



**January 2017 ARRC agenda
Administrative Rules Review Committee
Friday, January 6, 2017
9 a.m.
Room 116, State Capitol, Des Moines, Iowa**

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

BULLETINS NEEDED FOR THIS MEETING: 12/7/16, 12/21/16, 1/4/17

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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|---------------------------------------------------------|----------|------|
| 9:00 | | |
| Committee Business | | |
| • Approve minutes | | |
| • Friday, February 10th meeting: 9am? | | |
| • Follow-up on LSA rule tracking for 2016 bills | | |
| • Miscellaneous | | |
| 9:05 | | |
| Fiscal Overview - Christin Mechler (515)281-6561 | | |

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

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| 9:10 HUMAN SERVICES DEPARTMENT[441] | | |
| Nancy Freudenberg, (515)281-8438 | | |
| Home health low utilization payment adjustment (LUPA)—rate increase, 79.1(2) | | |
| <u>Notice ARC 2847C</u> , also | | |
| <u>Filed Emergency ARC 2846C</u> | 12/7/16 | 1134 |
| Rate increases, annual limit—HCBS and intellectual disability (ID) waiver services, specialized medical equipment, amendments to chs 78, 79, 83 | | |
| <u>Notice ARC 2849C</u> , also | | |
| <u>Filed Emergency ARC 2848C</u> | 12/7/16 | 1124 |
| Supplemental nutrition assistance program (SNAP)—time frame for referral of delinquent claims, 11.5(1)“a”(3) | | |
| <u>Filed Emergency After Notice ARC 2884C</u> | 1/4/17 | 1311 |
| Purchase of service; foster care contracting; foster care rates and payments, rescind chs 150, 152; adopt ch 152, amend chs 156, 172, 202 | | |
| <u>Filed ARC 2885C</u> | 1/4/17 | 1319 |
| Intermediate care facilities for persons with an intellectual disability—fee assessments, 36.1 to 36.3, 82.5(13) | | |
| <u>Filed ARC 2886C</u> | 1/4/17 | 1317 |
| State supplementary assistance—cost-of-living increases, 51.4(1), 51.7, 52.1 | | |
| <u>Notice ARC 2890C</u> , also | | |
| <u>Filed Emergency ARC 2891C</u> | 1/4/17 | 1312 |
| 9:25 AGING, DEPARTMENT ON[17] | | |
| Brian Majeski, (515)725-2065 | | |
| Service of case management, ch 21 | | |
| <u>Notice ARC 2851C</u> | 12/7/16 | 1061 |
| 9:35 ATTORNEY GENERAL[61] | | |
| David Dorff, (515)281-6710 | | |
| Statement of property owner’s rights, 34.1 | | |
| <u>Notice ARC 2877C</u> | 1/4/17 | 1302 |
| 9:40 SOIL CONSERVATION AND WATER QUALITY DIVISION[27] | | |
| AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" | | |
| Margaret Thomson, (515)725-1036 | | |
| Contracts for public improvements—invitation for bids, solicitation of quotations, 6.2 | | |
| <u>Notice ARC 2868C</u> | 12/21/16 | 1256 |
| 9:50 BANKING DIVISION[187] | | |
| COMMERCE DEPARTMENT[181]"umbrella" | | |
| Zak Hingst, (515)281-4014 | | |
| Appraisal management companies, ch 25 | | |
| <u>Filed Emergency After Notice ARC 2869C</u> | 12/21/16 | 1260 |

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| 10:00 INSURANCE DIVISION[191] | | |
| COMMERCE DEPARTMENT[181]"umbrella" | | |
| Angela Burke Boston, 281-4119 | | |
| Regulation of securities offerings and those who engage in the securities business— business continuity and succession plan, amendments to ch 50 | | |
| Filed <u>ARC 2872C</u> | 12/21/16 | 1278 |
| Annual privacy notice to customers—when required, 90.4(4) | | |
| Filed <u>ARC 2873C</u> | 12/21/16 | 1280 |
| 10:05 ECONOMIC DEVELOPMENT AUTHORITY[261] | | |
| Jennifer Klein, (515)725-3124 | | |
| Enhance Iowa board; sports tourism program, chs 214, 215 | | |
| Notice <u>ARC 2864C</u> | 12/21/16 | 1248 |
| Renewable chemical production tax credit program, ch 81 | | |
| Notice <u>ARC 2867C</u> | 12/21/16 | 1242 |
| 10:15 STATE PUBLIC DEFENDER[493] | | |
| INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" | | |
| Kurt Swaim, (515)242-6158 | | |
| Claims for indigent defense services—timely submittal of adult claims, 12.2(3) | | |
| Notice <u>ARC 2830C</u> | 12/7/16 | 1122 |
| 10:20 LAW ENFORCEMENT ACADEMY[501] | | |
| Russell Rigdon, (515)725-9617 | | |
| Standards for certified peace officers and reserve peace officers—out-of-state residency and driver’s licenses, 2.1, 10.100 | | |
| Notice <u>ARC 2850C</u> | 12/7/16 | 1084 |
| 10:25 NATURAL RESOURCE COMMISSION[571] | | |
| NATURAL RESOURCES DEPARTMENT[561]"umbrella" | | |
| Christina Iiams, (515)725-8240 | | |
| Lease to beginning farmers program, 21.2, 21.4 to 21.6 | | |
| Notice <u>ARC 2831C</u> | 12/7/16 | 1094 |

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| 10:30 PUBLIC HEALTH DEPARTMENT[641] | | |
| Susan Dixon, (515)725-2183 | | |
| Immunization registry information system—meningococcal vaccine, confidentiality and release of information, access to system, 7.1, 7.4(1), 7.11(5), 7.12 | | |
| <u>Filed ARC 2836C</u> | 12/7/16 | 1182 |
| Backflow prevention assembly tester registration, 26.2, 26.4 to 26.8 | | |
| <u>Filed ARC 2837C</u> | 12/7/16 | 1185 |
| Minimum requirements for radon testing and analysis, amendments to ch 43 | | |
| <u>Filed ARC 2838C</u> | 12/7/16 | 1190 |
| Special supplemental nutrition program for women, infants, and children (WIC), amendments to ch 73 | | |
| <u>Filed ARC 2839C</u> | 12/7/16 | 1192 |
| Local boards of health—district board formation, city board dissolution, Iowa public health standards, 77.2, 77.3(2), 77.4 to 77.12 | | |
| <u>Filed ARC 2840C</u> | 12/7/16 | 1220 |
| County medical examiners—payment for services, 127.4(1), 127.7(5), 127.8(4) | | |
| <u>Filed ARC 2841C</u> | 12/7/16 | 1223 |
| 10:45 DENTAL BOARD[650] | | |
| PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| Jill Stuecker, (515)281-6935 | | |
| Licensure to practice dentistry or dental hygiene, 11.2, 11.3(2), 11.5, 11.6(2) | | |
| <u>Filed ARC 2870C</u> | 12/21/16 | 1272 |
| Dental and dental hygiene examinations, 12.1 to 12.4 | | |
| <u>Filed ARC 2871C</u> | 12/21/16 | 1275 |
| 10:55 PHARMACY BOARD[657] | | |
| PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| Therese Witkowski, (515)281-6676 | | |
| Iowa monitoring program for pharmacy professionals, ch 30 | | |
| <u>Filed ARC 2834C</u> | 12/7/16 | 1174 |
| Controlled substances; Iowa real-time electronic pseudoephedrine tracking system, amendments to chs 10, 100 | | |
| <u>Notice ARC 2858C</u> | 12/7/16 | 1098 |
| Pharmacist licensure—reexamination waiting period, 2.6 | | |
| <u>Notice ARC 2859C</u> | 12/7/16 | 1097 |
| 11:05 PUBLIC SAFETY DEPARTMENT[661] | | |
| Barb Edmondson, (515)725-6188 | | |
| Public fueling of motor vehicles with liquid petroleum gas, 226.4(5), 226.10 | | |
| <u>Filed ARC 2874C</u> | 12/21/16 | 1281 |
| 11:10 REVENUE DEPARTMENT[701] | | |
| Victoria Daniels, (515)281-8450 | | |
| Geothermal tax credits, 42.47 | | |
| <u>Filed ARC 2833C</u> | 12/7/16 | 1225 |
| Renewable chemical production tax credit program, 42.56, 52.49 | | |
| <u>Notice ARC 2865C</u> | 12/21/16 | 1253 |

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| 11:20 SECRETARY OF STATE[721] | | |
| Carol Olson, (515)242-5071 | | |
| Disaster recovery for out-of-state entities, amend 4.2(2); adopt ch 12 | | |
| <u>Notice</u> <u>ARC 2856C</u> | 12/7/16 | 1121 |
| 11:25 TRANSPORTATION DEPARTMENT[761] | | |
| Tracy George, (515)239-1358 | | |
| Highway-railroad grade crossing surface repair fund, amendments to ch 821 | | |
| <u>Filed</u> <u>ARC 2842C</u> | 12/7/16 | 1229 |
| Surface transportation block grant program, ch 162 | | |
| <u>Filed</u> <u>ARC 2843C</u> | 12/7/16 | 1227 |
| Traffic signal system—adaptive signal control system, 143.1, 143.4(1) | | |
| <u>Notice</u> <u>ARC 2863C</u> | 12/21/16 | 1257 |
| Federal motor carrier safety and hazardous materials regulations—adoption by reference, 520.1(1), 529.1, 607.10(1)“c” | | |
| <u>Notice</u> <u>ARC 2878C</u> | 1/4/17 | 1304 |
| Motorized bicycle maximum speed; update of cross references and office name, 400.58 (1), 410.1(3), 410.2 | | |
| <u>Filed</u> <u>ARC 2887C</u> | 1/4/17 | 1335 |
| Driver’s license, nonoperator identification card—veteran designation, amendments to chs 605, 630 | | |
| <u>Filed</u> <u>ARC 2888C</u> | 1/4/17 | 1336 |
| Department organization; update of division name, amendments to chs 1, 10 to 12, 112, 115 | | |
| <u>Filed</u> <u>ARC 2889C</u> | 1/4/17 | 1331 |
| 11:40 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>Filed</u> <u>ARC 2875C</u> | 12/21/16 | 1283 |
| 11:45 LABOR SERVICES DIVISION[875] | | |
| WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella” | | |
| Kathleen Uehling, (515)725-5615 | | |
| Federal occupational safety and health standards related to walking and working surfaces —adoption by reference, 10.20 | | |
| <u>Notice</u> <u>ARC 2866C</u> | 12/21/16 | 1252 |
| 11:50 BREAK | | |

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12:05 EDUCATION DEPARTMENT[281]

Nicole Proesch, (515)281-8661
 Iowa vocational rehabilitation services, amendments to ch 56
 Filed ARC 2844C..... 12/7/16 1136
 Community college accreditation, 24.3, 24.5
 Notice ARC 2853C 12/7/16 1065
 Career and technical education; career academies, rescind chs 46, 47; adopt ch 46
 Notice ARC 2855C 12/7/16 1072
 Iowa learning online (ILO) coursework—waivers, 15.11
 Filed ARC 2861C..... 12/7/16 1135
 State standards for progression in reading, amendments to ch 62
 Filed ARC 2862C..... 12/7/16 1166
 Statewide science assessment, 12.8(1)“h”
 Notice ARC 2854C 12/7/16 1064
 Educational standards and program requirements for children’s residential facilities, ch 35
 Notice ARC 2852C 12/7/16 1069

12:45 MEDICINE BOARD[653]

PUBLIC HEALTH DEPARTMENT[641]“umbrella”
 Mark Bowden, (515)242-3268
 Licensure of acupuncturists, amendments to ch 17
 Notice ARC 2860C 12/7/16 1086

12:55 PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]“umbrella”
 Judy Manning, (515)281-4413; Susan Reynolds, 281-5234
 Marital and family therapists and mental health counselors—licensure, continuing
 education, amendments to chs 31, 32
 Filed ARC 2845C..... 12/7/16 1178
 Licensure of chiropractic physicians, amendments to ch 41
 Notice ARC 2857C 12/7/16 1101
 Definition of physician supervision of a physician assistant, 327.8
 Amended Notice ARC 2832C 12/7/16 1108

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00 ARCHITECTURAL EXAMINING BOARD[193B]

PROFESSIONAL LICENSING AND REGULATION BUREAU[193]
 COMMERCE DEPARTMENT[181]“umbrella”
 Reinstatement to active status—reporting of continuing education hours, 3.3(4)
 Notice ARC 2876C 1/4/17 1301

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| XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] | | |
| Elimination of residency requirement for owners of Iowa-registered quarter horse stallions, 62.32(3) | | |
| <u>Filed ARC 2879C</u> | 1/4/17 | 1315 |
| Federal Wholesome Meat Act regulations—adoption by reference, 76.2 | | |
| <u>Filed ARC 2880C</u> | 1/4/17 | 1316 |
| Sensitive crop registry, 45.1 | | |
| <u>Filed ARC 2881C</u> | 1/4/17 | 1314 |
| Pesticide applicator continuing instruction course—certificate of completion, 45.52(4) | | |
| <u>Filed ARC 2882C</u> | 1/4/17 | 1314 |
| Iowa-foaled horse status—standardbred registration, 62.26(4) | | |
| <u>Filed ARC 2883C</u> | 1/4/17 | 1315 |
| XX:00 HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT[605] | | |
| Enhanced 911 telephone systems, 10.2, 10.9(3) | | |
| <u>Filed ARC 2835C</u> | 12/7/16 | 1171 |