

MARCH 1999 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Monday, March 8, 1999, at 8 a.m. in Senate Room #22, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 13, 16, 17, 18 (12/16/98, 1/27/99, 2/10/99, 2/24/99)

		Bulletin	Page
8:00	REVENUE AND FINANCE DEPARTMENT[701] Property tax—condominiums, 71.1, (Notice ARC 8342A, IAB 9/23/98) <u>Economic Impact Statement</u>	1/27/98	1468
8:30	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Board of chiropractic examiners, 40.1, 40.12(3), 40.13(1)"i," 40.13(2), 40.18(1), 40.18(2)"a"(2), 40.18(3), 40.19(2), 40.19(3), 40.24(3)"a," 40.62(6), 40.64(5), 40.70(1), 40.70(2)"c," 40.73(2), <u>Notice</u> ARC 8631A	1/27/99	1448
	Board of cosmetology arts and sciences examiners, 60.2(4), 60.3(1)"b," 60.3(2)"c," 60.3(4), 60.4(4)"a" and "c," 60.13(1)"a," <u>Notice</u> ARC 8629A	1/27/99	1451
9:10	HUMAN SERVICES DEPARTMENT[441] Administrative procedure Act—contested case proceedings, ch 7 preamble, 7.1, 7.3, 7.13(4), 7.18, 7.20, 7.23, 7.24, <u>Notice</u> ARC 8702A	2/24/99	1637
	Mental illness, mental retardation, developmental disabilities, and brain injury community services; county maintenance of effort calculations and reporting; reimbursement to counties for local cost of inpatient mental health treatment; state community mental health and mental retardation services fund and special needs grants; supplemental expense payment; standards for the care of and services to county care facility residents with mental illness and mental retardation, rescind chs 23, 26, 31, 32, 35 and 37, <u>Notice</u> ARC 8713A	2/24/99	1639
	Pilot diversion and self-sufficiency grants program, 41.25(9), ch 47 title and preamble, ch 47 division I title and preamble, 47.1 to 47.3, 47.4(4), 47.5(1) to 47.5(3), 47.8(1), 47.8(4)"a," 47.9"2," 47.10(3), 47.11, ch 47 division II preamble, 47.21, 47.26(1)"b," "c," "e" and "g," ch 47 division III title and preamble, 47.41, 47.47, 47.48(2), 47.49 to 47.60, ch 47 division IV, 47.61 to 47.72, <u>Notice</u> ARC 8656A	2/10/99	1490
	Rent subsidy program, ch 53 preamble, 53.1 to 53.3, 53.3(1), 53.3(2), 53.4(3), 53.5(2), <u>Filed</u> ARC 8640A	2/10/99	1538
	Medically needy program, 75.1(35)"f," 75.1(35)"g"(2)"2" to "5," <u>Notice</u> ARC 8657A	2/10/99	1498
	Home- and community-based services waiver for persons with physical disabilities, 77.41, 78.46, 79.1(2), 79.14(1)"e," 83.92 to 83.100, ch 83 division VI, 83.101 to 83.111, <u>Filed</u> ARC 8641A	2/10/99	1540
	Reimbursement for cost outlier payments to hospitals, 79.1(5)"f"(3), <u>Notice</u> ARC 8658A	2/10/99	1499
	Child support recovery unit—parent support obligation, 98.104(2), 99.1(2)"c" and "d," 99.1(4), 99.3(2)"a," 99.3(2)"b"(2), 99.4(1), 99.4(4)"b"(2), 99.5(4), 99.5(4)"a" to "c," <u>Notice</u> ARC 8659A	2/10/99	1500
	Prohibition of licensure of foster parent applicants or approval of adoptive parent applicants who have specific felony convictions, 107.8(1)"c," 108.8(1)"c"(13), 108.9(4)"d," 113.13, 157.3(1)"b," 200.4(1)"b," <u>Notice</u> ARC 8660A	2/10/99	1502
	Child abuse assessment program, 175.21, 175.24, 175.41(1), 175.41(2), 175.43, <u>Notice</u> ARC 8661A	2/10/99	1504
	Personal assistance services program, ch 184 title, ch 184 division I, 184.1 to 184.20, ch 184 division II, 184.21 to 184.30, <u>Notice</u> ARC 8712A	2/24/99	1640
	Family preservation program services; rehabilitative treatment and supportive services rates, ch 185 division III preamble, 185.112, 185.112(1)"a," 185.112(6)"d" and "e," 185.112(10), <u>Filed</u> ARC 8642A	2/10/99	1548
9:40	GENERAL SERVICES DEPARTMENT[401] Printing division, 5.21, <u>Filed</u> ARC 8643A	2/10/99	1537
9:50	LAW ENFORCEMENT ACADEMY[501] Certification of law enforcement officers, 3.1(4), <u>Notice</u> ARC 8639A	2/10/99	1507
	Telecommunicator training standards, 13.3(4), 13.5(3), 13.6, <u>Notice</u> ARC 8638A	2/10/99	1508
10:10	WORKFORCE DEVELOPMENT DEPARTMENT[871] Administration; unemployment insurance services division, rescind 345—ch 1, adopt 871—ch 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), 24.26(15), 24.39(1), 24.58(6), 25.12(2), 25.12(3), <u>Filed</u> ARC 8648A	2/10/99	1573

MARCH 1999 AGENDA

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00	RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Length and dates of suspensions; weight allowances for apprentice jockeys; discounted single cash payment in progressive jackpot; present value on any United States Treasury or Iowa state debt instruments, 4.4(5), 13.25(2)"d," 26.17(7)"n"(6), 26.17(7)"o," <u>Notice</u> ARC 8653A	2/10/99	1515
XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481]"UMBRELLA"-CONTINUED 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>Filed</u> ARC 8654A	2/10/99	1570
	Presence of certified peace officer on a riverboat during gaming hours, 25.14(2), <u>Filed</u> ARC 8655A.....	2/10/99	1571
	Present value on any United States Treasury or Iowa state debt instruments; discounted single cash payment in progressive jackpot, 26.17(7)"n"(6), 26.17(7)"o," <u>Filed</u> Emergency ARC 8652A	2/10/99	1523
XX:00	WORKFORCE DEVELOPMENT BOARD/SERVICES DIVISION[877] WORKFORCE-DEVELOPMENT DEPARTMENT[871]"umbrella" Labor-management cooperation program, ch 9, <u>Notice</u> ARC 8707A	2/24/99	1647
XX:00	PUBLIC HEALTH DEPARTMENT[641] Mammography, 41.1(1), 41.6(2)"g," <u>Filed</u> ARC 8669A	2/10/99	1559
	Removal of dead body or fetus; burial-transit permit; transportation and disposition of dead body or fetus, 101.4 to 101.6, <u>Filed</u> ARC 8668A.....	2/10/99	1560
	Trauma education and training, ch 137, <u>Notice</u> ARC 8691A	2/10/99	1511
	Iowa regionalized system of perinatal health care, ch 150, <u>Filed</u> ARC 8663A	2/10/99	1561
XX:00	PUBLIC SAFETY DEPARTMENT[661] Bail enforcement, private investigation and private security businesses, ch 2 title, 2.1, 2.2, 2.3(3), 2.3(15), 2.4, 2.4(1) to 2.4(3), 2.4(5)"d," 2.4(7), 2.4(9), 2.5(9) to 2.5(11), 2.6 to 2.8, 2.10, 2.11(1), 2.12, 2.17, <u>Filed</u> ARC 8717A	2/24/99	1656
	Detection of drugs other than alcohol, 7.9, <u>Filed</u> ARC 8718A	2/24/99	
	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Comprehensive community and economic development plan, 1.4(1) to 1.4(5), 21.2, 50.2, 53.2, 53.8(3)"d," 53.9(4)"c," 53.14(1), ch 80 division I title, 80.1 to 80.12, <u>Filed</u> ARC 8692A.....	2/10/99	1532
	Workforce development accountability system, ch 4, <u>Filed</u> ARC 8696A	2/10/99	1535
	Iowa community development block grant program, 23.2, 23.4(8), 23.7(1)"c," <u>Filed</u> ARC 8695A	2/10/99	1536
	Self-employment loan program, 51.3(3), 51.3(8)"b," <u>Filed</u> ARC 8694A	2/10/99	1536
	Enterprise zones, 59.2, 59.3(3)"b" to "d," <u>Notice</u> ARC 8697A.....	2/10/99	1487
	Entrepreneurial ventures assistance program, 60.4, 60.5, <u>Filed</u> ARC 8693A	2/10/99	1537
XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Bulk dry animal nutrients, ch 49, <u>Notice</u> ARC 8650A	2/10/99	1486
XX:00	ARCHITECTURAL EXAMINING BOARD[193B] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Definitions; architecture registration examination; rules of conduct; disciplinary action; petition for rule making and declaratory order, 1.5, 2.2(1), 2.2(2), 4.1, 4.1(5)"a," 4.1(6)"i," ch 5, 8.5 to 8.16, <u>Notice</u> ARC 8710A.....	2/24/99	1615
XX:00	BLIND, DEPARTMENT FOR THE[111] Administrative procedures, 1.3, chs 3 to 5, <u>Notice</u> ARC 8714A	2/24/99	1628
XX:00	COMMUNITY ACTION AGENCIES DIVISION[427] HUMAN RIGHTS DEPARTMENT[421]"umbrella" Recoupment of overpayments or payments fraudulently obtained under the weatherization assistance program, 5.6, <u>Filed</u> ARC 8703A	2/24/99	1651
	Recoupment of overpayments or payments fraudulently obtained under the low-income home energy assistance program, 10.8, 10.8(2) to 10.8(4), <u>Filed</u> ARC 8704A	2/24/99	1651
XX:00	DENTAL EXAMINERS BOARD[650] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Dental hygiene committee—definition, 1.1, <u>Filed</u> ARC 8683A.....	2/10/99	1524
	Dental hygiene committee, 5.1, 5.1(3), 5.1(4), 5.2(5), 5.2(6), 5.6, <u>Filed</u> ARC 8682A	2/10/99	1524

MARCH 1999 AGENDA

DENTAL EXAMINERS BOARD[650] CONTINUED

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Sharing of information with the college student aid commission, 6.9(2)"i,"	Filed ARC 8684A	2/10/99	1525
Petitions for rule making—dental hygiene committee review, 7.1(5), 7.1(6),	Filed ARC 8681A	2/10/99	1525
Unauthorized practice of dental hygiene, 10.4,	Filed ARC 8680A	2/10/99	1525
Application to practice dental hygiene, 11.5(1) to 11.5(3), 11.5(5), 11.6(1) to 11.6(4), 11.6(6), 11.7, 11.8,	Filed ARC 8679A	2/10/99	1526
License denial—certificate of noncompliance, 11.11,	Filed ARC 8685A	2/10/99	1526
Examinations, 12.3(1) to 12.3(8), 12.4(2),	Filed ARC 8678A	2/10/99	1527
Dental hygiene faculty permit, 13.2(2), 13.2(7),	Filed ARC 8677A	2/10/99	1527
Dental hygiene license—renewal and reinstatement, 14.1(5), 14.5(4),	Filed ARC 8676A	2/10/99	1528
License application fees, 15.1, 15.2(1), 15.2(2),	Filed ARC 8675A	2/10/99	1528
Certificate of qualification in dental radiography—renewal fee, 22.9(2),	Filed ARC 8674A	2/10/99	1528
Dental hygiene continuing education, 25.11,	Filed ARC 8673A	2/10/99	1529
Dental hygiene ethics, 27.1,	Filed ARC 8672A	2/10/99	1529
Discipline—certificate of noncompliance, 30.4"41" and "42,"	Filed ARC 8686A	2/10/99	1530
Dental hygiene committee—complaint investigation and review, 31.1, 31.5,	Filed ARC 8671A	2/10/99	1530
Student loan default/noncompliance with agreement for payment of obligation, ch 34,	Filed ARC 8687A	2/10/99	1531
Dental hygiene committee—disciplinary hearings, 51.4(2) to 51.4(7), 51.7(3),	Filed ARC 8670A	2/10/99	1532

XX:00 EDUCATIONAL EXAMINERS BOARD[282]

EDUCATION DEPARTMENT[281]"umbrella"

Two-year conditional license, 14.16,	Notice ARC 8644A	2/10/99	1488
Endorsement expiration dates, 14.20(3), 14.20(12), 15.2(9),	Notice ARC 8690A	2/10/99	1488

XX:00 ENVIRONMENTAL PROTECTION COMMISSION[567]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"

Federal standards, 60.2, 62.4, 62.5, 63.1(1)"a,"	Filed Without Notice ARC 8716A	2/24/99	1652
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XX:00 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,

Filed ARC 8667A	2/10/99	1549	
Licensure of psychiatric medical institutions for children, 41.2,	Filed ARC 8665A	2/10/99	1556
Hospitals, 51.12, 51.16, 51.18,	Notice ARC 8664A	2/10/99	1507
Intermediate care facilities—acting administrator, 58.8(1), 58.8(4),	Filed ARC 8666A	2/10/99	1556

XX:00 INSURANCE DIVISION[191]

COMMERCE DEPARTMENT[181]"umbrella"

Medicare supplement insurance minimum standards, 37.7(2)"e," 37.10(2), 37.10(3), 37.15(3)"d," 37.24(2)"b," 37.24(2)"c"(5),	Filed Emergency ARC 8708A	2/24/99	1649
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XX: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,	Filed ARC 8701A	2/24/99	1652
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XX:00 MEDICAL EXAMINERS BOARD[653]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Evaluation of facilities and treatment providers for the impaired physician review committee (IPRC), 12.16(1), 12.16(9) to 12.16(20),	Filed ARC 8719A	2/24/99	1653
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XX:00 PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]

Compliance with UST system upgrade deadlines and reimbursement, 11.1(3)"d"(6), 11.1(3)"o,"

Filed ARC 8698A	2/10/99	1557	
Remedial or insurance claims, 11.1(3)"f," 11.4(4), 11.4(6),	Filed ARC 8700A	2/10/99	1557
Compliance with report submittal deadlines, 11.1(3)"r," 11.1(5)"f,"	Filed ARC 8699A	2/10/99	1558

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,	Filed ARC 8709A	2/24/99	1654
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XX:00 PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Board of barber examiners, 20.12,	Filed ARC 8706A	2/24/99	1656
Board of behavioral science examiners, 30.2(9), 30.3(2)"a"(2), 30.4(2)"a"(2), 30.6(5), 31.1(3), 31.1(4), 31.1(6), 31.2(1)"c," 31.2(2), 31.2(3), 31.3,	Notice ARC 8688A	2/10/99	1508

MARCH 1999 AGENDA

PROFESSIONAL LICENSURE DIVISION[645] CONTINUED

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Board of optometry examiners, 180.4, 180.5, 180.5(1) to 180.5(3), 180.12(5)"d," Filed ARC 8689A..... 2/10/99 1558

Board of podiatry examiners, 220.3(10), 220.7, 220.101, 220.213, 221.6(2), 221.9, 221.10(5),
Notice ARC 8705A 2/24/99 1643

XX:00 PUBLIC EMPLOYMENT RELATIONS BOARD[621]

Consent for the sale of goods and services, ch 13, Notice ARC 8649A 2/10/99 1510

XX:00 REVENUE AND FINANCE DEPARTMENT[701]

Excise tax; sales tax on services, 12.3, 12.3(3), 16.30, 17.23, 18.54, 18.58(1), 26.62, Notice ARC 8662A..... 2/10/99 1516

Auditing claims, 201.1(2), Notice ARC 8711A..... 2/24/99 1645

XX:00 STATUS OF WOMEN DIVISION[435]

HUMAN RIGHTS DEPARTMENT[421]"umbrella"

Displaced homemakers, ch 5 title, 5.1, 5.2, 5.4"5," 5.5"1," Notice ARC 8715A 2/24/99 1646

XX:00 TRANSPORTATION DEPARTMENT[761]

Administrative rules and declaratory rulings, ch 10 title, 10.1(2), 10.2(1)"c," 10.2(4), 10.2(6), 10.2(6)"b" and "c,"
 10.3(1)"a," 10.3(3) to 10.3(5), 10.4, 10.4(1), 10.4(3) to 10.4(6), Notice ARC 8645A 2/10/99 1518

Administrative procedure Act. 13.6 to 13.8, 13.10, 13.11, 13.13, 13.20(3)"b," 13.20(4)"b,"
 615.38(2)"b," 615.38(4), 615.38(5)"a," 620.4(1)"c," 620.4(2), 620.4(4), Notice ARC 8646A 2/10/99 1519

Farm-to-market review board, ch 101, Filed ARC 8651A 2/10/99 1571

Traffic and engineering investigations on secondary roads; federal-aid urban systems; rail rate regulation,
 rescind chs 141, 180 and 840, Notice ARC 8647A 2/10/99 1521