



**November 2016 ARRC agenda  
Administrative Rules Review Committee  
Monday, November 14, 2016  
9 a.m.  
Room 116, State Capitol, Des Moines, Iowa**

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**MEMBERS**

Wally E. Horn, Chair  
Mark Chelgren  
Mark Costello  
Thomas G. Courtney  
Pam Jochum

Dawn E. Pettengill, Vice Chair  
Lisa Heddens  
Megan Jones  
Rick Olson  
Guy Vander Linden

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**BULLETINS NEEDED FOR THIS MEETING: 10/12/16, 10/26/16**

**NOTICE**

**Times listed for review are approximate. If you will be attending a particular review, please arrive 30 minutes before the scheduled time**

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|             | Bulletin   | Page |
|-------------|--|------|
| <b>9:00</b> | <b>Committee Business</b>  |      |
|             | <ul style="list-style-type: none"><li>• Approve minutes</li><li>• Tuesday, December 13th meeting: 9am?</li><li>• Rules analysis update</li><li>• Miscellaneous</li></ul> |      |
| <b>9:05</b> | <b>Fiscal Overview</b>   |      |
|             | - Christin Mechler (515)281-6561   |      |

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

Bulletin      Page

**9:10 HUMAN SERVICES DEPARTMENT[441]**

Nancy Freudenberg, (515)281-8438  
 Home Health Low Utilization Payment Adjustment (LUPA), ch 79, Filed Emergency - ARRC review, approval not required  
 HCBS rates, chs 78, 79, 83, Filed Emergency - ARRC review, approval not required  
 Abuse of children—trafficking, 175.21, 175.22(2), 175.24  
     Filed ARC 2742C ..... 10/12/16      668  
 Children in foster care settings—supervision, provider liability, medical authorizations and releases, inspections and codes, transition services, amendments to chs 105, 113, 114, 202  
     Filed ARC 2743C ..... 10/12/16      666  
 Supplemental nutrition assistance program (SNAP)—time frame for referral of delinquent claims, 11.5(1)“a”(3)  
     Notice ARC 2770C ..... 10/12/16      611  
 Purchase of service; foster care contracting; foster care rates and payments, rescind chs 150, 152; adopt ch 152; amend chs 156, 172, 202  
     Notice ARC 2771C ..... 10/12/16      614  
 Intermediate care facilities for persons with an intellectual disability—fee assessments, 36.1 to 36.3, 82.5(13)  
     Notice ARC 2775C ..... 10/12/16      612  
 HAWK-I—covered services, poverty limit adjustments, 86.8(7), 86.14(1), 86.20(3)  
     Notice ARC 2784C ..... 10/26/16      737

**9:30 ADMINISTRATIVE SERVICES DEPARTMENT[11]**

Tami Wienczek, (515)725-2017  
 Out-of-state travel by state employees, 64.10(2)  
     Notice ARC 2789C ..... 10/26/16      735  
 Claims—forms, approval, 41.1(1)  
     Notice ARC 2790C ..... 10/26/16      734

**9:40 CHIEF INFORMATION OFFICER, OFFICE OF THE[129]**

Matt Behrens, (515)281-0768  
 Broadband infrastructure—targeted service areas, project certification, chs 20, 21  
     Filed ARC 2782C ..... 10/26/16      753

**9:50 REVENUE DEPARTMENT[701]**

Victoria Daniels, (515)281-8450  
 Property tax exemption for broadband infrastructure, 80.31  
     Filed ARC 2786C ..... 10/26/16      782  
 Manufacturing—tax exemptions, 15.3(3), 18.29(7), 18.58, 230.5, 230.14 to 230.22  
     Filed ARC 2768C ..... 10/12/16      698  
 Tax credits for purchasers and producers of renewable energy, 42.28, 52.27  
     Filed ARC 2772C ..... 10/12/16      713  
 Geothermal tax credits, 42.47  
     Notice ARC 2776C ..... 10/12/16      629

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

Bulletin

Page

|              |   |          |     |
|--------------|---|----------|-----|
| <b>10:05</b> | <b>BANKING DIVISION[187]</b><br>COMMERCE DEPARTMENT[181]"umbrella"<br>Zak Hingst, (515)281-4014<br>Appraisal management companies, ch 25<br><u>Notice ARC 2773C</u> .....   | 10/12/16 | 542 |
| <b>10:10</b> | <b>INSURANCE DIVISION[191]</b><br>COMMERCE DEPARTMENT[181]"umbrella"<br>Angela Burke Boston, 281-4119<br>Regulation of securities offerings and those who engage in the securities business—<br>business continuity and succession plan, amendments to ch 50<br><u>Notice ARC 2787C</u> .....   | 10/26/16 | 738 |
|              | Annual privacy notice to customers—when required, 90.4(4)<br><u>Notice ARC 2788C</u> .....  | 10/26/16 | 740 |
| <b>10:20</b> | <b>PROFESSIONAL LICENSING AND REGULATION BUREAU[193]</b><br>COMMERCE DEPARTMENT[181]"umbrella"<br>Lori SchraderBachar, (515)725-9030<br>Organization and operation; vendor appeals; waivers; contested cases; license denial,<br>suspension or revocation; rule making; declaratory orders; public records, amendments<br>to chs 1, 3, 5, 7 to 10, 13<br><u>Filed ARC 2754C</u> ..... | 10/12/16 | 670 |
| <b>10:25</b> | <b>ECONOMIC DEVELOPMENT AUTHORITY[261]</b><br>Jennifer Klein, (515)725-3124<br>Main street Iowa program, amendments to ch 39<br><u>Filed ARC 2748C</u> .....  | 10/12/16 | 643 |
|              | Historic preservation and cultural and entertainment district tax credits, ch 49<br><u>Notice ARC 2774C</u> .....   | 10/12/16 | 551 |
| <b>10:35</b> | <b>EDUCATION DEPARTMENT[281]</b><br>Nicole Proesch, (515)281-8661; Phil Wise, (515)281-4835<br>Open enrollment, 17.3, 17.8(2), 17.10(1), 17.12<br><u>Filed ARC 2746C</u> .....  | 10/12/16 | 646 |
|              | Extracurricular interscholastic competition—open enrollment, 36.15(4), 36.16<br><u>Filed ARC 2747C</u> .....  | 10/12/16 | 648 |
|              | Individual career and academic plan, ch 49<br><u>Filed ARC 2749C</u> .....  | 10/12/16 | 650 |
|              | Iowa learning online (ILO) coursework—waivers, 15.11<br><u>Notice ARC 2760C</u> .....   | 10/12/16 | 566 |
|              | Standards for practitioner and administrator preparation programs, 79.13(4), 79.15<br><u>Notice ARC 2761C</u> .....   | 10/12/16 | 604 |
|              | State standards for progression in reading, amendments to ch 62<br><u>Notice ARC 2762C</u> .....  | 10/12/16 | 599 |
|              | Iowa vocational rehabilitation services, amendments to ch 56<br><u>Notice ARC 2763C</u> .....   | 10/12/16 | 568 |
| <b>10:50</b> | <b>BREAK</b>  |          |     |

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

Bulletin Page

|              |  |          |     |
|--------------|--|----------|-----|
| <b>11:00</b> | <b>STATE PUBLIC DEFENDER[493]</b><br>INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"<br>Kurt Swaim, (515)242-6158<br>Submission and payment of attorney claims—online system, 12.2(1)<br><u>Filed ARC 2783C</u> .....  | 10/26/16 | 784 |
| <b>11:10</b> | <b>IOWA PUBLIC INFORMATION BOARD[497]</b><br>Charlie Smithson, (515)725-1782<br>Complaints—administrative resolution, 2.1(6), 2.2(4)<br><u>Notice ARC 2758C</u> .....  | 10/12/16 | 628 |
|              | Complaints; injunction request procedure, 2.1(1), ch 10<br><u>Notice ARC 2759C</u> .....   | 10/12/16 | 626 |
| <b>11:20</b> | <b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b><br>NATURAL RESOURCES DEPARTMENT[561]"umbrella"<br>Marisa Roseberry, (515)725-8290<br>Solid waste management and disposal, amendments to chs 100, 101, 111<br><u>Filed ARC 2756C</u> .....  | 10/12/16 | 660 |
|              | Water quality—criteria for copper, 61.3<br><u>Notice ARC 2757C</u> .....   | 10/12/16 | 607 |
|              | Flood plains—construction criteria for bridges, embankments, culverts; permit requirements; waivers and variances; technical updates, amendments to chs 70 to 72<br><u>Filed ARC 2764C</u> .....   | 10/12/16 | 654 |
| <b>11:35</b> | <b>HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT[605]</b><br>John Benson, (515)725-3208<br>Enhanced 911 telephone systems, 10.2, 10.9(3)<br><u>Notice ARC 2740C</u> , also<br><u>Filed Emergency ARC 2741C</u> .....   | 10/12/16 | 636 |
| <b>11:40</b> | <b>PUBLIC HEALTH DEPARTMENT[641]</b><br>Susan Dixon, (515)725-2183<br>Board-certified behavior analyst and board-certified assistant behavior analyst (BCBA/BCaBA) grants program, ch 107<br><u>Filed ARC 2765C</u> .....  | 10/12/16 | 691 |
|              | Anatomical gift public awareness and transplantation fund, ch 122<br><u>Filed ARC 2766C</u> .....  | 10/12/16 | 694 |
|              | Scope of practice for Iowa EMS providers, critical care paramedic curriculum—adoption by reference, 131.3(3), 131.5(1), 132.2(4)<br><u>Filed ARC 2767C</u> .....   | 10/12/16 | 697 |
| <b>11:50</b> | <b>PROFESSIONAL LICENSURE DIVISION[645]</b><br>PUBLIC HEALTH DEPARTMENT[641]"umbrella"<br>Judy Manning, (515)281-4413; Tony Alden, 281-4401<br>Sign language interpreters and transliterators—licensure, continuing education, 361.1 to 361.4, 362.2<br><u>Filed ARC 2744C</u> ..... | 10/12/16 | 688 |
|              | Massage therapists—licensure, continuing education, amendments to chs 131, 133<br><u>Filed ARC 2778C</u> .....   | 10/26/16 | 779 |

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

Bulletin Page

**12:00 TRANSPORTATION DEPARTMENT[761]**

|   |          |     |
|---|----------|-----|
| Tracy George, 239-1358  |          |     |
| Surface transportation block grant program, ch 162  |          |     |
| <u>Notice ARC 2750C</u> , also  |          |     |
| <u>Filed Emergency ARC 2745C</u> .....  | 10/12/16 | 639 |
| Highway-railroad grade crossing surface repair fund, amendments to ch 821   |          |     |
| <u>Notice ARC 2751C</u> .....   | 10/12/16 | 632 |
| Authorized emergency vehicle certificate of designation; update of department office name, 424.1(1), 430.1(1), 451.1, 451.2(1), 451.3 |          |     |
| <u>Filed ARC 2755C</u> .....  | 10/12/16 | 721 |
| Department organization; update of division name, amendments to chs 1, 10 to 12, 112, 115   |          |     |
| <u>Notice ARC 2779C</u> .....   | 10/26/16 | 741 |
| Motorized bicycle maximum speed; update of cross references and office name, 400.58 (1), 410.1(3), 410.2                              |          |     |
| <u>Notice ARC 2780C</u> .....   | 10/26/16 | 745 |

**12:15 TREASURER OF STATE[781]**

|  |          |     |
|--|----------|-----|
| Adam Phillips, (515)281-5644   |          |     |
| Iowa educational savings plan trust, 16.2 to 16.5, 16.7, 16.9 to 16.11 |          |     |
| <u>Notice ARC 2791C</u> .....  | 10/26/16 | 747 |

**NO REPRESENTATIVE REQUESTED TO APPEAR**

**XX:00 AGING, DEPARTMENT ON[17]**

|  |          |     |
|--|----------|-----|
| Reduction of area agencies on aging, rescind ch 29 |          |     |
| <u>Notice ARC 2769C</u> .....                      | 10/12/16 | 542 |

**XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]**

|  |          |     |
|--|----------|-----|
| Elimination of residency requirement for owners of Iowa-registered quarter horse stallions, 62.32(3) |          |     |
| <u>Notice ARC 2785C</u> .....  | 10/26/16 | 736 |

**XX:00 ALCOHOLIC BEVERAGES DIVISION[185]**

|   |          |     |
|---|----------|-----|
| COMMERCE DEPARTMENT[181]"umbrella"  |          |     |
| Filling and selling of beer in a container other than the original container by class "C" beer permit holders, 4.6(5) |          |     |
| <u>Filed ARC 2777C</u> .....  | 10/12/16 | 641 |

**XX:00 COLLEGE STUDENT AID COMMISSION[283]**

|  |          |     |
|--|----------|-----|
| EDUCATION DEPARTMENT[281]"umbrella"  |          |     |
| Application deadline for Iowa tuition grant program; barber and cosmetology arts and sciences tuition grant program, 12.2(2), 17.2 |          |     |
| <u>Filed ARC 2752C</u> .....   | 10/12/16 | 641 |
| Iowa national guard educational assistance program—credit award equivalence, 20.1(6)   |          |     |
| <u>Filed ARC 2753C</u> .....   | 10/12/16 | 643 |

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

Bulletin

Page

**XX:00 LOTTERY AUTHORITY, IOWA[531]**

“Scratchless” instant tickets, amendments to chs 12, 18 to 20

Filed ARC 2781C ..... 10/26/16 760