

# JUNE 1998 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, June 9, 1998, **at 9:30 in Room #118**. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: 5/6/98, 5/20/98, 6/3/98**

|   | Bulletin | Page |
|---|----------|------|
| <b>9:30 HUMAN SERVICES DEPARTMENT[441]</b>  |          |      |
| Demand letters for FIP, RCA, and food stamps; food stamp claims, 7.5(6), 11.1, 11.2, 11.2(1), 11.3(1), 11.3(2), 11.4(1)"a," 11.4(3) to 11.4(7), 11.5, 65.21(1), 65.21(2), 65.21(4), 65.21(6),<br><u>Notice ARC 7965A</u> .....  | 5/6/98   | 1994 |
| Grants for homeless persons with mental illness, 39.21, 39.23(1) to 39.23(4), 39.23(4)"g," "h" and "p," 39.23(6), 39.29(1), 39.29(5)"a" and "e," <u>Filed ARC 7969A</u> .....   | 5/6/98   | 2019 |
| FIP grant reduction for noncooperation with child support recovery requirements, 40.27(5)"i" and "j," 41.22(6)"f," <u>Notice ARC 7966A</u> .....  | 5/6/98   | 1997 |
| Emergency food assistance program—income eligibility guidelines, 73.4(3)"d"(2), <u>Notice ARC 7967A</u> .....   | 5/6/98   | 1998 |
| Statewide average cost for nursing care, 75.15(2)"b," 75.24(3)"b," 75.24(3)"b"(1) to (6), <u>Filed ARC 7970A</u> .....  | 5/6/98   | 2020 |
| HCBS MR and brain injury waiver programs, 77.37(12)"b," 77.37(12)"c"(1), 77.39(10)"b," 77.39(10)"c"(1), 79.1(1)"e" and "f," 79.1(2), 79.1(15), 79.1(17), 83.67(9)"d," <u>Filed ARC 7971A</u> .....  | 5/6/98   | 2021 |
| Amount, duration and scope of medical and remedial services, 78.1(2)"a"(3), 78.4(1)"a" and "c," 78.4(3)"e," 78.4(4)"d," 78.4(7), 78.4(8)"a," 78.9(1), 78.9(1)"j," 78.9(10)"a"(1), 78.28(1)"d"(7), 78.28(2), <u>Filed ARC 7972A</u> .....  | 5/6/98   | 2026 |
| Elderly waiver program, 83.22(1)"b," <u>Notice ARC 7968A</u> .....  | 5/6/98   | 1998 |
| Iowa plan for behavioral health (Iowa plan), ch 88 preamble, rescind divisions IV and V, adopt division IV 88.61 to 88.74, <u>Notice ARC 8008A</u> .....  | 5/20/98  | 2088 |
| Medicaid managed care program, 88.1, 88.3(3), 88.3(6), 88.3(7), 88.4(1), 88.4(3)"a," 88.6, 88.6(4), 88.10(1), 88.12(1), 88.12(2), 88.41, 88.42(1), 88.46(1) to 88.46(3), 88.46(3)"d," 88.47(1)"a," 88.48(1), 88.48(1)"e," 88.48(3), 88.49, 88.51(3), 88.52, <u>Filed ARC 7973A</u> .....                    | 5/6/98   | 2029 |
| Abuse of children, rescind division I of ch 175, <u>Filed ARC 7974A</u> .....   | 5/6/98   | 2034 |
| Abuse of children, ch 175 division II preamble, 175.21 to 175.23, 175.23(1), 175.23(2), 175.24 to 175.27, 175.31 to 175.33, 175.35, 175.36, 175.36(4), 175.37 to 175.42, <u>Filed ARC 7975A</u> .....   | 5/6/98   | 2035 |
| <b>SPECIAL PRE-PUBLICATION REVIEW</b>   |          |      |
| Rehabilitative Treatment Services and Medicaid. 7.1, 78.42, 130.1, 130.2(8), 130.6(1), 133.1, 152.1, 152.24, 152.25, 156.6(4), 156.20(1), 181.1, 181.2, 181.4(2), 182.1, 182.2, 182.4(2), 182.8(4), 185.1 to 185.7, 185.10(5), 185.24, 185.63, 185.84, 185.85, 202.2, 202.4(5), 202.6(1), 202.17, selective |          |      |
| Family Investment Program, Food Stamps, Medicaid, and Child Support. 41.22, 41.27, 65.26, 75.1(15)"a"(6), 75.1(28), 75.57(1)"e," and 95.3, selective  |          |      |
| Medicaid policy, 79.1(2) and 81.16(6)"e," selective   |          |      |
| Medicaid policy, ICF/mr. 83.61(1)"g"(2) and 83.82(2)"b," selective  |          |      |
| Child Support 98.24, 98.37, and 98.45, selective  |          |      |
| Financial Eligibility, 130.3(2) and 130.4(3), selective   |          |      |
| Purchase of service, 150.3(5)"p" and 150.22(7)"p," selective  |          |      |
| Service Providers 156.6 and 202.17, selective   |          |      |
| Medicaid work transition, 75.57(7)"af," selective   |          |      |
| <b>10:10 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b>  |          |      |
| Prohibit movement of infested bees, 22.10, <u>Filed Emergency ARC 7980A</u> , also <u>Notice ARC 7979A</u> .....  | 5/6/98   | 2013 |
| "Fork-type" latches required in boarding kennels and commercial kennels, 67.7(1)"f," <u>Notice ARC 7978A</u> .....  | 5/6/98   | 1991 |
| <b>10:20 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b>  |          |      |
| Enterprise zones, 59.2, 59.3(3)"a"(1), 59.5(1), 59.7(1), 59.7(4), 59.8(1), 59.8(1)"b"(1), 59.8(1)"c"(2), 59.9, 59.10(3), 59.10(4), <u>Notice ARC 7983A</u> .....  | 5/6/98   | 1991 |
| <b>10:30 PROFESSIONAL LICENSURE DIVISION[645]</b>   |          |      |

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## PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Licensing of funeral directors, 100.9(1), 100.10(3), 100.11(4)"b," 100.11(5)"b" and "f,"  
 101.1(3)"a" and "b," 101.2, 101.2(1), 101.2(2), 101.2(4), 101.2(5), 101.2(5)"a" to "c,"  
 101.2(10) to 101.2(15), 101.3(1)"c," "c" and "g," 101.3(2)"a" and "e," 101.3(2)"f"(1),  
 101.4(1) to 101.4(5), 101.4(7), 101.5(1)"c" to "e," 101.5(2), 101.6, 101.7, 101.98(3),  
 101.98(9), 101.98(12) to 101.98(15), 101.101(2), 101.101(4), 101.101(6), 101.101(7),  
 101.102(2), 101.102(4) to 101.102(6), 101.103(2), 101.200, 101.212 to 101.215, Notice **ARC 7988A**..... 5/6/98 1999

## PROFESSIONAL LICENSURE DIVISION[645] Continued

Board of social work examiners, 280.2(1), 280.2(2), 280.3(3)"c," 280.3(4), 280.4(1), 280.8,  
Notice **ARC 7987A** ..... 5/6/98 2003

## 10:45 PUBLIC HEALTH DEPARTMENT[641]

Notification and surveillance of reportable diseases, 1.2(1)"a," Notice **ARC 7990A**..... 5/6/98 2004  
 Notification and surveillance of reportable diseases (AIDS), 1.2(1)"a"(1),

Notice **ARC 7818A** Terminated **ARC 7989A**..... 5/6/98 2004

Approval of confirmatory laboratories for private sector drug-free workplace testing, ch 12,  
Filed Emergency **ARC 7982A**, also Notice **ARC 7981A**..... 5/6/98 2014

## 11:00 REVENUE AND FINANCE DEPARTMENT[701]

Exempt sales or rentals of computers, industrial machinery and equipment, and exempt  
 sales of fuel and electricity on and after July 1, 1997, 15.3(3)"a," 17.3(1), 17.3(2),  
 17.14(2)"b," 18.29(7)"g" to "l," 18.45, 18.58, Filed **ARC 7991A** ..... 5/6/98 2042

Cash basis and accrual basis deduction in transitional period, 53.12(1)"b," "c" and "d," Filed **ARC 8030A**..... 5/20/98 2120

Director of revenue and finance notification, 123.9, Filed **ARC 7992A** ..... 5/6/98 2047

Pest eradication used in agricultural production as a taxable service, 26.45, Filed **ARC 8058A**..... 6/3/98 2221

Net income, 39.1(5), 39.1(6), 40.5(1), 40.18(8)"b" example "1," 41.4, 41.5(8), 43.4(2)"c," 46.3(3)"a"(1) and (2),  
Notice **ARC 8057A** ..... 6/3/98 2221

## 11:15 SECRETARY OF STATE[721]

Adoption of local election ordinances by cities and counties, 21.30, 21.31, Filed Emergency **ARC 8021A** ..... 5/20/98 2104

Proposed constitutional amendment, 21.200(4), Notice **ARC 7846A** Terminated **ARC 8024A**..... 5/20/98 2101

Proposed constitutional amendment, 21.200(5), Notice **ARC 8022A** ..... 5/20/98 2101

Local sales and services tax elections for school infrastructure projects, 21.803,  
Filed Emergency **ARC 8023A**, also Notice **ARC 8020A**..... 5/20/98 2104

## 11:50 COMMITTEE BUSINESS

# 12:00 TO 1:00 LUNCH

## 1:00 ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]

Availability of reports and information—copies provided; prohibitions, 5.10, Filed **ARC 8048A**..... 6/3/98 2205

Use of corporate facilities for campaign purposes, ch 4 title, division I and division II headings, 4.20, 4.21,  
 4.26, 4.30, 4.32, Filed **ARC 8047A**..... 6/3/98 2200

Independent expenditures to candidate or committee, ch 4 division III, 4.33 to 4.109, 6.2(6), 6.2(7),  
Filed **ARC 8049A**..... 6/3/98 2202

## 1:30 PHARMACY EXAMINERS BOARD[657]

### PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Reexamination—multistate pharmacy jurisprudence examination, 2.4, 2.10(1), 2.12, Notice **ARC 7996A**..... 5/20/98 2098

Licensure by reciprocity—multistate pharmacy jurisprudence examination, 5.4, Notice **ARC 7995A**..... 5/20/98 2098

Training and utilization of pharmacy technicians, 6.10, Filed **ARC 8000A**..... 5/20/98 2113

Hospital pharmacy—biennial inventory of controlled substances, 7.13, 7.13(5)"d," Filed **ARC 8001A**..... 5/20/98 2114

Continuing education—multistate pharmacy jurisprudence examination, 8.7(7)"b"(1), Notice **ARC 7997A** ..... 5/20/98 2099

Patient med pak, 8.13(1), Filed **ARC 8002A** ..... 5/20/98 2114

Revocation—multistate pharmacy jurisprudence examination, 9.23"2," Notice **ARC 7998A** ..... 5/20/98 2099

Schedule II controlled substances prescriptions, 10.13, 10.14, Filed **ARC 8003A**..... 5/20/98 2114

Recording and maintaining records of controlled substance prescription refills and partial fills,  
 10.13(6)"c"(1) and (3), 10.13(8), 21.11, Notice **ARC 7999A**..... 5/20/98 2100

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|             |  |         |      |
|-------------|--|---------|------|
|             | Maintenance of data, records, and information, 14.14, 14.14(2), 14.14(5), 14.14(7), 14.14(14), 14.14(16), 14.16, <u>Filed</u> <b>ARC 8004A</b> .....   | 5/20/98 | 2115 |
|             | Reference library and record retention requirements, 15.3, 15.7, 15.7(5)"k," <u>Filed</u> <b>ARC 8005A</b> .....   | 5/20/98 | 2116 |
|             | Wholesale drug—biennial inventory of controlled substances, 17.11(2), <u>Filed</u> <b>ARC 8006A</b> .....  | 5/20/98 | 2117 |
|             | New prescription drug orders or medication orders, 22.15, <u>Filed</u> <b>ARC 8007A</b> .....  | 5/20/98 | 2117 |
|             | Impaired pharmacy professional and technician recovery program, ch 30, <u>Filed</u> <b>ARC 8012A</b> .....   | 5/20/98 | 2117 |
| <b>2:00</b> | <b>UTILITIES DIVISION[199]</b>   |         |      |
|             | COMMERCE DEPARTMENT[181]"umbrella"   |         |      |
|             | Energy efficiency plans and standards, 35.1 to 35.4, 35.4(1), 35.4(4), 35.5 to 35.8, 35.8(1) to 35.8(8), 35.8(9)"b," 35.8(11) to 35.8(13), 35.9(1)"d," 35.9(2)"a"(1), 35.9(3), 35.9(5), <u>Notice</u> <b>ARC 7986A</b> .....   | 5/6/98  | 2006 |
| <b>2:10</b> | <b>RACING AND GAMING COMMISSION[491]</b>   |         |      |
|             | INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"  |         |      |
|             | Administration of Lasix to a racing animal, 10.6(2)"i," 10.6(4)"d" to "g," <u>Filed Emergency</u> <b>ARC 7985A</b> , also <u>Notice</u> <b>ARC 7984A</b> .....   | 5/6/98  | 2018 |
| <b>2:20</b> | <b>NATURAL RESOURCE COMMISSION[571]</b>  |         |      |
|             | NATURAL RESOURCES DEPARTMENT[561]"umbrella"  |         |      |
|             | Cost-share program, 28.13(2)"a," <u>Filed Emergency</u> <b>ARC 7993A</b> .....   | 5/6/98  | 2013 |
| <b>2:30</b> | <b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>  |         |      |
|             | NATURAL RESOURCES DEPARTMENT[561]"umbrella"  |         |      |
|             | State revolving fund loans for wastewater treatment, 92.3, 92.4(3), 92.4(6), 92.4(7), 92.5(1), 92.5(2)"a," 92.5(3), 92.6(2)"a"(1), 92.6(2)"d"(4) and (5), 92.7(2)"e," 92.8(7), 92.10, 92.10(1), 92.10(2)"b" and "c," 92.10(3), 92.10(4), <u>Filed</u> <b>ARC 8027A</b> ..... | 5/20/98 | 2111 |
|             | Coal combustion residue landfills, 103.7, <u>Notice</u> <b>ARC 8026A</b> .....   | 5/20/98 | 2086 |
|             | <b>SPECIAL REVIEW</b> by Sen. Kibbie   |         |      |
|             | Tax exemption for pollution control, Ch. 11, .....   | IAC     |      |
| <b>3:00</b> | <b>EDUCATION DEPARTMENT[281]</b>   |         |      |
|             | Nonschool team participation, 36.15(7), <u>Notice</u> <b>ARC 7977A</b> .....   | 5/6/98  | 1993 |
| <b>3:10</b> | <b>DENTAL EXAMINERS BOARD[650]</b>   |         |      |
|             | PUBLIC HEALTH DEPARTMENT[641]"umbrella"  |         |      |
|             | Deep sedation/general anesthesia, parenteral conscious sedation and nitrous oxide inhalation analgesia, ch 29 title, 29.1, 29.2(2) to 29.2(4), 29.3(1), 29.3(6), 29.3(7), 29.4, 29.5(1), 29.5(3), 29.6(3) to 29.6(6), 29.7 to 29.13, <u>Filed</u> <b>ARC 8014A</b> .....     | 5/20/98 | 2108 |
|             | Examination meeting, administration of local anesthesia by dental hygienists, 1.1, <u>Notice</u> <b>ARC 8015A</b> .....  | 5/20/98 | 2084 |
|             | Administration of local anesthesia and monitoring of nitrous oxide analgesia, 10.3(1), 10.3(2), <u>Notice</u> <b>ARC 8016A</b> .....   | 5/20/98 | 2084 |
|             | Application for authority of a dental hygienist to administer local anesthesia, 11.10, <u>Notice</u> <b>ARC 8017A</b> .....  | 5/20/98 | 2085 |
|             | Parenteral sedation, fees, 15.1(10), 15.1(11), 15.2(4), 15.2(5), <u>Notice</u> <b>ARC 8018A</b> .....  | 5/20/98 | 2085 |
|             | Coronal polishing, dental assistants performing expanded functions, 20.2(3), 20.3 to 20.6, <u>Notice</u> <b>ARC 8019A</b> ....   | 5/20/98 | 2086 |

## NO REPRESENTATIVE REQUESTED TO APPEAR

|              |   |         |      |
|--------------|---|---------|------|
| <b>XX:00</b> | <b>LIVESTOCK HEALTH ADVISORY COUNCIL[521]</b>   |         |      |
|              | Recommendations, ch 1, <u>Notice</u> <b>ARC 8029A</b> .....   | 5/20/98 | 2097 |
| <b>XX:00</b> | <b>CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION[428]</b>   |         |      |
|              | HUMAN RIGHTS DEPARTMENT[421]"umbrella"  |         |      |
|              | Juvenile crime prevention community grant fund, 4.3(4)"b" and "c," 4.3(5), 4.4(2), 4.4(3)"b," 4.7, <u>Notice</u> <b>ARC 8013A</b> ..... | 5/20/98 | 2083 |
| <b>XX:00</b> | <b>ARCHITECTURAL EXAMINING BOARD[193B]</b>  |         |      |
|              | Professional Licensing and Regulation Division[193]   |         |      |
|              | COMMERCE DEPARTMENT[181]"umbrella"  |         |      |
|              | Registration, 1.5, 2.2(1), 2.2(2), 2.3(2), 5.3, 5.18, 5.24, 5.24(1), 5.24(5), <u>Filed</u> <b>ARC 8010A</b> .....                       | 5/20/98 | 2107 |
|              | Disciplinary action, waivers or variances from rules, 4.1(7), ch 9, <u>Notice</u> <b>ARC 8011A</b> .....                                | 5/20/98 | 2082 |

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|              |  |              |
|--------------|--|--------------|
| <b>XX:00</b> | <b>ENERGY AND GEOLOGICAL RESOURCES DIVISION[565]</b>   |              |
|              | NATURAL RESOURCES DEPARTMENT[561]"umbrella"  |              |
|              | Energy bank program, 6.1"1," 6.6(3)"a" and "c," <u>Filed</u> ARC 8028A.....                                  | 5/20/98 2110 |
| <b>XX:00</b> | <b>INDUSTRIAL SERVICES DIVISION[873]</b>   |              |
|              | WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"  |              |
|              | Legal services liens, cost for duplication of medical records, 1.2, 4.9(8), 8.9, <u>Filed</u> ARC 8025A..... | 5/20/98 2113 |
| <b>XX:00</b> | <b>LANDSCAPE ARCHITECTURAL EXAMINING BOARD[193D]</b>   |              |
|              | Professional Licensing and Regulation Division[193]  |              |
|              | COMMERCE DEPARTMENT[181]"umbrella"   |              |
|              | Waivers or variances from rules, ch 7, <u>Notice</u> ARC 8009A.....  | 5/20/98 2096 |
| <b>XX:00</b> | <b>TRANSPORTATION DEPARTMENT[761]</b>  |              |
|              | Driver's privacy protection—law enforcement agencies, 415.3, 415.4(8), 415.4(9), <u>Filed</u> ARC 7964A..... | 5/6/98 2047  |
|              | Motor carrier safety, hazardous materials, 520.1(1)"a" and "b," <u>Filed</u> ARC 7976A.....                  | 5/6/98 2048  |