

DECEMBER 1999 AGENDA

Revised 12-3-99

Note

New committee room,
#19-basement of the
statehouse next to
elevators

The Administrative Rules Review Committee will hold its regular, statutory on Tuesday, December 14, 1999, at 9 a.m. in House Committee Room 19, basement-next to elevators, Capitol Building, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 9, 10, 11 (11/3/99, 11/17/99, 12/1/99)

	Bulletin	Page
9:00 HUMAN SERVICES DEPARTMENT[441]		
FIP—adult care income deduction, 40.21, 40.27(4)“e”(1), 40.27(4)“f”(2), 41.27, 41.27(2)“b” and “c,” 41.27(6)“ab,” 41.27(8)“a”(1), 41.27(9)“a”(7), 41.27(9)“b”(4), 41.27(9)“d,” <u>Notice</u> ARC 9443A	11/3/99	704
Food stamp households—reporting changes, 65.10, <u>Filed Emergency After Notice</u> ARC 9445A	11/3/99	730
Pilot workfare program for able-bodied adults without dependents, 65.27, 65.27(2), 65.28(14)“b”(8), 65.28(18), 65.28(18)“a”(3), 65.28(18)“c”(3), 65.28(19), <u>Notice</u> ARC 9489A	12/1/99	849
Valuation of life estates and remainder interests, 75.13(2), <u>Notice</u> ARC 9444A	11/3/99	706
Statewide average charges for nursing facility care and psychiatric medical institution for children care, 75.24(3)“b”(1) and (6), <u>Filed Emergency After Notice</u> ARC 9494A	12/1/99	885
Home- and community-based services waiver program, 77.41(3), 83.102(1)“h,” 83.102(2)“b,” 83.102(3) to 83.102(7), 83.107(3)“f,” 83.110, <u>Filed</u> ARC 9495A	12/1/99	896
Medicaid—drug prior authorization, 78.1(2)“a”(3), 78.28(1)“d”(1), (7) and (14) to (19), <u>Filed</u> ARC 9446A	11/3/99	755
Skilled nursing facility rates, 79.1(2), 79.1(9)“a” and “d,” 81.10(1), <u>Filed</u> ARC 9496A	12/1/99	897
Family and group day care homes, 110.2(1), 110.2(2), 110.5(11), 110.5(13)“b,” “c,” and “f,” 110.7(3), 110.9(3)“c,” ch 110 division II preamble, 110.25(8)“b,” 110.25(9)“b”(1)“2” and “3,” 110.25(9)“b”(3) and (4), 110.26“3,” 110.27(1)“a”(3), 110.27(2)“a”(3), 110.27(2)“c”(3)“2” and “3,” 110.27(2)“d,” 110.27(3)“c”(2)“1” to “3,” 110.27(3)“d,” 110.27(4)“c”(2)“1” to “3,” 110.27(4)“d,” 110.31, 110.35, <u>Filed</u> ARC 9497A	12/1/99	899
Maximum monthly maintenance payment for a child in an independent living situation, 156.12(1), <u>Filed Emergency After Notice</u> ARC 9447A	11/3/99	730
Rehabilitative treatment services—determination of rates, 185.112, 185.112(1)“a,” 185.112(6)“d” and “e,” 185.112(10), <u>Filed</u> ARC 9498A	12/1/99	899
Medicaid, 51.4(1), 51.7, 52.1, 75.5(3), 75.16(2), 177.4,	SPECIAL REVIEW	
9:40 CORRECTIONS DEPARTMENT[201]		
Violator programs, 20.18, <u>Notice</u> ARC 9491A, also <u>Filed Emergency</u> ARC 9490A,	12/1/99	884
Inmate telephone commissions, 20.20, <u>Notice</u> ARC 9525A	12/1/99	848
9:50 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]		
Self-employment loan program, 51.3(3), 51.3(7), 51.3(8)“e”(3), <u>Notice</u> ARC 9474A, also <u>Filed Emergency</u> ARC 9475A	11/17/99	810
10:00 EDUCATION DEPARTMENT[281]		
Educational programs and services for pupils in juvenile homes, ch 63, <u>Notice</u> ARC 9062A <u>Terminated</u> , also <u>Notice</u> ARC 9465A	11/17/99	797
Standards for practitioner preparation programs, ch 79, <u>Filed</u> ARC 9470A	11/17/99	813
Beginning teacher induction program, ch 83, <u>Filed</u> ARC 9469A	11/17/99	817
Financial incentives for national board certification, 84.1 to 84.4, <u>Filed</u> ARC 9468A	11/17/99	819
Supplementary weighting, ch 97, <u>Filed</u> ARC 9466A	11/17/99	819
10:15 SCHOOL BUDGET REVIEW COMMITTEE[289]		
EDUCATION DEPARTMENT[281]“umbrella”		
On-time funding for increased enrollment, ch 7, <u>Filed Emergency After Notice</u> ARC 9467A	11/17/99	811
10:30 IOWA FINANCE AUTHORITY[265]		
ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]“umbrella”		
Waiver provisions, 1.11, <u>Notice</u> ARC 9509A	12/1/99	851
Mortgage release certificate, 9.20, <u>Filed Emergency After Notice</u> ARC 9508A	12/1/99	886
Low-income housing tax credits, ch 12, <u>Filed Emergency After Notice</u> ARC 9439A	11/3/99	731
10:50 REVENUE AND FINANCE DEPARTMENT[701]		
Rate of interest on interest-bearing taxes—calendar year 2000, 10.2(19), <u>Notice</u> ARC 9456A	11/3/99	709
Administration; excise; use; cigarettes and tobacco, 10.76(1), 18.30(2) to 18.30(4), 33.5(2), 33.5(3), 81.1, 81.3, 81.4(10), 81.4(14), 81.6, 81.14, 82.1(5), 82.4(2), 82.4(5)“b,” 82.5 to 82.7, 82.9, 82.9(4), 83.5 to 83.7, 83.11(2), <u>Notice</u> ARC 9455A	11/3/99	710

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REVENUE AND FINANCE DEPARTMENT[701] CONTINUED

Sales and use tax, 11.2, 13.1, 13.4, 15.3, 15.3(1), 15.3(2), 15.3(2)"b" to "d," 15.3(3)"c," 15.13, 17.8, 17.8(1), 17.33, 17.34, 18.40, 18.49, 18.60, 19.6(1), 19.6(2), 19.6(2)"b," 19.6(3)"d," 19.12, 19.13(2)"l," 26.2(3), 26.18(2)"c," 31.6, 32.3, 32.13, 33.9, 33.10, 34.3, <u>Notice</u> ARC 9459A	11/3/99	714
Individual income tax and withholding tax, 39.2(4)"b," 40.18(9), 42.2(6), 42.2(10), 43.8(2)"o," 46.3(3)"c," <u>Notice</u> ARC 9487A	11/17/99	806
Administration; motor fuel and undyed special fuel; liquefied petroleum gas—compressed natural gas, 67.1, 67.2, 67.3(10)"d," 67.5, 67.11, 67.15(1), 67.15(2), 67.17, 67.18, 67.21(1)"c"(4), 67.23(4), 67.24, 67.26, 68.2(2), 68.5, 68.8(5), 68.9(6), 68.12, 69.2, 69.4(2), 69.8, 69.13(2), 69.15, <u>Filed</u> ARC 9458A	11/3/99	760
Property tax, 71.1, 71.1(4), 71.1(5), 71.25(2)"c" and "d," 73.1, 73.10, 73.14, 73.27(3), 73.29, 74.4(2), 74.4(3), 75.6, 75.7, 77.1(1), 78.1(1), 78.4(1), 78.4(1)"c," 78.4(2) to 78.4(4), 79.1(6), 79.5(6), 80.2, 80.2(1)"a," 80.2(2)"c," "e," and "g," 80.4, 80.14, <u>Notice</u> ARC 9500A	12/1/99	872
Death-related taxes, 86.1, 86.2(2)"d," 86.3(2), 86.3(6), 86.5(7)"d," 86.6(1)"g," 86.9(2)"f"(1), 86.12(5)"b," 87.3(4), 89.8(1), <u>Notice</u> ARC 9457A	11/3/99	724
Local option sales and service tax; local option school infrastructure sales and service tax, 107.2, 107.8 to 107.10, 107.14, 108.2(3), 108.2(5), 108.2(6), 108.5, 108.7 to 108.9, <u>Notice</u> ARC 9499A	12/1/99	877

11:15 TREASURER OF STATE[781]

LIFT—value-added agriculture linked investment loan program, 4.11, <u>Notice</u> ARC 9449A	11/3/99	727
Iowa educational savings plan trust, 16.2, 16.4 to 16.10, 16.12, 16.13, <u>Notice</u> ARC 9454A, also <u>Filed Emergency</u> ARC 9453A	11/3/99	750

11:30 STATE PUBLIC DEFENDER[493]

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
Indigent defense services, chs 11 to 13, <u>Filed</u> ARC 9476A	11/17/99	828

11:40 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Rural revitalization program; apple grading; pilot lamb and wool management education project; multiflora rose eradication program for cost reimbursement; contracts for dairy inspection services; production and sale of eggs, rescind chs 10, 11, 15, 21, 70 and 75, <u>Notice</u> ARC 9463A	11/3/99	704
Prohibit movement of infested bees from designated states; inspection required for the sale of bees, comb. or used equipment, 22.10, 22.11, <u>Notice</u> ARC 9462A	11/3/99	704
Grade A or Grade B dairy permit, 68.1, 68.11, 68.15, 68.36(8), 68.36(9), <u>Filed</u> ARC 9464A	11/3/99	754

11:50 COMMITTEE BUSINESS

Committee Re-organization

12:00 LUNCH

1:00 NATURAL RESOURCE COMMISSION[571]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Increased horsepower limit on Lake Icaria in Adams County, 40.20, <u>Notice</u> ARC 9514A	12/1/99	853
Boating accident reports, 42.2, <u>Filed</u> ARC 9511A	12/1/99	915
Game management areas—shooting ranges, 51.3(1), <u>Filed</u> ARC 9510A	12/1/99	915
State parks and recreation areas, 61.2, 61.3(2) to 61.3(8), 61.4(2), 61.4(2)"b," "f," "g," "h," "k" and "n," 61.4(5)"a"(1), 61.4(5)"b"(1), 61.4(5)"b"(7)"1," <u>Notice</u> ARC 9461A	11/3/99	707
Fishing, 81.1, 81.2(2), 81.2(5), <u>Filed</u> ARC 9512A	12/1/99	916
Nonresident deer hunting, 94.7(2), 94.7(4), <u>Filed Emergency After Notice</u> ARC 9516A	12/1/99	890
Wild turkey spring hunting, 98.1(1), 98.2(1)"a," 98.2(4), 98.2(5), 98.3(1)"a," 98.3(2)"a," 98.3(4), 98.5, 98.10(1), 98.10(2), 98.14, 98.16, <u>Filed</u> ARC 9515A	12/1/99	917
Deer hunting, 106.11(4)"b," <u>Filed Emergency After Notice</u> ARC 9517A	12/1/99	891
Colony traps, 110.7, <u>Filed</u> ARC 9513A	12/1/99	919

1:20 ENVIRONMENTAL PROTECTION COMMISSION[567]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Update of references to federal effluent limits and associated analytical methods, 60.2, 62.4, 62.5, 63.1(1)"a," <u>Filed Without Notice</u> ARC 9479A	11/17/99	821
Water quality certification—new and modified NWP and regional general permit, 61.2(2)"h," <u>Notice</u> ARC 9478A	11/17/99	802
Wastewater construction and operation permits, 64.6(6), 64.15(2), <u>Filed</u> ARC 9477A	11/17/99	821

1:30 PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Waivers or variances from administrative rules, ch 18, <u>Notice</u> ARC 9502A	12/1/99	855

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PROFESSIONAL LICENSURE DIVISION[645] continued

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Licensure of nursing home administrators; continuing education, 141.5(1) to 141.5(5), 141.6,

141.6(1) to 141.6(3), 141.11(2), 141.11(3), 143.1, 143.2(2), 143.4(1), Filed ARC 9480A 11/17/99 826
Respiratory care examiners, 260.12(2), 260.12(3), Notice ARC 9460A 11/3/99 709

1:45 PUBLIC HEALTH DEPARTMENT[641]

Lead professional certification, 70.1, 70.2, 70.3, 70.4(1)"m"(3), 70.4(9), 70.5, 70.5(1)"e" and "g," 70.5(2), 70.5(3), 70.5(3)"b," "c," and "e," 70.5(5), 70.5(6), 70.6(1) to 70.6(4), 70.6(4)"a," "d," and "e," 70.6(4)"h"(13), 70.6(5), 70.6(5)"a," "f," and "g," 70.6(5)"k"(13), 70.6(6), 70.6(7), 70.6(7)"a," 70.10, Filed ARC 9518A 12/1/99 919

Lead professional certification, 70.2, 70.3, 70.4(1)"b"(2), 70.4(3), 70.4(3)"a," 70.4(4), 70.4(4)"a," 70.4(9), 70.5(1)"c," 70.5(2)"a," 70.5(2)"b"(2), 70.5(3)"b" and "c," 70.5(4)"c," 70.5(6), 70.6(2), 70.6(3), 70.6(4), 70.6(4)"h," 70.6(5), 70.6(6)"g," 70.6(6)"g"(7), 70.6(6)"i"(4), 70.6(7), 70.6(7)"c," 70.6(9), 70.6(10), Filed ARC 9519A 12/1/99 923

WIC program, 73.1, 73.2, 73.5, 73.7(1), 73.7(2)"b," 73.7(3)"c" and "d," 73.8(1)"b," 73.8(2)"b," 73.8(3), 73.8(4)"a"(3)"3," 73.8(4)"c," 73.8(4)"e"(10), 73.8(5), 73.8(5)"b" and "c," 73.9(2)"a"(2), 73.9(3)"c," 73.9(3)"d"(1) and (4), 73.9(3)"f"(1), 73.9(3)"g" and "h," 73.9(3)"i"(7), 73.19(1)"b," 73.19(2)"b," 73.19(2)"c" "1," 73.19(2)"i" to "l," 73.23, Filed Emergency After Notice ARC 9521A 12/1/99 891

Emergency medical services provider education/training/certification; EMS service program authorization, ch 131, ch 132 title, 132.1, 132.2(4), 132.3 to 132.6, 132.7(6), 132.8(1), 132.10(16), 132.11 to 132.13, Notice ARC 9522A 12/1/99 857

Organized delivery systems, 201.2, 201.6, 201.6(6), 201.6(8) to 201.6(12), 201.18, Filed ARC 9520A 12/1/99 926

2:00 GENERAL SERVICES DEPARTMENT[401]

Fees paid to newspapers, 5.21, Notice ARC 9471A 11/17/99 803

2:10 RACING AND GAMING COMMISSION[491]

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"

General, 5.15(9), 7.9(4)"e," 7.9(6)"j," 7.9(12)"b"(1), 7.9(14)"a"(3) and (4), 7.9(14)"b," 7.13(7), 9.2(1)"g," "h," and "k," 10.1, 10.2(1)"n," 10.2(6)"a"(1), 10.2(6)"b"(4), (15), and (16), 10.2(7)"f," 10.2(17), 10.4(2)"i"(4), 10.5(1)"x," 10.5(9)"a," 10.5(10)"b," 13.2(5)"b"(5), 13.19(5), 24.29(11), 25.11(2), 25.14(3), Notice ARC 9488A 11/17/99 804

2:20 GENERAL DISCUSSION

Governor's Executive Order 8 through 12, administrative procedures

Governor's Executive Order #7, non-discrimination policy

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00 DENTAL EXAMINERS BOARD[650]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Continuing education, 25.3(4), 25.3(7)"b," Filed ARC 9504A 12/1/99 896

XX:00 INSPECTIONS AND APPEALS DEPARTMENT[481]

Hospitals, 51.22, Filed ARC 9524A 12/1/99 900

Nursing facilities, 58.1, 58.24(1)"a," 58.24(2) to 58.24(9), rescind ch 59, Filed ARC 9523A 12/1/99 900

XX:00 INSURANCE DIVISION[191]

COMMERCE DEPARTMENT[181]"umbrella"

External review, ch 76, Filed ARC 9486A 11/17/99 822

Licensing of car rental companies and employees, 10.51 to 10.61, Notice ARC 9506A 12/1/99 850

Replacement of life insurance and annuities, ch 16 division I, 16.11 to 16.20, division II, 16.21 to 16.30 and appendices, Filed ARC 9505A 12/1/99 903

XX:00 LIBRARIES AND INFORMATION SERVICES DIVISION[286]

EDUCATION DEPARTMENT[281]"umbrella"

Iowa regional library system, ch 8, Filed ARC 9501A 12/1/99 912

XX:00 MEDICAL EXAMINERS BOARD[653]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Meetings and examination administration; recording of licenses; permanent license; disciplinary action,

10.6, 11.22, 11.30(2), 12.4(19)"a" and "b," Filed ARC 9493A 12/1/99 914

License fees, 11.31, Notice ARC 9448A 11/3/99 706

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XX:00	PERSONNEL DEPARTMENT[581]		
	Benefits, 15.1(3), 15.8, <u>Filed</u> ARC 9485A	11/17/99	824
	Health flexible spending account, 15.13, <u>Filed Emergency After Notice</u> ARC 9484A	11/17/99	810
XX:00	PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]		
	Restructure of insurance board and transfer of assets and liabilities of insurance fund; remedial claims, ch 10, ch 11 title, 11.1(2), 11.1(4), 11.2, 11.3, <u>Notice</u> ARC 9503A	12/1/99	854
	Deductible options for insurance coverage, 10.2, <u>Filed</u> ARC 9472A	11/17/99	825
	Remedial or insurance claims, 11.1(3)"n"(13), 11.1(5)"g," <u>Filed</u> ARC 9473A	11/17/99	825
XX:00	PHARMACY EXAMINERS BOARD[657]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Board's office address, 1.1(4), 1.1(5)"e," 10.23, 12.11(1), 12.12, 12.20, 14.3(1), 17.3(2), 26.1, 26.3, 27.1, 27.3(3), 27.5, 27.6(2), 28.5(1), 28.6(2), 28.11(1), 35.11(3), 35.11(5)"d," <u>Filed Emergency</u> ARC 9440A	11/3/99	750
XX:00	PUBLIC SAFETY DEPARTMENT[661]		
	Fire safety in school and college buildings, 5.650, 5.650(1), 5.650(5), 5.650(8), 5.650(9), 5.651, 5.652, 5.652(1), 5.652(2), 5.652(5), 5.652(10), 5.653(2), 5.653(3), 5.654(1), 5.654(6), 5.655(2), 5.656(2) to 5.656(4), 5.657(3), 5.659(1), 5.659(2), 5.660(1), 5.660(3), 5.661(4), 5.661(5), 5.662, 5.663(1), 5.663(2), 5.664, 5.665, 5.665(1), 5.665(4), 5.665(7), 5.666(7), 5.666(8), 5.675, 5.700 to 5.714, 5.749, 5.750(2) to 5.750(5), 5.750(7), 5.750(9), 5.751(2), 5.752(1), 5.752(2), 5.752(6), 5.754(2), 5.754(3), 5.754(7), 5.756, 5.758, 5.759, 5.760(1), 5.761(2), 5.762, 5.763, 5.763(4), 5.763(8), 5.764(9), 5.765(1), 5.765(3), 5.765(8), 5.775, <u>Filed</u> ARC 9492A	12/1/99	926
XX:00	SECRETARY OF STATE[721]		
	Forms—annual agricultural landholding report, 4.2(4), <u>Filed</u> ARC 9483A	11/17/99	827
	150-day public notice for constitutional amendments, 21.200(3)"a," <u>Filed</u> ARC 9482A	11/17/99	828
	Election forms and instructions, 21.800(4), 21.803(4), <u>Notice</u> ARC 9293A <u>Terminated</u> ARC 9481A	11/17/99	809
XX:00	TRANSPORTATION DEPARTMENT[761]		
	Vehicle registration and certificate of title; motor vehicle and travel trailer dealers, manufacturers, distributors and wholesalers, 400.3(2), 400.4(3)"b" to "g," 400.5(2), 400.8, 400.12, 400.28, 400.61(5), 425.3, 425.30, 425.31, 425.50, 425.50(2)"a," 425.50(2)"d"(3), 425.51, 425.53, <u>Filed</u> ARC 9451A	11/3/99	761
	Vehicle registration and certificate of title, 400.14(1), <u>Filed</u> ARC 9450A	11/3/99	763
	Special registration plates, 401.2(1), 401.6(1), 401.6(5), 401.7(1), 401.7(5), 401.8 to 401.11, 401.12(1), 401.12(5), 401.16, 401.17(3), 401.19, 401.20(1), 401.21 to 401.25, 401.27 to 401.31, <u>Filed</u> ARC 9452A	11/3/99	764
XX:00	TURKEY MARKETING COUNCIL[787]		
	Refunds, ch 1, <u>Filed</u> ARC 9507A	12/1/99	927
XX:00	UTILITIES DIVISION[199]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Electric and pipeline procedures, 2.4, 7.1(1), 10.2(1)"g," 10.12(1)"a" to "d," 10.17, 11.2(3)"d" to "k," 11.2(8), 13.2(1)"g," 19.2(5)"g," 19.5(2), 20.5(2)"b," 25.2(1), 25.2(2)"f," 25.2(5)"a," <u>Filed</u> ARC 9442A	11/3/99	764
	Natural gas supply and cost review, 19.11, 19.11(1), 19.11(3) to 19.11(5), <u>Notice</u> ARC 9441A	11/3/99	728