Revised 10-01-02

The Administrative Rules Review Committee will hold its regular, statutory meeting meeting on Tuesday, October 8, 2002, and Wednesday October 9, 2002, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 5, 6, 7 (9/4/02, 9/18/02, 10/2.02) also refer to: 3/6/02, 3/20/02, 5/29/02, 6/12/02, 6/26/02, 7/10/02, 7/24/02, 8/7/02		Bulletin	Page
9:00	ELDER AFFAIRS DEPARTMENT[321] Assisted living programs, Chapter 27	SELECTIV	'E
9:30	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Campaign disclosure procedures, 4.1(4), 4.3, 4.22(12), 4.27(4), 4.83, 4.83(1), 4.83(7), 4.87, 4.88(3)"c," 4.100(1), 4.100(2), 4.101 to 4.103, Notice ARC 1920B	9/4/02	328
	Campaign disclosure reports; disclosure of financial transactions, 4.20, 4.38, Notice ARC 1917B		329
	Contributions from unknown source, 4.46, 4.51, Notice ARC 1919B	9/4/02	330
	Request for inactive status by county central committees, 4.52, Filed ARC 1985B	9/18/02	517
	Personal financial disclosure statements—filing exemption, 11.3, Filed ARC 1984B		518
	Board procedure for rule making, ch 14, Filed ARC 1986B	9/18/02	518
10:00	TRANSPORTATION DEPARTMENT[761]		
	Construction projects; federal-aid highway bridge replacement; farm-to-market road funds; reimbursable services and supplies, 40.3, 40.5(3), 110.1, 110.3, 111.1, 111.1(2)"b"(4); rescind ch 128; 132.†(3), 132.5(2), 136.1(3)"b" and "d," 143.1, 143.3, 143.4(4), 143.5, 160.1, 161.2(4), 170.1, 170.1(1) to 170.1(4), 172.1(1), 173.4, ch 174, Filed ARC 1923B	9/4/02	398
	Junkyard control; outdoor advertising; signing, 116.1 to 116.3, 116.8, 117.1, 117.2(2), 117.3(1)"l," 117.5(1), 117.5(2), 117.5(4), 117.5(5)"h," 117.6(3), 117.8, 117.8(1), 117.9, 118.1, 118.2(3)"a," 118.5(1), 118.8, 119.2(1), 119.2(4), 119.3(4), 119.3(5)"b," 119.5(1), 119.6(1), 119.6(2), 119.6(2)"a," 119.6(3) to 119.6(7), 120.1, 120.5(3), 120.5(4), 120.6, 120.7(3), 120.8, 120.9, 120.10(5) to 120.10(8), Notice ARC 1918B	· 9/4/02	347
	Vehicle registration and certificate of title, $400.13(2)$ "c," $400.13(4)$ "b"(1), $400.16(1)$, $400.16(2)$ "a," $400.16(2)$ "d"(1), $400.16(3)$ "a," $400.16(3)$ "d"(1) and (2),		
	400.16(4)"a," 400.17(1)"a"(3), 400.17(4)"a," 400.51, Notice ARC 2013B		601
	Interstate registration and operation of vehicles, ch 500, Notice ARC 2014B		603
	505.6(2)"b," Notice ARC 2015B		607
	Motorcycle rider education (MRE), ch 635, Filed ARC 1922B	9/4/02	399 [.]
10:30	PERSONNEL DEPARTMENT[581] IPERS, 21.4(1)"f," 21.4(2), 21.4(3)"a," 21.4(4), 21.5(1)"a"(5) and (51), 21.6(9)"b" and "c," 21.6(9)"d"(1), 21.6(9)"e," 21.6(12), 21.8(4)"e," 21.8(9), 21.19(1), 21.22(1)"a," 21.27, Filed ARC 2010B	10/2/02	629
	Peace officers' retirement, accident, and disability system—termination prior to retirement, 24.26, 24.26(1), Filed ARC 1968B	9/18/02	519
10:40	PUBLIC SAFETY DEPARTMENT[661] Flammable and combustible liquids, 5.250 to 5.450; adopt ch 51, Notice ARC 1996B	9/18/02	503
10:50	INSPECTIONS AND APPEALS DEPARTMENT[481] Raffles and bingo—licensing, amount of prizes, authorized organizations; social gambling licensing and legal contests, 100.1, 100.2, 100.3(8), 100.6(1)"b" and "d," 100.7(1)"b"(5), 100.12(2), 100.30(4), 100.31(1), 100.32, 100.33(2)"g," 100.50 to 100.52, 100.63(2)"b," 102.1, 102.2(1), 102.2(3), 102.2(4), 102.3(1), 103.2, 103.3(1), 103.3(3)"e"(3), 103.5, 103.5(2)"c"(3), 103.6(2), 103.6(6)"g," 103.7, 103.7(3), 103.9, 103.10, 103.13(2)"b"(4),		
11:00	IOWA FINANCE AUTHORITY [265] ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF [261] "umbrella" Low-income housing tax credits—qualified allocation plan, 12.1, 12.2, Filed ARC 1951B		518 363
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11:20	NURSING BOARD[655]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Nursing education programs—program head and faculty qualifications, 2.1, 2.3(2)"d"(2), 2.6(2)"c"(1) and (3), Filed ARC 2003B	10/2/02	620
	Definition of "unlicensed student," 3.1, Notice ARC 2006B	10/2/02	628 564
	Time period in which candidates may take NCLEX examination,	10/2/02	204
	3.4(3)"b"(6), 3.4(4)"b"(10), Notice ARC 2005B	10/2/02	565
	Approved curriculum for dependent adult and child abuse identification		203
	and reporting course, 3.7(3)"e," Filed ARC 2004B	10/2/02	628
	SPECIAL REVIEW		
	Waivers		
11:40	COMMITTEE BUSINESS		
	Approval of September meeting		
	Set date of November agendum	,	
	General business		
	12:00 to 1:30 LUNCH		
1.20	DIVADDA A OVEV A BAINEDO DO A DO (CET)		
1:30	PHARMACY EXAMINERS BOARD[657] PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Purpose and organization, ch 1, Filed ARC 1940B	9/4/02	366
	Pharmacist licenses; licensure by reciprocity, ch 2; rescind ch 5, Filed ARC 1939B	9/4/02	367
	Pharmacy technicians, ch 3, Filed ARC 1938B		370
	Pharmacist-interns, ch 4 title, 4.1, 4.2(1), 4.2(2), 4.3, 4.5 to 4.9, 4.11, Filed ARC 1927B	9/4/02	371
	General pharmacy practice, ch 6, Filed ARC 1926B	9/4/02	371
	Hospital pharmacy practice, ch 7, Filed ARC 1925B	9/4/02	375
	Universal practice standards, ch 8, Filed ARC 1924B		379
	Controlled substances; anabolic steroids, ch 10; rescind ch 18, Filed ARC 1937B	9/4/02	379
	Drugs in emergency medical service programs, 11.1, 11.2(1)"a,"		
	11.3(3) to 11.3(5), 11.4 to 11.7, Filed ARC 1936B		389
	Code of professional responsibility for board investigators, rescind ch 13, Filed ARC 1935B		390
	Correctional facility pharmacy practice, ch 15, Filed ARC 1934B		390
	Wholesale drug licenses, ch 17, Filed ARC 1933B		390 392
	Nonresident pharmacy practice, ch 19, Filed ARC 1931B		393
	Electronic data in pharmacy practice, ch 21, Filed ARC 1930B		394
	Unit dose, alternative packaging, and emergency boxes sh 22, Filed ARC 1929B.		394
	Long-term care pharmacy practice, ch 23, Filed ARC 1928B		395
2:10	PROFESSIONAL LICENSURE DIVISION[645]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella" Compatible on and enionese examiners 60 2(1)"s " ch 62 Eiled APC 1042P	0/4/02	205
	Cosmetology arts and sciences examiners, 60.2(1)"a," ch 63, Filed ARC 1942B		395 629
	Massage therapy examiners, ch 130, Filed ARC 2018B	10/2/02	630
	Physical and occupational therapy examiners, ch 200, 201.5(2)"b," Filed ARC 1971B		519
	Physical and occupational therapy examiners, ch 205, Filed ARC 1970B	9/18/02	520
	Psychology examiners, 240.1, 240.2(1)"d"(4), 240.2(1)"e" to "h," 240.2(2),		320
	240.2(3), 240.3 to 240.10, 240.10"6," 240.11 to 240.15, Filed ARC 1957B	9/4/02	396
	Social work examiners, ch 279, 280.1 to 280.6, 280.6(1)"a" and "b,"		
	280.7 to 280.12, 281.3(2)"g," Filed ARC 1943B	9/4/02	396
	Physician assistant examiners, ch 325, Notice ARC 1941B	9/4/02	334
2:30	STATE PUBLIC DEFENDER[493]		
	INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
	Approval and review of attorney fee claims, 1.4(4), 12.2(9), 12.6, 12.8(1)"b" and "e,"		
	12.9(1)"a," 12.9(2)"b," Notice ARC 1966B, also Filed Emergency ARC 1965B	9/4/02	359

2:45	HUMAN SERVICES DEPARTMENT[441]		
	Assessment fee for intermediate care facilities for the mentally retarded,		
	adopt ch 36; 82.5(13), Notice ARC 2035B	10/2/02	560
	Application for food stamps, FIP, or Medicaid, 40.23, 65.1, 65.2,		
	65.4(2), 65.9, 65.19(2)"b," 65.31, 65.36(4)"a," 76.1(1), 76.1(2),		
	Filed Emergency After Notice ARC 2032B.	10/2/02	614
	Family investment program (FIP)—benefits paid by direct deposit; underpayments,		
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	Emergency assistance program, 58.23(1), 58.23(5), 58.24(1),		
	58.24(5), 58.24(6)"a" to "c." 58.24(7), 58.24(8), 58.25, 58.26(1), 58.26(2).		
	58.28(1) to 58.28(5), 58.29 to 58.31, Filed Emergency After Notice ARC 2033B	10/2/02	614
	Eligibility determination for food stamps, 65.8(1), 65.8(5), 65.8(9),		
	65.8(10), 65.29(3), 65.29(6), 65.30(2), 65.30(5), 65.37,		
	Filed Emergency After Notice ARC 1963B	9/4/02	355
	Demand letter for food stamp overissuance, 65.21(4), Filed ARC 1950B	9/4/02	361
	Medicaid coverage for dental services, 78.4(14), 78.4(14)"a" and "c," Filed ARC 2021B	10/2/02	625
	Medicaid payment for services provided by nurse-midwives, 78.29(1), 78.29(2),		
	78.29(5), Notice ARC 1945B, also Filed Emergency ARC 1962B	9/4/02	356
	Medicaid certification and inpatient reimbursement criteria for hospital "special units,"		
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	79.1(5)"h," "i" and "r," Filed ARC 1946B	9/4/02	361
	Disproportionate share payments to children's hospitals, 79.1(5)"a,"		
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	Notice ARC 2047B, also Filed Emergency ARC 2034B	10/2/02	615
	Reimbursement for prescription drugs based on state maximum allowable cost,		
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	Coverage under HAWK-I program, 86.2(4), Notice ARC 1944B	9/4/02	: 331
	Receipt of support payments through electronic methods, 97.6, 97.6(2),		,,,,,,,,
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1	Reimbursement rates for purchase of service providers and rehabilitative treatment		. "
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	Iowa hospital trust fund, adopt ch 164, Filed ARC 2023B		626
	POSTPONED UNTIL DECEMBER MEETING	10/2/02	020
	SPECIAL REVIEW		
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	Wednesday, October 9th, 2002		
0.00	CTIPOTE LA DE LA DESCRIPTO CON CALCACTOR CALCACTOR CALCACTOR CALCACTOR CALCACTOR CALCA		
9:00	SUBSTANCE ABUSE COMMISSION[643]		
	PUBLIC HEALTH DEPARTMENT[641]"umbreila"		
	Licensure standards for substance abuse treatment programs, 3.1, 3.3(1)"a," "c" and "d,"		
	3.5, 3.9 to 3.11, 3.16, 3.18, 3.21(7)"b" and "d," 3.21(10)"d," 3.21(11), 3.21(19),		
	3.35, 3.35(1) to 3.35(5), 3.35(6)"a" to "d," 3.35(8), 3.35(9)"b" and "c," 3.35(10),		
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	Licensure standards for correctional facilities, ch 6, Filed ARC 1977B	9/18/02	531
9:10	COLLEGE STUDENT AID COMMISSION[283]		
,,,,	EDUCATION DEPARTMENT(281)"umbrella"		
	Iowa tuition grant program—definition of "located in Iowa," 12.2(4), Notice ARC 1999B	9/18/02	423
	Criteria for approval of postsecondary schools, 21.1, Filed ARC 1998B		511
	License sanction program, adopt ch 37, Filed ARC 1997B		511
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9:30	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF [261]		
	Iowa community development block grant program, 23.2, 23.4(5), 23.5(9),		
	23.6(2) to 23.6(4), 23.7(1)"c," 23.7(2), 23.8(2), 23.9(2), 23.10,	<u> </u>	
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	Housing fund—references to census data updated, 25.5, 25.7, 25.8(7), 25.9(6), Filed ARC 1993B	9/18/02	513
	Emergency shelter grants program, ch 24, Notice ARC 1994B		

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	Homeless shelter operation grants program, ch 29, Notice ARC 1995B	9/18/02	428
9:45	EDUCATIONAL EXAMINERS BOARD[282]		
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	Issuance of practitioner's licenses and endorsements, rescind 14.1 to 14.34, Filed Emergency ARC 2038B	10/2/02	
	Adding endorsements to licenses, 14.106, Filed ARC 1980B.	10/2/02	614
	Endorsement for English as a second language, 14.140(4), Filed ARC 1983B.		514 514
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	Mandatory training for reporting child abuse and dependent adult abuse,		313
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	Evaluator license; administrative license, 20.3, 20.9, Filed ARC 1979B		515
10:00	EDUCATION DEPARTMENT[281]		
	Community colleges—quality faculty plan, 21.3(4), Notice ARC 2026B	10/2/02	556
	Charter schools, adopt ch 68, Filed ARC 2027B		624
	Criteria for and approval of teacher intern preparation programs, 77.4, 77.5, Notice ARC 2025B	10/2/02	558
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•	Open enrollment, 17.2, 17.3, 17.3(1) to 17.3(3), 17.4, 17.4(1)"d" and "i," 17.4(2)"e,"	0/01/00	204
	17.4(3) to 17.4(6), 17.5, 17.7, 17.8(1), 17.8(9), 17.10(2), 17.10(3), 17.11, Filed ARC 1900B	8/21/02	294
10:15	ENVIRONMENTAL PROTECTION COMMISSION[567]		
	NATURAL RESOURCES DEPARTMENT[561] "umbrella"		
	Ambient air sampling manual, 28.2, Notice ARC 1990B	9/18/02	431
	POSTPONED UNTIL NOVEMBER MEETING	•	,
	Evaluation of proposed confinement feeding operation by county board of supervisors using master matrix, 65.10(3) to 65.10(9), Notice ARC 1989B	0/19/03	432
	Sanitary landfills, 100.1, 102.2(1), 102.12(10), 102.13, 102.14, 102.16, ch 103,	9/18/02	432
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	chs 112 to 115, Notice ARC 1988B	9/18/02	433
	Compensation for damages to natural resources, 133.2, 133.6, Filed ARC 1991B		516:
10:40	NATURAL RESOURCE COMMISSION[571]		
10.70	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Roofing and enclosure of private docks, 16.1, 16.3(5), 16.4(6), 16.5(13), 16.5(25),		
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	Wildlife habitat on private lands, 22.1 to 22.4, 22.5(6)"a" to "d,"		٠,ـ.
	22.7 to 22.9, Notice ARC 2046B	10/2/02	563
	Controlled waterfowl hunting, 53.2, 53.3, 53.3(1)"b," Filed ARC 1955B	9/4/02	364
	Camping; after-hours fishing at Union Grove State Park, 61.3(1)"j,"		
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	Catch-and-release restriction on black bass in portions of Cedar River in Mitchell County,		
	81.2(2)"3" and "4," Notice ARC 1953B	9/4/02	333
	Waterfowl and coot hunting seasons, 91.1, 91.3, 91.4(2)"h," "k," "m" and "n,"	0/4/02	267
	91.6, Filed Emergency After Notice ARC 1964B	9/4/02	357
	definition of farm unit, 98.2(1)"a" and "b," 98.6(1), Notice ARC 1954B	0/4/02	334
	Wildlife importation, transportation and disease monitoring, ch 104,		334
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	Restitution for pollution causing injury to wild animals, adopt ch 113, Filed ARC 1956B	9/4/02	365
11:00	REVENUE AND FINANCE DEPARTMENT[701]		
11.00	Authority to change filing thresholds; schedule for consolidated tax returns;		
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	estimates of local option tax, 12.13, 13.4(1), 17.9(1), 17.9(9), 17.40, 17.41, 18.61,		
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	Transfer of investment tax credit to members of a cooperative, 42.2(10), 52.10(4), Notice ARC 1960B	9/4/02	340
	Investment tax credit for equity investment in qualifying business or community-based		
	seed capital fund, 42.18, 52.21, 58.11, Notice ARC 2040B		600
	Computation of federal tax on S corporation income, 50.5, 50.9, 50.10, Filed ARC 2000B		520
	Determent of income for start—up companies, 32.1(10), Filed ARC 2039B	10/2/02	631

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	Motor fuel, 67.1, 67.3(6), 67.3(8)"a," 67.3(11), 67.3(12), 67.15, 68.2(1), 68.9(4),	0/4/02	342
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	Filing of reports; capitalization rate, 71.5(2)"c" and "d," Notice ARC 2001B	9/18/02	507
44.00			307
11:20	CAPITAL INVESTMENT BOARD, IOWA[123]		
	Administration; tax credit for investments in qualifying businesses	10/2/02	552
	and community-based seed capital funds, adopt chs 1, 2, Notice ARC 2042B	10/2/02	332
11:30	PUBLIC HEALTH DEPARTMENT[641]		
	Birth defects institute, 4.3(1), 4.3(5), 4.3(8), 4.3(9), 4.4, Filed ARC 2008B	10/2/02	630
	Tattooing—infection control procedures; inspections, 22.1, 22.2,	,	
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	41.2(14)"b"(1) and (2), 41.2(14)"f," 41.2(18)"c," 41.2(21)"e"(2), 41.2(26)"i,"		
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•	45.1(12)"b"(1), (2), (4) and (8), 45.1(12)"c," 45.6, 45.6(3), 45.6(4), 45.6(9),		
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	45.6(27) to 45.6(31), Notice ARC 2009B	10/2/02	567
	Childhood lead poisoning prevention program, ch 72, Notice ARC 2007B	10/2/02	592
4	New certificate of birth following a foreign adoption, 100.3, Notice ARC 1969B, also Filed Emergency ARC 2002B	0/18/02	510
`	Held over from September		310
	Family planning services, 74.1, 74.2, 74.4 to 74.6, 74.7(1), 74.7(3), 74.8, 74.9(2) to 74.9(4),		
	74.10, 74.12(1), Filed ARC 1862B	8/7/02	218
	No representative requested to appear		
XX:00	ACCOUNTANCY EXAMINING BOARD[193A]		
AAiuu	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Verification of state licensure; expedited application processing; closing orders,		
	2.2(1), 2.3, 9.4, 9.7, 13.6(5)"e," 15.10(2), <u>Filed</u> ARC 2028B	10/2/02	624
XX:00	BLIND, DEPARTMENT FOR THE[111]		
	Waivers or variances from administrative rules,		
	adopt ch 12, Notice ARC 1972B	9/18/02	421
XX:00	DENTAL EXAMINERS BOARD[650]		
222.00	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Definition of "practice of dentistry," 1.1, Filed ARC 1975B	9/18/02	511
	Services provided to new patients by dental hygienist, 10.3, Notice ARC 1976B		423
	Licensure by credentials, 11.3(2), Filed ARC 1974B	9/18/02	512
	Resident licenses for dental hygienists; renewal period and fees for faculty permit holders,		
	13.1, 13.2(3), 13.2(6), 15.2(9), 15.2(10), <u>Filed</u> ARC 1973B	9/18/02	513
XX:00	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]		
	Professional Licensing and Regulation Division[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Experience requirements for comity applicants; use of digital signatures; professional development, 1.1(1), 1.1(2), 4.2(5), 6.1(9), 7.3(1), Notice ARC 2029B	10/2/02	559
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XX:00	REAL ESTATE COMMISSION[193E]	
	Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Administration; definitions; prelicensure and continuing education; licensure; administrative procedures; reciprocity; termination and transfer; closing a real estate business; fees; advertising; brokerage agreements and listings; disclosure; trust accounts and closing; property management; investigations and disciplinary procedures; errors and omissions insurance; time-share filing, rescind chs 1 to 8; adopt chs 1 to 20, Filed ARC 1921B	397
XX:00	TRANSPORTATION DEPARTMENT[761] Improvements and maintenance on primary road extensions, ch 150, Filed ARC 2012B	632 632
XX:00	WORKERS' COMPENSATION DIVISION[876] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbreila" Contested cases, 4.6, 4.8(2)"a," "c" and "d," Notice ARC 1967B	508