

JULY 2004 AGENDA

FINAL REVISED

June 29th, 2004

The Administrative Rules Review Committee will hold a special meeting on Thursday, July 8, 2004, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 25, 26 (6/9/04, 6/23/04)

Also refer to: 1/7/04, 3/3/04, 3/17/04, 3/31/04, 4/14/04, 4/28/04

Bulletin Page

9:00	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Civil commitment unit for sexual offenders—hearing denied for appeal of patient treatment interventions, 7.5(2)“a”(17), 7.5(2)“f,” <u>Filed</u> ARC 3386B.....	6/9/04	1971
	State supplementary assistance—Medicaid and Medicare eligibles, 50.1, 50.2(1)“c,” 50.2(3), 50.3(4), 51.1, 51.6, 52.1(3)“e,” 52.1(7), <u>Notice</u> ARC 3437B.....	6/23/04	1996
	Eligibility and service requirements for HCBS waivers, 77.30(3), 77.30(5)“a”(2), (8) and (9), 77.30(8)“a”(1) to (3), 77.33(1), 77.34(5)“a”(3) and (8), 77.34(7), 77.37, 77.37(1)“f,” 77.37(8), 77.37(10), 77.37(10)“a” to “c,” 77.37(13)“f,” 77.37(15)“a”(3), (6) and (9), 77.37(22)“a”(1) to (3), 77.37(25), 77.39, 77.39(1)“f,” 77.39(6), 77.39(8), 77.39(8)“a” to “c,” 77.39(14)“a”(2), (7) and (10), 77.39(20), 77.39(25)“a”(1) to (3), 78.34(5)“d,” 78.34(7)“h” and “m,” 78.37(6)“h,” 78.37(15)“h” and “m,” 78.38(5)“h,” 78.38(8)“h” and “m,” 78.41(1)“f,” 78.41(2)“g,” 78.41(8)“h” and “m,” 78.43(2)“e,” 78.43(3)“d,” 78.43(13)“h” and “m,” 78.46(1)“h” and “m,” 79.1(2), 83.2(1)“g,” 83.60, 83.61(1)“e” and “k,” 83.102(1)“j,” <u>Notice</u> ARC 3438B.....	6/23/04	1997
	Medicaid coverage of dental hygiene services in maternal health centers, 78.25(2)“e,” <u>Notice</u> ARC 3439B.....	6/23/04	2003
	Child care services, 130.2(1), 130.2(5) to 130.2(7), 130.3(1)“d,” 130.3(1)“d”(2) to (5), 130.3(3)“x,” “y,” “aa” and “ab,” 130.3(6), 130.4, 130.4(3), 130.5(1)“c” and “i,” 130.5(2)“a” and “e,” 130.5(3)“d,” 130.7, 130.7(3), 170.1, 170.2, 170.2(1), 170.2(2), 170.2(2)“c,” 170.2(3), 170.3, 170.3(1) to 170.3(5), 170.4(2), 170.4(3)“e” and “f,” 170.4(7), 170.5, 170.5(1) to 170.5(4), <u>Notice</u> ARC 3389B, also <u>Filed Emergency</u> ARC 3387B.....	6/9/04	1961
	Rehabilitative treatment group care service—overpayments, provision of therapy and counseling, 185.13(2)“e”(3), 185.83(1), 185.83(1)“a,” 185.83(2)“a,” 185.83(3)“a,” 185.83(5), ch 185 div VIII, 185.126, <u>Filed</u> ARC 3388B.....	6/9/04	1971
	SPECIAL REVIEW-emergency rules 76.13, health insurance data match program		
9:20	STATE PUBLIC DEFENDER[493] Mark Smith (242-6513)		
	INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella” Appointment of counsel; claims for services, 7.1, 11.5(2), 11.5(6), 11.5(7), 11.7, 12.1(1), 12.1(2), 12.2(1)“a,” 12.2(1)“b”(2), 12.2(1)“e”(1), 12.2(1)“f,” 12.2(2), 12.2(3), 12.2(6), 12.2(9) to 12.2(12), 12.3(1), 12.3(3), 12.4(4), 12.5, 12.5(3), 12.5(4), 12.6, 12.7(1), 12.7(3), 12.8(1), 12.8(1)“h” and “i,” 12.9(1), 12.9(1)“a,” 12.9(2)“a,” “d” and “f,” 12.9(3), 12.10, adopt ch 13, <u>Notice</u> ARC 3442B, also <u>Filed Emergency</u> ARC 3443B.....	6/23/04	2007
9:40	ADMINISTRATIVE SERVICES DEPARTMENT[11] Carol Stratemeyer (281-6134)		
	Printing; procurement of goods and services, rescind 401—ch 5, 471—ch 13; adopt 11—ch 102; amend 11—105.1, 105.2, 105.3(1), 105.3(2), 105.4, 105.4(3)“b,” 105.4(4)“b,” 105.4(5), 105.5(1), 105.7(3), 105.7(5), 105.8(4)“a,” 105.8(5)“b,” 105.8(7), 105.8(7)“i,” 105.10, 105.11(2)“b,” 105.12, 105.12(6), 105.13, 105.14, 105.15(1), 105.15(2), 105.15(5), 105.16, 105.19(5), <u>Notice</u> ARC 3415B.....	6/9/04	1908
	Purchasing standards for service contracts—applicability, 106.1 to 106.3, 106.5, 106.15(2), <u>Filed</u> ARC 3432B.....	6/23/04	2016
10:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Ronald R. Rowland (281-8619)		
	Feeder pig dealer bonding/letter of credit requirement, 66.13, <u>Notice</u> ARC 3414B, also <u>Filed Emergency</u> ARC 3413B.....	6/9/04	1959
	10:15 to 10:30 break		
10:30	COLLEGE STUDENT AID COMMISSION[283] Julie Leeper (242-3370)		
	EDUCATION DEPARTMENT[281]“umbrella” Iowa tuition grant program, ch 12, <u>Notice</u> ARC 3431B.....	6/23/04	1995
10:40	INSPECTIONS AND APPEALS DEPARTMENT[481] David Werning (281-7376)		
	Critical access hospitals, 51.53(4), 51.53(5), <u>Notice</u> ARC 3392B.....	6/9/04	1931

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10:50	HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION[605] John Benson (281-6158) PUBLIC DEFENSE DEPARTMENT[601]"umbrella" Increase in wireless E911 surcharge rate, 10.8(1), 10.8(4), 10.8(5), <u>Notice</u> ARC 3390B, also <u>Filed Emergency</u> ARC 3391B 6/9/04	1960
11:00	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]"umbrella" Tax exemption for property used to process waste wood products, 11.1, 11.2, 11.6(1), 11.6(3)"e" and "f," <u>Filed</u> ARC 3399B 6/9/04 Composting of organic materials; management of storm water, 105.5(1), 105.8(2)"f," 105.10, 105.15, <u>Notice</u> ARC 3408B 6/9/04 Landfarming of petroleum contaminated soil; land application of wastes, ch 120, 121.1 to 121.6, 121.6(2), 121.6(3), 121.7, <u>Notice</u> ARC 3397B 6/9/04 Waste tire management—county grant program, regents tire-derived fuel program, end-user incentive program, rescind chs 215 to 217, <u>Notice</u> ARC 3409B 6/9/04	1970 1916 1917 1925
11:30	NATURAL RESOURCE COMMISSION[571] Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]"umbrella" Boats, snowmobiles, all-terrain vehicles—registration, forms, 20.5(2), 38.6, 38.10, 38.11(1), 38.12, 38.20, 38.21, 38.26, 39.4, 46.1(5), 46.1(5)"e," 47.1(5), 50.1, 50.2, 50.5(2), 50.6, 50.7(1), 50.10 to 50.13, <u>Notice</u> ARC 3398B 6/9/04 "No anchoring" areas on Lake Red Rock, 40.6(3), <u>Notice</u> ARC 3407B 6/9/04 Mooring of vessels on riparian property of the state of Iowa, 40.49, <u>Filed Emergency After Notice</u> ARC 3402B 6/9/04 Motorboat noise levels, 43.1, 43.2, <u>Filed Emergency After Notice</u> ARC 3401B 6/9/04 Daily deadline for removing decoys from game management areas, 51.5(3), <u>Filed</u> ARC 3406B 6/9/04 Controlled hunting at the Lake Odessa wildlife management area, 53.3, <u>Filed</u> ARC 3405B 6/9/04 Rental fees increase for renovated cabins, 61.4(1)"a," <u>Filed</u> ARC 3400B 6/9/04 Protection for private landowners that implement conservation measures for endangered and threatened species, 77.4(9) <u>Filed</u> ARC 3403B 6/9/04 Wild turkey fall hunting—increased quotas of combination shotgun-or-archery licenses, 99.5(1), <u>Filed</u> ARC 3404B 6/9/04 SPECIAL REVIEW Iowa nature store, adopt ch 11, <u>Notice</u> ARC 3357B 5/12/04	1934 1937 1966 1967 1973 1973 1974 1974 1975 1826
11:50	COMMITTEE BUSINESS Approve June minutes, set August meeting, miscellaneous	
12:00 to 1:30 lunch		
1:30	LAW ENFORCEMENT ACADEMY[501] Penny Westfall (242-5357) Definition of "law enforcement officer"; background investigations; in-service training, 1.1, 2.3, <u>Notice</u> ARC 3393B 6/9/04	1932
1:40	HISTORICAL DIVISION[223] Kathy Gourley (281-6913) CULTURAL AFFAIRS DEPARTMENT[221]"umbrella" Description of organization, ch 1, <u>Filed</u> ARC 3425B 6/9/04 Public records and fair information practices, 3.1 to 3.4, 3.4(2), 3.5, 3.5(2), 3.5(3), 3.6 to 3.17, <u>Notice</u> ARC 3423B 6/9/04 Historical library and state archives—public access, ch 22 title, 22.1 to 22.5, 22.5(1) to 22.5(20), 22.6, <u>Notice</u> ARC 3424B 6/9/04	1970 1925 1928
1:50	RECORDS COMMISSION[671] Kathy Gourley (281-6913) Organization; state records manual; records series retention and disposition schedules process; temporary records; permanent records; development process for government information policies, standards and guidelines, chs 1 to 8, 14, <u>Filed</u> ARC 3426B 6/9/04	1975
2:00	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344) Center for congenital and inherited disorders, ch 4 title, 4.1 to 4.3, 4.3(1)"b" and "c," 4.3(2) to 4.3(10), 4.4(1), 4.4(3), 4.4(4)"f," 4.4(5), 4.5(1) to 4.5(3), 4.6(1) to 4.6(6), 4.7 <u>Notice</u> ARC 3412B 6/9/04	1940
2:10	UTILITIES DIVISION[199] Sharon Mayer (281-5256) COMMERCE DEPARTMENT[181]"umbrella"	

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UTILITIES DIVISION[199]-continued

- Consumer services, 19.4(10), 19.4(13)"c," 19.4(15)"d" and "f," 19.4(16)"h,"
20.4(11), 20.4(14)"f," 20.4(15)"d" and "f," 20.4(16)"h," Notice ARC 3411B..... 6/9/04 1945
- Purchased gas adjustment and reserve margin, 19.10(1) to 19.10(4), 19.10(6) to 19.10(8),
19.16, Notice ARC 3410B..... 6/9/04 1951
- Eligible telecommunications carrier designation for wireless carriers,
39.2(5)"c," Filed ARC 3441B..... 6/23/04 2023

- 2:30 VOTER REGISTRATION COMMISSION[821] Sandy Steinbach (281-5823)**
Application for registration, ch 2 title, 2.1, 2.1(2), 2.8(2), 2.8(4) to 2.8(7), 2.9, 2.11,
2.14, 2.15, 5.1(1), 8.2, 8.2"2," 8.4, 8.5, 10.1(1), 11.7, Notice ARC 3428B..... 6/9/04 1955

- 2:50 REGENTS BOARD[681] Pam Elliott**
Admission fees, 1.1, 1.2, 2.27(1), 2.27(6), Filed ARC 3433B..... 6/23/04 2019

- 3:00 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (242-4862)**
SPECIAL REVIEW
Iowa Values Fund and House File 692 generally. 264 IAC Ch. 1 through 4
Iowa Welcome Centers—fee for placement of brochures

- 3:30 MEDICAL EXAMINERS BOARD[653] Ann Mowery (242-3268)**
PUBLIC HEALTH DEPARTMENT[641]"umbrella"
Fingerprint packet and fee, 8.4(1)"a" and "f," 8.4(2)"a," 8.4(3)"a," 8.4(4)"a," 8.4(7), 9.5(1), 9.5(2)"o,"
9.6(3), 9.7(1), 9.7(2)"c," 9.13(2)"a"(9), 9.13(2)"b," 10.3(3)"a," 10.3(3)"b"(11), 10.4(3)"a,"
10.4(3)"b"(10), 10.5(1)"c," 10.5(1)"d"(11), 12.4(37), Notice ARC 3420B..... 6/9/04 1933

No representative requested to appear

- XX:00 ARCHITECTURAL EXAMINING BOARD[193B]**
Professional Licensing and Regulation Division[193]
COMMERCE DEPARTMENT[181]"umbrella"
Reinstatement of lapsed registration, 2.6, Notice ARC 3394B..... 6/9/04 1915

- XX:00 ATTORNEY GENERAL[61]**
Consumer credit transactions—premiums for involuntary unemployment insurance,
14.1, 14.1(13), 14.1(14), 14.1(16), Notice ARC 3395B..... 6/9/04 1915

- XX:00 EDUCATIONAL EXAMINERS BOARD[282]**
EDUCATION DEPARTMENT[281]"umbrella"
Driver education endorsement, 14.141(6), Filed ARC 3418B..... 6/9/04 1969
Reading endorsements, 14.141(16), Filed ARC 3417B..... 6/9/04 1969
Career and technical endorsements and licenses,
ch 16 title, 16.1 to 16.12, Filed ARC 3419B..... 6/9/04 1969

- XX:00 EDUCATION DEPARTMENT[281]**
Vocational rehabilitation services, 5.3(1), 5.16"3," ch 56, Filed ARC 3435B..... 6/23/04 2016
AEA media centers, rescind ch 70, Filed ARC 3384B..... 6/9/04 1970
AEA educational services, rescind ch 71, Filed ARC 3385B..... 6/9/04 1970
Financial incentives for national board certification, 84.2, 84.4"3," 84.5, Filed ARC 3436B..... 6/23/04 2017

- XX:00 IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]**
Employers; employees; covered wages, rescind 581—21.2 to 21.7, adopt 495—chs 4 to 6,
Filed ARC 3427B..... 6/9/04 1972
Sheriffs and deputy sheriffs—contribution rates; protection occupation class—inclusion of airport firefighters;
retirement calculations, amend 495—4.6(2), 4.6(4)"d"; amend 581—21.8(1)"b," 21.8(2)"b" and "e,"
21.13(10), Notice ARC 3445B, also Filed Emergency ARC 3446B..... 6/23/04 2006

- XX:00 LABOR SERVICES DIVISION[875]**
WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"
Federal occupational safety and health regulations—adoption by reference,
4.3, 10.20, Notice ARC 3429B..... 6/9/04 1931

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XX:00	MEDICAL EXAMINERS BOARD[653]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Fees, repayment receipts, 8.2(2)"e," 8.4(6), 8.7, 8.12, 8.13, 12.25(1), <u>Filed</u> ARC 3422B.....	6/9/04	1972
	Pharmacist-interns—administration of influenza and pneumococcal vaccines to adults, 13.3(1)"c," <u>Filed</u> ARC 3421B.....	6/9/04	1973
XX:00	PAROLE BOARD[205]		
	CORRECTIONS DEPARTMENT[201]"umbrella"		
	Organization; administrative procedures; public communications and records; victim notification; parole and work release—considerations, supervision; parole revocation; parole discharge; executive clemency; appeals; waivers, chs 1 to 8, 10, 11, 13 to 16, <u>Filed</u> ARC 3444B.....	6/23/04	2017
XX:00	PETROLEUM UST FUND BOARD, IOWA COMPREHENSIVE[591]		
	Potential conflicts of interest; board authority to transfer liabilities to a third party, 1.5, adopt ch 9, <u>Filed</u> ARC 3440B.....	6/23/04	2018
XX:00	PHARMACY EXAMINERS BOARD[657]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Licensure fees, 2.3(1), 2.6, 2.9(4), 2.11, 2.11(1), 2.14, 3.10(1), 3.10(2), 3.11(1), 8.35(4), 10.3, 10.3(2), 12.7(2)"a" and "b," 17.3(2), <u>Notice</u> ARC 3416B.....	6/9/04	1937
XX:00	PROFESSIONAL LICENSURE DIVISION[645]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Chiropractic examiners, 44.2(5), 44.3(2), <u>Filed Emergency</u> ARC 3383B.....	6/9/04	1967
	Massage therapy examiners, 130.4(2), 130.4(3), 130.6(3), 130.6(4), 131.8, 131.11 to 131.13, 132.4(1)"c"(1)"2," 132.4(3), ch 134, 135.1(6) to 135.1(11), <u>Filed</u> ARC 3434B.....	6/23/04	2019
	Social work examiners, 280.9(2), 280.9(2)"a" and "e," 281.5, <u>Notice</u> ARC 3382B.....	6/9/04	1939
XX:00	TRANSPORTATION DEPARTMENT[761]		
	School transportation services provided by regional transit systems, 911.1(2), 911.5, 911.6(1), 911.6(6), 911.8(1), <u>Filed</u> ARC 3430B.....	6/23/04	2020
XX:00	WORKERS' COMPENSATION DIVISION[876]		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
	Electronic data interchange—required reports, 11.7, <u>Filed</u> ARC 3396B.....	6/9/04	1976