

APRIL 2002 AGENDA

The Administrative Rules Review Committee will hold a special meeting meeting on Monday, April 8, 2002, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No.18, 19 (3/6/02, 3/20/02)

Also refer to: 11/28/01, 12/12/01, 12/26/01, 1/9/02

	Bulletin	Page
8:00 HUMAN SERVICES DEPARTMENT[441]		
Procedures for rule making; petitions for rule making; declaratory orders, 3.3(2), 3.4(2), 3.4(3), 3.5(1), 3.5(3)"a," 3.5(5), 3.6, 3.11(1), 3.12(1)"b" and "f," 4.1, 4.3, 5.1, 5.3(3), 5.5, 5.6(2), 5.8(1), 5.9(1),		
<u>Filed</u> ARC 1419B	3/6/02	1434
Overpayments, ch 11 preamble, 11.1, <u>Filed</u> ARC 1420B	3/6/02	1434
Offset of county debts owed the department, 14.2(1)"c," 14.2(2), 14.2(3), 14.3, 14.4(1), 14.4(1)"e"(1), 14.4(1)"g," 14.5, 14.6(2), <u>Notice</u> ARC 1418B	3/6/02	1398
Community mental health center waiver request, 25.78 to 25.80, ch 25 div VII, 25.81, <u>Notice</u> ARC 1416B	3/6/02	1399
Hardship exemption eligibility; family investment agreements, 41.24(2), 41.30(3)"d"(3) and (7) to (10), 41.30(3)"e," 41.30(3)"e"(1), 46.21, 93.109, 93.111(1)"e," <u>Filed</u> ARC 1421B	3/6/02	1435
Cost-of-living adjustments for state supplementary assistance (SSA) and Medicaid, 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 1422B	3/6/02	1436
Food stamp program, ch 65 preamble, 65.1 to 65.4, 65.8(9), 65.16, 65.19(2)"a" and "c," 65.19(4), 65.19(6)"a," 65.19(8), 65.20(1), 65.20(2), 65.21(3), 65.28(9)"h," 65.37, 65.42, 65.45, <u>Filed</u> ARC 1423B	3/6/02	1437
Health insurance premium payment program, 75.21, 75.21(7)"c," 75.21(9)"h," 75.21(13), <u>Filed</u> ARC 1424B	3/6/02	1439
Coverage for dental services for adults aged 21 and over, 78.4, 78.4(14), <u>Notice</u> ARC 1425B, also <u>Filed</u> Emergency ARC 1426B	3/6/02	1430
Provider claims, 80.2, 80.2(1), 80.2(2), 80.2(2)"a" to "as," 80.4, <u>Filed</u> ARC 1427B	3/6/02	1439
Services in psychiatric institutions, 85.1(1), 85.1(1)"a"(3) and (5), 85.1(2), 85.2, 85.6(2)"a," 85.7(1)"b" and "e" to "g," <u>Filed</u> ARC 1428B	3/6/02	1441
Interstate compact on juveniles, ch 143 preamble, 143.4(5), <u>Filed</u> ARC 1429B	3/6/02	1442
Juvenile court services directed programs, 151.1, 151.2(2)"a," 151.2(3)"d," 151.30(5)"b," 151.31(5)"b," <u>Filed</u> ARC 1430B	3/6/02	1442
Social services block grants, ch 153 div I preamble, 153.1, 153.2, 153.3(2), 153.3(3), 153.5, 153.7, 153.8, <u>Filed</u> ARC 1431B	3/6/02	1443
Mental illness, mental retardation, and developmental disabilities—local services, rescind ch 153 div III, <u>Filed</u> ARC 1417B	3/6/02	1443
State payment program provider rates—4.3 percent reduction, 153.57(3)"b," <u>Filed</u> ARC 1432B	3/6/02	1444
Adult day care; sheltered work/work activity services; transportation services; community supervised apartment living arrangements services program; residential services for adults, rescind chs 171, 172, 174, 206, 207, <u>Filed</u> ARC 1433B	3/6/02	1444
8:30 INFORMATION TECHNOLOGY DEPARTMENT[471]		
Acquisition of information technology devices and services, adopt ch 13, <u>Filed</u> ARC 1481B	3/20/02	1546
8:40 ENVIRONMENTAL PROTECTION COMMISSION[567]		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Open burning variance; construction permits; title V permits; emission standards—hazardous air pollutants, 20.3(2), 22.1(1)"c"(4), 22.3(3)"b," 22.100, 22.101(1), 22.201(2)"b," 22.300(3)"b" and "c," 22.300(7)"c," 23.1(2), 23.1(2)"uuu" and "vvv," 23.1(4), 23.1(4)"am," "br," "cc," "cg" and "cv," 23.1(5), 25.1(9), 25.1(10)"a," <u>Filed</u> ARC 1479B	3/20/02	1545
Controlling air pollution—Title V insignificant activities, 22.100, 22.103, 22.103(1), 22.103(2), <u>Notice</u> ARC 1475B	3/20/02	1507
Animal feeding operations—adjacent feedlots, 65.1, <u>Notice</u> ARC 1476B	3/20/02	1510
Recycling operations, 104.21 to 104.24, ch 106 title, 106.1 to 106.19, <u>Notice</u> ARC 1477B	3/20/02	1510
Transportation of radioactive materials in Iowa, rescind ch 132, <u>Filed</u> ARC 1474B	3/20/02	1546
9:00 NATURAL RESOURCE COMMISSION[571]		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Roofing and enclosure of private docks, 16.1, 16.3(5), 16.4(6), 16.5(13), 16.5(14), 16.8(10), 16.9(3), 16.10, 16.10(1), 16.10(2), <u>Notice</u> ARC 1464B	3/6/02	1403
Use of nontoxic shot on wildlife areas, 51.9, <u>Notice</u> ARC 1461B	3/6/02	1404
Waterfowl and coot hunting, 91.1, 91.3, 91.4(2)"h," "k," "m" and "n," 91.6, <u>Notice</u> ARC 1460B	3/6/02	1405
Nonresident deer hunting, 94.1 to 94.3, 94.5(2) to 94.5(5), 94.6, 94.7(3), 94.7(4), 94.8, 94.10, 94.10(1), 94.10(7), 94.11, <u>Filed</u> ARC 1465B	3/6/02	1449

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NATURAL RESOURCE COMMISSION[571]-CONTINUED

Wild turkey fall hunting—procedures to obtain licenses, 99.9, 99.11(6), <u>Notice</u> ARC 1462B	3/6/02	1407
Deer hunting, 106.1(5), 106.5(2)"b," 106.6(3)"a," 106.7(3), 106.8, 106.10(1)"a," 106.11(4), 106.11(5), <u>Notice</u> ARC 1463B	3/6/02	1407

9:15 REVENUE AND FINANCE DEPARTMENT[701]

Corporation tax; franchise tax, 52.1(5)"d," 52.1(6)"c," 52.3(2), 52.3(3), 52.5(2), 52.5(4), 52.5(4)"c," 52.9, 52.12, 52.14, 53.1, 53.8(2), 53.8(3), 53.17(3), 54.2(3)"f," 54.6(1), 54.9, 55.2, 58.5(4), 59.1, 59.9, 59.17(1), 59.18(3), 59.20, 59.28(2)"m," 59.29, <u>Filed</u> ARC 1415B	3/6/02	1469
Valuation of low-income housing property, 71.5, 71.5(1), 71.5(2), <u>Filed Emergency</u> ARC 1414B	3/6/02	1432

9:25 UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella"		
Sale of goods and services, 1.6(2), <u>Notice</u> ARC 1456B	3/6/02	1419
Update of pipeline and transmission line rules, 10.2(1)"i" to "k," 10.3(4)"a," 11.5(1)"a," 13.2(1)"i" to "k," <u>Notice</u> ARC 1455B	3/6/02	1420
Electric delivery reliability, 20.2(5)"c" to "k," 20.5(4), 20.5(5), 20.7(11) to 20.7(13), 20.18, 25.3, 25.4, <u>Notice</u> ARC 1437B	3/6/02	1421
Generation plant siting, 24.1(2), 24.1(3), 24.2, 24.3(2)"c" and "d," 24.4, 24.4(1) to 24.4(7), 24.5(3), 24.6(1), 24.6(2)"a" and "b," 24.7(6), 24.8, 24.8(1), 24.8(6), 24.9, 24.9(1), 24.9(3), 24.9(4), 24.10, 24.10(2), 24.10(5), 24.11, 24.11(2), 24.12, 24.12(3), 24.12(4), 24.13 to 24.16, <u>Filed</u> ARC 1438B	3/6/02	1470

9:40 ACCOUNTANCY EXAMINING BOARD[193A]

Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella"		
Organization and administration; certificate as a certified public accountant; license as a licensed public accountant; registration and renewal; attest services; licensed public accounting firms; certified public accounting firms; substantial equivalency; continuing education; fees; peer review; professional conduct; discipline, rescind chs 1 to 19; adopt new chs 1 to 19, <u>Notice</u> ARC 1408B	3/6/02	1370

The following three items have been taken off the April agenda:

NO REP ARTS DIVISION[222]

CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"		
Technical assistance program; access to the arts funding program; traditional arts apprenticeship program; operational support grants to major and midsize arts organizations; arts in education artists roster; minigrant program; William H. Jackson scholarship for the arts; project support grants for organizations; project support grants for artists; arts in education project support grants; artists in schools/communities residency program; definition of "artist business," rescind chs 3, 4; adopt ch 5; 6.2, 6.3, 6.5 to 6.9, 6.11, 6.15; adopt chs 7 to 13; 18.2, <u>Notice</u> ARC 1485B	3/20/02	1495

NO REP CULTURAL AFFAIRS DEPARTMENT[221]

Iowa community cultural grants program; cultural enrichment grant program, 6.1 to 6.4, 6.5"9," 8.4, 8.7 to 8.9, <u>Notice</u> ARC 1486B	3/20/02	1501
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NO REP PAROLE BOARD[205]

CORRECTIONS DEPARTMENT[201]"umbrella"		
Organization; administrative procedures; public communications and records; victim notification; parole and work release consideration; parole and work release supervision; parole revocation; parole discharge; executive clemency; appeal of decisions; waivers, rescind chs 1 to 8, 10 to 15; adopt new chs 1 to 8, 10, 11, 13 to 16, <u>Notice</u> ARC 1472B	3/20/02	1519

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Definitions regarding breeders of Iowa-foaled horses, 62.1, <u>Notice</u> ARC 1473B	3/20/02	1495
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XX:00	EDUCATIONAL EXAMINERS BOARD[282] EDUCATION DEPARTMENT[281]"umbrella" Adding endorsements to licenses, 14.106, <u>Notice</u> ARC 1483B 3/20/02 1504 Mandatory training for reporting child abuse and dependent adult abuse, 16.3, 17.5 to 17.9, 19.5, 20.6, 21.5, 22.13, <u>Notice</u> ARC 1484B..... 3/20/02 1504
XX:00	ELDER AFFAIRS DEPARTMENT[321] Waivers and variances, 1.2(2), 1.2(3), <u>Filed</u> ARC 1434B..... 3/6/02 1434 Senior internship program; senior community service employment program; retired Iowans community employment program; coordination with the job training partnership act, 1.7, 5.1(2)"d," 5.1(3) to 5.1(5), 5.1(5)"b" and "e," 5.1(6), 5.2(2)"b," 5.7(3), 5.8(3), 5.9(5) to 5.9(7), 5.13(1), 5.14(11), ch 10, rescind chs 11, 12. <u>Filed Emergency After Notice</u> ARC 1436B 3/6/02 1429 Resident advocate committees—accountability measures, 9.6(2)"c," 9.15, <u>Notice</u> ARC 1435B 3/6/02 1397
XX:00	ENERGY AND GEOLOGICAL RESOURCES DIVISION[565] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Building energy management programs, ch 6, <u>Filed</u> ARC 1478B 3/20/02 1545
XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481] Issuance of subpoenas, 1.1(6) to 1.1(9), <u>Notice</u> ARC 1482B..... 3/20/02 1517
XX:00	INSURANCE DIVISION[191] COMMERCE DEPARTMENT[181]"umbrella" Financial instruments used in hedging transactions, adopt ch 49, <u>Notice</u> ARC 1488B, also <u>Filed Emergency</u> ARC 1487B 3/20/02 1543 Long-term care asset preservation program, 72.3, 72.5, 72.5(2)"b" and "e," 72.5(3), 72.5(4)"a," "b" and "d," 72.5(6), <u>Filed</u> ARC 1489B 3/20/02 1554
XX:00	MEDICAL EXAMINERS BOARD[653] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Elimination of fee for special purpose examination (SPEX), 8.3, <u>Notice</u> ARC 1449B..... 3/6/02 1400 Licensure fees, 8.4(1), 8.4(2), 9.5(1), 9.11(3), 10.3(3)"a," 10.3(6), <u>Notice</u> ARC 1265B <u>Terminated</u> ARC 1450B 3/6/02 1401 Passing scores for SPEX and comprehensive osteopathic medical variable-purpose examination (COMVEX-USA), 9.1, 11.1, <u>Filed</u> ARC 1451B 3/6/02 1445 Special physician licenses for foreign medical graduates, 9.3(1)"d"(4), 10.4(1)"b" and "i," <u>Notice</u> ARC 1452B 3/6/02 1401 Mandatory training on identifying and reporting child and adult abuse, 11.4(1)"c," <u>Notice</u> ARC 1441B 3/6/02 1402 Mandatory reporting and grounds for discipline; order for mental or physical examination or alcohol or drug screening, 12.1, 12.2(2), 12.3, <u>Filed</u> ARC 1443B..... 3/6/02 1445 Relatives to whom a physician may not prescribe or dispense controlled substances; subpoena of confidential or privileged information, 12.4(19)"b"(2), 12.6(4), 12.6(4)"a," 12.21, 12.21(1), <u>Notice</u> ARC 1448B 3/6/02 1402 Procedures for physicians dispensing prescription drugs via automated dispensing system, 13.6(1), <u>Filed</u> ARC 1442B 3/6/02 1446 Iowa physician health committee, ch 14, <u>Filed</u> ARC 1444B..... 3/6/02 1446
XX:00	NURSING BOARD[655] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Delinquent license fees; license under sanction in another jurisdiction or country; continuing education, 3.1, 3.3(1)"c," 3.5(2)"c" to "e," 3.7(5)"c"(2), 3.7(6)"b"(2), <u>Filed</u> ARC 1407B 3/6/02 1449 Fee increases, 3.1, <u>Notice</u> ARC 1470B 3/20/02 1518 Licensure of nurses enrolled in nursing education programs, 3.2(2)"d," <u>Notice</u> ARC 1469B 3/20/02 1519 Addition of continuing education to list of sanctions the board may impose, 4.7"5" and 6," <u>Notice</u> ARC 1471B 3/20/02 1519
XX:00	PERSONNEL DEPARTMENT[581] IPERS, 17.3(1), 21.3(6), 21.5(1)"a," 21.18(2), 21.24(14)"a," 21.26, 21.29(2)"c"(2) and (4), 21.34, 31.1(2), 33.3, <u>Notice</u> ARC 1409B, also <u>Filed Emergency</u> ARC 1410B 3/6/02 1430
XX:00	PERSONS WITH DISABILITIES DIVISION[431] HUMAN RIGHTS DEPARTMENT[421]"umbrella" Waiver rules, adopt ch 7, <u>Filed</u> ARC 1406B 3/6/02 1450
XX:00	PROFESSIONAL LICENSURE DIVISION[645]

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	PUBLIC HEALTH DEPARTMENT[641]"umbrella"	
	Cosmetology arts and sciences examiners, adopt ch 59, <u>Notice</u> ARC 1412B.....	3/6/02 1410
PROFESSIONAL LICENSURE DIVISION[645]-continued		
	Cosmetology arts and sciences examiners, 60.1, 60.3(1), 60.3(4), 60.8(2)"c" and "e," 60.9, 60.10(4) to 60.10(6), 61.1(1), 61.1(6)"a," "c," "d" and "g," 62.1(8), 62.1(16), 62.1(18), 64.2(1), 64.6"4" to "7," 64.10(4), <u>Filed</u> ARC 1411B.....	3/6/02 1450
	Hearing aid dispensers examiners, chs 120 to 122; 122.6"3," "5" and "6," 122.9, 122.10; chs 124, 125, <u>Notice</u> ARC 1440B.....	3/6/02 1411
	Physical and occupational therapy examiners, chs 200 to 202; 203.2(1), 203.2(3) to 203.2(6), 203.5"3" to "6," 203.8, 203.9(1), 203.9(3); ch 204, <u>Filed</u> ARC 1413B.....	3/6/02 1451
	Physical and occupational therapy examiners, chs 205, 206; 207.2(1), 207.2(3) to 207.2(6), 207.5"3" to "6," 207.8, 207.9(1)"b" and "d," 207.9(2)"c"; chs 208, 209, <u>Filed</u> ARC 1439B.....	3/6/02 1461
	Psychology examiners, ch 239, <u>Notice</u> ARC 1454B.....	3/6/02 1417
	Psychology examiners, 240.1, 240.11(2)"b" to "j," <u>Filed</u> ARC 1453B.....	3/6/02 1469
	Social work examiners, 280.1, 280.8(3) to 280.8(5), <u>Notice</u> ARC 1458B.....	3/6/02 1419
XX:00 REAL ESTATE APPRAISER EXAMINING BOARD[193F]		
	Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella"	
	Continuing education; discipline, 5.1(1)"a," "b" and "d," 6.1(1)"a," "d" and "e," 8.2 to 8.17, 11.6 to 11.13, <u>Notice</u> ARC 1480B.....	3/20/02 1537
XX:00 STATUS OF AFRICAN-AMERICANS, DIVISION ON THE[434]		
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"	
	Waiver rules, adopt ch 7, <u>Filed</u> ARC 1459B.....	3/6/02 1470
XX:00 TRANSPORTATION DEPARTMENT[761]		
	Project cost reporting requirements for cities and counties, adopt ch 178, <u>Filed</u> ARC 1468B.....	3/20/02 1555
	For-hire intrastate motor carrier authority, 524.1(2), 524.3(3)"d," 524.10, 524.11(1), 524.12(1), 524.12(2), 524.16 to 524.18, <u>Notice</u> ARC 1466B.....	3/20/02 1541
	Application for license; license issuance; sanctions, 601.1(1), 601.1(6), 601.1(7), 605.12, 605.26, 615.37, 615.38(1), 615.38(5)"b," <u>Filed</u> ARC 1467B.....	3/20/02 1556
XX:00 WORKERS' COMPENSATION DIVISION[876]		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"	
	Technical corrections; forms; contested cases, 1.2, 3.1(10), 3.1(18), 3.1(19), 4.1(16) to 4.1(20), 4.7, 4.8(2)"a," 4.29, 6.4, <u>Filed</u> ARC 1445B.....	3/6/02 1476
	Filing of information—electronic data interchange (EDI), 2.6, 3.1(1) to 3.1(4), 11.2, 11.3, 11.7 <u>Filed</u> ARC 1446B.....	3/6/02 1476
	Prehearing conference report, 3.1(20), 4.20, <u>Notice</u> ARC 1447B.....	3/6/02 1427