

JANUARY 1997 AGENDA

revised 12-30-96

The Administrative Rules Review Committee will hold a special meeting Monday, January 6, 1997, at 10 a.m. and Tuesday, January 7, 1997, 8:45 a.m. in **STATEHOUSE ROOM 118**, State Capitol. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: 7/17/96, 9/11/96, 10/9/96, 10/23/96, 11/6/96, 11/20/96, 12/4/96, 12/18/96, 1/1/97

MONDAY, JANUARY 6, 1997

| TIME | | BULLETIN | PAGE |
|-------|---|----------|------|
| 10:00 | HUMAN SERVICES DEPARTMENT[441] | | |
| | State payment program for services to persons with mental illness, mental retardation, and developmental disabilities, 153.51, 153.52(1), 153.52(2), 153.53(1) to 153.53(5), 153.54, 153.55, 153.56(1), 153.56(1) "c," 153.56(2), 153.56(4), 153.57 to 153.59, <u>Filed</u> ARC 6893A | 12/4/96 | 971 |
| | Food stamp program, 11.5, 65.1, 65.7, 65.8(10), 65.8(11), 65.21(5), 65.27, 65.28(12), 65.28(14), 65.28(14)"h," 65.28(18), 65.29(7), 65.29(8), 65.30(5), 65.32, 65.43, 65.46 to 65.50, 65.101, 65.107, 65.108(10), 65.108(11), 65.121(5), 65.127, 65.128(12), 65.128(14), 65.128(14)"h," 65.128(18), 65.129(10), 65.129(11), 65.130(7), 65.132, 65.142, 65.145 to 65.149, <u>Filed</u> ARC 6959A | 1/1/97 | 1126 |
| | State accreditation of case management, community mental health centers, community supported living arrangements, and other mental health providers, ch 24, <u>Notice</u> ARC 6941A | 1/1/97 | 1068 |
| | Disability services management, 25.41, <u>Filed</u> ARC 6960A | 1/1/97 | 1128 |
| | FIP, Medicaid and social service block grant programs, 41.3(4), 41.3(5), 41.6(9)"c," 41.7(10)"h," 41.23(4), 41.23(5), 41.26(9)"c," 41.27(10)"h," 75.11(1) to 75.11(4), 75.25, 76.1, 76.2, 76.2(1), 76.2(2), 76.5(2)"b," 86.1, 86.2, 86.3(2), 86.3(4), 86.6(1), 86.6(2), 86.7, 153.4(3), <u>Filed</u> ARC 6961A | 1/1/97 | 1136 |
| | Temporary assistance for needy families implementation, 41.5(7), 41.25(7), 75.26, <u>Notice</u> ARC 6967A, also <u>Filed Emergency</u> ARC 6966A | 1/1/97 | 1121 |
| | SSI cost—of—living increase, community spouse resources and maintenance needs, personal needs allowance for RCF residents, 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>Notice</u> ARC 6963A, also <u>Filed Emergency</u> ARC 6962A | 1/1/97 | 1122 |
| | Medical assistance eligibility cards, 76.6, 76.9(2), 88.46(5), <u>Notice</u> ARC 6890A | 12/4/96 | 956 |
| | HCBS ill and handicapped, elderly, and AIDS/HIV waiver programs, 77.30(3)"b," 77.30(5), 77.33(1)"b," 77.33(6), 77.34(5), 77.34(6)"h," 77.34(7), 78.34(3), 78.34(5)"c," 78.37(6)"c," 78.38(5)"c," 78.38(7), 79.1(2), 83.2(1), 83.2(2), 83.3(2), 83.3(3)"c," 83.4(3), 83.10, 83.21, 83.22(1)"c," 83.22(2)"b," 83.23(4)"a," 83.42(2)"b," 83.43(3)"c," 83.44(3), <u>Notice</u> ARC 6942A | 1/1/97 | 1082 |
| | Mental health outreach providers, 77.33(10), 79.1(2), <u>Notice</u> ARC 6917A | 12/18/96 | 1028 |
| | Payment for hearing aids for children, 78.14(6), 78.14(7), 78.28(4), <u>Notice</u> ARC 6891A | 12/4/96 | 957 |
| | SNF reimbursement rates, 79.1(9)"a" and "d," <u>Filed</u> ARC 6892A | 12/4/96 | 970 |
| | PROMISE JOBS program, 93.14(10)"c," 93.14(12), 93.14(13)"b" to "d," 93.114(10)"c," 93.114(12), 93.114(13)"b" to "d," <u>Filed</u> ARC 6964A | 1/1/97 | 1136 |
| | Family—centered services, ch 182 preamble, 82.1, 182.2(1), 182.4(1), 182.7(3), 182.9(1), <u>Filed</u> ARC 6965A | 1/1/97 | 1140 |
| 10:30 | HUMAN INVESTMENT COUNCIL[417] | | |
| | Innovation zones, ch 20, <u>Notice</u> ARC 6902A | 12/4/96 | 955 |
| 10:40 | GENERAL SERVICES DEPARTMENT[401] | | |
| | Printing, 5.8(1), 5.8(1)"b" and "e," 5.8(2), 5.9"8," 5.12, 5.14(2), 5.14(3), <u>Notice</u> ARC 6938A | 12/18/96 | 1026 |
| | Printing—fees paid to newspapers, 5.21, <u>Notice</u> ARC 6939A, also <u>Filed Emergency</u> ARC 6940A | 12/18/96 | 1034 |
| | Vendor appeals, 8.7 to 8.9, 9.5, 9.9 to 9.11, <u>Notice</u> ARC 6901A | 12/4/96 | 952 |
| 10:45 | COMMUNITY ACTION AGENCIES DIVISION[427] | | |
| | HUMAN RIGHTS DEPARTMENT[421]"umbrella" | | |
| | Low—income home energy assistance payment, 10.2(3), 10.4, 10.7(1) to 10.7(3), 10.13(5)"b," <u>Filed Emergency</u> ARC 6884A | 12/4/96 | 962 |
| 10:50 | CREDIT UNION DIVISION[189] | | |

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|--------------------------------|---|---|---|
| | COMMERCE DEPARTMENT[181]"umbrella" Real estate lending, 9.2(2), 9.2(4), 9.2(7), 9.2(10)"c" and "g," 9.2(11), <u>Notice</u> ARC 6931A | 12/18/96 | 1024 |
| 11:00 | ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Job opportunities for persons with disabilities program, ch 30, <u>Filed</u> ARC 6981A | 1/1/97 | 1125 |
| 11:10 | AGRICULTURAL DEVELOPMENT AUTHORITY[25] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" IADA loan participation program, ch 4, <u>Filed</u> ARC 6886A | 12/4/96 | 967 |
| 11:20 | AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Reporting diseases, 64.1, <u>Filed</u> ARC 6928A Importation of turkeys and turkey eggs, 65.11(2), <u>Filed</u> ARC 6929A Dairy, 68.12, 68.13, 68.26, <u>Filed</u> ARC 6989A Meat and poultry inspection, 76.1 to 76.4, 76.12, 76.13, <u>Notice</u> ARC 6908A | 12/18/96 12/18/96 1/1/97 12/4/96 | 1045 1045 1125 951 |
| 11:40 | PERSONNEL DEPARTMENT[581] IPERS, 21.1(1), 21.4(1)"g," 21.4(3)"a," 21.5(1)"a"(21), (22), and (44) to (47), 21.6(2), 21.6(9)"b" and "c," 21.6(9)"e"(4), 21.10(6), 21.10(7)"b," 21.10(8) to 21.10(10), 21.10(15), 21.11(3)"e" and "f," 21.11(9), 21.12(1)"b"(3), 21.13(2), 21.13(6)"e," 21.13(7), 21.13(9), 21.13(10), 21.14, 21.16(5), 21.19, 21.21(3), 21.23(3), 21.24(2)"b" and "d," 21.24(3), 21.24(5), 21.24(6), 21.29(3)"i" to "k," <u>Notice</u> ARC 6932A, also <u>Filed Emergency</u> ARC 6933A | 12/18/96 | 1035 |
| lunch 12:00 TO 1:30p.m. | | | |
| 1:30 | LAW ENFORCEMENT ACADEMY[501] Special certification through examination, 3.9, <u>Notice</u> ARC 6900A | 12/4/96 | 959 |
| 1:40 | LABOR SERVICES DIVISION[347] EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella" General industry—exposure to asbestos, tremolite, anthophyllite and actinolite, 10.20, <u>Filed Emergency After Notice</u> ARC 6936A General industry—exposure to 1, 3—butadiene, 10.20, <u>Notice</u> ARC 6934A Construction—exposure to asbestos, tremolite, anthophyllite and actinolite, safety standards for scaffolds, 26.1, <u>Filed Emergency After Notice</u> ARC 6937A Construction—exposure to 1, 3—butadiene, 26.1, <u>Notice</u> ARC 6935A | 12/18/96 12/18/96 12/18/96 12/18/96 | 1035 1028 1035 1029 |
| 1:50 | WORKFORCE DEVELOPMENT BOARD/SERVICES DIVISION[877] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Placement, rescind 345—Chapter 7, adopt 877—Chapter 8, <u>Notice</u> ARC 6985A Labor—management cooperation program, amend and transfer 345—Chapter 11 to 877—Chapter 9, <u>Notice</u> ARC 6984A Youth affairs, rescind 345—Chapter 12, adopt 877—Chapter 10, <u>Notice</u> ARC 6983A Work force investment program, rescind 345—Chapter 13, adopt 877—Chapter 11, <u>Notice</u> ARC 6982A Mentor advisory board, amend and transfer 345—Chapter 15 to 877—Chapter 13, <u>Notice</u> ARC 6980A | 1/1/97 1/1/97 1/1/97 1/1/97 1/1/97 | 1106 1111 1112 1117 1120 |
| 2:00 | PUBLIC EMPLOYMENT RELATIONS BOARD[621] Fees of neutrals, mediation, decisions, review, 1.8, 7.3(1), 7.3(2), 11.7, 11.8, <u>Notice</u> ARC 6930A | 12/18/96 | 1032 |
| 2:10 | NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Game management areas, wildlife refuges, state parks and recreation areas, 51.3(1)"b," 52.1(1)"4," 61.3(1)"j," 61.4(2)"k" and "n," 61.5(8) to 61.5(13), 61.6(1), 61.6(3), 61.6(6), 61.6(7), 61.6(9), <u>Notice</u> ARC 6986A Recreation trails in state parks, 67.2, 67.8(1), <u>Filed</u> ARC 6914A Trout fishing, 81.2(5), <u>Filed</u> ARC 6913A Nonresident deer hunting, 94.6, 94.8, <u>Filed</u> ARC 6987A Wild turkey spring hunting, 98.3(1), 98.3(2)"a"(4), 98.5, 98.12, 98.16, <u>Filed</u> ARC 6915A Special late season deer hunt, 106.13, <u>Filed Emergency After Notice</u> ARC 6988A | 1/1/97 12/4/96 12/4/96 1/1/97 12/4/96 1/1/97 | 1089 974 974 1141 974 1124 |

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- 2:20 ENVIRONMENTAL PROTECTION COMMISSION[567]**
NATURAL RESOURCES DEPARTMENT[561]"umbrella"
Special waste authorization requirements, 100.2, 100.3(2), 102.15(2), Notice ARC 6880A 11/20/96 913
- 2:30 PROFESSIONAL LICENSURE DIVISION[645]**
PUBLIC HEALTH DEPARTMENT[641]"umbrella"
Cosmetology arts and sciences, 60.1, 60.2(2)"a," 60.2(4), 60.3(1)"a" to "c," 60.3(2)"c," 60.3(4), 60.4(4), 60.4(4)"a" and "c," 60.5(3), 60.5(6), 60.5(7), 60.6(3), 60.6(7), 60.6(8), 60.7(2)"a," 60.8(3), 60.8(7), 60.8(8), 60.9, 60.10(1)"c" and "f," 60.12, 60.12(2)"a" and "b," 60.13(1) to 60.13(3), 61.2(1)"a," "b," and "d," 61.2(4), 61.2(7)"e," 61.2(8), 61.5, 61.6(5), 61.6(13), 62.1(2), 62.1(4), 62.1(13), 62.1(16), 63.2, 63.4(3), 63.5(4) to 63.5(11), 63.12(1), 64.2, 64.6 to 64.8, Filed ARC 6907A 12/4/96 975
Massage therapists, 130.2, 130.3(2), 130.3(3), 130.4(1)"c" and "d," 130.5(1), 130.5(2), 130.6(2) to 130.6(5), 130.7, 130.8, 130.9(1), 130.10(1), 130.10(3), 130.10(6), 130.10(7), 130.10(10), 131.1(3), 131.1(5), 131.3(1), 131.3(2), 131.3(3)"b," 131.6, 131.9(4), 131.10(12), Filed ARC 6905A 12/4/96 980
Physical and occupational therapy, foreign-trained physical therapists, complaints, 200.3(1)"b"(4), 200.4(4)"a," 200.16, Notice ARC 6924A 12/18/96 1031
Social workers—impaired practitioner review committee, ch 285, Filed Emergency ARC 6906A 12/4/96 963
Athletic trainers—continuing education, 350.14, 350.14(2), Filed ARC 6904A 12/4/96 982
- 2:40 PUBLIC HEALTH DEPARTMENT[641]**
WIC program, certification of priority II infants in the hospital, 73.7(1), 73.7(3)"d," 73.8(4)"a"(3)"7," Notice ARC 6895A 12/4/96 960
Decision—making assistance program and parental notification of intent to terminate a pregnancy through abortion, ch 89, Filed Emergency After Notice ARC 6896A 12/4/96 963
Trauma care facility categorization and verification, ch 134, Filed ARC 6897A 12/4/96 982
Trauma triage and transfer protocols, ch 135, Filed ARC 6898A 12/4/96 983
Trauma registry, ch 136, Filed ARC 6899A 12/4/96 983
- 2:50 EDUCATIONAL EXAMINERS BOARD[282]**
EDUCATION DEPARTMENT[281]"umbrella"
Licenses, endorsements, renewals and fees, 14.21(4), 14.23(1) to 14.23(3), 14.30(1) to 14.30(5), 17.5 to 17.7, Filed ARC 6972A 1/1/97 1125
- 3:00 EDUCATION DEPARTMENT[281]**
Criteria for grants, ch 7, Notice ARC 6922A, also Filed Emergency ARC 6923A 12/18/96 1033
Extracurricular interscholastic competition, 36.15(5)"b" and "d," Notice ARC 6919A, also Filed Emergency ARC 6921A 12/18/96 1034
Extracurricular interscholastic competition—coaching, nonschool teams, appeals, 36.15(6), 36.15(7), 36.16, Notice ARC 6920A 12/18/96 1025

TUESDAY JANUARY 7th 1997

- 8:45 TRANSPORTATION DEPARTMENT[761]**
General requirements and covenants for highway and bridge construction, 125.1, 125.2, Filed ARC 6925A 12/18/96 1046
Abandoned vehicles, 480.3, 480.4, Filed ARC 6916A 12/18/96 1048
Regulations applicable to carriers—driver's statement, 520.7, 520.8, Notice ARC 6885A 12/4/96 960
Driver licenses: PROOF OF IDENTIFICATION, 601.5, Filed ARC 6868A SPECIAL REVIEW 11/20/96 934
- 8:50 UTILITIES DIVISION[199]**
COMMERCE DEPARTMENT[181]"umbrella"
Local exchange competition, 38.6, Filed ARC 6943A 1/1/97 1148
- 9:00 PHARMACY EXAMINERS BOARD[657]**
PUBLIC HEALTH DEPARTMENT[641]"umbrella"
Handling controlled substances, 1.1(1), 1.1(3)"b" and "d" to "f," 1.2(2), 1.2(3), Filed ARC 6953A 1/1/97 1142
Controlled substance registration, 1.2(2), 1.2(4), 1.2(5), Notice ARC 6945A 1/1/97 1092
Licensure, 2.1, 2.4, 2.6 to 2.9, 2.10(1), 2.11, Amended Notice ARC 6944A 1/1/97 1093
Certification of licensure examination scores, ch 3 title, 3.3, Filed ARC 6954A 1/1/97 1142
Denial of pharmacist—intern registration, discipline of pharmacist—interns, ch 4 title, 4.10, 4.11, Filed ARC 6955A 1/1/97 1143

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| Pharmacist—intern, 4.1, 4.2(2), 4.3, 4.4, 4.6, 4.9(2), 4.9(3), <u>Notice</u> ARC 6946A | 1/1/97 | 1094 |
| Training and utilization of pharmacy technicians, 6.9, 7.7, 15.12, 16.7, 19.4, <u>Notice</u> ARC 6947A | 1/1/97 | 1095 |
| Emergency department drug dispensing records, prepackaging requirements, 7.12(2) "d," 7.12(3), 7.12(4) "3" and "6," 7.12(6), <u>Filed</u> ARC 6956A | 1/1/97 | 1143 |
| Authorized person, prescription information and transfer, 8.1, 8.2, 8.30(2) "b," <u>Notice</u> ARC 6948A | 1/1/97 | 1096 |
| Practice of pharmacy, 8.4, 8.5(2), 8.5(6), 8.10, 8.17, 8.30(8), 8.31, 8.31(5) "1" to "q," 8.31(6), <u>Filed</u> ARC 6957A | 1/1/97 | 1144 |
| Discipline, 9.4, 9.23, 9.25, 9.26, <u>Notice</u> ARC 6949A | 1/1/97 | 1098 |
| Pharmacy compounding practices, 20.1, 20.10(5), 20.10(6), 20.11, 20.12, <u>Filed</u> ARC 6958A | 1/1/97 | 1145 |
| Compounding practices—pharmacy technicians, 20.4(3), <u>Notice</u> ARC 6950A | 1/1/97 | 1099 |
| Electronic data, ch 21, <u>Notice</u> ARC 6951A | 1/1/97 | 1099 |
| Pharmacy technicians, ch 22, <u>Notice</u> ARC 6952A | 1/1/97 | 1101 |

9:30 INSURANCE DIVISION[191]

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| COMMERCE DEPARTMENT[181]"umbrella" | | |
| Exemption from form and rate filing requirements, 20.11, <u>Notice</u> ARC 6971A | 1/1/97 | 1088 |
| Health care insurer and HMO requirements, 27.8, 40.22, <u>Notice</u> ARC 6990A | 1/1/97 | 1088 |
| Postdelivery benefits and care, 70.8, 70.9, ch 81, <u>Filed</u> ARC 6991A | 1/1/97 | 1140 |

9:45 MEDICAL EXAMINERS BOARD[653]

| | | |
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| PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| Licensure renewal fees, 11.6(1), 11.31(3), 11.31(7), 11.31(9), 11.31(13), 11.32(1) "b," <u>Filed</u> ARC 6978A | 1/1/97 | 1141 |
| Standards of practice—surgical care, rescind 13.2, <u>Filed</u> ARC 6918A | 12/18/96 | 1046 |
| Physician assistant supervision, ch 21, <u>Carried over from November Meeting</u> | | |

10:15 NURSING BOARD[655]

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|--|--------|------|
| PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| Nursing practice for RNs/LPNs, ch 6, <u>Notice</u> ARC 6970A | 1/1/97 | 1090 |

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10:30 REVENUE AND FINANCE DEPARTMENT[701]

| | | |
|--|----------|------|
| Interest rate for 1997, 10.2(16), <u>Filed</u> ARC 6973A | 1/1/97 | 1146 |
| Sales and use tax—construction materials, machinery and equipment, 19.1 to 19.3, 19.3(3), 19.4 to 19.8, 19.10(1) "f," 19.10(2) "c" and "e" to "o," 19.12, 19.13, 19.13(2) "1" to "n," 19.13(3), 19.13(5), 19.19, <u>Filed</u> ARC 6927A | 12/18/96 | 1046 |
| Motor vehicle use tax on long—term leases, 26.68(2) "a," 31.4, 31.5, 32.11, 34.5(12), 34.9, 34.10, <u>Filed</u> ARC 6974A | 1/1/97 | 1147 |
| Electronic filing of Iowa individual income tax returns, 39.13, <u>Filed</u> ARC 6975A | 1/1/97 | 1147 |
| Livestock production credit refunds, 43.8, <u>Filed</u> ARC 6910A | 12/4/96 | 984 |
| Apportionment of income for resident shareholders of S corporations, ch 50, <u>Filed</u> ARC 6912A | 12/4/96 | 985 |
| Livestock production credit, 52.13, <u>Filed</u> ARC 6911A | 12/4/96 | 988 |
| Property tax, 71.1, 71.1(1), 71.1(8), 73.17, 74.4(3), 74.4(4), 79.1(5), 79.2(13), 79.2(14), 80.4, 80.4(4), 80.4(7) to 80.4(12), 80.7(1), 80.7(7), 80.7(8) "d," 80.8(2), 80.8(3), 80.8(5) "a" and "d," 80.8(8), 80.8(9), 80.11(1) "a" (3), 80.11(1) "d," <u>Filed</u> ARC 6909A | 12/4/96 | 989 |
| Inheritance tax, 86.3(6), 86.6(6), 86.9, 86.12(1), <u>Notice</u> ARC 6976A | 1/1/97 | 1103 |
| Fiduciary income tax, 89.8(8) "c," <u>Notice</u> ARC 6977A | 1/1/97 | 1105 |

NO REPRESENTATIVE REQUESTED

ARCHITECTURAL EXAMINING BOARD[193B]

| | | |
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| Professional Licensing and Regulation Division[193] | | |
| COMMERCE DEPARTMENT[181]"umbrella" | | |
| Civil penalties against nonregistrant, 5.24, <u>Notice</u> ARC 6969A | 1/1/97 | 1066 |

ATTORNEY GENERAL[61]

| | | |
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| Public records and fair information practices, 2.14(8), 2.14(15), <u>Filed</u> ARC 6888A | 12/4/96 | 967 |
| Professional commercial fund—raisers, ch 24, <u>Filed</u> ARC 6887A | 12/4/96 | 968 |

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ATTORNEY GENERAL CONTINUED [61]

Regulation of membership campground operators, 25.1 to 25.3, 25.4, 25.4(1), 25.4(10), 25.4(15),
Filed ARC 6889A

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ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]

Professional Licensing and Regulation Division[193]

COMMERCE DEPARTMENT[181]"umbrella"

Temporary permits, examination application deadlines, 1.4(5)"e," 1.5, Notice ARC 6968A

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HISTORICAL DIVISION[223]

CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"

Awards program, 21.3(2) to 21.3(6), Notice ARC 6979A

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INDUSTRIAL SERVICES DIVISION[343]

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"

Forms updated to reflect current procedures, 3.1(7), 3.1(15) to 3.1(17), 4.6, 4.8(2)"a" and "i," 4.42, 4.44,
8.9, 10.1(4), 10.2, Notice ARC 6894A

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PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]

Financial hardship benefits, 11.1(3)"n," Notice ARC 6926A

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