

APRIL 2003 AGENDA

FINAL

April 11th, 2003

The Administrative Rules Review Committee will hold a special meeting, on Monday, April 14, 2003, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 18, 19, 20 (3/5/03, 3/19/03, 4/2/03)

Also refer to: 8/21/02, 12/11/02, 12/25/02, 1/8/03, 2/5/03

Bulletin Page

8:00	EDUCATION DEPARTMENT[281] Carol Greta 1-5295		
	Unsafe school choice option, adopt ch 11, <u>Filed</u> ARC 2400B.....	4/2/03	1346
	Waiver of school fees—elimination of SSI guidelines as eligibility standard, 18.3(1)“a,” <u>Filed</u> ARC 2395B.....	4/2/03	1346
	Attendance centers, adopt ch 19, <u>Notice</u> ARC 2399B.....	4/2/03	1295
	Minimum standards for community college—employed faculty, 21.3(1) to 21.3(6), <u>Notice</u> ARC 2398B.....	4/2/03	1296
	Approval of on-the-job training establishments and programs for qualified veterans, ch 51, <u>Filed</u> ARC 2397B.....	4/2/03	1347
	Approval of educational institutions for the education and training of eligible veterans, ch 52, <u>Filed</u> ARC 2376B.....	4/2/03	1347
	Teacher quality program, 83.2, 83.3(2), 83.3(3), 83.4, 83.4(9), 83.5, 83.6, <u>Filed</u> ARC 2396B.....	4/2/03	1347
8:30	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg 1-8438		
	Family investment program eligibility under self-employment demonstration projects, rescind ch 48, <u>Filed</u> ARC 2394B.....	4/2/03	1348
	Food stamp benefits—electronic benefits transfer, 65.2, 65.4, 65.9, 65.17, 65.19(12), 65.19(18), 65.21(5), 65.36, <u>Filed</u> ARC 2333B.....	3/5/03	1215
	Food stamp eligibility for some legal immigrants, 65.37, <u>Filed Emergency After Notice</u> ARC 2401B.....	4/2/03	1339
	Receipt of support payments through electronic methods, 97.6, 97.6(2), 97.6(3), 97.6(5), <u>Filed Emergency After Notice</u> ARC 2341B.....	3/5/03	1210
	Child care services—income eligibility determination, 130.3(3)“ab,” <u>Notice</u> ARC 2393B.....	4/2/03	1303
	MEDICAID RULES		
	Extension of medicaid eligibility for expanded specified low-income medicare beneficiaries, 75.1(36), <u>Filed Emergency</u> ARC 2402B.....	4/2/03	1339
	Reimbursement rate for transportation by car, 78.13(5), <u>Filed</u> ARC 2331B.....	3/5/03	1217
	Coverage for orthopedic shoes, 78.15, <u>Filed</u> ARC 2334B.....	3/5/03	1217
	Medicaid reimbursement methodology for hospital inpatient and outpatient services 79.1(5)“a,” 79.1(5)“c”(1) and (2), 79.1(5)“d”(1), 79.1(5)“e,” 79.1(5)“f”(1), 79.1(5)“k,” “m,” “o” and “s,” 79.1(16)“a,” “b” and “d,” 79.1(16)“e”(1), 79.1(16)“j,” “k” and “p,” <u>Notice</u> ARC 2392B.....	4/2/03	1298
	Procedures for setting state maximum allowable cost for specified drugs, 79.1(8)“a”(3), 79.1(8)“i,” 79.1(8)“i”(1) and (2), <u>Filed</u> ARC 2332B.....	3/5/03	1218
	Procedures for obtaining prior authorization for payment of medicaid services, 79.8(1), 80.2(1)“c” and “d,” <u>Notice</u> ARC 2390B.....	4/2/03	1301
	Non-state-owned nursing facilities—accountability measures used to determine additional medicaid reimbursement, 81.6(16)“g”(2), 81.6(16)“g”(2)“1” and “2,” 81.6(16)“g”(8), 81.6(16)“g”(8)“1” and “2,” <u>Notice</u> ARC 2391B.....	4/2/03	1302
	Nursing facility reimbursement, 81.6(20), 81.10(4)“f,” 81.10(5)“e”(1), <u>Filed</u> ARC 2335B.....	3/5/03	1219
9:00	SPECIAL DHS REVIEW		
	Framework for fiscal oversight and review of DHS rules		
9:15	ALCOHOLIC BEVERAGES DIVISION[185] Judy Seib 1-7432		
	COMMERCE DEPARTMENT[181]“umbrella” Dramshop liability insurance requirements, 5.8, 12.2(12), <u>Filed</u> ARC 2385B.....	4/2/03	1343
9:30	DENTAL EXAMINERS BOARD[650] Jennifer Hart 1-0997		
	PUBLIC HEALTH DEPARTMENT[641]“umbrella” Preventive services provided by dental hygienist under a collaborative agreement, 1.1, 10.3(3), <u>Notice</u> ARC 2327B.....	3/5/03	1182

APRIL 2003 AGENDA

9:40	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson 2-4862 Entrepreneurial ventures assistance program, 60.2, 60.4, 60.5, 60.7(3)"a"(2), 60.7(3)"d," <u>Notice</u> ARC 2360B3/19/03	1238
9:50	PERSONNEL DEPARTMENT[581] Kelly Lovell 1-3081 IPERS, 21.4(1)"g," 21.4(4), 21.6(9)"b," "c" and "e," 21.8(5), 21.11(1), 21.11(2), 21.11(6), 21.24(18), <u>Notice</u> ARC 2367B.....4/2/03	1316
10:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Ron Rowland 1-8619 Embryo transfer—Iowa—foaled status, 62.37, <u>Notice</u> ARC 2371B4/2/03 Pseudorabies monitoring test, 64.156(2), <u>Filed</u> ARC 2362B.....4/2/03	1295 1343
10:10	AGRICULTURAL DEVELOPMENT AUTHORITY[25] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" IADA loan participation program; Iowa agricultural loan assistance program, 4.3(7), 4.6(1)"b," 4.7, 4.7(1) to 4.7(11); rescind ch 6, <u>Notice</u> ARC 2359B.....3/19/03	1238
10:20 to 10:30 break		
10:30	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo 1-8678 NATURAL RESOURCES DEPARTMENT[561]"umbrella" Title V operating permit—fee increase, 22.106(1), <u>Notice</u> ARC 2356B, also <u>Filed Without Notice</u> ARC 2361B3/19/03 Beneficial use determinations: solid by-products as resources and alternative cover material, ch 108, <u>Filed</u> ARC 2355B3/19/03 Disposal of general special wastes, 109.3, 109.4, 109.9, 109.11, <u>Notice</u> ARC 2357B3/19/03 SPECIAL REVIEW Landfills: postclosure accounts, Ch. 111IAC	1267 1267 1241
10:50	NATURAL RESOURCE COMMISSION[571] Marla Gallardo 1-8678 NATURAL RESOURCES DEPARTMENT[561]"umbrella" Conservation education, adopt ch 12, <u>Filed Emergency</u> ARC 2348B3/5/03 Wildlife violator compact, 15.13, <u>Notice</u> ARC 2388B4/2/03 Boats, all-terrain vehicles and snowmobiles—titling, registration and bonding, 20.3(7), 20.3(12) to 20.3(17), 38.6, 38.10, chs 46, 47, ch 50 title, 50.2, 50.7 to 50.9, <u>Filed</u> ARC 2389B4/2/03 Pool slough wildlife area added to list of wildlife refuges, 52.1(2)"a," <u>Notice</u> ARC 2339B3/5/03 State parks and recreation areas, 61.2, 61.4(1)"g"(1) to (3), 61.4(1)"h," 61.9(2), <u>Filed</u> ARC 2337B3/5/03 Forest land enhancement program (FLEP), adopt ch 74, <u>Notice</u> ARC 2346B3/5/03 Fishing tournaments, 88.1, 88.5, <u>Filed</u> ARC 2338B3/5/03 Waterfowl and coot hunting seasons, 91.1, 91.3, 91.4(1), 91.4(2)"i" and "k," 91.6, <u>Notice</u> ARC 2340B3/5/03 Deer hunting—license quotas for nonresidents, 94.6(1), <u>Filed</u> ARC 2343B3/5/03 Wild turkey fall hunting, 99.2, 99.3(1), 99.5(1), 99.5(4), 99.8(1), 99.9, <u>Notice</u> ARC 2344B3/5/03 Identification and disposal of disease-affected Cervidae, 104.11, <u>Filed</u> ARC 2345B3/5/03 Deer hunting—licenses, 106.1(5), 106.5(2)"a," 106.6(3)"a," 106.7(1)"b," 106.8(1), 106.8(2), 106.10(1)"b," 106.10(6), <u>Notice</u> ARC 2342B3/5/03	1211 1314 1348 1200 1221 1201 1221 1202 1211 1204 1222 1206
11:15	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Charlie Smithson 1-3489 Campaign disclosure procedures, ch 4, <u>Notice</u> ARC 2325B3/5/03	1182
11:30	INSURANCE DIVISION[191] Susan Voss 1-6836 COMMERCE DEPARTMENT[181]"umbrella" Unfair trade practices, ch 15 div I, 15.2, 15.3(1), 15.3(2)"c" and "h," 15.3(3), 15.3(4), 15.3(9)"b," 15.3(11) to 15.3(13), 15.5, 15.8(2)"c," 15.8(3), 15.9, 15.11(1)"a," 15.11(1)"b"(1), 15.11(3), 15.11(3)"a," 15.11(4), 15.12(1), 15.13(3), 15.15 to 15.17, ch 15 div II, 15.31, 15.32, 15.32(1)"a," 15.34 to 15.50, ch 15 div III, 15.51 to 15.60, ch 15 div IV, 15.61 to 15.67, ch 15 appendixes II to IV, <u>Notice</u> ARC 2364B4/2/03 Exemption from privacy notice requirements, 90.3(2)"c," 90.4(4), <u>Filed</u> ARC 2353B3/19/03	1303 1272
11:45	TREASURER OF STATE[781] Lynn Bedford 1-3870 Deposit and security of public funds in banks, ch 13, <u>Notice</u> ARC 2358B3/19/03	1249

APRIL 2003 AGENDA

12:00	UTILITIES DIVISION[199] Sharon Mayer 1-5256 COMMERCE DEPARTMENT[181]"umbrella" Customer service, 6.2(1), 6.2(2), 6.3(3), 6.5(2), 19.4(1)"d," 19.4(10), 19.4(11), 19.4(15) to 19.4(17), 19.4(19)"a," 20.4(1)"d," 20.4(11), 20.4(12), 20.4(14)"g," 20.4(15) to 20.4(17), <u>Notice</u> ARC 2378B 4/2/03 1324 Gas pipeline and storage, ch 10 title, 10.1, 10.2(1), 10.4(1), 10.7, 10.8, 10.9(1), 10.12(1)"e" and "f," 10.18(1)"b" and "f," 10.20, 12.1, 12.7, ch 13 title, 13.1, 13.2(1), 13.4(1), 13.7, 13.8, 13.9(1), 13.12, 13.18(1)"b" and "e," 13.20, <u>Notice</u> ARC 2379B 4/2/03 1334 Alternate energy production, 15.1 to 15.3, 15.10 to 15.16, 20.9(2)"b"(6), <u>Notice</u> ARC 2329B 3/5/03 1207
12:15	PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou 1-5042 Bail enforcement, private investigation and private security businesses, 2.1, 2.2, 2.3(6), 2.3(9), 2.3(11), 2.3(16), 2.4, 2.5, 2.5(3), 2.5(10), 2.5(11), 2.6 to 2.8, 2.10 to 2.12, 2.16, 2.17, 2.22"1" and "2," 2.22(2)"c," 2.22(4)"e" and "f," 2.22(6), 2.23, <u>Filed</u> ARC 2354B 3/19/03 1273 Fire safety—hospitals and licensed health care facilities, 5.550 to 5.603, 5.626(1), 5.626(4), 5.900 to 5.925, <u>Filed Emergency</u> ARC 2365B 4/2/03 1340
12:30	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig Local substitute medical decision-making boards, 85.3(1), <u>Filed</u> ARC 2383B 4/2/03 1354
12:45	COMMITTEE BUSINESS Set May meeting---Approve March Minutes---Miscellaneous No representative requested to appear
XX:00	AUDITOR OF STATE[81] Fee structure for filing audits, 21.1(2), <u>Notice</u> ARC 2384B 4/2/03 1295
XX:00	ELDER AFFAIRS DEPARTMENT[321] Retired and senior volunteer program (RSVP), ch 14 title, 14.1 to 14.6, <u>Filed</u> ARC 2330B 3/5/03 1215
XX:00	EMPLOYMENT APPEAL BOARD[486] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Correction of mailing address, 1.1(2), 1.2(3), 3.1(2), 4.7(7), 4.8(1), 4.70(3), 5.1(1), 11.1(1), <u>Notice</u> ARC 2350B 3/19/03 1239
XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481] Organ and tissue requests and procurement, 51.8(1), 51.8(1)"a" and "b," 51.8(1)"d"(1), (2), (4) and (5), 51.8(1)"e," "f" and "h," 51.8(2)"c," 51.8(3)"a" to "c," 51.8(4)"b," "e" and "g," 51.8(5) to 51.8(7), <u>Notice</u> ARC 2172B, <u>Terminated</u> ARC 2326B 3/5/03 1200 Indigent defense—claims for compensation, ch 9, <u>Notice</u> ARC 2349B 3/19/03 1243
XX:00	IOWA FINANCE AUTHORITY[265] ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella" Multifamily preservation loan program—predevelopment loan fund, ch 3 title, ch 3 div I title, ch 3 div II, 3.20 to 3.27, <u>Notice</u> ARC 2369B 4/2/03 1312 Housing assistance fund (HAF)—local housing trust funds, 15.6, 15.8(1)"a"(1), 15.8(1)"a"(4)"4," 15.8(1)"a"(5), 15.8(3)"c"(1), <u>Filed</u> ARC 2336B 3/5/03 1220 Housing assistance fund, 15.8(1)"a"(4)"12," 15.8(3)"c"(2), <u>Notice</u> ARC 2368B 4/2/03 1313
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Safety standards for exit routes, emergency action plans, and fire prevention plans, 10.20, <u>Filed</u> ARC 2386B 4/2/03 1348
XX:00	MEDICAL EXAMINERS BOARD[653] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Resident licensure, 8.4(2), 9.1, 9.3(1)"c"(3)"3," 9.3(1)"d," 9.4(2)"d"(4), 9.4(2)"e"(6), 9.4(6)"a"(3) and (4), 9.4(6)"b"(3) and (4), 9.5(2)"i," 10.1, 10.3(1), 10.3(3)"a"(1), 10.3(6) to 10.3(10), <u>Filed Emergency After Notice</u> ARC 2347B 3/5/03 1211
XX:00	NURSING BOARD[655] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Fee for online renewal of license, 3.1, <u>Notice</u> ARC 2375B 4/2/03 1315 Delegation of nonlifesaving procedures to EMS personnel, 6.2(5)"c," <u>Notice</u> ARC 2374B 4/2/03 1315

APRIL 2003 AGENDA

	LPNs at end-stage renal dialysis units—standards of practice, 6.3(4)"b" and "d," <u>Notice</u> ARC 2372B.....	4/2/03	1316
	LPNs at WIC clinics—standards of practice, 6.6(6), <u>Notice</u> ARC 2373B.....	4/2/03	1316
XX:00	PROFESSIONAL LICENSURE DIVISION[645]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Cosmetology arts and sciences examiners, 60.3, 60.6; ch 61; 62.1(15), 62.1(19), <u>Filed</u> ARC 2323B.....	3/5/03	1222
	Dietetic examiners, 80.6(3), 80.6(4), 81.6, ch 83, <u>Notice</u> ARC 2370B.....	4/2/03	1319
	Mortuary science examiners, ch 100 title, 100.1, 100.2(2), 100.3, 100.4, 100.4(1)"d," 100.5 to 100.10, 100.10(1)"a"(3), 100.10(1)"b"(3), 100.10(4)"a"(3), 100.10(5)"a," "d," "f" and "o," 100.10(8), 100.11, <u>Filed</u> ARC 2366B.....	4/2/03	1351
XX:00	PUBLIC HEALTH DEPARTMENT[641]		
	Backflow prevention assembly tester registration, ch 26, <u>Filed</u> ARC 2380B.....	4/2/03	1352
	Radiation, 38.1(2), 38.2, 38.8(1)"e," 38.8(6)"b," 38.8(11)"a"(3), 39.1(3), 39.3(3)"f," 39.4(22)"d"(3)"13," 39.4(22)"d"(5), 39.4(29)"j"(1)"2" and "3," 39.4(29)"j"(2)"2," "4" and "5," 39.4(29)"j"(3), 39.4(29)"l"(3), 39.4(31)"c," 40.1(5), 40.32(1)"a," 40.60(4), 40.65(4)"a," 40.80(5), 40.97(1)"b"(3) to (6), ch 40 appendix A, 41.1(1), 41.1(2), 41.1(3)"a," 41.1(3)"a"(3)"1," 41.1(3)"a"(5)"2," 41.1(3)"a"(7), 41.1(3)"a"(8)"3," 41.1(3)"a"(11) and (12), 41.1(3)"f"(1)"2," 41.1(3)"f"(2)"1," 41.1(3)"g," 41.1(5)"c"(1)"1," "2" and "4" to "6," 41.1(5)"f"(4), 41.1(6)"a"(5), 41.1(6)"b"(1), 41.1(6)"b"(2)"2," 41.1(6)"d" and "e," 41.1(6)"g"(2), 41.1(6)"h"(1)"3," 41.1(11)"a," 41.1(11)"d"(1)"1," 41.1(11)"d"(2)"6," 41.2(1)"b," 41.2(4)"e," 41.2(11)"a"(5), 41.2(14)"f," 41.2(80), 41.2(87)"h," 41.2(88), 41.6(1), 41.6(2)"e," 41.6(3)"a"(2)"1," 41.6(5)"k"(5)"1," "3" and "10," 41.6(7)"b," 41.7(2)"e," 41.7(4)"b"(2), 41.7(4)"c," 41.7(5)"c," 41.7(7)"d"(2), 41.7(7)"f," ch 41 appendix C "15" to "18," 42.1(2), 42.2(2), 42.2(2)"e," 42.2(3)"e," 42.2(7), 42.2(8), 42.3(3)"a," 42.4(3)"d," 42.5(3)"d," 45.1(1)"b," 45.1(2), 45.1(6), 45.1(10)"a," 45.1(11), 45.1(12)"b"(1), 45.1(13), 45.1(17)"c" and "e," 45.2(4)"b" and "c," 45.3(2)"a," 45.3(6)"c" and "e," 45.6(17)"b" and "c," ch 45 appendix A, <u>Filed</u> ARC 2377B.....	4/2/03	1352
	Volunteer health care provider program, 88.1 to 88.3, 88.3(1), 88.3(2)"d," 88.3(3), 88.3(4)"e," 88.11, 88.12(1), 88.13(3)"d," <u>Notice</u> ARC 2381B.....	4/2/03	1321
	Child protection center grant program, adopt ch 94, <u>Filed</u> ARC 2382B.....	4/2/03	1355
XX:00	RACING AND GAMING COMMISSION[491]		
	INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Commission consideration of a deferred judgment as a conviction; quarter horse time trial races, 4.4(3)"d," 6.1, 6.2(1)"c"(1), 6.2(1)"j," 6.5(1)"d" to "f" and "h," 10.6(19), <u>Notice</u> ARC 2363B.....	4/2/03	1323
XX:00	SECRETARY OF STATE[721]		
	Identification documents for voters; performance and testing of voting equipment, 21.3(3), 22.2, <u>Filed</u> ARC 2328B.....	3/5/03	1223
XX:00	STATUS OF WOMEN DIVISION[435]		
	HUMAN RIGHTS DEPARTMENT[421]"umbrella"		
	Composition and authority of commission; Iowa women's hall of fame, 1.1, 2.2, 3.1 to 3.4, <u>Filed</u> ARC 2352B.....	3/19/03	1274
XX:00	WORKFORCE DEVELOPMENT DEPARTMENT[871] Joe Bervid 1-8116		
	Employer records and reports, 22.3(5)"c"(2), 22.3(6)"a" and "n," 22.4 to 22.6, 22.7(1), 22.8(1), 22.8(2), 22.9(1), 22.10(2), 22.11(1), 22.11(4), 22.13(1), 22.13(4), 22.13(6), 22.16, 22.17(3), 22.17(4)"f" and "i," 22.17(5), 22.18(2)"b," 22.18(3), <u>Filed</u> ARC 2324B.....	3/5/03	1223
	Employer's contributions and charges, 23.1(1)"b" to "d," 23.1(5), 23.1(7), 23.1(8), 23.1(12), 23.1(14), 23.1(17), 23.1(18)"a" to "i," 23.1(21), 23.1(24), 23.1(25), 23.1(29) to 23.1(31), 23.2(5), 23.2(6)"a" and "c," 23.3(2)"b," 23.3(2)"d"(1), 23.3(2)"f" and "g," 23.3(2)"h"(3), 23.3(2)"j" and "k," 23.3(3)"a" and "d," 23.5(1), 23.5(2), 23.6(1), 23.6(2)"a" and "c," 23.7(2), 23.7(3), 23.8(1), 23.8(1)"a," 23.8(2), 23.9, 23.10(1), 23.11(1), 23.11(2), 23.11(4), 23.11(4)"a," 23.11(5)"b" and "c," 23.11(6), 23.13(2)"f," 23.13(3)"a," 23.17(8), 23.17(9), 23.17(14)"a," 23.18(2), 23.18(6), 23.19(1), 23.19(3) to 23.19(8), 23.20, 23.24(1), 23.25(3) to 23.25(8), 23.25(10), 23.25(11), 23.26(5), 23.26(5)"a," 23.26(7), 23.26(8), 23.26(10) to 23.26(14), 23.28(1)"b"(2), 23.28(1)"c," 23.28(2), 23.28(3), 23.28(7), 23.28(7)"d"(2), 23.29(1)"a" and "b," 23.29(2)"b" and "c," 23.30(2), 23.31(1)"a"(1), 23.31(1)"b"(1), (4) and (5), 23.31(4), 23.36, 23.37, 23.39, 23.40(1), 23.40(3), 23.41, 23.43(1), 23.43(4)"b," 23.43(7), 23.43(9)"a" and "d," 23.46(2) to 23.46(5), 23.47, 23.48, 23.51(1), 23.51(2), 23.52(1) to 23.52(6), 23.55(3), 23.56(2), 23.58, 23.59, 23.59(2)"c," 23.61 to 23.63, 23.65(1)"c," 23.65(2), 23.65(6), 23.65(7), 23.66(1), 23.67(1) to 23.67(3), 23.69(3)"e," 23.70(1), 23.70(6), 23.70(13), 23.71(1)"a" and "c," 23.71(3), 23.72(4), 23.73(3), <u>Notice</u> ARC 2351B.....	3/19/03	1254