

# JUNE 2001 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Tuesday, June 5, 2001, at 10 a.m. and Wednesday, June 6, 2001, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

## REVISED JUNE 2<sup>ND</sup>

bulletins needed for this meeting:

No. 16, 17, 18, 19, 20, 21, 23, 24 (2/7/01, 2/21/01, 3/7/01, 3/21/01, 4/4/01, 4/18/01, 5/16/01, 5/30/01)

Bulletin Page

### TUESDAY, June 5<sup>th</sup> 2001

10:00	<b>RACING AND GAMING COMMISSION[491]</b>		
	INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Contested cases; track and excursion boat licensees' responsibilities; occupational and vendor licensing; greyhound racing; thoroughbred and quarter horse racing; gambling games; accounting and cash control, 4.4(3), 4.7, 4.42(3), 4.48, 5.3, 5.4(4), 5.4(16), 5.5(8), 5.6(3), 6.2(1)"m," 6.2(5), 6.7, 6.8, 6.16(1), 7.1, 7.2(2), 7.2(2)"a," 7.2(3)"a" and "b," 7.2(4)"c," 7.3(1)"a," 7.3(3)"b" to "i," 7.3(4)"a" and "b," 7.3(5), 7.3(7)"a," 7.3(9)"b," 7.3(15)"a" to "c," 7.4(7), 7.5(2)"a," "e," "h," and "l," 7.7(1), 7.7(10), 7.7(12)"b," 7.9(2), 7.9(8)"a," 7.12(10), 7.14(2)"a," 7.14(3)"a," 10.1, 10.4(5)"b" and "d," 10.4(5)"i"(1) and (4), 10.4(5)"j," 10.4(8)"b"(3), 10.4(11)"j," 10.5(1)"a"(27), 10.5(2)"g," 10.5(2)"j"(3), 10.5(2)"r"(2) and (5), 10.5(2)"s," 10.5(2)"v"(4)"4," 10.5(3)"a"(5), 10.6(2)"c"(1), 10.6(2)"e," "i" and "k," 10.6(6)"a" and "b," 10.6(7), 10.6(12), 10.6(18)"a"(1)"3," 10.7(1)"f," 10.7(2)"a," 10.7(3)"a," 11.4(1), 11.13(3)"d"(1), 12.3(1)"b"(1) and (3), 12.3(1)"c" and "d," 12.3(2), 12.13, 12.14, 12.16(2), <u>Filed</u> ARC 0665B.....	5/16/01	1784
	Harness racing, ch 9, <u>Filed</u> ARC 0666B .....	5/16/01	1784
10:15	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Dietetic examiners, adopt chs 79, 80; 81.6"5," 81.10(2), 81.10(3); adopt chs 82, 83, <u>Notice</u> ARC 0703B .....	5/30/01	1820
	Nursing home administrator examiners, adopt ch 141; rescind ch 142; 143.6"3" and "5," 143.10(4)"b"; adopt chs 144, 145, <u>Filed</u> ARC 0704B .....	5/30/01	1874
	Speech pathology and audiology examiners, adopt chs 299, 300; rescind ch 302; 303.3(2) "g," 303.6, 303.10; adopt chs 304, 305, <u>Notice</u> ARC 0705B .....	5/30/01	1825
10:30	<b>NATURAL RESOURCE COMMISSION[571]</b>		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Waivers or variances from administrative rules, ch 11, <u>Notice</u> ARC 0713B .....	5/30/01	1812
	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>Notice</u> ARC 0715B .....	5/30/01	1813
	Wild turkey fall hunting by residents, ch 99, <u>Filed</u> ARC 0714B.....	5/30/01	1867
	Deer hunting by residents, ch 106, <u>Filed</u> ARC 0711B .....	5/30/01	1867
10:40	<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>Notice</u> ARC 0712B .....	5/30/01	1819
10:50	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Onsite wastewater treatment system assistance program, ch 93, <u>Filed</u> ARC 0667B.....	5/16/01	1779
	Removal and disposal of polychlorinated biphenyls (PCBs) from white goods prior to processing, ch 118, <u>Notice</u> ARC 0668B .....	5/16/01	1755
	<b>HELD OVER FROM MARCH</b>		
	EMISSIONS, 22.1(2), introductory paragraphs, 22.1(2) "g," 22.1(2)"i" .....	IAC	
11:00	<b>PERSONNEL DEPARTMENT[581]</b>		
	Layoffs, reorganization, and recall of employees, 10.2, 11.3, 11.3(1) to 11.3(6), 11.3(8), 14.2(2)"l" and "m," 14.3(10), <u>Notice</u> ARC 0675B.....	5/16/01	1771
	IPERS, 21.1(6), 21.5(1)"a"(19), 21.6(9)"d"(6), 21.8(9), 21.11(6), 21.13(10)"d," 21.22(2), 21.22(3), 21.24(17), 21.29(2)"a"(1), 21.30(3), 21.31(1), 21.31(4), 21.31(8), 21.31(12), 21.31(13), <u>Filed</u> ARC 0670B .....	5/16/01	1783

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<b>11:15</b>	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b>		
	Birth centers, 52.3, 52.4(4), 52.5(1)"n," 52.8(1)"a," 52.9(2), 52.9(4)"h," 52.10(1)"to "7," 52.10(4)"b"(10), <u>Filed</u> ARC 0696B.....	5/30/01	1861
	Quality-based inspection, ch 66, <u>Filed</u> ARC 0695B.....	5/30/01	1861
<b>11:30</b>	<b>MEDICAL EXAMINERS BOARD[653]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Fees, ch 8, <u>Filed</u> ARC 0710B.....	5/30/01	1862
	Permanent physician licensure, ch 9, 12.40(5), <u>Filed</u> ARC 0708B.....	5/30/01	1862
	Resident, special and temporary physician licensure, ch 10, <u>Filed</u> ARC 0707B.....	5/30/01	1864
	Continuing education and mandatory training for identifying and reporting abuse, ch 11, <u>Filed</u> ARC 0709B.....	5/30/01	1865
<b>1145</b>	<b>COMMITTEE BUSINESS</b>		

## 11:50 to 1:00 LUNCH

<b>1:00</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b>		
	Eldora training school—notification to sexual offenders of duty to register and complete risk assessment, 7.1, 7.5(4)"f," 7.10(4)"d," ch 103 division I, 103.1 to 103.30, ch 103 division II, 103.31 to 103.35, <u>Filed</u> ARC 0681B.....	5/30/01	1845
	Food stamp program—claims, 65.21(4) to 65.21(6), <u>Filed</u> ARC 0682B.....	5/30/01	1849
	Medicaid—payment for drugs used for weight loss, 78.1(2)"a"(2) and (3), 78.28(1)"d"(20) <u>Filed</u> ARC 0683B.....	5/30/01	1849
	Medicaid reimbursement—modified price-based case-mix system for non-state-owned nursing facilities, 78.1(2)"b," 78.3(13), 78.3(14), 78.3(16), 78.6(1)"a" and "b," 78.9(10)"a"(1) and (2), 78.10(4)"b," 78.11, 78.19(1)"a"(1), 78.24, 78.28(9)"a"(1) and (2), 79.1, 79.1(2), 79.1(9), 80.2(2)"u" and "am," 81.1, 81.3(2), 81.6, 81.6(3) to 81.6(5), 81.6(9)"a," 81.6(11)"h"(4), 81.6(12)"e," 81.6(14) to 81.6(19), 81.10(1), 81.10(2), 81.10(4)"f" and "h," 81.10(7)"a" to "c," 81.20(1), 81.31, <u>Notice</u> ARC 0671B.....	5/16/01	1759
	Medicaid reimbursement for local education agency services, 78.50, <u>Filed</u> ARC 0684B.....	5/30/01	1850
	Payments to hospitals from graduate medical education and disproportionate share fund, 79.1(5)"a" and "b," 79.1(5)"d"(2), 79.1(5)"e"(1) to (4), 79.1(5)"f"(1) and (2), 79.1(5)"k," "m," "o," "v," "w," "y" and "ab," 79.1(16)"a," 79.1(16)"e"(2), 79.1(16)"f," "i" to "k," "m," "p," "q" and "v," <u>Filed</u> ARC 0685B.....	5/30/01	1851
	Sex offender registry checks and evaluation of founded child abuse reports and criminal convictions for registrants and licensees, 107.4(5), 108.8(1)"c"(13), 108.9(4)"d," 109.6(6), 110.7(3), 110.31, 113.13, 157.3(1)"b," 170.4(3)"h," 200.4(1)"b" and c," <u>Filed</u> ARC 0686B.....	5/30/01	1858
	Exemption from experience requirements for graduates with a bachelor's degree in social work, 108.4(3)"b" to "e," 185.10(1)"a"(2) to (7), <u>Notice</u> ARC 0688B, also <u>Filed</u> <u>Emergency</u> ARC 0687B.....	5/30/01	1843
	Independent audit of rehabilitative treatment and support service (RTSS) providers, 185.102(4), <u>Notice</u> ARC 0689B.....	5/30/01	1810
	<b>HELD OVER FROM MAY</b>		
	Family investment program (FIP), 40.22(5)"a" and "b," 40.23, 40.26, 41.24(4)"b" and "c," 41.24(9)"b," 41.25(7), 41.27(9)"a"(4), 41.30, 46.21, 93.103, 93.104(3), 93.104(6), 93.105(2), 93.106, 93.109(2), 93.110, 93.111(1)"a"(4), 93.129(2), <u>Notice</u> ARC 0610B.....	4/18/01	1621
	<b>SPECIAL REVIEW: EMERGENCY FILINGS</b>		
	75.1(40), 75.23(3) and 75.24(3)"b," 77.45, 78.51, 79.1, 80.2(2), and new chapter 186, 78.1(2), 78.3, 78.6(1), 78.9(10), 78.10(4), 78.11, 78.19(1), 78.24, 78.29(9), 79.1, 80.2(2), 81.1, 81.3(2), 81.6, 81.10, 81.20(1), and 81.31, 79.1(2), 79.1(8)"a," and 79.1(13)"b," 83.82(1)"e," 83.82(3), and 83.90, Medicaid; 93.110(6)"b," and 93.114(15), PROMISE JOBS; 130.3(1)"d"(2) and 130.4(3), 150.3(5)"p"(2), 156.6 and 201, Services; 162.1, 162.3(1)"a" and "b," and 162.4(4)"8," Medicaid; Chapter 179, Wrap-Around Funding Program; 185.112(1)"k," Services. <b>SPECIAL</b>		
<b>1:40</b>	<b>INFORMATION TECHNOLOGY DEPARTMENT[471]</b>		
	Information technology operational standards, adopt ch 12, <u>Notice</u> ARC 0700B.....	5/30/01	1811
	Information technology development strategies and activities, adopt ch 15, <u>Filed</u> ARC 0699B.....	5/30/01	1859
<b>2:00</b>	<b>CORRECTIONS DEPARTMENT[201]</b>		
	Violator/shock probation programs, 20.18, <u>Filed</u> ARC 0698B.....	5/30/01	1845
	<b>SPECIAL REVIEW BY REP BRADLEY-</b>		
	Prison industries, outsourcing		

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<b>2:30</b>	<b>DENTAL EXAMINERS BOARD[650]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Dental assistants—expanded function registration, 20.6(3)"a," <u>Notice</u> ARC 0720B.....	5/30/01	1802
<b>2:45</b>	<b>PUBLIC SAFETY DEPARTMENT[661]</b> Iowa sex offender registry—list of aggravated offenses, 8.302(11)"i," <u>Notice</u> ARC 0676B, also <u>Filed Emergency</u> ARC 0677B..... Fee schedule for building code plan review, 16.131(2)"e," <u>Notice</u> ARC 0678B ..... HELD OVER FROM APRIL Fire safety for bed and breakfast inns, 5.800 to 5.802, 5.802(8)"b," 5.803, 5.803(3)"2," 5.804, 5.804(1), 5.805 to 5.808, 5.808(6)"a," 5.809, 5.809(2), 5.810, 5.820, <u>Filed</u> ARC 0566B..... Firefighter certification, ch 54, <u>Filed</u> ARC 0565B ..... Volunteer emergency services provider death benefits, ch 59, <u>Filed</u> ARC 0564B .....	5/30/01 5/30/01 3/21/01 3/21/01 3/21/01	1843 1837 1479 1481 1483
<b>3:10</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Notification and surveillance of reportable diseases; ophthalmia prophylactics; clinical laboratories, rescind chs 1 to 3, adopt new ch 1, <u>Filed</u> ARC 0691B..... Radiation, 38.1(2), 38.2, 39.1(3), 39.1(5), 41.1(1), 41.1(3)"a," 41.1(3)"a""1" to "3," 41.1(7)"c"(2), 41.2(22)"b," 41.2(41)"e," 41.2(67) to 41.2(73), 41.3(2), 41.3(18)"a"(4)"2," 41.3(18)"a"(7)"2," 41.3(18)"e"(1)"3," 41.3(18)"f"(5)"2" and "3," 41.6(1), 42.3(3)"a," 45.1(1), 45.2(6)"a"(2), 45.4(1)"b" and "c," 45.4(3)"a," 45.4(6)"c" and "d," 45.4(10)"c" and "d," 45.4(11)"b," "c," "e," and "h," <u>Filed</u> ARC 0694B ..... Special supplemental nutrition program for women, infants, and children (WIC), 73.2, 73.7(2)"b," 73.7(3)"c," 73.8(1), 73.8(3)"c" and "d," 73.8(4)"a" to "c," 73.8(5), 73.9(2)"c"(1), 73.9(3)"d" to "f" and "j," 73.11(2)"a," 73.19(1)"b" and "g," <u>Filed</u> ARC 0692B ..... HELD OVER FROM MAY Radiation, 38.1(2), 38.2, 38.8(2)"a"(1), 38.8(6)"d," 38.8(7)"a" and "b," 38.8(11), 39.1(3), 39.4(1), 39.4(90)"a"(1), 40.1(5), 40.26(3)"a," 40.65(1), 40.65(2)"b," 40.65(4)"b," 40.111(1)"f," 41.1(1), 41.1(2), 41.1(3)"d"(1), 41.1(6)"b"(2)"2," 41.1(6)"j," 41.1(10)"c," 41.2(5)"a," 41.2(9)"b"(2)"2," 41.2(14), 41.2(14)"a," 41.2(14)"b"(1), 41.2(14)"c" and "d," 41.2(17)"b"(1), 41.2(41), 41.2(43), 41.2(69)"b"(2)"5" and "6," 41.7, 41.7(1), 41.7(2)"a" and "b," 41.7(3), 41.7(4)"b," 41.7(5)"b" to "d," 41.7(7)"a," 41.7(8)"a," ch 41 appendix A, 42.1(2), 42.2(3)"g"(2), 42.4(4)"a," 45.1(1), 45.1(2), 45.1(10)"g"(1)"1," 45.1(10)"j," 45.2(6)"b," 46.1, 46.4(6)"d," 46.4(7)"b"(4), 46.5(9)"j" and "k," <u>Filed</u> ARC 0597B .....	5/30/01 5/30/01 5/30/01 5/30/01 4/4/01	1879 1879 1880 1583
<b>3:45</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> RISE program, 163.1, 163.8(2)"i," 163.9(2)"h," 163.9(6)"c," 163.11(2)"a," <u>Notice</u> ARC 0662B ..... Vehicle registration and certificate of title; salvage, 400.3(2), 400.7, 400.7(2), 400.7(4)"f" to "j," 400.7(10), 400.13(3)"b," 400.13(5), 400.19(1), 400.19(2), 400.44(2), 400.45(2), 400.45(3), 400.60(2), 400.71, 405.3(2)"c," 405.6(3), <u>Notice</u> ARC 0697B ..... General aviation hangar revolving loan fund, ch 718, <u>Notice</u> ARC 0661B .....	5/16/01 5/30/01 5/16/01	1776 1839 1777
<b>4:00</b>	<b>REVENUE AND FINANCE DEPARTMENT[701]</b> Audit of multilevel marketers, 4.1(4)"b"(1), <u>Notice</u> ARC 0702B..... Tax exemptions—dyed fuel, motor fuel, cigarettes and tobacco, 68.3, 68.8(18), 82.4(5)"b," 83.4, 83.10, 83.11(2), 84.2, <u>Filed</u> ARC 0701B ..... Tobacco master settlement agreement, ch 85, <u>Notice</u> ARC 0674B .....	5/30/01 5/30/01 5/16/01	1838 1881 1775
<b>4:15</b>	<b>PROFESSIONAL LICENSING AND REGULATION DIVISION[193]</b> COMMERCE DEPARTMENT[181]"umbrella" Investigatory subpoenas; contested cases, chs 6, 7, <u>Filed</u> ARC 0669B.....	5/16/01	1784

## NO REPRESENTATIVE REQUESTED TO APPEAR

<b>XX:00</b>	<b>CREDIT UNION DIVISION[189]</b> COMMERCE DEPARTMENT[181]"umbrella" Uniform waiver and variance rules, ch 23, <u>Notice</u> ARC 0672B .....	5/16/01	1752
<b>XX:00</b>	<b>DEAF SERVICES DIVISION[429]</b> HUMAN RIGHTS DEPARTMENT[421]"umbrella" Waiver rules, ch 10, <u>Filed</u> ARC 0663B.....	5/16/01	1779
<b>XX:00</b>	<b>EDUCATION DEPARTMENT[281] CANCELLED</b> Accreditation of schools and school districts, ch 12 preamble, 12.1(1), 12.1(12), 12.2, 12.3(6) to 12.3(12), 12.5(8), 12.5(19), 12.5(20), 12.8(1), 12.8(3), <u>Notice</u> ARC 0718B .....	5/30/01	1802

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<b>XX:00</b>	<b>ELDER AFFAIRS DEPARTMENT[321]</b> Assisted living programs, 27.1, 27.8, 27.9, <u>Notice</u> ARC 0706B.....	5/30/01	1808
<b>XX:00</b>	<b>PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]</b> Waivers and variances, ch 16, <u>Filed</u> ARC 0719B.....	5/30/01	1873
<b>XX:00</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Variances and waivers of public health administrative rules, ch 178, <u>Filed</u> ARC 0693B.....	5/30/01	1881
<b>XX:00</b>	<b>SECRETARY OF STATE[721]</b> Waiver and variance rules, ch 10, <u>Filed</u> ARC 0664B.....	5/16/01	1785
<b>XX:00</b>	<b>SOIL CONSERVATION DIVISION[27]</b> AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Waiver or variance of rules, ch 8, <u>Filed</u> ARC 0690B.....	5/30/01	1882
<b>XX:00</b>	<b>STATUS OF WOMEN DIVISION[435]</b> HUMAN RIGHTS DEPARTMENT[421]"umbrella" Iowans in transition, 5.1, <u>Filed</u> ARC 0673B.....	5/16/01	1785
<b>XX:00</b>	<b>TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b> Uniform waiver and variance rules, ch 16, rescind 17.6, <u>Filed</u> ARC 0716B.....	5/30/01	1883
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Scenic byway program, 132.1(2), 132.1(3), 132.5(1), 132.5(2), 132.5(4) to 132.5(7), <u>Filed</u> ARC 0680B.....	5/30/01	1883
<b>XX:00</b>	<b>UTILITIES DIVISION[199]</b> COMMERCE DEPARTMENT[181]"umbrella" Service of filings on office of consumer advocate, 1.8(4)"c," <u>Notice</u> ARC 0679B.....	5/30/01	1841