

JANUARY 1999 AGENDA

The Administrative Rules Review Committee will hold a special meeting on **Tuesday, January 5, 1999, at 9:30 a.m. in Room 116**, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 7, 10, 11, 12, 13 and 14 (9/23/98, 11/4/98, 11/18/98-12/2/98, 12/16/98, 12/30/98)

	Bulletin	Page
9:30 HUMAN SERVICES DEPARTMENT[441]		
Accreditation or certification of providers of services to persons with mental illness, mental retardation, and developmental disabilities, 24.1, 24.2(2)"b"(1) and (3), 24.3(7), 24.3(7)"b"(3), <u>Notice</u> ARC 8578A	12/30/98	1279
Resources attributed to community spouse; state supplementary assistance program, 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 8581A, also <u>Filed Emergency</u> ARC 8582A	12/30/98	1290
Food stamp eligibility to certain legal aliens, 65.47, <u>Filed</u> ARC 8583A	12/30/98	1294
Home- and community-based services waiver programs, 77.30(3)"b"(3), 77.30(7)"a"(3), 77.33(1)"b"(3), 77.33(11)"d," 77.33(15)"a"(3), 77.34(7)"b"(3), 77.34(8)"a"(3), 77.37(21)"a"(3), 77.39(21), 77.39(21)"d," 77.39(23)"a" and "b," 77.39(24)"a"(3), 78.13(10)"a," 78.34(4), 78.34(7)"a"(9) and (12), 78.34(7)"g" to "l," 78.37(15)"a"(9) and (12), 78.37(15)"g" to "l," 78.38(8)"a"(9) and (12), 78.38(8)"g" to "l," 78.41(7)"h"(2), 78.41(8)"a"(9) and (12), 78.41(8)"g" to "l," 78.43(4)"g"(2), 78.43(13)"a"(9) and (12), 78.43(13)"g" to "l," 79.1(2), 83.2(2)"a" and "b," 83.3(2)"b"(3), 83.3(3)"e," 83.22(2)"b," 83.42(2)"b," 83.61(1)"a" and "e," 83.61(2)"d," 83.61(4)"a"(4), 83.61(4)"b"(2), 83.82(1)"h," 83.87(4), <u>Notice</u> ARC 8544A	12/16/98	1137
Prior authorization for Medicaid payment for treatment of male sexual dysfunction, 78.1(2)"a"(3), 78.28(1)"d"(13), <u>Filed</u> ARC 8584A	12/30/98	1294
Ambulatory surgical centers, 79.1(2), 79.1(3), <u>Notice</u> ARC 8402A <u>Terminated</u> ARC 8579A	12/30/98	1281
Inclusion of all Iowa counties in the elderly waiver program, 83.22(1)"b," <u>Filed</u> ARC 8585A	12/30/98	1295
Prioritization of persons on waiting lists for state child care assistance, 170.2(3)"a," <u>Notice</u> ARC 8543A	12/16/98	1143
45 EDUCATION DEPARTMENT[281]		
Appeal procedures, 6.1, 6.3(1), 6.13, 6.14(1), <u>Filed</u> ARC 8550A	12/16/98	1194
ICN subsidization reimbursement procedures, rescind ch 8, <u>Filed</u> ARC 8549A	12/16/98	1195
Driver education instructor qualifications; elimination of waiver provision for street driving requirement, 26.1, 26.2(3), <u>Filed</u> ARC 8548A	12/16/98	1195
Certified school to career program approval, ch 48, <u>Filed</u> ARC 8551A	12/16/98	1195
Waiver of school breakfast program requirement, ch 69, <u>Filed</u> ARC 8545A	12/16/98	1197
Financial incentives for national board certification, ch 84, <u>Filed</u> ARC 8547A	12/16/98	1199
Standards for graduate teacher education programs, rescind ch 90, <u>Filed</u> ARC 8546A	12/16/98	1200
10:00 LABOR SERVICES DIVISION[875]		
WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
Inspection activities; abatement verification; employee rescue activities; hazard communication training requirements; worker right to know, 3.1(1), 3.1(3), 3.4(2), 3.5(1), 3.5(2), 3.7(1), 3.7(3), 3.11(2), 3.11(3), 3.11(5), 3.12, 3.13(2)"e," 3.14 to 3.24, ch 3 appendices, rescind ch 120, <u>Notice</u> ARC 8565A	12/16/98	1160
10:10 INSURANCE DIVISION[191]		
COMMERCE DEPARTMENT[181]"umbrella"		
Salesperson—denial, suspension or revocation of sales permit for failure to pay debts owed to or collected by the college student aid commission, 19.24, <u>Notice</u> ARC 8574A	12/16/98	1150
Securities—college student aid commission noncompliance, 50.6, <u>Notice</u> ARC 8573A	12/16/98	1151
Regulation of securities offerings and those who engage in the securities business, 50.100, 50.101, 50.103 to 50.108, <u>Notice</u> ARC 8564A	12/16/98	1151
HELD OVER FROM DECEMBER		
Life and accident and health self-funded plans—state exemption, 35.20(1), <u>Notice</u> ARC 8518A	12/2/98	1066
10:20 PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]		
Remedial or insurance claims, 11.1(3)"f," 11.4(4), 11.4(6), <u>Notice</u> ARC 8557A	12/16/98	1165

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10:30	PERSONNEL DEPARTMENT[581] IPERS, 21.4(1)"c" to "j," 21.4(2), 21.4(3), 21.5(1)"a," 21.5(1)"a"(4), (9), (11), (12), (14), (24), (30), (32), (33), (37), (45) and (48), 21.6(4), 21.6(5), 21.6(9)"d"(3), 21.8(1)"a," 21.8(3), 21.9(1), 21.10(1), 21.10(7), 21.10(8), 21.10(10), 21.10(15) to 21.10(17), 21.11(3), 21.11(6), 21.11(9), 21.12, 21.12(1)"b," 21.13(1), 21.13(2), 21.13(4), 21.13(6), 21.13(7)"a," 21.13(8)"a," 21.13(9)"f," 21.13(10), 21.13(10)"a" and "b," 21.14(2) to 21.14(4), 21.16, 21.18(4), 21.19, 21.24(2)"b," "e" and "f," 21.24(3), 21.24(5)"c" and "f," 21.24(6)"d," 21.24(9) to 21.24(11), 21.30, <u>Notice</u> ARC 8562A, also <u>Filed Emergency</u> ARC 8563A.....	12/16/98	1174
10:45	INSPECTIONS AND APPEALS DEPARTMENT[481] Food and consumer safety; food establishment and food processing plant inspections, rescind chs 30 to 33, adopt chs 30 and 31, <u>Notice</u> ARC 8560A	12/16/98	1144
11:00	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Workforce development accountability system, ch 4, <u>Notice</u> ARC 8553A..... Certified school to career program, ch 11, <u>Filed</u> ARC 8552A..... Iowa community development block grant program, 23.2, 23.4(8), 23.7(1)"c," <u>Notice</u> ARC 8554A.....	12/16/98 12/16/98 12/16/98	1135 1191 1135
11:10	RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Hearings; thoroughbred racing, 4.24, 4.25, 10.5(17)"a"(1)"1" to "3," 10.5(17)"g"(2), <u>Filed</u> ARC 8556A..... Intent to influence; gambling treatment program; outriders; racetrack policies; nonstarter; gaming integrity, 5.7(1), 5.15(10) to 5.15(13), 5.16(26), 5.16(27), 10.2(6)"a"(7), 10.2(6)"c"(6), 20.15(1), 21.10(12), 21.13(4), 25.20(9), <u>Notice</u> ARC 8555A.....	12/16/98 12/16/98	1204 1166
11:20	EMERGENCY MANAGEMENT DIVISION[605] HELD OVER FROM DECEMBER PUBLIC DEFENSE DEPARTMENT[601]"umbrella" Enhanced 911 telephone systems, ch 10, <u>Filed</u> ARC 8517A	12/2/98	1082
11:45	COMMITTEE BUSINESS		
12:00 LUNCH			
1:00	REVENUE AND FINANCE DEPARTMENT[701] Interest rate for calendar year 1999, 10.2(18), <u>Filed</u> ARC 8592A..... Retail bracket system for state sales and local option sales and service tax, 14.2, <u>Filed</u> ARC 8570A..... Motor fuel tax, 67.1, 67.12"7," 68.8(10), 68.8(15), 68.8(16), <u>Filed</u> ARC 8591A	12/30/98 12/16/98 12/30/98	1299 1205 1300
	Held over from December Interest rate for calendar year 1999, 10.2(18), <u>Notice</u> ARC 8437A	11/4/98	884
	Excise tax; sales tax on services, 13.12, 17.31, 17.32, 19.12, 20.5(2)"d," 26.47, <u>Filed</u> ARC 8495A..... Sales and use tax, 17.30, 18.24, 18.25(3), 18.34(2)"j," 18.49, 18.58(1), 18.59, 20.7(1)"c," 20.7(5), 32.4, <u>Filed</u> ARC 8433A	11/18/98 11/4/98	1026 906
	Net capital gains received by individual taxpayers, 40.38, 40.38(6) to 40.38(14), <u>Notice</u> ARC 8535A..... Eligible housing business tax credit, 42.13, 52.15, <u>Filed</u> ARC 8534A..... Motor fuel tax, 67.1, 67.12"7," 68.8(10), 68.8(15), 68.8(16), <u>Notice</u> ARC 8436A..... Local option school infrastructure sales and service tax, ch 108, <u>Filed</u> ARC 8434A	12/2/98 12/2/98 11/4/98 11/4/98	1074 1112 884 907
1:40	TRANSPORTATION DEPARTMENT[761] HELD OVER FROM DECEMBER Drivers education instructors, item six <u>70 day delay</u> ARC 8461A	11/18/98	1029
2:00	NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Local recreation infrastructure grants program, 29.7(4), 29.9, <u>Notice</u> ARC 8599A..... Boating speed and distance zoning, 40.31(5)"d" and "e," <u>Notice</u> ARC 8598A..... Boat motor regulations—Avenue of the Saints Lake in Bremer County, 45.4(2), <u>Filed</u> ARC 8597A	12/30/98 12/30/98 12/30/98	1282 1283 1295
	Wildlife refuges; state parks and recreation areas, 52.1(1), 61.2, 61.3(1)"j," 61.3(2), 61.3(3)"a" and "c," 61.4(2), 61.4(2)"b" and "l," 61.5(7)"d," 61.6(1), 61.22(20), <u>Filed Emergency After Notice</u> ARC 8596A	12/30/98	1291
2:15	ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Livestock feeding operations, 22.1(3), 22.1(3)"c"(3), 22.3(2), 23.5(1), 65.1 to 65.22, chapter 65 appendix B, 68.1, 68.2, 68.9(2), 70.2, 72.2(9), 72.3(5), <u>Notice</u> ARC 8595A	12/30/98	1243

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NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]"umbrella" Federal family education loan programs, 10.2(4)"c," <u>Filed Emergency</u> ARC 8566A..... 12/16/98 1174 Iowa vocational-technical tuition grant program, 13.1, <u>Filed</u> ARC 8567A..... 12/16/98 1190 Industrial technology forgivable loan program, ch 35, <u>Filed</u> ARC 8569A..... 12/16/98 1190 Governor Terry E. Branstad Iowa state fair scholarship program, ch 36, <u>Filed</u> ARC 8568A..... 12/16/98 1190
XX:00	EDUCATIONAL EXAMINERS BOARD[282] EDUCATION DEPARTMENT[281]"umbrella" All social sciences endorsement, 14.21(18)"k," <u>Notice</u> ARC 8575A..... 12/16/98 1136 Two-year administrator exchange license, 14.25 to 14.33, <u>Filed</u> ARC 8577A..... 12/16/98 1193 Coaching authorization, 19.1(5), 19.2, 19.5, <u>Notice</u> ARC 8576A..... 12/16/98 1136
XX:00	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Annual report of board for licensees, 1.9(6), <u>Filed</u> ARC 8561A..... 12/16/98 1200
XX:00	LIBRARIES AND INFORMATION SERVICES DIVISION[286] EDUCATION DEPARTMENT[281]"umbrella" Information delivery; resource sharing; LSTA program; Internet use policy, 1.1, 1.2, 1.3(2), 1.3(3), 1.4(1), 1.4(2), 2.1, 2.15(1), ch 3 background, 3.1, 3.2, 3.5, 3.6, 3.8(2), 3.9, 3.9(4)"d," chs 6 and 7, <u>Filed</u> ARC 8559A..... 12/16/98 1200
XX:00	MEDICAL EXAMINERS BOARD[653] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Student loan default or noncompliance with agreement for payment of obligation, 13.3, <u>Notice</u> ARC 8590A..... 12/30/98 1281
XX:00	PROFESSIONAL LICENSING AND REGULATION DIVISION[193] COMMERCE DEPARTMENT[181]"umbrella" Proof of legal presence, 1.4(1) to 1.4(6), ch 4, <u>Notice</u> ARC 8580A..... 12/30/98 1283
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Board of cosmetology arts and sciences examiners, 63.4(4) to 63.4(18), 63.5(6), 63.12(3) to 63.12(11), <u>Notice</u> ARC 8588A..... 12/30/98 1285 Board of dietetic examiners, 80.1, 80.8, 80.9(1), 80.100, 80.107(2)"b," 80.108(3), <u>Filed</u> ARC 8558A..... 12/16/98 1204 Massage therapists, 130.1, 130.3(2) to 130.3(4), 130.4(1)"b"(3), 130.4(1)"c," 130.4(2)"a," 130.5(2), 130.5(2)"g," "i" and "j," 130.6(1), 130.6(2), 130.7, 130.8(1), 130.9, 130.10(12), 131.1(2), 131.1(7), 131.2(2), 131.2(6), 131.2(7), 131.3(3)"a" and "d," 131.4, 131.5, 131.7 to 131.19, <u>Filed</u> ARC 8589A..... 12/30/98 1296
XX:00	REAL ESTATE COMMISSION[193E] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Advertising and communications on the Internet; waivers or variances from rules, 1.1, 1.24(3) to 1.24(6), ch 8, <u>Filed</u> ARC 8593A..... 12/30/98 1296 Advertising; certificate of noncompliance from the college student aid commission, 1.24(7), 2.4, 4.44, 5.18, 5.19, <u>Filed</u> ARC 8594A..... 12/30/98 1298
XX:00	TRANSPORTATION DEPARTMENT[761] Functional classification of highways, rescind ch 100, <u>Filed</u> ARC 8542A..... 12/16/98 1205 Farm-to-market review board, ch 101, <u>Notice</u> ARC 8572A..... 12/16/98 1167 Traffic safety improvement program, 164.2, 164.9(1)"a" to "c," <u>Filed Emergency</u> ARC 8541A..... 12/16/98 1188 Towing wrecked or disabled vehicles, ch 454, <u>Notice</u> ARC 8586A..... 12/30/98 1286 Federal Motor Carrier Safety Regulations, 520.1(1)"a" and "b," 520.2, 520.4(2), 520.7, 520.8, <u>Notice</u> ARC 8587A..... 12/30/98 1287
XX:00	WORKFORCE DEVELOPMENT DEPARTMENT[871] Administration; unemployment insurance services division, rescind 345—chapter 1, adopt 871—chapter 21, amend 22.1(2)"h," 23.10(2)"a" to "d," 23.52(6), 23.54, 23.70(3) to 23.70(9), 24.1(4), 24.1(8), 24.1(9), 24.1(54) to 24.1(56), 24.4(1), 24.8(2)"d"(2), 24.23(24), 24.26(14), 24.16(15), 24.39(1), 24.58(6), 25.12(2), 25.12(3), <u>Notice</u> ARC 8571A..... 12/16/98 1169