

MAY 2004 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, May 11, 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. 21, 22 (4/14/04, 4/28/04)

Also refer to: 2/4/04, 2/18/04, 3/3/04

Bulletin Page

9:00	MEDICAL EXAMINERS BOARD[653] Ann Mowery (242-3268) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Fees, 8.2(2)"e," 8.4(6), 8.7, 8.12, 8.13, 12.25(1), <u>Notice</u> ARC 3290B..... 4/14/04 1676 Pharmacist—interns—administration of influenza and pneumococcal vaccines to adults, 13.3(1)"c," <u>Notice</u> ARC 3289B..... 4/14/04 1677
9:10	PHARMACY EXAMINERS BOARD[657] Lloyd Jessen (281-5944) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Substitution of brand name drug for generic drug—label information, 6.10(1)"g," <u>Notice</u> ARC 3242B 3/31/04 1585
9:20	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438) HCBS waivers for persons with mental retardation—day habilitation services, 77.37(27), 78.41(14), 79.1(2), 83.61(1)"l," 83.66, <u>Notice</u> ARC 3327B..... 4/28/04 1742 Suspension or reinstatement of support obligation—department assistance, 99.62(2), 99.83(6)"b," 99.101, 99.102, 99.103(1), 99.103(3), 99.104(2), 99.104(3)"b" and "c," 99.105(1), 99.105(2), 99.106, 99.107, 99.107(2), 99.107(4), 99.108(1), 99.108(2), 99.109, <u>Notice</u> ARC 3328B..... 4/28/04 1743 Provider registration—category C child development homes, 110.10(2), <u>Notice</u> ARC 3329B 4/28/04 1744 Licensing and regulation of child foster care facilities, 112.2, 112.3(2), 112.3(4)"a" and "b," 112.3(6), 112.4(3), 112.4(5), 112.4(6), 112.5(1), 112.5(1)"e," 112.6(1), <u>Filed</u> ARC 3325B..... 4/28/04 1778 Foster care services—local transition committees, 202.1, 202.2(5), 202.6(2), 202.6(4), 202.6(5), 202.7, 202.8(1), 202.8(2), 202.13(3), 202.15(4), 202.15(6), 202.16(1)"f," 202.17, 202.17(1), 202.17(1)"a" and "c" to "e," 202.17(2), 202.18, <u>Filed</u> ARC 3326B 4/28/04 1778
9:45	ADMINISTRATIVE SERVICES DEPARTMENT[11] Carol Stratemeyer (281-6134) Sick leave and vacation incentive program—fiscal year 2005, 60.1(6), <u>Filed Emergency</u> ARC 3307B..... 4/28/04 1776 Purchasing standards for service contracts—applicability, 106.1 to 106.3, 106.5, 106.15(2), <u>Notice</u> ARC 3303B..... 4/28/04 1734 Disposal of state personal property, adopt ch 111, <u>Notice</u> ARC 3315B..... 4/28/04 1735
10:00	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]"umbrella" Water quality standards, 61.2(5), 61.2(5)"a," 61.3(5), <u>Filed</u> ARC 3281B 4/14/04 1710 Water quality standards, 61.3(1)"b"(4) to (11), 61.3(3)"b," 61.3(3)"b"(6)"1" to "5," 61.3(3) tables 1, 2, and 3a, 61.3(5), 61.3(6), <u>Notice</u> ARC 3282B..... 4/14/04 1651 Manure applicator certification—fees, terminology updated, 65.1, 65.19, <u>Notice</u> ARC 2924B <u>Terminated</u> ARC 3279B..... 4/14/04 1659 Iowa land recycling program and response action standards, 137.2, 137.3(2)"c"(1), 137.5, 137.6(6), 137.6(8)"c," 137.8(3), 137.8(3)"l," 137.8(6), 137.9(9), 137.10(7) to 137.10(9), <u>Notice</u> ARC 3283B..... 4/14/04 1659
10:20-10:30 break	
10:30	INSURANCE DIVISION[191] Susan E. Voss (281-6836) COMMERCE DEPARTMENT[181]"umbrella" Diminished value, rescind subrule 15.43(10), <u>Filed Emergency</u> ARC 3306B 4/28/04 1777 Suspension of the small employer health reinsurance program, 71.25, <u>Filed</u> ARC 3324B..... 4/28/04 1779
10:40	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (242-4862) Iowa community development block grant program—application procedures, 23.6(2)"c," 23.6(3), 23.6(4), <u>Filed</u> ARC 3285B..... 4/14/04 1684 Loan and credit guarantee program, adopt ch 69, <u>Filed</u> ARC 3284B..... 4/14/04 1684
10:50	IOWA FINANCE AUTHORITY[265] Loyd Ogle (242-5650) ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella" Title guaranty division, 9.1 to 9.19, <u>Notice</u> ARC 3322B 4/28/04 1745
11:00	LAW ENFORCEMENT ACADEMY[501] Penny Westfall (242-5357) Reserve officer personal standards, ch 10 title, ch 10 div I, 10.1 to 10.10, ch 10 div II, 10.100 to 10.105, <u>Filed</u> ARC 3314B 4/28/04 1779

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11:15	PETROLEUM UST FUND BOARD, IOWA COMPREHENSIVE[591] Scott Scheidel (267-9101) Potential conflicts of interest; UST fund board authority to transfer liabilities to a third party (loss portfolio transfers), 1.5, adopt ch 9, <u>Notice</u> ARC 3308B 4/28/04	1769
11:30	EDUCATIONAL EXAMINERS BOARD[282] Anne Kruse (281-5849) EDUCATION DEPARTMENT[281]"umbrella" Criteria of professional practices; criteria of competent performance; code of professional conduct and ethics, rescind chs 12, 13; adopt ch 25, <u>Notice</u> ARC 3089B <u>Terminated</u> , also <u>Notice</u> ARC 3311B 4/28/04 Class E license, 14.131, <u>Notice</u> ARC 3313B 4/28/04 Fees for practitioner licenses and authorizations, 14.121, 17.7(3), 19.5(2), 21.2, 21.5, <u>Filed</u> ARC 3310B 4/28/04 Code of rights and responsibilities, adopt ch 26, <u>Amended Notice</u> ARC 3312B 4/28/04	1737 1740 1778 1741
11:50	COMMITTEE BUSINESS --approval of minutes--June meeting--Miscellaneous	
12:00-1:15 lunch		
1:15	IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495] Mike Prey (281-4168) Employers; employees; covered wages, rescind 581—21.2 to 21.7, adopt 495—chs 4 to 6, <u>Notice</u> ARC 3295B 4/14/04	1666
1:30	REVENUE DEPARTMENT[701] Dave Casey (281-6163) Department organization; definition of "livestock" to include whitetail deer and mule deer; exemption for fees charged by financial institutions to a noncustomer; exemption for transfer of vehicle subject to registration from one corporation to another; inheritance tax, 5.13(2)"bb," 5.14(6)"ii" to "kk," 6.1(1), 6.1(3), 8.2(2), 8.4(2), 17.9(1), 26.8(4)"p," 34.5(9), 86.1, 86.2(2)"d," 86.5(7)"d," <u>Filed</u> ARC 3298B 4/14/04 New school infrastructure local option sales and services tax—effective on or after April 1, 2003, through fiscal years ending December 31, 2022, ch 108 preamble, adopt ch 109, <u>Filed</u> ARC 3297B 4/14/04	1717 1718
1:45	UTILITIES DIVISION[199] Amy Christensen (281-6326) Sharon Mayer (281-5256) COMMERCE DEPARTMENT[181]"umbrella" Capital infrastructure investments and cost of capital changes, 7.4(6)"g," 7.11(2), <u>Filed</u> ARC 3317B 4/28/04 Second payment agreements, 19.4(10)"c," 20.4(11)"c," <u>Notice</u> ARC 2724B <u>Terminated</u> ARC 3318B 4/28/04 Temperature trigger for cold weather protections, 19.4(15)"h"(5), 19.4(15)"i," 20.4(15)"h"(6), 20.4(15)"i," <u>Notice</u> ARC 2725B <u>Terminated</u> ARC 3316B 4/28/04 Small volume gas transportation service, 19.13(4)"e" and "f," 19.14(5)"d," <u>Filed</u> ARC 3319B 4/28/04 Intrastate access service charges, 22.14(2)"d," <u>Filed</u> ARC 3296B 4/14/04	1785 1775 1775 1785 1718
2:00	PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (281-5042) Fire safety—adult day services programs, 5.5(2)"c" to "f," 5.500, 5.510, <u>Filed</u> ARC 3293B 4/14/04 Fire safety—assisted living facilities, 5.626, <u>Filed</u> ARC 3292B 4/14/04 Fire safety standards for residential care facilities, 5.950, <u>Filed</u> Emergency After Notice ARC 3291B 4/14/04 Hospitals and health care facilities—compliance with building code and fire safety standards, 16.130(15), <u>Filed</u> ARC 3320B 4/28/04 Fire fighter certification, ch 54 title, 54.1 to 54.4, 54.201 to 54.204, <u>Notice</u> ARC 3294B 4/14/04	1714 1715 1683 1783 1679
2:30	ELDER AFFAIRS DEPARTMENT[321] Mary Ann Young (242-3312) Waivers; commission of elder affairs; senior living coordinating unit; petitions for rule making; declaratory orders, 1.2(1)"f," 1.2(3), chs 3, 11, 16 to 18, <u>Filed</u> ARC 3300B 4/14/04 Adult day services programs, chs 22 to ch 24, <u>Filed</u> ARC 3288B 4/14/04 Assisted living programs, ch 25, <u>Filed</u> ARC 3299B 4/14/04 Monitoring, civil penalties, complaints and investigation for adult day services and assisted living programs; fees for adult day services and assisted living programs; elder group homes, chs 26, 27, 29, <u>Filed</u> ARC 3301B 4/14/04 Elder group homes, ch 29, <u>Notice</u> ARC 3302B 4/14/04	1686 1687 1697 1708 1646

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No representative requested to appear

XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Animal exhibition requirements, 64.34(2)"a," 64.34(4)"b," 64.34(10), 64.35(1), 64.35(2), 64.35(6), <u>Filed</u> ARC 3278B	4/14/04	1684
XX:00	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]"umbrella" Iowa tuition grants—student eligibility; priority for grant awards, 12.1, <u>Notice</u> ARC 3323B	4/28/04	1737
XX:00	LANDSCAPE ARCHITECTURAL EXAMINING BOARD[193D] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Fee schedule, 2.10, <u>Filed</u> ARC 3276B	4/14/04	1711
XX:00	PAROLE BOARD[205] Jim Twedt (242-5775) 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
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Chiropractic examiners, 40.4(2), 40.4(3), 40.6(3), 40.6(4), 41.2(1)"d" to "h," 41.6(2)"f" and "g," 41.8, 41.11 to 41.13, ch 45, 46.1(6) to 46.1(10), <u>Filed</u> ARC 3286B	4/14/04	1711
	Nursing home administrator examiners, 140.4(2), 140.4(3), 140.6(3), 140.6(4), ch 144, <u>Filed</u> ARC 3304B	4/28/04	1782
	Optometry examiners, 179.4(2), 179.4(3), 179.6(3), 179.6(4), 180.2(1)"d," 180.5, 180.8 to 180.10, ch 183, 184.1(5) to 184.1(9), <u>Filed</u> ARC 3309B	4/28/04	1783
	Athletic training examiners, 351.9, 351.11 to 351.14, 354.1(5), 354.1(7) to 354.1(9), <u>Notice</u> ARC 3275B	4/14/04	1678
XX:00	REAL ESTATE COMMISSION[193E] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Trust accounts and closings, 13.1(3), 13.1(7), 13.1(11), <u>Notice</u> ARC 3277B	4/14/04	1680
XX:00	TRANSPORTATION DEPARTMENT[761] School transportation services provided by regional transit systems, 911.1(2), 911.5, 911.6(1), 911.6(6), 911.8(1), <u>Notice</u> ARC 3305B	4/28/04	1770
XX:00	WORKERS' COMPENSATION DIVISION[876] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Electronic data interchange—required reports, 11.7, <u>Notice</u> ARC 3287B	4/14/04	1681