

Revised  
10-03-01

The Administrative Rules Review Committee will hold its regular statutory meeting on Tuesday, October 9, 2001, at 10 a.m. and Wednesday, October 10, 2001, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: NO. 5, 6, 7 (9/5/01, 9/19/01, 10/3/01)**

**Also refer to: 2/21/01, 3/21/01, 4/18/01, 5/30/01, 6/13/01, 6/27/01, 7/11/01, 7/25/01, 8/8/01**

**Bulletin**      **Page**

10:00	IOWA FINANCE AUTHORITY[261] held over from July and October			
	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella"			
	Low-income housing tax credit program—qualified allocation plan, 12.1, 12.2, <u>Notice</u>	ARC 0764B	6/27/01	1979
10:40	<b>HUMAN SERVICES DEPARTMENT[441]</b>			
	County management plans—appeal of denial of services, 25.13(2)"j," <u>Notice</u>	ARC 0933B	9/19/01	378
	Risk pool funding, 25.61, 25.62(9), 25.63(1), 25.65(1)"a," <u>Notice</u>	ARC 0934B	9/19/01	379
	Transitional child care assistance program, rescind ch 49, <u>Filed</u>	ARC 0956B	10/3/01	500
	Food stamp program—suspension of benefits, 65.1, <u>Filed</u>	ARC 0957B	10/3/01	501
	Food stamp program—employment and training, participation allowances, workfare program, 65.3, 65.28(8), 65.28(11) to 65.28(13), 65.28(18), 65.28(19), 65.46(4), 65.49, 65.50, <u>Filed</u>	Emergency After Notice ARC 0958B	10/3/01	498
	Medicaid coverage for women without creditable health insurance coverage who are receiving treatment for cervical or breast cancer, 75.1(40), <u>Filed</u>	ARC 0959B	10/3/01	501
	Statewide average costs and charges for nursing care, 75.23(3), 75.24(3)"b," <u>Filed</u>	ARC 0960B	10/3/01	502
	Independent laboratories—conditions of participation, coverage, and payment, 77.20, 78.20, 79.13, <u>Notice</u>	ARC 0961B	10/3/01	446
	Lead inspection agency providers—cross-reference correction, 77.40, <u>Notice</u>	ARC 0962B	10/3/01	446
	Medicaid—prior authorization criteria for psychostimulants and other drugs, 78.1(2)"a"(3), 78.28(1)"a," 78.28(1)"d"(8), (10), (11) and (21), <u>Notice</u>	ARC 0935B	9/19/01	380
	Medicaid reimbursement rates, 79.1(1)"d," 79.1(2), 79.1(8)"a," <u>Filed</u>	ARC 0963B	10/3/01	503
	Medicaid waiver services, 83.82(1)"e" and "l," 83.82(3), 83.82(4), 83.90, <u>Filed</u>	ARC 0964B	10/3/01	506
	Managed health care providers, 88.1, 88.2(1)"a"(3), 88.2(4)"a," "d," "i" and "j," 88.3(7), 88.7(4)"b," 88.12(2), 88.13, 88.21, 88.22(4), 88.22(4)"a," "d," "i" and "j," 88.23(1), 88.23(3), 88.33, 88.42(2)"a," "d," "i" and "j," 88.46(2), 88.48(1), 88.61, <u>Filed</u>	ARC 0965B	10/3/01	507
	PROMISE JOBS—mileage reimbursement, time extension for postsecondary classroom training, 93.110(6)"b," 93.114(15), 93.114(15)"b," <u>Filed</u>	ARC 0966B	10/3/01	507
	Group child care homes—joint registration, pilot project for four-level registration, 110.1, 110.5(5)"d," ch 110 div II preamble, 110.35, <u>Filed</u>	ARC 0967B	10/3/01	508
	Child care services—fees, income eligibility guidelines, 130.3(1)"d"(2), 130.4(3), <u>Filed</u>	ARC 0968B	10/3/01	509
	Contracting for rehabilitative treatment and supportive services, 152.2(4) to 152.2(7), 152.2(9), 152.2(21)"b," 152.23(1), <u>Notice</u>	ARC 0969B	10/3/01	447
	Payment rate increase for foster family homes and adoptive homes, 156.6(1), <u>Filed</u>	ARC 0970B	10/3/01	511
	Nursing facility conversion and long-term care services development grants, 162.3(1)"a" and "b," <u>Filed</u>	ARC 0971B	10/3/01	512
	Access to dependent adult abuse information, 176.4, 176.6(1), 176.10(3)"b"(2), 176.10(3)"c"(6), 176.10(3)"d"(3) and (4), 177.4(1)"b," 177.4(10), 177.4(10)"d," 177.5(2), 177.9(3), <u>Filed</u>	ARC 0972B	10/3/01	512
	Wrap-around funding program, rescind ch 179, <u>Filed</u>	ARC 0973B	10/3/01	513
	Rehabilitative treatment and supportive services—rate freeze, continued suspension of authority to renegotiate rates, 185.112(1)"k," <u>Filed</u>	ARC 0974B	10/3/01	513
11:20	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>			
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"			
	Water quality standards, 61.3(3) table 1, 61.3(5)"e," <u>Filed</u>	ARC 0940B	9/19/01	415
	Concentrated animal feeding operation registration program—incorporation by reference, 65.6(12), <u>Filed</u>	ARC 0939B	9/19/01	418
	Filing of manure management plan prior to construction of confinement feeding operation, 65.16(2) to 65.16(5), <u>Notice</u>	ARC 0938B	9/19/01	378
	Sanitary disposal projects—emergency response and remedial action plans, 102.16, <u>Filed</u>	ARC 0941B	9/19/01	418
11:30	<b>NATURAL RESOURCE COMMISSION[571]</b>			
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"			
	Snowmobile and all-terrain vehicle registration revenue cost-share program, ch 28, <u>Notice</u>	ARC 0919B	9/5/01	314
	Removal of Badger Creek area from list of shooting ranges, 51.3(1)"i," <u>Notice</u>	ARC 0920B	9/5/01	318

# OCTOBER 2001 AGENDA

## NATURAL RESOURCE COMMISSION[571]-CONTINUED

State parks and recreation areas; state forest camping, 61.2, 61.3(1), 61.3(1)"c" and "j" to "l," 61.3(3)"b," 61.3(5), 61.3(5)"b," "g" and "i," 61.3(6), 61.3(6)"c," 61.4, 61.4(1)"a," "b" and "g," 61.4(3), 61.4(3)"b," "e," "i," "l," "n," and "o," 61.4(4), 61.4(4)"a" and "b," 61.4(5)"a"(1), 61.4(5)"b," 61.4(6)"b"(4) to (8), 61.4(7), 61.5, 61.5(5)"a" and "d," 61.5(6), 61.5(8)"b," 61.5(8)"b"(1) to (4), 61.5(8)"b"(4)"1," 61.5(8)"b"(5) and (6), 61.5(10), 61.5(13) to 61.5(15), 61.6, 61.6(1), 61.6(3), 61.9, 61.9(8), 61.9(11), 61.9(16), 61.9(18), 61.12, 62.7, 62.8, <u>Filed</u> ARC 0924B.....	9/5/01	348
Sport fishing—territories, daily bag limits, possession limits, and length limits, 81.1, 81.2(3) to 81.2(5), 81.2(11)"7" and "8," 81.2(12), <u>Notice</u> ARC 0922B .....	9/5/01	318
Season dates for waterfowl and coot hunting, 91.1, 91.3, 91.4(2)"j," 91.6, <u>Filed Emergency After Notice</u> ARC 0923B .....	9/5/01	327
Wild turkey spring hunting—licensing for residents and license types and quotas for nonresidents, 98.3(1) to 98.3(4), 98.10(1), 98.12, 98.14, <u>Notice</u> ARC 0921B.....	9/5/01	319
Nuisance wildlife control, adopt ch 114, <u>Notice</u> ARC 0995B.....	10/3/01	447

## 11:50 UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella"  
SPECIAL REVIEW BY REP. CARROLL  
Billing procedures

## 12:10 to 1:30 lunch

## 1:30 TRANSPORTATION DEPARTMENT[761]

Standard specifications for highway and bridge construction; contracts set aside for disadvantaged business enterprises, 125.1, 125.2, rescind ch 126, <u>Filed</u> ARC 0902B .....	9/5/01	355
Statewide standard for permitting certain implements of husbandry, adopt ch 181, <u>Notice</u> ARC 0932B .....	9/19/01	402
General aviation airport infrastructure program, ch 717 title, 717.1 to 717.6, 717.8, 717.9(1), 717.10, 717.11, <u>Notice</u> ARC 0930B.....	9/19/01	403

## 1:45 REVENUE AND FINANCE DEPARTMENT[701]

Sales and use tax, 13.10, 18.20, 19.2, 28.4, 31.7, 32.2, <u>Notice</u> ARC 0944B .....	9/19/01	390
Excise tax; sales tax on services; use, individual, corporation, inheritance, and fiduciary income taxes; accounting procedures of public impact, 15.7, 15.13, 15.19(5), 15.19(6), 16.4(1), 16.11, 17.8, 18.12, 18.20(1)"d," 18.40, 26.1, 26.5, 26.6, 26.18(2)"e," 26.28, 26.43, 26.61, 26.70, 26.71(1)"f," 31.4"5," 31.5(1), 31.5(2), 32.10, 34.1(3), 34.7, 34.14 to 34.21, 86.1(1), 86.1(6), 86.2(2)"d," 86.5(7)"d," 86.5(11)"b," 86.11(7), 86.11(8), 86.14(9), 86.14(10), 89.3(3), adopt ch 202, <u>Notice</u> ARC 0936B .....	9/19/01	392
Tax returns for foreign corporations storing goods in an Iowa warehouse, 52.1(9), <u>Filed</u> ARC 0937B .....	9/19/01	429
Investment tax credits, 52.10(1), 52.10(4), <u>Notice</u> ARC 0980B .....	10/3/01	485
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Manufactured home tax; property tax credits and exemptions, 74.1"5," 74.5, 74.6, 75.3, 78.3, 78.4(3), 78.4(4), 79.1(1), 79.1(3), 79.1(5), 80.1(1)"a" and "f," 80.8(5)"d," 80.9(2), 80.11(2) to 80.11(4), 80.12(2), 80.14(1), 80.16 to 80.18, <u>Notice</u> ARC 0907B .....	9/5/01	322

## 2:00 WORKFORCE DEVELOPMENT DEPARTMENT[871]

Employer's contribution and charges; nondeductible payments from benefits, 23.1(19), 23.3(2)"g," 23.10(1), 23.40(1), 23.40(2), 23.43(11)"a," 23.43(15), 23.51(2), 23.71(3), 23.71(3)"a" and "b," 23.71(4), 23.72(1), 23.82(1), 23.82(2), 24.13(4)"n," <u>Notice</u> ARC 0950B .....	9/19/01	405
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## 2:10 UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella" Definition of "pipeline construction," 9.1(3)"f," <u>Filed</u> ARC 0947B .....	9/19/01	430
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<b>2:30</b>	<b>INSURANCE DIVISION[191]</b>	
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	Coordination of benefits, ch 38, <u>Notice</u> ARC 0554B, <u>Terminated</u> ARC 0949B.....	9/19/01 389
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	Multiple employer welfare arrangements, 77.2(1)"i," 77.3(1)"a," 77.4(3), 77.5, 77.11"8," <u>Filed</u> ARC 0931B.....	9/19/01 421
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	Disclosure of nonpublic personal health information, ch 90 title, 90.1(1), 90.1(2), 90.2, ch 90 div I title, ch 90 div II, 90.17 to 90.26, 90.26(4), <u>Notice</u> ARC 0865B.....	8/8/01 182
<b>2:50</b>	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b>	
	Hospital pharmaceutical service—procedures for authentication of medication and standing orders, 51.14(3), 51.14(4), <u>Filed</u> ARC 0979B.....	10/3/01 513
	Hospitals—records concerning staff authorized to administer anesthesia, 51.28(1)"b"(2), <u>Filed</u> ARC 0978B.....	10/3/01 514
	<b>Held over from October-General Discussion, gambling and qualified organizations- Iowa Code §99B.7</b>	
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## WEDNESDAY, OCTOBER 10<sup>TH</sup>

<b>8:30</b>	<b>GENERAL SERVICES DEPARTMENT[401]</b>	
	Purchases by state agencies/preference for prison industries-Iowa Code §904.808	
<b>9:00</b>	<b>ELDER AFFAIRS DEPARTMENT[321]</b>	
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	Elder group homes, 26.1, 26.2, 26.3(6), 26.6(1), 26.7, 26.8(3), 26.10 to 26.17, <u>Filed</u> ARC 0913B.....	9/5/01 345
<b>9:10</b>	<b>INFORMATION TECHNOLOGY DEPARTMENT[471]</b>	
	Information technology operational standards, adopt ch 12, <u>Filed</u> ARC 0926B.....	9/19/01 419
<b>9:30</b>	<b>MEDICAL EXAMINERS BOARD[653]</b>	
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"	
	Standards of practice—automated dispensing systems, 13.6, <u>Filed Emergency After Notice</u> ARC 0945B.....	9/19/01 414
<b>9:40</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>	
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"	
	Behavioral science examiners board, chs 30, 31; 32.6, 32.10; chs 33, 34, <u>Notice</u> ARC 0987B.....	10/3/01 449
	Dietetic examiners board, adopt chs 79, 80; 81.6"5," 81.10(2), 81.10(3); adopt chs 82, 83, <u>Filed</u> ARC 0953B.....	9/19/01 425
	Physical and occupational therapy examiners board, chs 200 to 202; 203.2(3) to 203.2(6), 203.5"3" and "6," 203.8, 203.9(1), 203.9(3); ch 204, <u>Notice</u> ARC 0990B.....	10/3/01 456
	Physical and occupational therapy examiners board, chs 205, 206; 207.2(3) to 207.2(6), 207.5"3," "5" and "6," 207.8, 207.9(1)"b" and "d," 207.9(2)"c"; chs 208, 209, <u>Notice</u> ARC 0989B.....	10/3/01 464
	Social work examiners board, adopt chs 279, 280; 281.3(2)"i" to "k," 281.6, 281.10; adopt chs 282, 283, <u>Filed</u> ARC 0951B.....	9/19/01 426
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	Speech pathology and audiology examiners board, adopt chs 299, 300; rescind ch 302; 303.3(2)"g," 303.6, 303.10; adopt chs 304, 305, <u>Filed</u> ARC 0952B.....	9/19/01 427
	Athletic training examiners board, chs 349, 350; 351.6, 351.10; chs 352, 353, <u>Notice</u> ARC 0988B.....	10/3/01 472
<b>10:00</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b>	
	Communicable diseases, reporting of carbon monoxide poisoning and potential bio-, chemical- and radiological-terrorist events, ch 1 title, 1.1, 1.3(1), 1.5(1), 1.9(1) to 1.9(3), 1.9(4)"d," 1.9(5)"a," "c" and "d," 1.9(7), 1.9(10), <u>Notice</u> ARC 0998B.....	10/3/01 477
	Reportable diseases, 1.3(1), <u>Notice</u> ARC 0997B, also <u>Filed Emergency</u> ARC 0999B.....	10/3/01 498
	Notification and surveillance of reportable diseases, 1.6(5), <u>Amended Notice</u> ARC 0639B, <u>Terminated</u> ARC 0918B.....	9/5/01 321
	Maternal deaths, 5.1 to 5.3, <u>Notice</u> ARC 0996B.....	10/3/01 480
	Renovation, remodeling, and repainting—lead hazard notification process, ch 69, <u>Filed</u> ARC 0981B.....	10/3/01 519
	Lead professional certification, ch 70, <u>Filed</u> ARC 0986B.....	10/3/01 519
	Lead abatement; childhood lead poisoning prevention, ch 72, <u>Filed</u> ARC 0984B.....	10/3/01 520
	State medical examiner, 126.1, 126.2, 126.3(3), <u>Notice</u> ARC 0985B.....	10/3/01 481
	County medical examiners, adopt ch 127, <u>Notice</u> ARC 0983B.....	10/3/01 481

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<b>10:20</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b>		
	Jobs training program—use of funds by community colleges for entrepreneurial training, 7.17, 7.18, 7.18(1), 7.18(2), 7.19 to 7.21, 7.21(4), 7.22 to 7.33, <u>Notice</u> ARC 0915B.....	9/5/01	311
	Certified school to career program, 11.2, 11.3(8) to 11.3(10), 11.4(1), <u>Notice</u> ARC 0916B .....	9/5/01	311
	Applications for financial assistance—additional points for projects located in brownfield, blighted or distressed areas, 168.92 to 168.100, ch 168 div III, 168.101 to 168.103, <u>Notice</u> ARC 0917B .....	9/5/01	312
<b>10:30</b>	<b>EDUCATIONAL EXAMINERS BOARD[282]</b>		
	EDUCATION DEPARTMENT[281]"umbrella"		
	Criteria for licensee discipline or license denial based on a criminal conviction or founded report of child abuse, 12.2(1)"e," 12.2(2), <u>Notice</u> ARC 0910B.....	9/5/01	313
	Master educator's license, 14.113, <u>Notice</u> ARC 0911B, also <u>Filed Emergency</u> ARC 0925B.....	9/5/01	327
	Termination of selected instructional endorsements; competency-based framework for instructional special education endorsements, 15.1(2), 15.2(1) to 15.2(5), 15.2(8) to 15.2(10), 15.2(15) to 15.2(19), <u>Filed</u> ARC 0912B .....	9/5/01	331
<b>10:40</b>	<b>EDUCATION DEPARTMENT[281]</b>		
	Program requirements for schools that access allowable growth funds for at-risk student programs, 12.2, 12.5(13), <u>Filed</u> ARC 0896B .....	9/5/01	336
	Schools, programs and support services for dropouts and dropout prevention, rescind ch 61, <u>Filed</u> ARC 0897B .....	9/5/01	337
	Accreditation of area education agencies, ch 72 title, 72.1 to 72.5, 72.7, 72.9, 72.9(1) to 72.9(3), 72.10, 72.10(1), 72.10(2), 72.11, 72.11(1) to 72.11(4), <u>Filed</u> ARC 0898B.....	9/5/01	337
	Standards for practitioner and administrator preparation programs, ch 79 title, 79.1 to 79.9, 79.10(1), 79.10(4), 79.10(8), 79.12, 79.13(4), 79.14(1), 79.14(2), 79.15 to 79.17, <u>Filed</u> ARC 0899B .....	9/5/01	341
	Beginning teacher mentoring and induction program, ch 83 title, 83.1 to 83.8, <u>Filed</u> ARC 0900B .....	9/5/01	341
<b>11:00</b>	<b>PERSONNEL DEPARTMENT[581]</b>		
	IPERS—benefits advisory committee, 21.33, <u>Notice</u> ARC 0903B, also <u>Filed Emergency</u> ARC 0904B .....	9/5/01	328
<b>11:10</b>	<b>PUBLIC EMPLOYMENT RELATIONS BOARD[621]</b>		
	Increase in maximum per diem fee for fact finders, arbitrators, and teacher termination adjudicators, 1.8, <u>Filed</u> ARC 0905B .....	9/5/01	354
<b>11:20</b>	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b>		
	Contribution by board or staff to the committee of a candidate for Iowa public office, 12.1(1), 12.1(3), 12.1(5), 12.1(7), <u>Notice</u> ARC 0906B.....	9/5/01	314
	Waivers or variances from administrative rules, ch 15, <u>Filed</u> ARC 0901B.....	9/5/01	348
<b>11:30</b>	<b>COMMITTEE BUSINESS</b>		
	<b>No representative requested to appear</b>		
<b>XX:00</b>	<b>ACCOUNTANCY EXAMINING BOARD[193A]</b>		
	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Transitional rules, ch 19, <u>Notice</u> ARC 0955B.....	9/19/01	375
<b>XX:00</b>	<b>ARCHITECTURAL EXAMINING BOARD[193B]</b>		
	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Registration; continuing education—definitions; use of electronic seals and digital signatures; disciplinary action; sales of goods and services; uniform rules; waivers and variances, 1.4; rescind 1.5, ch 2; 3.1(1), 3.1(2), 3.1(2)"a," 3.1(3) to 3.1(7), 4.1(1) to 4.1(6), 4.1(6)"c," 4.1(7), 4.1(7)"c" to "f," 4.1(8); rescind 4.2, chs 5 to 9; adopt new chs 2, 5 to 7, <u>Filed</u> ARC 0977B.....	10/3/01	500
<b>XX:00</b>	<b>LAW ENFORCEMENT ACADEMY[501]</b>		
	Time limit for certification as a law enforcement officer, 3.1(5), 3.1(6), <u>Filed</u> ARC 0975B .....	10/3/01	514
<b>XX:00</b>	<b>NATURAL RESOURCES DEPARTMENT[561]</b>		
	Waivers or variances from administrative rules, adopt ch 10, <u>Filed</u> ARC 0942B.....	9/19/01	422
<b>XX:00</b>	<b>PRESERVES, STATE ADVISORY BOARD FOR[575]</b>		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Organization and operation; management of state preserves, 1.2 to 1.4, 2.1, 2.2, <u>Filed</u> ARC 0943B .....	9/19/01	424

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<b>XX:00</b>	<b>PROFESSIONAL LICENSING AND REGULATION DIVISION[193]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Proof of legal presence; denial of issuance or renewal of license for nonpayment of child support or student loan; petition for rule making; declaratory orders; sales of goods and services; impaired licensee review committees; public records and fair information practices, 1.3, 4.2(1), 4.2(2), adopt chs 8 to 13, <u>Filed</u> ARC 0929B .....	9/19/01	425
<b>XX:00</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b>		
	Birth defects institute, ch 4, <u>Filed</u> ARC 1000B .....	10/3/01	515
	HELD OVER UNTIL NOVEMBER		
	State plumbing code, ch 25, <u>Filed</u> ARC 0982B .....	10/3/01	518
<b>XX:00</b>	<b>RACING AND GAMING COMMISSION[491]</b>		
	INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Organization, meetings, and procedure, 1.2, <u>Filed</u> ARC 0927B .....	9/19/01	427
	Commission's authority to implement an order or sanction after a stay is vacated; appointment of stewards; veterinarian licensure, 4.45(3), 5.5(9), 6.2(1)"c," 6.26(1), 6.26(2), <u>Filed</u> ARC 0928B .....	9/19/01	428
<b>XX:00</b>	<b>VETERINARY MEDICINE BOARD[811]</b>		
	Waiver or variance of rules, adopt ch 14, <u>Filed</u> ARC 0976B .....	10/3/01	521