

# FEBRUARY 2007 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Friday, February 2, 2007, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 14, 15, 16 ([1/3/07](#), [1/17/07](#), [1/31/07](#))**

Also refer to: [7/5/06](#), [8/2/06](#), [9/27/06](#), [10/11/06](#), [10/25/06](#), [11/8/06](#), [11/22/06](#), [12/6/06](#)

	Bulletin	Page
<b>8:00 COMMITTEE BUSINESS</b>		
Election of committee chair		
Approval of January minutes-March meeting-Miscellaneous		
<b>8:15 FISCAL OVERVIEW-Susan Lerdal</b>		
<b>8:25 HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)</b>		
Annual adjustments to eligibility and payment levels for state supplementary assistance program, 51.4(1), 51.7, 52.1(1) to 52.1(3), 52.1(3)"a"(2), <a href="#">Notice ARC 5645B</a> , also <a href="#">Filed Emergency ARC 5646B</a> .....	<a href="#">1/3/07</a>	938
Medicaid for independent young adults, 75.1(42), 75.57(7)"ai," <a href="#">Filed ARC 5647B</a> .....	<a href="#">1/3/07</a>	957
Estate recovery, 76.12(7), <a href="#">Filed ARC 5648B</a> .....	<a href="#">1/3/07</a>	958
Home- and community-based habilitation services, 77.25, 78.27, 79.1(2), 79.1(24), <a href="#">Notice ARC 5649B</a> , also <a href="#">Filed Emergency ARC 5650B</a> .....	<a href="#">1/3/07</a>	939
Infant and toddler program—face-to-face meetings, 78.49(2)"b" and "c," <a href="#">Notice ARC 5665B</a> .....	<a href="#">1/17/07</a>	976
HAWK-I—health insurance data match program, 86.18, <a href="#">Notice ARC 5661B</a> .....	<a href="#">1/17/07</a>	977
Child welfare case plan, 130.7(3), <a href="#">Notice ARC 5666B</a> .....	<a href="#">1/17/07</a>	977
Child welfare—remedial services, 156.1, 156.6(4)"a," "d" to "f" and "h," 156.7(3), 156.8(7), 156.8(7)"a" to "c," 156.9(1), 156.9(2), 156.10(1), 156.19, 156.20(1)"a"(2), 156.20(2), 182.2(1)"a"(6) and (7), 182.2(5)"c," 182.4(7), 185.2(6), ch 185 div IV, 201.5(9), 202.2(2), 202.4(5)"f," 204.4(2)"a"(1) and (2), <a href="#">Filed Emergency After Notice ARC 5651B</a> .....	<a href="#">1/3/07</a>	947
Family-centered child welfare services; family-preservation supportive and nonrehabilitative treatment services; family-centered services, adopt ch 172; rescind chs 181, 182, <a href="#">Notice ARC 5699B</a> .....	<a href="#">1/31/07</a>	1007
Dependent adult abuse reports—granting extensions of time, access to information, 176.6(5), 176.10(3), <a href="#">Filed ARC 5653B</a> .....	<a href="#">1/3/07</a>	958
Staff qualifications for family-centered parental counseling and education service providers, 182.5(4)"b" and "c," <a href="#">Notice ARC 5672B</a> .....	<a href="#">1/31/07</a>	1013
<b>SPECIAL REVIEW BY REP. FREVERT--</b>		
Medicaid eligibility-treatment of assets, 75.13(2) d and 20 CFR 416.1240-1245		
<b>9:00 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862)</b>		
Entrepreneurial ventures assistance program, 60.2, 60.3(3), <a href="#">Notice ARC 5662B</a> .....	<a href="#">1/17/07</a>	975
Definition of "employee"; contract administration, 168.302, 168.401, 168.402, <a href="#">Notice ARC 5689B</a> .....	<a href="#">1/31/07</a>	1002
Renewable fuel infrastructure program contract administration—duration of agreement; repayment or board waiver, 314.5, <a href="#">Notice ARC 5671B</a> , also <a href="#">Filed Emergency ARC 5663B</a> .....	<a href="#">1/17/07</a>	983
<b>9:15 ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)</b>		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Tax exemption for property used to process waste glass products, 11.6(1), 11.6(3)"b"(5), 11.6(3)"e," <a href="#">Filed ARC 5635B</a> .....	<a href="#">1/3/07</a>	952
Permit exemption for mobile agricultural and construction internal combustion engines, 22.1(2)"nn," <a href="#">Notice ARC 5694B</a> .....	<a href="#">1/31/07</a>	1002
Regional haze—sources subject to best available retrofit technology (BART) requirements, 22.9(1) to 22.9(7), <a href="#">Notice ARC 5695B</a> .....	<a href="#">1/31/07</a>	1003
Statewide ambient air quality standards, 28.1, <a href="#">Notice ARC 5692B</a> .....	<a href="#">1/31/07</a>	1005
Public water supply systems—fees, 43.3(3)"c"(3) and (4), <a href="#">Filed ARC 5637B</a> .....	<a href="#">1/3/07</a>	952
Sanitary sewer extension construction permits, 64.2(10), <a href="#">Notice ARC 5638B</a> .....	<a href="#">1/3/07</a>	883
Limitation on land application of manure, process wastewater or settled open feedlot effluent, 65.17(18)"c," 65.17(20), 65.112(8)"a"(2), 65.112(11), <a href="#">Notice ARC 5636B</a> .....	<a href="#">1/3/07</a>	885
Land application of sewage sludge, 67.1(1), 67.6(1), 67.7(1)"a," 67.8(1)"a," 67.8(2)"b," <a href="#">Notice ARC 5639B</a> .....	<a href="#">1/3/07</a>	886
Certification of public water supply and wastewater treatment systems operators 81.7(3)"a," <a href="#">Notice ARC 5630B</a> .....	<a href="#">1/3/07</a>	887
Discarded appliance demanufacturing, ch 118, <a href="#">Filed ARC 5634B</a> .....	<a href="#">1/3/07</a>	952

# FEBRUARY 2007 AGENDA

**ENVIRONMENTAL PROTECTION COMMISSION[567]** Continued

Sanitary landfill financial assurance, 103.3, 104.26, 105.14, 106.18, 112.31, 114.31, 115.31, 118.16, 120.13, 121.8, 122.8, 122.28, 122.29, 123.12, Notice **ARC 5633B** ..... [1/3/07](#) 887

**9:50 PUBLIC HEALTH DEPARTMENT[641]** Barb Nervig (281-4344)

Surveillance of communicable and infectious diseases—issuance of investigatory subpoenas, 1.4(5), 1.12(4)“f,” Filed **ARC 5676B** ..... [1/31/07](#) 1048

Radiation, amendments to chs 38 to 42, 44, 46, Notice **ARC 5682B** ..... [1/31/07](#) 1016

Local public health services; Iowa senior health program, rescind chs 79, 80, 83; adopt ch 80, Notice **ARC 5683B** ..... [1/31/07](#) 1025

Prescription drug donation repository program, ch 109, Filed **ARC 5675B** ..... [1/31/07](#) 1049

Public health response teams, ch 113, Filed **ARC 5677B** ..... [1/31/07](#) 1052

Medical examiners, 126.4, 127.1, 127.2(3), 127.3(7), Filed **ARC 5678B** ..... [1/31/07](#) 1052

Testing fees for emergency medical care candidates for certification, 131.4(1)“k,” Filed **ARC 5679B** ..... [1/31/07](#) 1053

Love our kids grant, 141.1 to 141.3, 141.3(2), 141.3(3), 141.3(5), 141.4, 141.5(1), Filed **ARC 5680B** ..... [1/31/07](#) 1054

New designation for neonatal intensive care units, 150.1, 150.2, 150.4“2” and “3,” 150.9 to 150.11, 150.11(6), 150.11(14), 150.12, 150.13, Filed **ARC 5681B** ..... [1/31/07](#) 1054

Licensure standards for problem gambling treatment programs, ch 162, Notice **ARC 5684B** ..... [1/31/07](#) 1032

**10:20 REVENUE DEPARTMENT[701]** Dave Casey (281-6163)

Interest rate for calendar year 2007, 10.2(26), Filed **ARC 5643B** ..... [1/3/07](#) 959

Individual income, withholding, corporation income and franchise tax, 39.1(7), 39.2(4), 39.4(7), 39.5(10)“b”(3), 39.5(11)“a”(3), 39.6(3)“a”(3), 40.3“24” and “25,” 40.38(8), 40.38(13), 42.1, 42.2(6), 42.2(11)“c,” 42.11(2), 42.12, 42.13(2), 42.14(2), 42.15(6), 42.20, 43.4(6) to 43.4(9), 46.3(2)“b”(4), 46.10, 48.9(2), 52.15(2), 52.17(2), 52.18(6), 52.23, 58.8(2), 58.13, Filed **ARC 5642B** ..... [1/3/07](#) 960

Individual and corporate income tax, 40.1, 40.38(7), 40.69, 52.1(2)“d,” 53.1, 53.24, Filed **ARC 5687B** ..... [1/31/07](#) 1054

Tax credits, 42.23, 42.25, 42.25(1), 42.25(2), 42.26, 42.26(1), 42.26(2), 42.34, 52.12, 52.26, 52.26(1), 52.26(2), 52.27, 52.27(1), 52.27(2), 52.33, 58.15, 58.16, Filed **ARC 5686B** ..... [1/31/07](#) 1055

Motor fuel; cigarettes and tobacco, 67.1, 67.6, 68.8(14), 68.15, 82.5(2), 82.10(2), 83.1, Filed **ARC 5644B** ..... [1/3/07](#) 961

Property assessment, 71.1(1), 71.3, 71.26, 80.3(10), Filed **ARC 5685B** ..... [1/31/07](#) 1056

## NO REPRESENTATIVE REQUESTED TO APPEAR

**XX:00 EDUCATION DEPARTMENT[281]**

Early ACCESS—definition of “parent,” transmittal of education records without parental consent, 120.4, 120.59, Notice **ARC 5632B** ..... [1/3/07](#) 883

**XX:00 ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]**

Disclosure of campaign contributors, 4.14(1), 4.17(1), Notice **ARC 5664B** ..... [1/17/07](#) 975

**XX:00 HISTORICAL DIVISION[223]**

CULTURAL AFFAIRS DEPARTMENT[221]“umbrella”

State historical society of Iowa, 21.2, 21.3(2)“a” and “c” to “e,” 21.3(3)“a” and “b,” 21.3(3)“c”(1) and (3) to (5), 21.3(3)“d,” 21.3(4)“a” and “c” to “e,” 21.3(5), 21.3(6), Notice **ARC 5696B** ..... [1/31/07](#) 1006

**XX:00 INSURANCE DIVISION[191]**

COMMERCE DEPARTMENT[181]“umbrella”

Organization of division, ch 1, Filed **ARC 5697B** ..... [1/31/07](#) 1046

Filing of insurance policy rates and forms, 5.9, 20.1, 20.2, 20.4, 20.5, 20.9, 20.10, 30.5, 31.3(1), 31.3(2), 34.5, 35.7(1) to 35.7(6), 36.11, 37.13(1), 39.26(2), Notice **ARC 5698B** ..... [1/31/07](#) 1014

Iowa employer–sponsored health benefit plans—provision of benefits to independent contractors, 77.12, Notice **ARC 5668B** ..... [1/17/07](#) 978

Preferred mortality tables for use in determining minimum reserve liabilities, ch 94, Filed **Emergency After Notice** **ARC 5667B** ..... [1/17/07](#) 983

# FEBRUARY 2007 AGENDA

<b>XX:00</b>	<b>IOWA FINANCE AUTHORITY[265]</b> ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella" Wastewater treatment financial assistance program—definition of "community," 28.2, <u>Filed Emergency ARC 5670B</u> ..... <a href="#">1/17/07</a>	985
<b>XX:00</b>	<b>LABOR SERVICES DIVISION[875]</b> WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Federal safety and health regulations—adoption by reference, 10.4, 10.20, 26.1, <u>Filed ARC 5674B</u> ..... <a href="#">1/31/07</a> Amusement rides and devices—safety, ch 61 title, 61.1(1), ch 62 title, 62.2(9), <u>Filed ARC 5654B</u> ..... <a href="#">1/3/07</a> Professional boxing and shoot fighting—blood-borne disease testing, 173.54, 177.5(11), <u>Filed ARC 5690B</u> ..... <a href="#">1/31/07</a>	1046 959 1046
<b>XX:00</b>	<b>MEDICAL EXAMINERS BOARD[653]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Service charge for on-line services; convenience fee, 8.1, 8.4(1)"c," 8.9"1," 9.1, 9.11(3)"a," 10.1, 11.1, 17.3, <u>Notice ARC 5631B</u> ..... <a href="#">1/3/07</a> Specialty board certification, 9.1, 10.1, 11.1, 11.2(2), <u>Filed ARC 5659B</u> ..... <a href="#">1/17/07</a> Passing score for Internet-based test of English proficiency, 10.4(3)"a"(4), 17.4(1)"c"(2), <u>Filed ARC 5658B</u> ..... <a href="#">1/17/07</a> Mandatory reporting, 22.2, 22.4, <u>Notice ARC 5628B</u> ..... <a href="#">1/3/07</a> Grounds for discipline—failure to submit additional fingerprint card and fee, 23.1(37), <u>Filed ARC 5657B</u> ..... <a href="#">1/17/07</a> Grounds for discipline—voluntary agreements, 23.1(37), <u>Notice ARC 5629B</u> ..... <a href="#">1/3/07</a>	932 986 986 933 986 934
<b>XX:00</b>	<b>NATURAL RESOURCES DEPARTMENT[561]</b> Rules of practice in contested cases, ch 7, <u>Filed ARC 5693B</u> ..... <a href="#">1/31/07</a>	1047
<b>XX:00</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Cosmetology arts and sciences, 64.2(1), 64.3(2)"g," <u>Filed ARC 5688B</u> ..... <a href="#">1/31/07</a> Continuing education for massage therapists, ch 133, <u>Notice ARC 5627B</u> ..... <a href="#">1/3/07</a> Optometry, 180.5(5), 181.2(1)"b," 181.3(2)"b" and "c," 181.3(2)"c"(3), <u>Filed ARC 5691B</u> ..... <a href="#">1/31/07</a>	1047 934 1048
<b>XX:00</b>	<b>PUBLIC SAFETY DEPARTMENT[661]</b> Flammable and combustible liquids—stationary storage, deadline for usage of dispensing equipment, 51.200, 51.202(1), <u>Filed ARC 5669B</u> ..... <a href="#">1/17/07</a>	987
<b>XX:00</b>	<b>REAL ESTATE APPRAISER EXAMINING BOARD[193F]</b> Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella" Address correction, forms, continuing education, reinstatement fee, 1.1(2), 1.6(1), 10.2(2), 11.2(5), 11.2(9), 12.1, <u>Notice ARC 5660B</u> ..... <a href="#">1/17/07</a>	979
<b>XX:00</b>	<b>STATE PUBLIC DEFENDER[493]</b> INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Claims—indigent defense and juvenile cases, 7.1, 12.1(3), 12.2(1)"a," 12.2(1)"e"(5), 12.2(6), 12.2(8), 12.3(3), 12.3(4), 12.5, 12.5(2) to 12.5(4), 12.6(1) to 12.6(3), 12.6(3)"c," 13.2(6) to 13.2(8), 13.6, <u>Filed ARC 5652B</u> ..... <a href="#">1/3/07</a>	961
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Annual oversize/overweight permit, 511.5(2), <u>Filed ARC 5640B</u> ..... <a href="#">1/3/07</a> Federal motor carrier safety regulations and hazardous materials regulations—adoption by reference, 520.1(1)"a" and "b," <u>Notice ARC 5655B</u> ..... <a href="#">1/17/07</a> Rail assistance program; railroad revolving loan fund, rescind chs 830, 831, <u>Notice ARC 5656B</u> ..... <a href="#">1/17/07</a> Public transit infrastructure grant program, ch 924, <u>Filed ARC 5641B</u> ..... <a href="#">1/3/07</a>	962 980 981 962
<b>XX:00</b>	<b>VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]</b> Iowa Veterans home, amendments to ch 10, <u>Filed ARC 5673B</u> ..... <a href="#">1/31/07</a>	1056