

JANUARY 2006 AGENDA

The Administrative Rules Review Committee will hold its January meeting on Friday, January 6, 2006, at 9 a.m. in Room 24, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 12, 13 (12/7/05, 12/21/05)

Also refer to: 8/31/05, 9/14/05, 9/28/05, 10/12/05, 10/26/05

	Bulletin	Page
9:00 LSA FISCAL OVERVIEW Mary Beth Melick		
9:10 HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
Child care—appeals, crisis child care providers; child care quality rating system,		
7.1, ch 118, <u>Filed ARC 4711B</u>	12/7/05	938
Form references for income maintenance programs, 7.5(10)“b,” 7.7(2)“k,” 7.8(2), 7.8(9)“a,”		
7.9(1)“b”(2), 11.1, 13.5(4)“c,” 40.22, 40.22(5)“c,” 40.23, 40.24(3), 40.27(1), 40.27(1)“b,”		
40.27(3), 40.27(4)“b,” 41.30(3)“c” and “d,” 50.2(3), 50.4(3), 65.2(1)“a” and “c,”		
65.5(4)“a,” 65.19(8), 65.20(1), 75.1(30), 75.1(30)“c”(2), 75.1(31)“h” and “i,”		
75.1(35)“i” to “k,” 75.1(35)“l”(2), 75.1(39)“b,” 75.1(40)“c,” 75.1(40)“c”(3),		
75.4(3)“c”(5), 75.14(9)“a,” 75.20(2)“b,” 75.51, 75.52(1), 75.52(3), 75.52(4)“b,” 76.1,		
76.6(5), 76.7(3), 83.3(2)“a” and “b,” 83.61(4)“a” and “b,” 83.82(4)“a” and “b,”		
83.102(5)“a” and “b,” 83.123(1)“c,” 170.3(1)“a,” 177.4(10), <u>Filed Emergency ARC 4712B</u>	12/7/05	931
Implementation of children’s mental health demonstration waiver,		
ch 24 preamble, 24.1, 24.4(9)“b”(11), <u>Filed ARC 4741B</u>	12/21/05	1031
Accreditation of providers of services to persons with mental illness, mental retardation,		
and developmental disabilities, 24.1, 24.3(1)“b,” 24.3(4)“b”(2), 24.3(5)“b”(6),		
24.4(5)“a,” 24.4(5)“b”(1) and (2), 24.4(6)“b,” 24.4(10)“b”(9), 24.4(11)“b”(1) to (17),		
24.4(13)“b”(9), 24.4(14)“b”(1) to (10), 24.5(3), 24.5(4)“b”(2) and (3), 24.5(5)“f”(4),		
24.5(6), 24.5(7), 24.6, 24.6(1), 24.7(3), <u>Notice ARC 4751B</u>	12/21/05	997
Emergency food assistance program; commodity distribution programs,		
adopt ch 66; rescind ch 73, <u>Filed ARC 4710B</u>	12/7/05	944
Child support, 99.1(1)“g,” 99.1(6)“b”(2), 99.2(1), 99.2(8)“a”(3), 99.4(2), 99.4(5)“c,”		
99.101, 99.102, 99.103(1), 99.103(3), 99.104(2), 99.104(3)“b” and “c,” 99.105(1),		
99.105(2), 99.106, 99.107, 99.107(2), 99.107(4), 99.108(1), 99.108(2), 99.109, <u>Filed ARC 4709B</u>	12/7/05	944
Foster care services, 108.1, 108.7(6)“c,” 108.7(11), 108.7(14)“b,” 130.7, 130.7(2)“c”(5) and (6),		
202.1, 202.5(2), 202.6(1), 202.10(4), 202.11(3), 202.12(5), <u>Filed ARC 4708B</u>	12/7/05	945
Licensed child care centers, 109.1, 109.6(5)“b,” 109.6(7), 109.10(12), 109.10(16), <u>Filed ARC 4707B</u>	12/7/05	945
Access to dependent adult abuse information, 176.10(3)“d”(5), 176.10(3)“e”(11), <u>Filed ARC 4706B</u>	12/7/05	946
9:30 LOTTERY AUTHORITY, IOWA[531] Mary Newbauer		
Eligibility for retailer license; monitor vending machines—redemption of winning tickets,		
machines in retail outlets, 1.3, 12.1(1)“f,” 14.9“7,” 14.21(4), <u>Notice ARC 4732B</u>	12/21/05	1001
9:40 ADMINISTRATIVE SERVICES DEPARTMENT[11] Marianne Mickelson (281-6904)		
Payroll deduction for additional insurance coverage, 46.6, 46.11, 46.14, <u>Filed ARC 4748B</u>	12/21/05	1028
Pay for increased credentials, 53.9(6), <u>Filed ARC 4749B</u>	12/21/05	1028
Vehicle fueling; vehicle procurement; bulk diesel fuel procurement,		
103.16, 105.2, 105.11(6), 105.11(7), <u>Filed ARC 4747B</u>	12/21/05	1028
10:00 PHARMACY EXAMINERS BOARD[657] Lloyd Jensen (281-5944)		
PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
Patient counseling for new prescriptions, 6.14(1), <u>Notice ARC 4759B</u>	12/21/05	1002
Production of prescription fill data, 6.16(4), 21.4(2), <u>Notice ARC 4758B</u>	12/21/05	1002
Documentation of waste of controlled substances, 10.18(2), 10.18(3), 23.21(2), <u>Notice ARC 4760B</u>	12/21/05	1003
Electronic drug database program, adopt ch 13; 36.1(4)“ag” to “ak,”		
<u>Notice ARC 4307B Terminated ARC 4757B</u>	12/21/05	1003
10:20---10:30 break		
10:30 ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Charlie Smithson (281-3489)		
Jurisdiction of board; advisory opinions, 1.2(3), 1.3(2), <u>Filed ARC 4765B</u>	12/21/05	1029
Voluntary registration of campaign committees, 4.1(1)“a”(4), 4.11, <u>Notice ARC 4762B</u>	12/21/05	994
Use of debit card and credit card by campaign committee, 4.36, <u>Filed ARC 4766B</u>	12/21/05	1029
“Paid for by” attribution statement, 4.41(1), <u>Notice ARC 4768B</u>	12/21/05	995
Placement of campaign materials on corporate property, 4.44(1) to 4.44(7), <u>Filed ARC 4763B</u>	12/21/05	1030
Sales by regulatory agency officials or employees, 6.11, <u>Notice ARC 4767B</u>	12/21/05	995
Executive branch lobbying—reception report form, 8.10, <u>Filed ARC 4764B</u>	12/21/05	1030

JANUARY 2006 AGENDA

10:45	REVENUE DEPARTMENT[701] Dave Casey (281-6163)	
	Electronic transmission of returns; motor fuel and special fuel; underground storage tanks; tobacco tax retail permit, 37.1, 67.1, 67.6, 68.2(1), 68.2(4), 68.2(5), 68.4(1), 68.8(2), 69.2, 83.12 to 83.17, <u>Filed</u> ARC 4713B	12/7/05 951
	Investment tax credits—new jobs and income program, new capital investment program, high quality job creation program, economic development region revolving fund, enterprise zone program, 42.2(10)“a” and “b,” 42.2(11)“d” and “e,” 42.19, 42.27, 42.28, 52.10, 52.14, 52.22, 52.28, 52.29, 58.12, 58.17, 58.18, <u>Notice</u> ARC 4769B	12/21/05 1015
	Implementation of streamlined sales and use tax Act, 211.1, adopt chs 212 to 214, 225, 230, <u>Filed</u> ARC 4714B	12/7/05 952
11:00	SECRETARY OF STATE[721] Sandy Steinbach (281-5823)	
	Temporary waiver of accessibility requirements, 21.50(7), <u>Notice</u> ARC 4743B	12/21/05 1021
	Voting systems, 22.1, 22.262, 22.351, 22.434, 22.464, <u>Filed</u> ARC 4742B	12/21/05 1042
11:15	COMMITTEE BUSINESS	
	Approve minutes---February 2006 meeting	
	Proposed legislation	
	• Regulatory analysis	
	• Emergency rulemaking procedures	
	• Filing administrative rules	
	Dental Board: reporting “acts or omission” by licensees---ARC 4165B	
	Miscellaneous	
11:45 to 1:00 LUNCH		
1:00	PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (281-5042)	
	State building code, ch 16 title; rescind 16.1 to 16.600 and 16.700 to 16.802; adopt chs 300 to 303, <u>Filed</u> ARC 4772B	12/21/05 1036
	Certification of automatic fire extinguishing system contractors, adopt ch 275, <u>Notice</u> ARC 4753B	12/21/05 1011
	State historic building code, adopt ch 350, <u>Filed</u> ARC 4773B	12/21/05 1041
1:20	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)	
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”	
	Water quality—revolving funds, set-aside programs, 40.2, ch 44, 90.1 to 90.3, 91.1, 91.2, 91.8(1)“a” to “e,” 91.9(1)“a,” 91.10(1), 91.10(1)“a,” 91.11(1)“a,” chs 92, 93, <u>Notice</u> ARC 4770B	12/21/05 975
	Animal feeding operations—definition of “designated wetland,” 65.1, <u>Notice</u> ARC 4771B	12/21/05 994
1:45	NATURAL RESOURCE COMMISSION[571] Marla Gallardo (281-8678)	
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”	
	Fishing regulations on Des Moines River, Clear Lake and Ventura Marsh, 81.2(11)“9” to “11,” <u>Filed</u> ARC 4719B	12/7/05 948
	Turtles, 86.1(1), 86.1(2), <u>Filed</u> ARC 4718B	12/7/05 949
	Closure of commercial harvest of mussels in waters of Mississippi River common with the state of Wisconsin, 87.1(4), <u>Filed</u> ARC 4717B	12/7/05 949
	Nonresident deer hunting, 94.1, 94.6, 94.7(5), 94.8, <u>Notice</u> ARC 4715B	12/7/05 914
	Nuisance wildlife control, ch 114, <u>Notice</u> ARC 4716B	12/7/05 916
2:00	EDUCATIONAL EXAMINERS BOARD[282] Barb Henderson, MAURER, GEORGE (281-5849)	
	EDUCATION DEPARTMENT[281]“umbrella”	
	Media specialist endorsement—terminology updated, 14.140(8) to 14.140(10), <u>Notice</u> ARC 4721B	12/7/05 910
	Held over from December	
	Testing required for applicants from recognized non-Iowa institutions, 14.103, 14.115, 14.120(1)“a” and “c,” <u>Notice</u> ARC 4607B	11/9/05 676
2:15	EDUCATION DEPARTMENT[281] Carol Greta (281-5296)	
	General accreditation standards, 12.3(4), 12.4(4), 12.4(14), 12.5(5), <u>Filed</u> ARC 4724B	12/7/05 936
	Open enrollment, 17.2, 17.3(1) to 17.3(3), 17.4, 17.4(1)“a,” 17.4(5), 17.4(6), 17.5, 17.5(2), 17.7, 17.8(2), 17.8(4), <u>Filed</u> ARC 4727B	12/7/05 936
	Standards for teacher intern preparation programs, 77.2, 77.8, 77.8(1), 77.8(2)“a” and “b,” 77.8(3), 77.11(1), 77.11(2)“g,” 77.12(1)“a” and “c,” 77.13(4), 77.14(2), <u>Filed</u> ARC 4726B	12/7/05 937
	Local option sales and services tax for school infrastructure—requirements for smaller districts, 96.1, 96.4(2)“e,” 96.5(4)“a” and “b,” <u>Filed</u> ARC 4725B	12/7/05 938
	Extracurricular interscholastic competition, 36.1, 36.4(3), 36.14(2), 36.14(7), 36.15(2) to 36.15(4), 36.15(5)“b” and “c,” 36.16, <u>Notice</u> ARC 4731B	12/7/05 911

JANUARY 2006 AGENDA

No representative requested to appear

XX:00	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]"umbrella" Osteopathic physician recruitment program, 14.1, 14.3(7)"a"(1) to (3), 14.4, <u>Notice</u> ARC 4722B.....	12/7/05	910
XX:00	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Iowa wine and beer promotion grant program, adopt ch 104, <u>Filed</u> ARC 4740B	12/21/05	1029
XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481] Use of wireless calling systems at nursing facilities, 61.12(9)"g" to "j," <u>Filed</u> ARC 4730B	12/7/05	947
XX:00	INSURANCE DIVISION[191] COMMERCE DEPARTMENT[181]"umbrella" Statement of changes of beneficial ownership of securities, 7.20, <u>Filed Emergency</u> ARC 4752B..... Biologically based mental illness coverage, 35.3(3), 35.30, <u>Filed</u> ARC 4720B..... Model regulation on coordination of benefits, ch 38 div I heading, ch 38 div II, 38.12 to 38.19, ch 38 appendices A and B, <u>Filed</u> ARC 4750B	12/21/05 12/7/05 12/21/05	1026 947 1032
XX:00	IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495] Performance review of chief investment officer; qualifications of public members of benefits advisory committee; collection of overpayment process; procurement proposals and procedures, 2.1"8," 3.2(1), 3.3, 3.4, 4.6(4)"d," 11.7(3), 12.8(4)"j," 17.13(2)"b" to "i," 26.3(2), <u>Filed</u> ARC 4755B.....	12/21/05	1033
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Federal occupational safety and health regulations—adoption by reference, 10.20, <u>Notice</u> ARC 4774B.....	12/21/05	1000
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Cosmetology arts and sciences examiners, 60.2(1)"g," 60.2(2)"f," 60.7"4," 61.2(6), 61.2(6)"c," 61.5(2), 61.7(1)"a" to "c," 61.10 to 61.21, 61.21(3), 61.22 to 61.24, 63.3(3), 63.3(4), 63.4, 63.11"4," 63.12(1)"c," 63.13, 63.16(1), 63.16(3), 63.18, 63.22(2), 63.25, 64.3(2)"h"(2) and (5), 65.2(36), <u>Notice</u> ARC 4704B..... Physical and occupational therapy examiners—physical therapy, 202.2(26), 204.1, <u>Filed</u> ARC 4735B..... Physical and occupational therapy examiners—physical therapy, 202.5, <u>Notice</u> ARC 4734B..... Physical and occupational therapy examiners—occupational therapy, 209.2(26), 210.1, <u>Filed</u> ARC 4736B..... Physical and occupational therapy examiners—occupational therapy, 209.5, <u>Notice</u> ARC 4733B..... Psychology examiners, 240.2(1)"e," 242.5, <u>Notice</u> ARC 4699B..... Psychology examiners, 240.12(7)"b," 242.2(27), 243.1, <u>Filed</u> ARC 4700B..... Respiratory care examiners, 261.5, <u>Filed</u> ARC 4737B..... Respiratory care examiners, 263.2(25), 264.1, <u>Filed</u> ARC 4738B..... Respiratory care examiners, 263.5, <u>Notice</u> ARC 4739B..... Social work examiners, 283.2(26), 284.1, <u>Filed</u> ARC 4703B..... Social work examiners, 283.5, <u>Notice</u> ARC 4702B..... Interpreter for the hearing impaired examiners, 361.5(2), 364.1, <u>Filed</u> ARC 4756B..... Interpreter for the hearing impaired examiners, adopt ch 362, <u>Notice</u> ARC 4744B..... Interpreter for the hearing impaired examiners, adopt ch 363, <u>Notice</u> ARC 4745B.....	12/7/05 12/21/05 12/21/05 12/21/05 12/7/05 12/7/05 12/21/05 12/21/05 12/21/05 12/7/05 12/7/05 12/21/05 12/21/05 12/21/05 12/7/05 12/21/05 12/21/05 12/21/05	919 1033 1004 1034 1004 922 949 1034 1035 1005 950 923 1035 1006 1008
XX:00	PUBLIC HEALTH DEPARTMENT[641] Volunteer health care provider program, 88.1, 88.3(1)"a," 88.3(2)"c"(2), 88.5(1)"d"(15) to (20), 88.6, 88.6(6), <u>Notice</u> ARC 4701B	12/7/05	923
XX:00	RAILWAY FINANCE AUTHORITY[765] TRANSPORTATION DEPARTMENT[761]"umbrella" Railroad revolving loan and grant fund program, adopt ch 5, <u>Filed</u> ARC 4705B	12/7/05	950
XX:00	REAL ESTATE COMMISSION[193E] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Disclosure of restrictive covenants, 14.1(6), <u>Filed</u> ARC 4697B	12/7/05	951
XX:00	SCHOOL BUDGET REVIEW COMMITTEE[289] EDUCATION DEPARTMENT[281]"umbrella" Mandatory implementation of generally accepted accounting principles, 6.5(1) to 6.5(5), <u>Notice</u> ARC 4723B.....	12/7/05	929

JANUARY 2006 AGENDA

XX:00	SOIL CONSERVATION DIVISION[27] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Conservation practices revolving loan fund, 11.20 to 11.22, 11.23(2), 11.24(1) to 11.24(5), <u>Notice</u> ARC 4728B, also <u>Filed Emergency</u> ARC 4729B 12/7/05	934
XX:00	STATE PUBLIC DEFENDER[493] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Increase in reimbursement rate of automobile mileage for court-appointed attorneys, 12.8(1)"a," <u>Filed</u> ARC 4698B..... 12/7/05	952
XX:00	TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751] Organization, 1.5, 1.5(2), 5.2(1)"a," 5.4, 17.3, 17.3(4), 17.3(5), <u>Notice</u> ARC 4754B..... 12/21/05	1022
XX:00	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" Telecommunications providers, 22.1(1), 22.1(3), 22.1(4), 22.1(6), 22.2(3), 22.2(5)"a," "b," "f," "m," "p," and "s" to "v," 22.2(6), 22.3(1) to 22.3(4), 22.3(8), 22.3(9), 22.3(13), 22.4(1), 22.4(2), 22.4(2)"a," "b" and "h," 22.4(3)"c"(4), 22.4(3)"d" and "l," 22.4(6), 22.4(7)"b" and "i," 22.5(13), 22.6(1)"c," 22.6(2)"a," "c" and "d," 22.10, 22.11, 22.12(1), 22.13(1), 22.21, 22.23(2), 22.23(2)"a"(5), <u>Filed</u> ARC 4761B..... 12/21/05	1042
XX:00	WORKFORCE DEVELOPMENT DEPARTMENT[871] Mandatory and prohibited successorships; waiver of overpayments during processing of an appeal; classification of construction employers, 23.32, 23.43(3)"b"(3), 23.82(1)"a," <u>Notice</u> ARC 4746B..... 12/21/05	1024