

JULY 2001 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, July 10, 2001, at 9:30 a.m. in Room 118, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 15, 17, 20, 21, 23, 25, 26

(1/24/01, 2/21/01, 4/4/01, 4/18/01, 5/2/01, 6/13/01, 6/27/01)

	Bulletin	Page
9:30 REVENUE AND FINANCE DEPARTMENT[701]		
SPECIAL REVIEW BY SEN. BARTZ		
Sales tax: Elk, 17.9	IAC	
10:00 ELDER AFFAIRS DEPARTMENT[321] (held over from june)		
Assisted living programs, 27.1, 27.8, 27.9, <u>Notice</u> ARC 0706B	5/30/01	1808
10:10 PUBLIC HEALTH DEPARTMENT[641]		
Iowa fatality review committee, 92.2, 92.6, <u>Filed</u> ARC 0729B	6/13/01	1938
Tobacco use prevention and control community partnership initiative—gifts, ch 151		
<u>Filed Emergency</u> ARC 0730B	6/13/01	1925
HELD OVER FROM MAY		
Radiation, 38.1(2), 38.2, 38.8(2)“a”(1), 38.8(6)“d,” 38.8(7)“a” and “b,” 38.8(11), 39.1(3), 39.4(1), 39.4(90)“a”(1), 40.1(5), 40.26(3)“a,” 40.65(1), 40.65(2)“b,” 40.65(4)“b,” 40.111(1)“f,” 41.1(1), 41.1(2), 41.1(3)“d”(1), 41.1(6)“b”(2)“2,” 41.1(6)“j,” 41.1(10)“c,” 41.2(5)“a,” 41.2(9)“b”(2)“2,” 41.2(14), 41.2(14)“a,” 41.2(14)“b”(1), 41.2(14)“c” and “d,” 41.2(17)“b”(1), 41.2(41), 41.2(43), 41.2(69)“b”(2)“5” and “6,” 41.7, 41.7(1), 41.7(2)“a” and “b,” 41.7(3), 41.7(4)“b,” 41.7(5)“b” to “d,” 41.7(7)“a,” 41.7(8)“a,” ch 41 appendix A, 42.1(2), 42.2(3)“g”(2), 42.4(4)“a,” 45.1(1), 45.1(2), 45.1(10)“g”(1)“1,” 45.1(10)“j,” 45.2(6)“b,” 46.1, 46.4(6)“d,” 46.4(7)“b”(4), 46.5(9)“j” and “k,” <u>Filed</u> ARC 0597B	4/4/01	1583
10:30 INSPECTIONS AND APPEALS DEPARTMENT [481]		
special Review by Rep Metcalf		
Temporary food establishments, 31.7	IAC	
10:40 CORRECTIONS DEPARTMENT[201]		
Sex offender management and treatment—definition of “aggravated offense,” 38.2, <u>Filed Emergency</u> ARC 0746B	6/27/01	2007
10 :50 INSURANCE DIVISION[191]		
COMMERCE DEPARTMENT[181]“umbrella”		
Waivers and variances, ch 4 title; adopt ch 4 division II, 4.21 to 4.36; rescind 50.110, 50.124, <u>Filed</u> ARC 0727B	6/13/01	1931
Motor vehicle service contracts, ch 23, <u>Notice</u> ARC 0750B	6/27/01	1977
11:00 IOWA FINANCE AUTHORITY[265]		
ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]“umbrella”		
Waivers and variances from administrative rules, rescind 1.11, adopt ch 18, <u>Filed</u> ARC 0748B	6/27/01	2027
Iowa main street loan program, ch 11, <u>Filed Emergency After Notice</u> ARC 0749B	6/27/01	2007
Low-income housing tax credit program—qualified allocation plan, 12.1, 12.2, <u>Notice</u> ARC 0764B	6/27/01	1979
Housing assistance fund (HAF), ch 15, <u>Filed Emergency After Notice</u> ARC 0765B	6/27/01	2007
11:15 TRANSPORTATION DEPARTMENT[761]		
Standard specifications for highway and bridge construction; contracts set aside for disadvantaged business enterprises, 125.1, 125.2, rescind ch 126, <u>Notice</u> ARC 0744B	6/27/01	2004
SPECIAL REVIEW		
Motorcycle driving examinations	IAC	
11 :30 UTILITIES DIVISION[199]		
COMMERCE DEPARTMENT[181]“umbrella”		
Correction to land restoration rules, 9.3(1), <u>Notice</u> ARC 0725B	6/13/01	1923
SPECIAL REVIEW		
Meter reading, 19.3(7), 20.3(6)	IAC	

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11:50 COMMITTEE BUSINESS

Outdated objections
Approval of minutes
Date for August meeting

LUNCH 12:00----1:15

1:15 NURSING BOARD[655]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Nursing education programs, ch 2, Notice ARC 0758B..... 6/27/01 1980
Mandatory training on abuse identification and reporting, 3.7(3)"c" to "h," Notice ARC 0757B 6/27/01 1986
Supervision of licensed practical nurses via teleconferencing, 6.6(5), Notice ARC 0763B..... 6/27/01 1986
Advanced registered nurse practitioners—electronic access to
pharmacy law and information manual, 7.1, Notice ARC 0762B..... 6/27/01 1987
National certifying organizations; utilization and cost control review process, 12.2, 12.3, 12.5(1) to 12.5(3),
12.5(3)"b," 12.5(4), 12.7(1), 12.7(3) to 12.7(7), Notice ARC 0761B..... 6/27/01 1987

1:30 PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Chiropractic examiners board, 44.1(7), Notice ARC 0740B..... 6/13/01 1913
Optometry examiners board, ch 179, ch 180, 181.4(2), 181.6"3" and "5," 181.8, 181.10(1),
181.10(2)"b," ch 182, ch 183, Filed ARC 0737B 6/13/01 1931
Social work examiners board, ch 279, ch 280, 281.3(2)"i" to "k," 281.6, 281.10,
ch 282, ch 283, Notice ARC 0738B..... 6/13/01 1913
Social work examiners board, 281.3(1)"f," Notice ARC 0739B..... 6/13/01 1921

1:50 PUBLIC EMPLOYMENT RELATIONS BOARD[621]

Increase in maximum per diem fee for fact finders, arbitrators, and teacher termination adjudicators, 1.8,
Notice ARC 0726B..... 6/13/01 1921

2:00 LABOR SERVICES DIVISION[875]

WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"

Technical and editorial changes; publications available for review, 1.55(3), 10.7, 10.19(10),
26.1, 71.6, 155.2(2), 155.6(2), 155.6(3), 215.1(1), 215.1(2), Notice ARC 0741B..... 6/13/01 1911
Amendments to federal safety and health standards for cotton dust
and blood borne pathogens—adoption by reference, 10.20, Notice ARC 0742B..... 6/13/01 1912

2:10 RACING AND GAMING COMMISSION[491]

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"

Commission's authority to implement an order or sanction after a stay is vacated; appointment of stewards;
veterinarian licensure, 4.45(3), 5.5(9), 6.2(1)"c," 6.26(1), 6.26(2), Notice ARC 0743B 6/27/01 2000

2:20 SECRETARY OF STATE[721]

Uniform commercial code, 1.3, 2.1, 4.4, 5.14(1), rescind chs 6, 30, adopt ch 30,

Notice ARC 0766B, also Filed Emergency ARC 0767B 6/27/01 2015
Inclusion of annexed territory in city reprecincting and redistricting plans, 21.30, Notice ARC 0728B 6/13/01 1922

2 :30 SOIL CONSERVATION DIVISION[27]

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella"

Water protection practices—water protection fund, 12.76(1), 12.76(2), 12.76(6), 12.76(8), 12.76(9),
12.82(8), 12.83(6), 12.83(8), 12.83(9), 12.84(1), Notice ARC 0751B 6/27/01 2003

2:40 TREASURER OF STATE[781]

Unclaimed property, 9.2 to 9.18, Filed ARC 0747B 6/27/01 2028

2 :50 ENVIRONMENTAL PROTECTION COMMISSION[567]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"

Permits by rule for hot mix asphalt facilities, concrete batch plants, and aggregate processing plants, 20.2,
20.3(6) to 20.3(9), 22.1(1), 22.8(1) to 22.8(4), Notice ARC 0736B 6/13/01 1904
Definition of "general permit"; general permit for dewatering and process water discharge, 60.2, 60.3(2)"i" and "k,"
64.3(4)"b"(6), 64.4(2)"a"(3), 64.6(1), 64.15(5), 64.16(3)"a"(5), Filed ARC 0735B 6/13/01 1929

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2 :50	ENVIRONMENTAL PROTECTION COMMISSION[567] CONTINUED		
	Extension of time for application of manure from a manure storage structure, 65.16(3), <u>Filed Emergency After Notice</u> ARC 0732B	6/13/01	1924
	Deadline for extension of time for application of manure from a manure storage structure, 65.16(3), <u>Notice</u> ARC 0731B	6/13/01	1909
	General conditions of solid waste disposal; disruption and excavation of sanitary landfills or closed dumps, 100.4, 100.5, <u>Filed Emergency</u> ARC 0733B	6/13/01	1924
	Sanitary disposal projects—emergency response and remedial action plans, 102.16, <u>Notice</u> ARC 0734B	6/13/01	1909
3:15	EDUCATION DEPARTMENT[281]		
	Beginning teacher mentoring and induction program, ch 83 title, 83.1 to 83.8, <u>Notice</u> ARC 0760B	6/27/01	1973

No representative requested to appear

XX:00	ARCHITECTURAL EXAMINING BOARD[193B]		
	Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella"		
	Registration; continuing education—definitions; use of electronic seals and digital signatures; disciplinary action; sales of goods and services; uniform rules; waivers and variances, 1.4; rescind 1.5, ch 2; 3.1(1), 3.1(2), 3.1(2)"a," 3.1(3) to 3.1(7), 4.1(1) to 4.1(6), 4.1(6)"c," 4.1(7), 4.1(7)"c" to "f," 4.1(8); rescind 4.2, chs 5 to 9; adopt new chs 2, 5 to 7, <u>Notice</u> ARC 0752B	6/27/01	1963
XX:00	EDUCATIONAL EXAMINERS BOARD[282]		
	EDUCATION DEPARTMENT[281]"umbrella"		
	Licenses and endorsements—nonrefundable fees, 14.1(1), 14.1(2), 14.32, 14.121, <u>Filed</u> ARC 0753B	6/27/01	2026
	Coaching authorization—nonrefundable fees, 19.2, 19.5, <u>Filed</u> ARC 0754B	6/27/01	2026
	Behind-the-wheel driving instructor authorization—nonrefundable fees, 21.2, 21.5, <u>Filed</u> ARC 0755B	6/27/01	2027
	Paraeducator certificates—nonrefundable fees, 22.5, <u>Filed</u> ARC 0756B	6/27/01	2027
XX:00	EDUCATION DEPARTMENT[281]		
	Accreditation of schools and school districts, ch 12 preamble, 12.1(1), 12.1(12), 12.2, 12.3(6) to 12.3(12), 12.5(8), 12.5(19), 12.5(20), 12.8(1), 12.8(3), <u>Notice</u> ARC 0718B , <u>Terminated</u> ARC 0759B	6/27/01	1973
XX:00	GENERAL SERVICES DEPARTMENT[401]		
	Waivers and variances, ch 20, <u>Filed</u> ARC 0722B	6/13/01	1930
XX:00	HUMAN SERVICES DEPARTMENT[441]		
	Ill and handicapped waiver—increase in cap for monthly cost of services for nursing level of care, 83.2(2)"b," <u>Notice</u> ARC 0545B , <u>Terminated</u> ARC 0721B	6/13/01	1911
XX:00	MEDICAL EXAMINERS BOARD[653]		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Standards of practice—surgery and laser surgery, 13.4, <u>Notice</u> ARC 0465B , <u>Terminated</u> ARC 0723B	6/13/01	1913
XX:00	PROFESSIONAL LICENSING AND REGULATION DIVISION[193]		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Proof of legal presence; denial of issuance or renewal of license for nonpayment of child support or student loan; petition for rule making; declaratory orders; sales of goods and services; impaired licensee committees; public records and fair information practices, 1.3, 4.2(1), 4.2(2), adopt chs 8 to 13, <u>Notice</u> ARC 0745B	6/27/01	1988
XX:00	REVENUE AND FINANCE DEPARTMENT[701]		
	Property rehabilitation tax credit; withholding tax credit to workforce development fund; accelerated career education (ACE) training program credits from withholding, 42.15, 46.6, 46.7, 52.18, <u>Filed</u> ARC 0724B	6/13/01	1938