4(2)"b," 30.4"15," "24," "27," and "35,"
31.3, 31.5, 31.5(1), 31.14, 51.15, 51.15(1), Notice ARC 3347B 5/12/04 1800

10:50 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (242-4862)
Housing fund, 25.2, 25.4, 25.5, 25.5(5), 25.6(7), 25.6(9) to 25.6(11),
25.7, 25.8(6), 25.8(7), 25.9(2)"d," Notice ARC 3336B 5/12/04 1802

11:00 EDUCATION DEPARTMENT[281] Carol Greta (281-5296)
Open enrollment, 17.2, 17.3(2), 17.3(3), 17.6(2), 17.6(3), 17.8(1), 17.8(2), 17.8(4),
17.8(7), 17.10(7), 17.10(8), 17.14, Notice ARC 3331B 5/12/04 1806
Educating the homeless, 33.1 to 33.3, 33.5, 33.5"3" and "4," 33.6, 33.8(1), 33.9(6), 33.10(1),
33.10(2)"b" and "c," 33.11, Notice ARC 3330B 5/12/04 1809

11:15 ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)
NATURAL RESOURCES DEPARTMENT[561]"umbrella"
Water quality standards, 61.2(4), 61.2(5), 61.3(2)"g," 62.8(2), Filed ARC 3360B 5/12/04 1832
Discarded appliance demanufacturing, 118.3, 118.5(3), 118.6, 118.7(1)"o,"
118.9(6)"g," 118.10(2), 118.10(6), 118.13(1)"a," Notice ARC 3359B 5/12/04 1815
Electronics recycling, adopt ch 122, Notice ARC 3358B 5/12/04 1816

11:30 NATURAL RESOURCES DEPARTMENT[561] Marla Gallardo (281-8678)
Iowa nature store, adopt ch 11, Notice ARC 3357B 5/12/04 1826

11:40 COMMITTEE BUSINESS

Committee rules of procedure

July meeting--Approval of minutes—Miscellaneous---Notice approval, public safety: availability of funds

12:00-1:00 lunch

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1:00	PAROLE BOARD[205] Richard Boardwell (242-5750) CORRECTIONS DEPARTMENT[201]"umbrella" Organization; administrative procedures; public communications and records; victim notification; parole and work release considerations; parole and work release supervision; parole revocation; parole discharge; executive clemency; appeals; waivers, chs 1 to 8, 10, 11, 13 to 16, <u>Notice</u> ARC 3321B 4/28/04	1751
1:15	PETROLEUM UST FUND BOARD, IOWA COMPREHENSIVE[591] Scott Scheidel (267-9101) Aboveground petroleum storage tank fund, adopt ch 14, <u>Notice</u> ARC 3362B, also <u>Filed Emergency</u> ARC 3361B 5/12/04	1829
1:30	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Gleeen Coates (281-7360) Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Licensed professional engineers and building construction, 1.5, <u>Notice</u> ARC 3342B 5/12/04 Release of examination results, 4.1(8)"g," 5.1(8)"h," <u>Filed</u> ARC 3341B 5/12/04	1812 1831
1:40	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Charlie Smithson (281-3489) Board included in statutory definition of "regulatory agency"; public records, 1.1(7), 1.7(5), <u>Notice</u> ARC 3354B 5/12/04 Loans and debts, 4.1(1)"c," 4.35, 4.47(7), <u>Filed</u> ARC 3350B 5/12/04 Types of campaign committees required to file statements of organization, 4.3(1), <u>Notice</u> ARC 3356B 5/12/04 Cross reference correction, 4.8(3), <u>Notice</u> ARC 3353B 5/12/04 Campaign disclosure report due dates, 4.9, 10.1, <u>Filed Without Notice</u> ARC 3366B 5/26/04 Permissible uses of candidate campaign funds, 4.25(1)"i" and "z," <u>Filed</u> ARC 3351B 5/12/04 Permissible expenditures of campaign funds—donations to charitable organizations, sharing of information, 4.25(1)"w" and "bb," <u>Notice</u> ARC 3355B 5/12/04 Transfer of assets between candidates; filing of independent expenditure statement, 4.26, 4.27, <u>Filed</u> ARC 3349B 5/12/04 Campaign contributions—disclosure of source of funds, 4.35(1)"c," <u>Filed Without Notice</u> ARC 3369B 5/26/04 Political attribution statement—contents, 4.38, <u>Filed Without Notice</u> ARC 3364B 5/26/04 Filing of executive branch lobbyist client report, 8.9(1)"c," <u>Filed</u> ARC 3348B 5/12/04 Executive branch lobbyist client report, 8.9(1)"c," 8.9(3), <u>Filed Without Notice</u> ARC 3352B 5/12/04	1823 1833 1823 1824 1890 1833 1824 1833 1892 1893 1834 1834
2:15	INSPECTIONS AND APPEALS DEPARTMENT[481] David Werning (281-7376) Overpayment recovery, 71.1, 71.3, 71.4, 71.5(1), 71.5(1)"b," "c" and "g," 71.5(2), 71.6, <u>Notice</u> ARC 3381B 5/26/04	1862
2:30	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344) Control of lead-based paint hazards, adopt ch 68, <u>Notice</u> ARC 3373B 5/26/04 Special supplemental nutrition program for WIC, 73.2, 73.3, 73.5, 73.6(3), 73.7(1), 73.7(2)"b," 73.7(3)"b," 73.7(5), 73.7(7), 73.8(1)"a," 73.8(2) to 73.8(4), 73.8(4)"a," 73.8(4)"b"(4) and (6), 73.8(4)"c," 73.9, 73.9(1) to 73.9(3), 73.10(1)"e," 73.10(2), 73.11(1)"b," 73.12(1)"d," 73.12(2), 73.13(2), 73.13(9), 73.19(1)"a," 73.19(1)"b""6," 73.19(1)"d," 73.19(2), 73.19(2)"b," 73.23, <u>Notice</u> ARC 3371B 5/26/04 Volunteer health care provider program, 88.1, 88.3(1)"a," 88.3(2)"b" and "c," 88.5, 88.6(1), <u>Notice</u> ARC 3372B 5/26/04	1864 1867 1872
2:45	RACING AND GAMING COMMISSION[491] Karyl Jones (281-3451) INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Confidentiality; board of stewards; access to drug testing results; licensing; close of wagering; jackpot, credit, and ticket payouts, 3.13(2)"j," 4.6(5)"c," 5.4(14)"b," 6.2(3)"b"(1), 6.6(2), 6.17(2), 8.2(15)"a," 12.14, 12.14(6), 12.14(7), <u>Filed</u> ARC 3333B 5/12/04	1839
3:00	TRANSPORTATION DEPARTMENT[761] Julie Fitzgerald (239-1362) Junkyard control; outdoor advertising, 116.1, 116.2, 116.3(1), 117.1, 117.3(1)"m," 117.4, 117.5, 117.5(1)"a," 117.5(5), 117.5(5)"b" to "d," 117.6, <u>Notice</u> ARC 3363B 5/26/04 Firefighter plates, 401.9, <u>Notice</u> ARC 3332B 5/12/04	1874 1827

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No Representative Requested to Appear

XX:00	ADMINISTRATIVE SERVICES DEPARTMENT[11]		
	Contested cases, rescind 401—ch 6, 471—ch 6, 581—ch 26;		
	adopt 11—ch 7, <u>Filed</u> ARC 3338B	5/12/04	1831
	Accounting, renumber 701—chs 201 to 204 and 210 as 11—chs 40 to 44 and 48;		
	amend 41.1(1), 41.1(2), 41.2(1), 41.4(2), 41.5(4), 41.5(6), 42.1, ch 43 title, 43.4,		
	43.5, 43.7, 44.11, 48.1, 48.3(2), 48.4, 103.3(1), 103.4(4), 103.4(5), 103.15, <u>Filed</u> ARC 3337B	5/12/04	1831
XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]		
	Low pathogenic avian influenza, 64.185, 64.187, 64.189, 64.191(2)"e"(6),		
	64.192, <u>Filed</u> ARC 3378B	5/26/04	1882
	Scrapie disease, 64.200 to 64.211, <u>Filed</u> ARC 3376B.....	5/26/04	1883
	Dog day care, 67.11, <u>Filed</u> ARC 3377B.....	5/26/04	1888
	Meat and poultry inspection, 76.1 to 76.5, 76.13, 76.14, <u>Notice</u> ARC 3379B	5/26/04	1861
XX:00	ATTORNEY GENERAL[61]		
	Crime victim assistance—waivers, disability statements,		
	9.25, 9.35(10), 9.37, <u>Filed</u> ARC 3367B	5/26/04	1889
	Sexual abuse examination payment—medical procedures authorized for payment,		
	maximum limit of fees, 9.80, 9.81, 9.83(1), 9.83(2), <u>Filed</u> ARC 3368B	5/26/04	1889
XX:00	HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION[605]		
	PUBLIC DEFENSE DEPARTMENT[601]"umbrella"		
	Wireless E911 emergency communications fund—costs eligible for recovery,		
	10.9(3)"b," <u>Filed</u> ARC 3374B	5/26/04	1893
XX:00	INSURANCE DIVISION[191]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Use of credit information in personal insurance, 20.12,		
	<u>Notice</u> ARC 3106B, <u>Terminated</u> ARC 3334B.....	5/12/04	1825
XX:00	PHARMACY EXAMINERS BOARD[657]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Administration of influenza and pneumococcal vaccines,		
	8.33(1)"c," <u>Notice</u> ARC 3340B	5/12/04	1827
XX:00	PROFESSIONAL LICENSURE DIVISION[645]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Podiatry examiners, 219.4(2), 219.4(3), 219.6(3), 219.6(4), 220.9,		
	220.11 to 220.14, ch 224, 225.1(5) to 225.1(10), <u>Filed</u> ARC 3344B	5/12/04	1835
XX:00	REAL ESTATE COMMISSION[193E]		
	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Continuing education and prelicense education for salespersons,		
	3.1(5), 16.3(2), <u>Filed</u> ARC 3375B	5/26/04	1894
XX:00	REGENTS BOARD[681]		
	Pay for trainees and apprentices, 3.39(13), <u>Filed</u> ARC 3346B.....	5/12/04	1840
XX:00	TRANSPORTATION DEPARTMENT[761] Julie Fitzgerald (239-1362)		
	Motor carrier regulations, 529.1, <u>Filed</u> ARC 3335B	5/12/04	1840
XX:00	UTILITIES DIVISION[199]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Repeal of exemption for reorganization filing, 32.2(4), <u>Filed</u> ARC 3380B	5/26/04	1894