

JANUARY 2000 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Tuesday, January 4, 2000, at 9 a.m. in Room 116, Capitol Building, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 10, 11, 12, 13 (11/17/99, 12/01/99, 12/15/99, 12/29/99)

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| 9:00 HUMAN SERVICES DEPARTMENT[441] | | |
| Departmental organization and procedures, 1.3, 1.6, 1.6(4), 1.6(6), <u>Filed</u> ARC 9565A..... | 12/29/99 | 1037 |
| County management plans for mental health, mental retardation, and developmental disability services, ch 25 division II, 25.11 to 25.19 <u>Notice</u> ARC 9562A | 12/29/99 | 1012 |
| FIP—adult care income deduction, 40.21, 40.27(4)“e”(1), 40.27(4)“f”(2), 41.27, 41.27(2)“b” and “c,” 41.27(6)“ab,” 41.27(8)“a”(1), 41.27(9)“a”(7), 41.27(9)“b”(4), 41.27(9)“d,” <u>Filed</u> ARC 9566A..... | 12/29/99 | 1040 |
| Annual adjustments to amount of resources attributable to community spouse and amount used to determine maintenance needs of community spouse; state supplementary assistance program annual increases, 51.4(1), 51.7, 52.1(1) to 52.1(3), 52.1(3)“a”(2), 75.5(3)“d,” 75.16(2)“d”(3), 177.4(3), 177.4(7), 177.4(8)“b,” <u>Notice</u> ARC 9567A, also <u>Filed</u> Emergency ARC 9568A | 12/29/99 | 1027 |
| Utility deduction, 65.8(1), 65.8(5), 65.8(10), 65.22(1)“e,” <u>Filed</u> ARC 9569A..... | 12/29/99 | 1041 |
| Transitional Medicaid—complete quarterly report, 75.1(31)“h,” 75.1(31)“i”(1), <u>Notice</u> ARC 9563A..... | 12/29/99 | 1018 |
| Medicaid coverage group—working individuals with disabilities, 75.1(39), <u>Filed</u> ARC 9570A | 12/29/99 | 1042 |
| Valuation of life estates and remainder interests, 75.13(2), <u>Filed</u> ARC 9571A | 12/29/99 | 1044 |
| HAWK-I program, 86.2(2)“a”(1)“2,” 86.8(1), 86.8(7), <u>Notice</u> ARC 9526A..... | 12/15/99 | 962 |
| Child support case closure, 95.14, <u>Filed</u> ARC 9572A | 12/29/99 | 1045 |
| Child care services—payment when parent is in academic or vocational training, 170.2(2)“b”(1), <u>Notice</u> ARC 9564A | 12/29/99 | 1019 |
| 9:20 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] | | |
| Infectious and contagious diseases—pseudorabies, 64.153(6), 64.156(2)“f,” 64.157(2)“c”(5) to (7), <u>Notice</u> ARC 9546A | 12/15/99 | 995 |
| 9:25 SOIL CONSERVATION DIVISION[27] | | |
| AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]“umbrella” | | |
| Cost sharing on grade stabilization structures; summer construction incentive dates, 10.41, 10.41(10), 10.60(2), <u>Notice</u> ARC 9528A | 12/15/99 | 972 |
| 9:30 DENTAL EXAMINERS BOARD[650] | | |
| PUBLIC HEALTH DEPARTMENT[641]“umbrella” | | |
| Definition of “practice of dental hygiene,” 1.1, <u>Notice</u> ARC 9552A..... | 12/15/99 | 956 |
| Dental hygienists—monitoring of nitrous oxide inhalation analgesia, 10.3(1), 29.6(4), 29.6(5), <u>Notice</u> ARC 9553A | 12/15/99 | 956 |
| 9:45 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] | | |
| New jobs and income program, 58.4(3), 58.4(8)“d,” 58.7(4)“c,” <u>Filed</u> ARC 9533A..... | 12/15/99 | 976 |
| Enterprise zones, 59.3(3)“d,” 59.6(3)“b” and “c,” <u>Filed</u> ARC 9532A..... | 12/15/99 | 977 |
| 10:00 EDUCATION DEPARTMENT[281] | | |
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| Special education, 41.1 to 41.144, <u>Filed</u> ARC 9591A | 12/29/99 | 1035 |
| Access to a school breakfast program, ch 69 division I, 69.1 to 69.10, ch 69 division II, 69.11 to 69.16, <u>Notice</u> ARC 9530A | 12/15/99 | 958 |
| 10:15 ELDER AFFAIRS DEPARTMENT[321] | | |
| Assisted living programs—certification fees, 27.2(3) to 27.2(8), <u>Filed</u> ARC 9592A..... | 12/29/99 | 1036 |
| 10:30 PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591] | | |
| Restructure of insurance board and transfer of assets and liabilities of insurance fund; remedial claims, ch 10, ch 11 title, 11.1(2), 11.1(4), 11.2, 11.3, <u>Notice</u> ARC 9503A..... | 12/1/99 | 854 |
| Deductible options for insurance coverage, 10.2, <u>Filed</u> ARC 9472A | 11/17/99 | 825 |
| Remedial or insurance claims, 11.1(3)“n”(13), 11.1(5)“g,” <u>Filed</u> ARC 9473A | 11/17/99 | 825 |

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| 10:45 | INSURANCE DIVISION[191] | | |
| | COMMERCE DEPARTMENT[181]"umbrella" | | |
| | Use of aftermarket crash parts in automobile insurance policies—notice required, 15.15, | | |
| | Filed ARC 9558A | 12/15/99 | 979 |
| | Investment advisers or investment adviser representatives—examination requirements, | | |
| | 50.109, 50.110, Filed ARC 9556A | 12/15/99 | 980 |
| 11:15 | ENVIRONMENTAL PROTECTION COMMISSION[567] | | |
| | NATURAL RESOURCES DEPARTMENT[561]"umbrella" | | |
| | Maximum annual Title V operating permit fee, 22.106(1), Notice ARC 9536A | 12/15/99 | 959 |
| | Adoption by reference—national emission standards for hazardous air pollutants (NESHAPs) | | |
| | and generic national standards for emission control, 23.1(4), Notice ARC 9535A | 12/15/99 | 960 |
| 11:25 | NATURAL RESOURCE COMMISSION[571] | | |
| | NATURAL RESOURCES DEPARTMENT[561]"umbrella" | | |
| | Snowmobile and all-terrain vehicle registration revenue cost-share program, 28.8(2), 28.13(2)"c," 28.13(5), | | |
| | Filed Emergency ARC 9585A | 12/29/99 | 1029 |
| | Operation of motor vehicles in meandered streams—addition of Des Moines river segment to meandered streams list, | | |
| | 49.5"1" to "11," Notice ARC 9581A | 12/29/99 | 1020 |
| | State parks and recreation areas, 61.2, 61.3(2) to 61.3(8), 61.4(2), 61.4(2)"b," "f," "g," "h," "k" and "n," | | |
| | 61.4(5)"a"(1), 61.4(5)"b"(1), 61.4(5)"b"(7)"1," Filed Emergency After Notice ARC 9584A | 12/29/99 | 1030 |
| | Threatened animal species—Topeka shiner, 77.2(2), 77.4(8), Filed ARC 9583A | 12/29/99 | 1046 |
| | Scuba and skin spearing of rough fish—update of legal descriptions of meandered stream locations, | | |
| | 83.2(1)"e" and "k," Notice ARC 9582A | 12/29/99 | 1020 |
| 11:40 | TRANSPORTATION DEPARTMENT[761] | | |
| | General aviation airport infrastructure program, ch 717, Notice ARC 9527A | 12/15/99 | 972 |
| 11:50 | COMMITTEE BUSINESS | | |
| 12:00 | LUNCH | | |
| 1:00 | PROFESSIONAL LICENSING AND REGULATION DIVISION[193] | | |
| | COMMERCE DEPARTMENT[181]"umbrella" | | |
| | Waivers or variances from rules, ch 5, Notice ARC 9577A | 12/29/99 | 1021 |
| 1:15 | GENERAL DISCUSSION | | |
| | Governor's Executive Order 8 through 11, administrative procedures | | |
| 2:30 | REVENUE AND FINANCE DEPARTMENT[701] | | |
| | Public records and fair information practices; organization, public inspection, | | |
| | ch 5 introductory paragraph, 5.14(6)"i," "l," and "hh," 6.1(3)"b," 6.2, 6.3, Filed ARC 9550A | 12/15/99 | 984 |
| | Rate of interest on interest-bearing taxes—calendar year 2000, 10.2(19), Filed ARC 9587A | 12/29/99 | 1048 |
| | Administration; excise; use; cigarettes and tobacco, 10.76(1), 18.30(2) to 18.30(4), 33.5(2), 33.5(3), | | |
| | 81.1, 81.3, 81.4(10), 81.4(14), 81.6, 81.14, 82.1(5), 82.4(2), 82.4(5)"b," 82.5 to 82.7, 82.9, | | |
| | 82.9(4), 83.5 to 83.7, 83.11(2), Filed ARC 9586A | 12/29/99 | 1049 |
| | Sales and use tax, 11.2, 13.1, 13.4, 15.3, 15.3(1), 15.3(2), 15.3(2)"b" to "d," 15.3(3)"c," 15.13, 17.8, | | |
| | 17.8(1), 17.33, 17.34, 18.40, 18.49, 18.60, 19.6(1), 19.6(2), 19.6(2)"b," 19.6(3)"d," 19.12, | | |
| | 19.13(2)"l," 26.2(3), 26.18(2)"c," 31.6, 32.3, 32.13, 33.9, 33.10, 34.3, Filed ARC 9589A | 12/29/99 | 1052 |
| | Individual, corporation, and franchise taxes, 40.3"1," "4," and "9," 52.1, 52.5(2), 54.7(4), 54.7(7), 54.7(8), | | |
| | 54.9, 58.5(2), 59.29, Notice ARC 9590A | 12/29/99 | 1023 |
| | Individual and corporation tax, 48.1, 52.1, 52.10(2), 52.16, 53.2(3)"d," 54.1, Filed ARC 9551A | 12/15/99 | 984 |
| | Death-related taxes, 86.1, 86.2(2)"d," 86.3(2), 86.3(6), 86.5(7)"d," 86.6(1)"g," 86.9(2)"f"(1), | | |
| | 86.12(5)"b," 87.3(4), 89.8(1), Filed ARC 9588A | 12/29/99 | 1053 |
| 3:00 | MEDICAL EXAMINERS BOARD[653] | | |
| | PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| | License fees, 11.31, Filed Emergency After Notice ARC 9573A | 12/29/99 | 1028 |
| 3:10 | PHARMACY EXAMINERS BOARD[657] | | |
| | PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| | Waivers or variances from rules, 1.3, 3.4, 4.6(1), 6.3, 6.4, 6.5(3), 7.3, 7.4, 15.2 to 15.4, 16.5, | | |
| | 16.6, 19.6, ch 34, Notice ARC 9541A | 12/15/99 | 964 |
| | Pharmacist license certificates, 3.2, Notice ARC 9542A | 12/15/99 | 966 |
| | Definition of "pharmacist preceptor," 4.1, Notice ARC 9543A | 12/15/99 | 967 |
| | Orders cosigned by the prescriber, 7.13(1)"e," Notice ARC 9048A Terminated ARC 9539A | 12/15/99 | 967 |

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| | Disposal of waste materials containing patient-specific or confidential information; clarification of patient counseling requirements, 8.5(5), 8.20(2), 8.32(6), <u>Notice</u> ARC 9544A..... | 12/15/99 | 967 |
| | Delivery of drugs and devices; patient med paks; home health agency/hospice emergency drugs, 8.12, 8.13, 8.31, <u>Filed</u> ARC 9540A..... | 12/15/99 | 981 |
| | PHARMACY EXAMINERS BOARD[657] continued | | |
| | PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| | Electronic transmission of prescriptions by patient, 21.3(3), 21.5(4), 21.6, <u>Notice</u> ARC 9052A <u>Terminated</u> ARC 9538A..... | 12/15/99 | 968 |
| | Time limit for reporting of disciplinary action taken against a license, registration, or permit by another state, territory, or country, 36.1(4)"k," <u>Notice</u> ARC 9545A..... | 12/15/99 | 968 |
| 3:30 | TREASURER OF STATE[781] | | |
| | LIFT—value-added agriculture linked investment loan program, 4.11, <u>Filed</u> <u>Emergency After Notice</u> ARC 9576A..... | 12/29/99 | 1032 |
| |No representative called to appear..... | | |
| XX:00 | HISTORICAL DIVISION[223] | | |
| | CULTURAL AFFAIRS DEPARTMENT[221]"umbrella" | | |
| | Historical resource development program (HRDP), 49.4(5), 49.4(10), 49.5(3)"a," 49.7(1)"b"(4) and (7), 49.7(2)"f," 49.9, <u>Filed</u> ARC 9554A..... | 12/15/99 | 978 |
| XX:00 | BLIND, DEPARTMENT FOR THE[111] | | |
| | Vocational rehabilitation services—dispute resolution process, 10.8, <u>Filed</u> ARC 9575A..... | 12/29/99 | 1034 |
| | Variances and waivers of department for the blind administrative rules, ch 12, <u>Notice</u> ARC 9574A..... | 12/29/99 | 1011 |
| XX:00 | LANDSCAPE ARCHITECTURAL EXAMINING BOARD[193D] | | |
| | Professional Licensing and Regulation Division[193] | | |
| | COMMERCE DEPARTMENT[181]"umbrella" | | |
| | Continuing education, 3.1, 3.2(1) to 3.2(4), 3.3, 3.5, 3.7, <u>Notice</u> ARC 9529A..... | 12/15/99 | 963 |
| XX:00 | NURSING BOARD[655] | | |
| | PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| | Licensure to practice—registered nurse/licensed practical nurse, 3.4(5), <u>Filed</u> ARC 9580A..... | 12/29/99 | 1047 |
| | Advanced registered nurse practitioners, 7.1, 7.2(5)"b," 7.2(8), 7.2(8)"b," 7.2(11), <u>Filed</u> ARC 9579A..... | 12/29/99 | 1047 |
| XX:00 | PROFESSIONAL LICENSURE DIVISION[645] | | |
| | PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| | Barber examiners, 20.214(9), <u>Filed</u> ARC 9548A..... | 12/15/99 | 982 |
| | Cosmetology arts and sciences examiners, 61.1(6)"f," 62.1(10), 62.1(20), <u>Filed</u> ARC 9549A..... | 12/15/99 | 983 |
| | Respiratory care examiners, 260.12(2), 260.12(3), <u>Filed</u> ARC 9578A..... | 12/29/99 | 1048 |
| | Speech pathology and audiology examiners, 300.6(2), 301.4(1)"e," 301.4(3), <u>Notice</u> ARC 9547A..... | 12/15/99 | 969 |
| XX:00 | RACING AND GAMING COMMISSION[491] | | |
| | INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" | | |
| | Waivers or variances from rules; definition of "certified bleeder"; trial period for evaluation of proposed new gambling games, 1.8, 10.6(1)"g," 26.18, <u>Notice</u> ARC 9537A..... | 12/15/99 | 970 |
| XX:00 | REGENTS BOARD[681] | | |
| | Declaratory orders; procedure for rule making; contested cases, ch 11 title, 11.2 to 11.5, ch 12 title, 12.2 to 12.5, ch 13 title, 13.2 to 13.5, ch 14 title, ch 15 title, 15.2 to 15.5, ch 16 title, 16.2 to 16.5, chs 18 to 20, <u>Filed</u> ARC 9557A..... | 12/15/99 | 983 |
| XX:00 | SECRETARY OF STATE[721] | | |
| | Implementation of local option taxes after an election, 21.800(3)"b"(2), 21.803(4) <u>Notice</u> ARC 9560A..... | 12/29/99 | 1025 |
| XX:00 | UTILITIES DIVISION[199] | | |
| | COMMERCE DEPARTMENT[181]"umbrella" | | |
| | Rule-making procedures, 1.3, ch 3, <u>Filed</u> ARC 9555A..... | 12/15/99 | 986 |
| | Refunds and back billing, 19.4(13)"a"(2) and (3), 19.4(13)"b"(1), 19.4(13)"d" and "e," 20.4(14)"b"(1) and (2), 20.4(14)"c" to "f," 21.4(6)"a," "d" and "e," 22.4(3)"k" and "l," <u>Filed</u> ARC 9561A..... | 12/29/99 | 1053 |
| XX:00 | VETERANS AFFAIRS COMMISSION[801] | | |
| | Merchant marine war bonus, 1.11, <u>Filed</u> <u>Emergency</u> ARC 9559A..... | 12/29/99 | 1032 |
| XX:00 | WORKFORCE DEVELOPMENT BOARD/SERVICES DIVISION[877] | | |
| | WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" | | |
| | Requests for waiver of rules, 2.4, <u>Notice</u> ARC 9534A..... | 12/15/99 | 974 |