

# APRIL 1997 AGENDA

Final draft  
4-02-97

The Administrative Rules Review Committee will hold a special meeting Monday, April 7, 1997, at 7:30 a.m. in Senate Committee Room 22, State Capitol. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: 11/20/96, 12/18/96, 1/1/97, 1/15/97, 1/29/97, 3/12/97, 3/26/97**

## MONDAY, APRIL 7, 1997

TIME		BULLETIN	PAGE
7:30	<b>HUMAN SERVICES DEPARTMENT[441]</b>		
	Accreditation or certification of providers of services to persons with mental illness, mental retardation, and developmental disabilities, ch 24, Division II, <u>Notice</u> ARC 7091A	3/12/97	1473
	Accreditation or certification of providers of services to persons with mental illness, mental retardation, and developmental disabilities, ch 24, Division I, <u>Filed</u> ARC 7136A	3/26/97	1589
	SSI cost of living increase, community spouse resources and maintenance needs, personal needs allowance, 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>Filed</u> ARC 7084A	3/12/97	1513
	Consumer-directed attendant care service, 77.30(7), 77.33(15), 77.34(7), 77.37(33), 77.39(31), 78.34(7), 78.37(15), 78.38(7), 78.41(8), 78.43(13), 79.1(2), 80.2(2), 83.2(1)"g," 83.6, 83.26, 83.42(1)"d," 83.46, 83.61(1)"e," 83.66, 83.86, <u>Notice</u> ARC 7092A	3/12/97	1482
	Mental health outreach providers, 77.33(10), 79.1(2), <u>Filed</u> ARC 7085A	3/12/97	1514
	Family preservation supportive and nonrehabilitative treatment services, ch 181 title and preamble, 181.1, 181.2, 181.3(1), 181.4, 185.6(7)"a," "b," and "e," <u>Notice</u> ARC 7093A	3/12/97	1490
	Family preservation skill building services, 185.41, 185.42, <u>Notice</u> ARC 7137A	3/26/97	1565
8:00	<b>HUMAN INVESTMENT COUNCIL[417]</b>		
	Innovation zones, ch 20, <u>Filed</u> ARC 7051A	2/12/97	1363
8:10	<b>ELDER AFFAIRS DEPARTMENT[321]</b>		
	Assisted living programs, ch 27, <u>Notice</u> ARC 7151A	3/26/97	1561
8:20	<b>PUBLIC SAFETY DEPARTMENT[661]</b>		
	Fire marshal—assisted living housing, 5.626, <u>Notice</u> ARC 7157A	3/26/97	1573
	Private investigators and employees—continuing education, 2.1, 2.4(2), 2.4(6), 2.4(8), 2.4(9), 2.6, 2.10, 2.22, <u>Filed</u> ARC 7155A	3/26/97	1610
	Ignition interlock device, 7.8(3), 7.8(15), <u>Filed</u> ARC 7156A	3/26/97	1611
8:30	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b>		
	Animal welfare, 67.3(3)"e" and "f," 67.10, <u>Filed</u> ARC 7144A	3/26/97	1579
	SELECTIVE REVIEW-Agricultural lime, 43.30 to 43.39, <u>Notice</u> ARC 6881A	11/20/96	905
8:45	<b>CORRECTIONS DEPARTMENT[201]</b>		
	Money orders/cashier's checks for inmates, 20.5, <u>Filed</u> ARC 7158A	3/26/97	1579
	Jail facilities, 50.1, 50.2(4), 50.4(1), 50.4(2), 50.5(4) to 50.5(6), 50.6 to 50.11, 50.13 to 50.19, 50.21 to 50.25, <u>Filed</u> ARC 7160A	3/26/97	1580
	Temporary holding facilities, 51.2(1), 51.2(2), 51.3(4), 51.4(2)"b," 51.4(5), 51.4(7), 51.4(10), 51.5(2), 51.5(5) to 51.5(7), 51.6, 51.6(3), 51.7(3), 51.7(5) to 51.7(8), 51.7(10), 51.8(1), 51.9(1), 51.9(2), 51.11, 51.11(1)"b," 51.11(2)"a"(2), 51.12(1), 51.13, 51.13(4), 51.13(6), 51.14(4), 51.18(3), 51.20, <u>Filed</u> ARC 7159A	3/26/97	1587

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9:00	<b>EDUCATION DEPARTMENT[281]</b>		
	Criteria for grants, ch 7, <u>Filed</u> ARC 7086A	3/12/97	1509
	Extracurricular activities for students under competent private instruction, 36.15(5)"b" and "d," <u>Filed</u> ARC 7087A	3/12/97	1510
	Extracurricular interscholastic competition, 36.15(6), 36.16, <u>Filed</u> ARC 7088A	3/12/97	1510
9:10	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Emission guidelines for Title V permit and municipal solid waste landfills, 22.101(1)"c," 23.1(5), 23.1(6), <u>Notice</u> ARC 7108A	3/12/97	1472
	Special waste authorization requirements, 100.2, 100.3(2), 102.15(2), <u>Filed</u> ARC 7107A	3/12/97	1511
9:20	<b>NATURAL RESOURCE COMMISSION[571]</b>		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	REAP, 33.5(4), 33.13, 33.18, 33.30(6), 33.30(8), 33.40(4), 33.40(5), <u>Notice</u> ARC 7114A	3/12/97	1495
	Boating safety equipment—flotation wetsuits, 37.13(9), <u>Notice</u> ARC 7115A	3/12/97	1496
	Waterfowl and coot hunting, 91.1 to 91.3, 91.4(2)"i," 91.4(2)"k," 91.6, <u>Notice</u> ARC 7116A	3/12/97	1497
	Youth pheasant hunt, 96.1(3), <u>Notice</u> ARC 7109A	3/12/97	1498
	Woodcock and ruffed grouse seasons, 97.3, 97.4, <u>Notice</u> ARC 7110A	3/12/97	1499
	Wild turkey fall hunting license quotas, 99.5, <u>Notice</u> ARC 7111A	3/12/97	1499
	Deer hunting, 106.1(1), 106.4(4), 106.5(1), 106.5(2), 106.6, 106.8(2), 106.8(5), 106.13, <u>Notice</u> ARC 7118A	3/12/97	1500
	Rabbit and squirrel hunting, 107.1, 107.3, <u>Notice</u> ARC 7112A	3/12/97	1502
	Game management areas, wildlife refuges, state parks and recreation areas, 51.3(1)"b," 52.1(1), 61.3(1)"j," 61.3(6)"a"(1), 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>Filed</u> ARC 7113A	3/12/97	1519
	Mussel regulations, 87.1(1), 87.1(2), <u>Filed</u> ARC 7117A	3/12/97	1520
9:40	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b>		
	Pharmaceutical services in hospitals, 51.14, <u>Notice</u> ARC 7134A	3/26/97	1566
9:45	<b>INSURANCE DIVISION[191]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Health care insurer and HMO requirements, 27.8, 40.22, <u>Filed</u> ARC 7121A	3/12/97	1515
	Securities, 50.90 to 50.93, <u>Filed</u> ARC 7089A	3/12/97	1515
	Limited registration of Canadian broker-dealers and agents, registration of mortgage programs, 50.33, 50.57(9), <u>Notice</u> ARC 7135A	3/26/97	1566
10:00	<b>ATTORNEY GENERAL[61]</b>		
	Forfeited property, ch 33, <u>Notice</u> ARC 7106A	3/12/97	1471
10:10	<b>LAW ENFORCEMENT ACADEMY[501]</b>		
	Reserve officer weapons certification, 10.2, 10.4 to 10.10, <u>Notice</u> ARC 7123A	3/26/97	1568
	Telecommunicator training standards, ch 13, <u>Notice</u> ARC 7122A	3/26/97	1569
10:20	<b>PHARMACY EXAMINERS BOARD[657]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Pharmacist identification and notification, 3.4(7), 8.4, 8.16 to 8.20, <u>Notice</u> ARC 7124A	3/26/97	1572
	Registration denial, revocation and suspension, 1.2, 1.2(2), 1.2(4), 1.2(5), <u>Filed</u> ARC 7125A	3/26/97	1603
	Licensure, 2.1, 2.4, 2.6 to 2.9, 2.10(1), 2.11, <u>Filed</u> ARC 7126A	3/26/97	1603
	Pharmacist-intern, 4.1, 4.2(2), 4.3, 4.4, 4.6, 4.9(2) to 4.9(4), <u>Filed</u> ARC 7127A	3/26/97	1604
	Pharmacy technicians, 6.9, 7.7, 15.8(1), 15.12, 16.7, 19.4, <u>Filed</u> ARC 7128A	3/26/97	1606
	Practice of pharmacy, 8.1, 8.2, 8.30(2)"b," <u>Filed</u> ARC 7129A	3/26/97	1606
	Emergency/first dose drug supply, 8.32, <u>Filed</u> ARC 7130A	3/26/97	1608
	Discipline, 9.4, 9.23, 9.25, 9.26, <u>Filed</u> ARC 7131A	3/26/97	1609

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	Pharmacy compounding practices—pharmacy technician, 20.4(3), <u>Filed</u> ARC 7132A	3/26/97	1610
	Pharmacy technicians, ch 22, <u>Filed</u> ARC 7133A	3/26/97	1610
<b>10:40</b>	<b>PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]</b>		
	Extension of deadline to apply for benefits, 11.1(5)"b"(1) and 11.1(5)"c"(1), <u>Notice</u> ARC 7147A	3/26/97	1571
	Financial hardship benefits, 11.1(3)"n," <u>Filed</u> ARC 7150A	3/26/97	1601
	Acquired properties, 11.1(5)"d," <u>Filed</u> ARC 7149A	3/26/97	1602
	Soil remediation, rescind 11.6(6), <u>Filed</u> ARC 7148A	3/26/97	1602
<b>10:50</b>	<b>REVENUE AND FINANCE DEPARTMENT[701]</b>		
	Confidential information, 75.5, 81.14, <u>Filed</u> ARC 7145A	3/26/97	1612
	Local option sales and service tax, 107.1, 107.2, 107.3(1), 107.3(2), 107.8 to 107.10, <u>Notice</u> ARC 7146A	3/26/97	1573
	Taxable and exempt sales—communication service, 18.20(5), 18.20(6), <u>Filed</u> ARC 6997A 70 day delay	1/15/97	1246
<b>11:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	General requirements and covenants for highway and bridge construction, amendments to ch 125, <u>Filed Without Notice</u> ARC 7140A	3/26/97	1612
	Motor vehicles, 400.1(8)"c," 400.3(2), 400.3(3), 400.3(12) to 400.3(17), 400.4(1)"b," 400.5(1), 400.6(1), 400.14(3), 400.18, 400.23(3), 400.26, 400.38, 400.50(1)"b," "g" and "h," 400.53(1), 400.53(3), 400.56, 400.60, 400.61(4), 400.63, 400.64(1), 425.12(3), 450.5, <u>Filed</u> ARC 7139A	3/26/97	1614
	Special permits for operation and movement of vehicles and loads of excess size and weight, 511.2(4), 511.4, 511.5(2) to 511.5(7), 511.5(7)"b"(4), 511.6(1)"a," 511.9 to 511.16, <u>Filed</u> ARC 7138A	3/26/97	1615
<b>11:10</b>	<b>UTILITIES DIVISION[199]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Notification of winter energy assistance, 19.4(15)"h"(5), 20.4(15)"h"(6), <u>Notice</u> ARC 7120A	3/12/97	1507
	Acquisition or disposition of utility assets, 32.2(1), 32.2(2), <u>Notice</u> ARC 7141A	3/26/97	1578
<b>11:20</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Barbers, 20.2, 20.2(1), 20.4(5), 20.4(7), 20.4(10), 20.5(1), 20.8, 20.11, 20.101(1), 20.102(1), 20.102(4) to 20.102(7), 20.108(1) to 20.108(3), 20.109(2)"b," 20.110(5), 20.113, 20.214(14) to 20.214(16), <u>Notice</u> ARC 7096A	3/12/97	1502
	Marital and family therapist, 30.3(1)"b"(1)"3," <u>Notice</u> ARC 7095A	3/12/97	1504
<b>11:30</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b>		
	Iowa law enforcement emergency care provider, ch 137, <u>Notice</u> ARC 7094A	3/12/97	1504

## NO REPRESENTATIVE ASKED TO APPEAR

### ARCHITECTURAL EXAMINING BOARD[193B]

Professional Licensing and Regulation Division[193]

COMMERCE DEPARTMENT[181]"umbrella"

Civil penalties against nonregistrant, 5.24, Filed ARC 7105A

3/12/97 1509

### ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]

Professional Licensing and Regulation Division[193]

COMMERCE DEPARTMENT[181]"umbrella"

Administration, 1.4(5)"e," 1.5, Filed ARC 7143A

3/26/97 1587

Examinations, fees, civil penalties against nonlicensees, 1.4(5)"f," 1.9(4), 1.10, 4.2(3), 5.17,

Filed ARC 7142A

3/26/97 1588

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## HISTORICAL DIVISION[223]

CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"

Historical resource development program, 49.1 to 49.7, Filed ARC 7154A

3/26/97

1588

## MEDICAL EXAMINERS BOARD[653]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Corrective amendments, 1.14(6), 1.14(8), 10.2, 10.3(1), 10.3(5)"f" and "j," 10.3(5)"i"(7), 10.3(6)"b," 10.6, 11.1, 11.2(2)"g," 11.2(3)"a," 11.2(5)"b," 11.3(1)"c"(3), 11.3(1)"e," 11.4(4)"e" to "g," 11.4(5), 11.5(1)"d," 11.6(3)"b" and "c," 11.9, 11.9(1), 11.9(2), 11.11(1), 11.11(2), 11.11(4) to 11.11(6), 11.12(3), 11.15(1), 11.15(2), 11.18(2)"c," 11.19, 11.30(2), 11.32(2), 12.4(27), 12.16(1), 12.16(3)"d," 12.16(4)"d," 12.16(6)"a"(2), 12.50(5), 14.5(1)"d," Notice ARC 7099A

3/12/97

1491

Discipline—medical record management, 12.4(31), 12.4(32), Notice ARC 7153A

3/26/97

1570

Standards of practice—prescribing or administering controlled substances for the treatment of patients with chronic, nonmalignant or intractable pain, 13.2, Notice ARC 7152A

3/26/97

1570

## 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,"

Filed ARC 7097A

3/12/97

1520

IPERS, 21.4(1)"d," 21.29, Filed ARC 7098A

3/12/97

1522

## WORKFORCE DEVELOPMENT BOARD/SERVICES DIVISION[877]

WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"

Placement, rescind 345—ch 7; adopt 877—ch 8, Filed ARC 7100A

3/12/97

1523

Labor—management cooperation program, amend and transfer 345—ch 11 to 877—ch 9, Filed ARC 7101A

3/12/97

1524

Youth affairs, rescind 345—ch 12; adopt 877—ch 10, Filed ARC 7102A

3/12/97

1524

Work force investment program, rescind 345—ch 13; adopt 877—ch 11, Filed ARC 7103A

3/12/97

1524

Mentor advisory board, amend and transfer 345—ch 15 to 877—ch 13, Filed ARC 7104A

3/12/97

1525

## WORKFORCE DEVELOPMENT DEPARTMENT[871]

Organization of department, rescind 341—ch 1; adopt 871—chs 1, 2 and 10 to 12; amend and transfer 341—chs 2 to 4 to 871—chs 42 to 44, Filed ARC 7090A

3/12/97

1525