

# AUGUST 2003 AGENDA

8/05/03 VERSION

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, August 12, 2003, at 10 a.m. and Wednesday, August 13, 2003, at 8:15 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 1, 2 (7/9/03, 7/23/03) ALSO REFER TO: 4/16/03, 4/30/03, 5/14/03

BULLETIN PAGE

## TUESDAY, AUGUST 12<sup>TH</sup> 2003

<b>10:00</b>	<b>PUBLIC SAFETY DEPARTMENT[661]</b>		
	Building code—accessibility standards, 16.700 to 16.720, <u>Filed</u> ARC 2563B .....	7/9/03	82
<b>10:15</b>	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b>		
	Iowa ethics and campaign disclosure board; codes of conduct,		
	ch 1; rescind ch 12, <u>Filed</u> ARC 2585B .....	7/9/03	77
	Filing requirements for a permanent organization making a one-time contribution in excess of \$750,		
	4.1(1)"c," 4.35, <u>Notice</u> ARC 2605B .....	7/9/03	45
	Campaign disclosure procedures—valid signature, computer-generated reports,		
	4.4(3), 4.13(2), 4.13(5), <u>Notice</u> ARC 2604B .....	7/9/03	46
	Documents provided electronically by board,		
	4.8(3), <u>Notice</u> ARC 2606B .....	7/9/03	47
	Permissible uses of campaign funds by candidates, 4.25(1)"f," "i" and "s" to "o,"		
	<u>Notice</u> ARC 2633B .....	7/23/03	105
	Contributions from political committees not organized in Iowa, 4.32, <u>Notice</u> ARC 2603B .....	7/9/03	47
	Complaints, investigation, and resolution procedures; declaratory orders, chs 5, 9, 12, <u>Notice</u> ARC 2632B .....	7/23/03	105
	Contested case procedures; personal financial disclosure, chs 7, 11, <u>Filed</u> ARC 2586B .....	7/9/03	77
<b>10:40</b>	<b>ADMINISTRATIVE SERVICES DEPARTMENT[11]</b>		
	Customer councils, adopt ch 10, <u>Notice</u> ARC 2637B, also <u>Filed Emergency</u> ARC 2635B .....	7/23/03	119
<b>10:50</b>	<b>CORRECTIONS DEPARTMENT[201]</b>		
	Sex offender risk assessment—appeal process, 38.3(5), <u>Filed Emergency</u> ARC 2636B .....	7/23/03	127
<b>11:00</b>	<b>MANAGEMENT DEPARTMENT[541]</b>		
	Grants enterprise management system, adopt ch 11, <u>Notice</u> ARC 2587B, also		
	<u>Filed Emergency</u> ARC 2602B .....	7/9/03	73
<b>11:20</b>	<b>SECRETARY OF STATE[721]</b>		
	Electronic transmission of election results, 22.1, 22.3(3), 22.5(3), 22.30, <u>Notice</u> ARC 2640B .....	7/23/03	114
<b>11:30</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Chiropractic examiners, ch 42, <u>Amended Notice</u> ARC 2628B .....	7/23/03	111
	Chiropractic examiners, 43.1, 43.3(1), 43.3(2)"a," 43.4 to 43.6, 44.3(2)"c" to "f," <u>Notice</u> ARC 2629B .....	7/23/03	113
	Dietetic examiners, 80.4(2), 80.4(3), 80.6(3), 80.6(4), 81.6, ch 83, <u>Filed</u> ARC 2584B .....	7/9/03	80
	Massage therapy examiners, 131.1, 131.2(6); ch 132; 133.3(2)"e," 135.1(10),		
	<u>Filed</u> ARC 2627B .....	7/23/03	141
	Athletic training examiners, 350.4(2), 350.4(3), 350.6(3), 350.6(4), ch 353, <u>Filed</u> ARC 2630B .....	7/23/03	143
<b>11:40</b>	<b>COMMITTEE BUSINESS</b>		
	Approve minutes		
	September meeting		
	Miscellaneous business		
<b>11:50 to 1:30 lunch</b>			
<b>1:30</b>	<b>LAW ENFORCEMENT ACADEMY[501]</b>		
	Law enforcement officer certification—training, 3.12		
	<u>Notice</u> ARC 2562B, also <u>Filed Emergency</u> ARC 2561B .....	7/9/03	71
<b>1:40</b>	<b>UTILITIES DIVISION[199]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Alternate energy production, 15.1 to 15.3, 15.6 to 15.16, 20.9(2)"b"(6), <u>Filed</u> ARC 2621B .....	7/23/03	145
	Iowa broadband initiative, adopt ch 43, <u>Notice</u> ARC 2620B .....	7/23/03	115
	SPECIAL REVIEW: 70 Day Delay		
	Crossing of railroad rights-of-way, adopt ch 42, <u>Filed</u> ARC 2506B .....	5/28/03	1560

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<b>2:15</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b>	
	Meeting schedule for HAWK-I board; update of organizational references, 1.10, 1.10(2), 1.10(4)"b," 1.10(5)"a" and "b,"	
	Notice ARC 2607B, also Filed Emergency ARC 2612B	7/9/03 58
	Collection of overpayments, 7.5(6), 7.5(6)"a" and "b," 7.5(7), 7.7(1), 11.1, 11.4(2), 11.4(3)"a," 11.4(4), 11.4(5), 11.4(7), 93.151, 93.151(1), Notice ARC 2619B	7/23/03 108
	Disputed county billings, adopt ch 15, Filed ARC 2573B	7/9/03 77
	Fiscal procedure used to apply credits due counties from a state institution or institutional program, 28.13(2)"c," Notice ARC 2609B	7/9/03 48
	Mental illness special services fund, rescind ch 39, Notice ARC 2614B	7/23/03 110
	Medicaid home- and community-based services (HCBS) waiver for persons with mental retardation, 77.37(14)"e"(2) and (4), 77.37(24) to 77.37(26), 78.41(11) to 78.41(13), 79.1(2), 83.66, Notice ARC 2564B, also Filed Emergency ARC 2575B	7/9/03 58
	Reimbursement to hospitals and hospital-based nursing facilities for services to recipients who are "dually eligible," 78.3, 79.1(22), 81.6(20)"a" and "c,"	
	Notice ARC 2565B, also Filed Emergency ARC 2576B	7/9/03 60
	Supplemental payment adjustment applicable to physician services at publicly owned acute care teaching hospitals, 79.1(2), 79.1(7), Notice ARC 2566B, also Filed Emergency ARC 2577B	7/9/03 62
	Reimbursement policies for prescription drugs, 79.1(8)"a"(1) and (3), 79.1(8)"g" and "i," Notice ARC 2567B, also Filed Emergency ARC 2578B	7/9/03 63
	Recipient copayment for Medicaid services, 79.1(13)"a," "b" and "d," Notice ARC 2568B, also Filed Emergency ARC 2579B	7/9/03 63
	Age limit for eligibility for supported employment services under home- and community-based mental retardation waiver, 83.61(1)"g"(1), Filed Emergency After Notice ARC 2574B	7/9/03 64
	HAWK-I program—elimination of six-month waiting period for children previously covered by employer-sponsored health care, 86.2(4)"b," 86.13(6)"e," Notice ARC 2608B, also Filed Emergency ARC 2611B	7/9/03 65
	Advanced registered nurse practitioners may serve as MediPASS patient managers, 88.41, 88.44(1) to 88.44(3), 88.44(3)"a," 88.45(1), 88.45(2)"b" and "f," 88.45(5)"a," 88.46(6), 88.47(1)"b," 88.48(1)"h," 88.50(3), Notice ARC 2572B, also Filed Emergency ARC 2583B	7/9/03 65
	Child support parental obligation pilot projects—expiration date extension, 100.3(2)"i," 100.8, Notice ARC 2610B	7/9/03 53
	Child care licensing and registration—criminal and child abuse record checks, 109.1, 109.2(1)"f," 109.2(4)"c," 109.2(5)"c," 109.6(6), 110.1, 110.7(3), 110.7(3)"a" to "d," 110.7(5), 110.14, Notice ARC 2571B, also Filed Emergency ARC 2582B	7/9/03 67
	Reimbursement rates for purchase of service providers and rehabilitative treatment and supportive services, extension of suspension of department's ability to renegotiate rates, 150.3(5)"p"(2)"3" and "4," 185.112(1)"k," Notice ARC 2569B, also Filed Emergency ARC 2580B	7/9/03 70
	Eligibility for child care assistance, 170.2(2)"b"(4), 170.2(3), Notice ARC 2570B, also Filed Emergency ARC 2581B	7/9/03 71

## Wednesday-August 13th

<b>8:15</b>	<b>MEDICAL EXAMINERS BOARD[653]</b>	
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"	
	Fee increases for renewal and reinstatement of permanent physician licenses, 8.4(1)"c" and "g," 9.11(3)"a," 9.13(1)"a," Notice ARC 2638B	7/23/03 111
<b>8:30</b>	<b>ELDER AFFAIRS [321]</b>	
	SPECIAL REVIEW	
	Day care & assisted living facilities, H.F. 672 & 675	selective

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<b>9:00</b>	<b>CAPITAL INVESTMENT BOARD, IOWA[123]</b>	
	Tax credit for investments in qualifying businesses and community-based seed capital funds; tax credit for investments in venture capital funds, 2.1 to 2.3, 2.7, 3.1, <u>Notice</u> ARC 2618B.....	7/23/03 102
	Investment tax credits relating to investments in a fund of funds organized by the Iowa capital investment corporation, adopt ch 4, <u>Notice</u> ARC 2617B, also <u>Filed Emergency</u> ARC 2623B .....	7/23/03 121
<b>9:15</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b>	
	Organization; division responsibilities; Iowa intergovernmental review system; rural resource coordination programs for fire services; main street linked investments loan program; housing assessment and action planning program; amend chs 1, 21; rescind chs 38, 42, 43, 45; amend ch 50; rescind chs 52, 101, 131; amend ch 163. <u>Filed</u> ARC 2589B .....	7/9/03 75
	Housing fund, ch 25, <u>Notice</u> ARC 2591B .....	7/9/03 11
	Self-employment loan program; targeted small business financial assistance program, 51.1 to 51.7, 55.1 to 55.3, 55.4(2), 55.4(6), 55.4(9)"h," <u>Notice</u> ARC 2594B .....	7/9/03 15
	Community economic betterment program—modernization projects, 53.2, 53.11 to 53.17, <u>Filed</u> ARC 2590B .....	7/9/03 75
	Enterprise zones, 59.1 to 59.3, 59.4(1)"a," 59.5(1), 59.6(3)"b," 59.6(3)"c"(1), 59.6(3)"c"(5)"2," "3" and "5," 59.7, 59.9(1)"a" and "d," 59.9(2)"d" and "e," 59.9(5), 59.10(2), 59.13, 59.14(1) to 59.14(4), 59.14(6), 59.14(7), <u>Notice</u> ARC 2592B .....	7/9/03 16
	Cogeneration pilot program, adopt ch 62, <u>Notice</u> ARC 2593B .....	7/9/03 23
	Public records and fair information practices, ch 169, <u>Filed</u> ARC 2588B .....	7/9/03 76
<b>9:40</b>	<b>EDUCATIONAL EXAMINERS BOARD[282]</b>	
	EDUCATION DEPARTMENT[281]"umbrella"	
	Who may initiate complaints, 11.4(1), <u>Filed</u> ARC 2622B .....	7/23/03 129
	Complaints, investigations, contested case hearings—legal representation, 11.21(3), <u>Filed</u> ARC 2639B .....	7/23/03 129
	Correction of licenses, 14.107, <u>Filed</u> ARC 2624B .....	7/23/03 130
	Clarification of names of licenses, 14.110, 14.115 to 14.118, 14.121(5), 14.131, <u>Filed</u> ARC 2625B .....	7/23/03 130
	School psychologist endorsement, 15.3(8), <u>Filed</u> ARC 2626B .....	7/23/03 131
<b>10:00</b>	<b>ENERGY AND GEOLOGICAL RESOURCES DIVISION[565]</b>	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Permanent assignment of petroleum products; grant programs for schools, hospitals, and buildings owned by units of local government, nonprofit organizations and public care institutions; solar energy and energy conservation bank; state energy conservation program and energy extension service, rescind chs 4, 7, 8, 16, 17; ch 18 title, 18.1 to 18.3, 18.3(1), 18.3(2), 18.4, 18.5, 18.5(1), 18.5(2); rescind ch 19, <u>Filed</u> ARC 2596B .....	7/9/03 76
<b>10:15</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Open burning, 23.2(2), 23.2(3)"a," "g" and "i," <u>Notice</u> ARC 2597B .....	7/9/03 24
	Water pollution control—scope of title, definitions, forms, rules of practice; criteria for award of grants; state revolving fund loans for wastewater treatment; onsite wastewater treatment system assistance program, chs 90 to 92, 93.1, 93.3, 93.4(2)"c," 93.10, 93.12, <u>Notice</u> ARC 2595B .....	7/9/03 26
<b>10:30-10:40 break</b>		
<b>10:40</b>	<b>NATURAL RESOURCE COMMISSION[571]</b>	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Clear lake state park, ritz unit, added to after-hours fishing list. 61.9(4) to 61.9(21), <u>Notice</u> ARC 2598B .....	7/9/03 55
	Deer hunting—licenses, 106.1(5), 106.5(2)"a" and "b," 106.6, 106.7(1), 106.8(1), 106.8(2), 106.10(1)"b," 106.10(6), <u>Filed</u> ARC 2600B .....	7/9/03 78
	Block deer hunts, 106.11(4)"a"(7) and (8), <u>Notice</u> ARC 2599B .....	7/9/03 56
	<b>SPECIAL REVIEW</b>	
	Use of decoys and stationary blinds on pools 16, 17, and 18 of the Mississippi River, 51.5(1), 51.5(3), 51.5(4), <u>Notice</u> ARC 2493B .....	5/28/03 1533

# AUGUST 2003 AGENDA

<b>11:10</b>	<b>INSURANCE DIVISION[191]</b>		
	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>Filed</u> ARC 2616B .....	7/23/03	131
	HMOs--deductibles and coinsurance charges, 40.16, <u>Notice</u> ARC 2631B .....	7/23/03	110
<b>11:45</b>	<b>GROW IOWA VALUES BOARD[264]</b>		
	SPECIAL REVIEW		
	Grow Iowa Values Fund Financial Assistance, Ch. 1 & 3, <u>Filed Emergency</u> , ARC 2698B.....	SPECIAL	

## No representative requested to appear

<b>XX:00</b>	<b>PERSONNEL DEPARTMENT[581]</b>		
	IPERS, 21.33(4), <u>Filed</u> ARC 2613B .....	7/23/03	140
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	Signing on primary roads for county conservation parks, 131.8(1), <u>Notice</u> ARC 2601B .....	7/9/03	56
<b>XX:00</b>	<b>WORKERS' COMPENSATION DIVISION[876]</b>		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
	Contested cases, 4.6, <u>Filed</u> ARC 2615B.....	7/23/03	148
	Payroll tax tables, 8.8, <u>Filed Emergency</u> ARC 2634B .....	7/23/03	127