

JULY 2003 AGENDA

FINAL-June 20th, 2003

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, July 8, 2003, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 25, 26 (6/11/03, 6/25/03)

Also refer to: No. 13, 19, 20, 22 (12/25/02, 3/19/03, 4/2/03, 4/30/03)

		Bulletin	Page
9:00	COLLEGE STUDENT AID COMMISSION[283] Julie Leeper 2-3370		
	EDUCATION DEPARTMENT[281]"umbrella"		
	Agency procedure for rule making, ch 2, <u>Notice</u> ARC 2536B	<u>6/11/03</u>	1584
	Declaratory orders, ch 3, <u>Notice</u> ARC 2535B	<u>6/11/03</u>	1589
	Due process, ch 4, <u>Notice</u> ARC 2534B	<u>6/11/03</u>	1590
	Contested cases, ch 5, <u>Notice</u> ARC 2533B.....	<u>6/11/03</u>	1590
	Public records and fair information practices, ch 6, <u>Notice</u> ARC 2532B	<u>6/11/03</u>	1598
	Uniform rules for waivers, ch 7, <u>Notice</u> ARC 2531B.....	<u>6/11/03</u>	1603
9:10	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson 2-4862		
	Entrepreneurial ventures assistance program, 60.2, 60.4, 60.5, 60.7(3)"a"(2), 60.7(3)"d," <u>Filed</u> ARC 2519B.....	<u>6/11/03</u>	1641
9:20	EDUCATIONAL EXAMINERS BOARD[282] Dr. Ann Kruse 1-5849		
	EDUCATION DEPARTMENT[281]"umbrella"		
	License denial or revocation, 11.35, 12.2(2), <u>Filed</u> ARC 2537B.....	<u>6/11/03</u>	1641
9:30	ENVIRONMENTAL PROTECTION COMMISSION[567] Maria Gallardo 1-8678		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Controlling air pollution, 21.2(3), 21.2(4), 22.1(1)"b," 22.1(2)"g," 23.1(2), 23.1(4), 23.1(4)"b," 23.1(4)"b"(2), 23.1(4)"j," "ax," "bq," "bu," "ca," "ch," "cj," "cn," "cr" to "cu," "cw," "cx," "dc," "dl" to "dn," "dp," "dq" and "ds," 25.1(9), <u>Notice</u> ARC 2525B	<u>6/11/03</u>	1603
	Title V operating permit—fee increase, 22.106(1), <u>Filed</u> ARC 2527B	<u>6/11/03</u>	1642
	Water quality, 61.2(2)"b"(44) and (47), 61.2(4), 61.2(5), 61.3(1)"b," 61.3(2)"h," 61.3(3)"a" and "b," 61.3(5), 62.8(2), 72.50(2), <u>Filed</u> ARC 2523B	<u>6/11/03</u>	1643
	Reauthorization of general permit no. 4, 64.15(4), 69.1(2), 69.2, 69.9(1)"c," 69.10(6), 69.11(1)"c," <u>Notice</u> ARC 2526B	<u>6/11/03</u>	1606
	Disposal of general special wastes, 109.3, 109.4, 109.9, 109.11, <u>Filed</u> ARC 2524B	<u>6/11/03</u>	1645
9:50	INSURANCE DIVISION[191] Susan Voss 1-6836		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Electronic delivery of group life insurance certificates, 30.8, <u>Notice</u> ARC 2529B	<u>6/11/03</u>	1611
	Electronic delivery of accident and health group insurance certificates, 35.8, <u>Notice</u> ARC 2530B	<u>6/11/03</u>	1612
10:00	IOWA FINANCE AUTHORITY[265] Loyd Ogle 2-4990		
	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella"		
	Low-income housing tax credits—2004 qualified allocation plan, 12.1, 12.2, <u>Notice</u> ARC 2560B.....	<u>6/25/03</u>	1668
10:15 to 10:30 Break			
10:30	MEDICAL EXAMINERS BOARD[653] Ann Mowery 2-6039		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Physician supervision of a physician assistant, ch 21 title, 21.1, <u>Notice</u> ARC 2545B.....	<u>6/25/03</u>	1669
10:40	NURSING BOARD[655] Lorinda Inman 1-4822		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Newsletter; public records, 1.3(6) 1.4, 11.2(4)"b"(3), 11.4, 11.5, <u>Notice</u> ARC 2558B	<u>6/25/03</u>	1670
	License fee increases, 3.1, <u>Filed</u> ARC 2557B.....	<u>6/25/03</u>	1675
	Charge for online renewal of license, 3.1, <u>Filed</u> ARC 2556B.....	<u>6/25/03</u>	1676
	Delegation of nonlifefaving procedures to EMS personnel, 6.2(5)"c," <u>Filed</u> ARC 2553B	<u>6/25/03</u>	1676
	LPNs at end-stage renal dialysis units—standards of practice, 6.3(4)"b" and "d," <u>Filed</u> ARC 2555B	<u>6/25/03</u>	1676
	LPNs at WIC clinics—standards of practice, 6.6(6), <u>Filed</u> ARC 2554B	<u>6/25/03</u>	1677
10:50	PROFESSIONAL LICENSURE DIVISION[645] Lois Churchill 2-6385		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Social work examiners, 279.4(2), 279.4(3), 279.6(3), 279.6(4), 280.12, 280.13, chs 282 to 284, <u>Notice</u> ARC 2514B.....	<u>6/11/03</u>	1612

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11:00	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig 1-4344 Volunteer health care provider program, 88.1 to 88.3, 88.3(1), 88.3(2)"d," 88.3(3), 88.3(4)"e," 88.11, 88.12(1), 88.13(3)"d," <u>Filed ARC 2522B</u>6/11/03	1649
	SPECIAL REVIEW Substances used in drug testing, 12.2.....selective	
11:45 to 1:00 Lunch		
1:00	SECRETARY OF STATE[721] Sandy Steinbach 1-5823 Election administration—administrative complaint procedure, adopt ch 25, <u>Notice ARC 2539B</u>6/11/03	1619
1:15	UTILITIES DIVISION[199] Sharon Meyer 1-5256 COMMERCE DEPARTMENT[181]"umbrella" Gas pipelines and storage, ch 10 title, 10.1, 10.2(1), 10.4(1), 10.10(1), 10.10(2)(i), 10.12(1)"e" and "f," 10.18(1)"b" and "f," 10.20, 12.1, 12.7, ch 13 title, 13.1, 13.2(1), 13.4(1), 13.7, 13.8, 13.9(1), 13.12, 13.18(1)"b" and "e," 13.20, <u>Filed ARC 2550B</u>6/25/03	1679
	Rule revisions pursuant to executive order nos. 8 and 9, 16.1 to 16.4, 18.1, 18.2, 18.4 to 18.7, 23.1, 23.2, 31.3, 32.1, 32.2(1), 32.4(3)"f" to "h," 32.4(6), 33.5, 33.5(2)"a," 34.6, <u>Filed ARC 2548B</u>6/25/03	1679
	Defining the term "eligible customers," 22.1(3), 22.1(5), <u>Notice ARC 2549B</u>6/25/03	1673
1:30	WORKFORCE DEVELOPMENT DEPARTMENT[871] Joe Bervid 1-8117 Claims and benefits, 24.1, 24.1(1), 24.1(12)"b," 24.1(25), 24.1(25)"b"(2), (8), (9), (12) and (22), 24.1(52), 24.1(67), 24.1(68)"a," 24.1(78), 24.1(89), 24.1(113)"a," 24.1(115), 24.2(1)"a"(1), 24.2(1)"b," 24.2(1)"b"(8) and (9), 24.2(1)"c"(1), (3), (5) and (6), 24.2(1)"e" and "g," 24.2(2)"a," "b" and "d," 24.2(2)"e"(3), 24.2(3)"a" and "b," 24.2(4)"a," 24.3(1), 24.3(3) to 24.3(6), 24.4, 24.4(1) to 24.4(3), 24.5(1), 24.5(1)"a," 24.5(2), 24.5(2)"f," 24.5(3), 24.5(4), 24.8(1)"a," 24.8(2)"a" and "d," 24.8(3)"a" and "b," 24.9(2)"a," 24.11(1), 24.11(2)"a" and "b," 24.11(3), 24.11(3)"a," 24.11(4)"a," "c," "d" and "g," 24.11(6)"b," 24.11(8), 24.13(1), 24.13(4)"i," 24.17(1), 24.22(2)"i"(3), 24.22(2)"m," 24.22(3)"a"(4), 24.22(3)"b," "e" and "f," 24.22(3)"f"(1), (2) and (4), 24.22(3)"g" to "i," 24.23(13), 24.23(14), 24.23(20), 24.23(21), 24.23(32), 24.23(35), 24.23(36), 24.23(38), 24.23(39), 24.24(1)"b," 24.24(5), 24.24(6), 24.24(16), 24.26(1), 24.26(2), 24.26(4), 24.28(5), 24.28(8), 24.29(1), 24.29(3), 24.31(2), 24.31(6), 24.32(3)"b," 24.33(2)"a" to "c," "e," "f," "i," "j," "m" and "p," 24.33(3)"a" and "b," 24.34(6), 24.34(7)"a" to "c," 24.35(1), 24.35(2), 24.35(2)"b" to "d," 24.35(3), 24.36(1), 24.36(2), 24.37(1)"b"(1), (2) and (5), 24.37(1)"e"(1) and (2), 24.37(1)"f"(2), 24.38(1)"a" and "e," 24.40(1), 24.42, 24.46(1), 24.46(5)"a," 24.46(5)"c"(4), 24.47, 24.50(1) to 24.50(5), 24.52(8), 24.52(12), 24.58, 24.58(4), 24.59(5), 24.59(6), 24.60(2)"b" and "d," <u>Notice ARC 2518B</u>6/11/03	1628
1:50	INSPECTION AND APPEALS DEPARTMENT[481] D-ve Werning 1-7376 Hospitals—mandatory reporting of abuse; organ and tissue requests and procurement; inspection of critical access hospitals, 51.7(4), 51.8(1), 51.8(1)"a" and "b," 51.8(1)"d"(1), (2), (4) and (5), 51.8(1)"e," "f" and "h," 51.8(2)"c," 51.8(3)"a" to "c," 51.8(4)"b," "e" and "g," 51.8(5) to 51.8(7), 51.53(5), 51.53(7), <u>Notice ARC 2520B</u>6/11/03	1608
	Residential care facilities and nursing facilities—medications dispensed by veterans administration; use of surge protectors, 58.51, 60.12(1)"c," 61.12(2), <u>Notice ARC 2521B</u>6/11/03	1610
	SELECTIVE REVIEW Fines imposed in care facility inspections.....special Citations in care facilities: termination of independent reviewspecial	
2:20	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg 1-8438 Food stamp program 65.3, 65.10, 65.23, <u>Notice ARC 2559B</u>6/25/03	1667
	Annual adjustment of statewide average cost of nursing facility services and statewide average charges and medicaid rates for care in medical institutions, 75.23(3), 75.24(3)"b," 75.24(3)"b"(1) to (5), <u>Filed Without Notice ARC 2540B</u>6/11/03	1646
	Recovery of payments from estates of medicaid recipients, 76.12(7)"c," <u>Filed Emergency ARC 2541B</u>6/11/03	1638
	Supported community living services under home- and community-based mental retardation and brain injury waivers, 77.37(14)"e"(2), 77.39(13)"e," 78.41(1)"c"(3), 78.41(1)"d," 78.43(2)"c," 78.43(2)"c"(3), 78.43(2)"d," <u>Notice ARC 2152B, Terminated ARC 2528B</u>6/11/03	1608

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HUMAN SERVICES DEPARTMENT[441] Continued

	Medicaid reimbursement methodology for hospital inpatient and outpatient services, 79.1(5)"a," 79.1(5)"c"(1) and (2), 79.1(5)"d"(1), 79.1(5)"e," 79.1(5)"f"(1), 79.1(5)"k," "m," "o" and "s," 79.1(16)"a," "b" and "d," 79.1(16)"e"(1), 79.1(16)"j," "k" and "p," <u>Filed ARC 2515B</u>	6/11/03	1646
	Procedures for obtaining prior authorization for payment of medicaid services, 79.8(1), 80.2(1)"c" and "d," <u>Filed ARC 2517B</u>	6/11/03	1648
	Non-state-owned nursing facilities—accountability measures used to determine additional medicaid reimbursement, 81.6(16)"g"(2), 81.6(16)"g"(2)"1" and "2," 81.6(16)"g"(8), 81.6(16)"g"(8)"1" and "2," <u>Filed ARC 2516B</u>	6/11/03	1648
	Adjustment of child care assistance limits and fees parents pay for child care services, 130.3(1)"d"(2), 130.4(3), <u>Filed Emergency ARC 2538B</u>	6/11/03	1638
	EMERGENCY REVIEW Rent Subsidy Program, Chapter 53,.....		SPECIAL

3:00 COMMITTEE BUSINESS

Fiscal Impact Statements-Update and discussion: Jennifer Vermeer, LSA
 Contingent effective dates: legislation and rules: Patricia Funaro, LSA
 Review, revise & approve general referrals
 Approve May minutes
 Date of August meeting
 Miscellaneous

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Embryo transfer for Iowa-foaled status, 62.37, <u>Filed ARC 2547B</u>	6/25/03	1674
XX:00	EDUCATION DEPARTMENT[281] Professional development for accredited schools, 12.7(3), <u>Amended Notice ARC 2542B</u>	6/25/03	1666
XX:00	EMERGENCY MANAGEMENT DIVISION[605] PUBLIC DEFENSE DEPARTMENT[601]"umbrella" Iowa comprehensive plan, ch 9, <u>Filed ARC 2543B</u>	6/25/03	1674
XX:00	LOTTERY DIVISION[705] REVENUE AND FINANCE DEPARTMENT[701]"umbrella" Criminal and financial background investigations; purchasing, 1.30, 4.1, 4.2, 4.12, 4.16, <u>Filed ARC 2552B</u>	6/25/03	1675
	Pull-tab prizes, 11.6, <u>Filed ARC 2551B</u>	6/25/03	1675
XX:00	RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Commission consideration of a deferred judgment and adjudication of delinquency as a conviction; quarter horse time trial races, 4.4(3)"d," 6.1, 6.2(1)"c"(1), 6.2(1)"j," 6.5(1)"d" to "f" and "h," 10.6(19), <u>Filed ARC 2546B</u>	6/25/03	1677
XX:00	REAL ESTATE APPRAISER EXAMINING BOARD[193F] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Work product review of original and upgrade applications; work product review fee, 3.5, 12.1, <u>Filed ARC 2544B</u>	6/25/03	1679