

APRIL AGENDA

REVISED 03-29-93

The Administrative Rules Review Committee will hold a special meeting which is scheduled for Monday, April 5, 1993, 7 a.m. and Tuesday, April 6, 1993, 7 a.m. in Senate Committee Room 22, State Capitol. This meeting will be in lieu of the regular, statutory date. The following rules will be reviewed:

| | BULLETIN | PAGE |
|--|----------|------|
| 7:00 COMMITTEE BUSINESS | | |
| 7:05 HUMAN SERVICES DEPARTMENT[441] | | |
| Iowa Veterans Home, rescind ch 10, <u>Filed Emergency</u> ARC 3800A | 3/3/93 | 1770 |
| Mental health, mental retardation and developmental disabilities special services fund, 39.1, 39.2, 39.3(1)"c," 39.3(2), 39.6(1), 39.10, 39.21, 39.22, 39.23, 39.23(4), 39.23(4)"b," "g," "h," and "o," 39.23(5), 39.29, <u>Notice</u> ARC 3804A | 3/3/93 | 1739 |
| SSI cost-of-living adjustment increases; community spouse maintenance needs; personal needs allowance for RCF residents, 51.4(1), 51.7, 52.1(1), 52.1(2), 52.1(3)"a"(2), 75.5(3)"d," 75.16(2)"d"(3), <u>Filed</u> ARC 3799A | 3/3/93 | 1774 |
| Payment for treatment of root canals, 78.4(5)"c"(1), 78.28(2)"d"(1), <u>Notice</u> ARC 3803A | 3/3/93 | 1742 |
| Payment for case management services for children under 18 years of age receiving HCBS/MR or HCBS/MR/OBRA waiver services, 78.33(1)"c," <u>Notice</u> ARC 3805A | 3/3/93 | 1743 |
| Hospital reimbursement, 79.1(5), <u>Notice</u> ARC 3802A | 3/3/93 | 1743 |
| PROMISE JOBS program, 93.2(3), 93.2(4), 93.3, 93.5(1)"c," 93.5(2), 93.5(3), 93.5(3)"a," 93.5(3)"a"(4), 93.6, 93.9, 93.11, 93.12(3), 93.13, 93.14(3), 93.14(8), 93.14(11), 93.14(11)"a," 93.14(11)"b"(5) and (6), 93.20(6), 93.21(1), 93.21(1)"d" to "f," 93.22 to 93.28, 93.32(3), 93.32(9), 93.32(10), 93.33(2), 93.33(2)"a" and "c," 93.35(2)"b," 93.40(1), 93.40(2), 93.41(1), 93.41(1)"b," "d," and "e," 93.41(3), 93.41(3)"b" to "d," 93.43, 93.46 to 93.49, <u>Filed</u> ARC 3798A | 3/3/93 | 1776 |
| Social services block grant funds — income guidelines, 130.3(1)"d"(2), <u>Filed Emergency After Notice</u> ARC 3797A | 3/3/93 | 1770 |
| Termination of case management services delivered by the department, 130.5(2)"j," <u>Notice</u> ARC 3801A | 3/3/93 | 1749 |
| Payments for foster care and foster parent training, 156.1, 156.6(2), 156.6(4)"a," 156.6(6), 156.7(3), 156.8(3) to 156.8(5), 156.8(7), 156.9(1), 156.9(3)"b," 156.9(4), 156.11, 156.13, 156.18(6), 156.20(1)"c," <u>Notice</u> ARC 3839A | 3/17/93 | 1873 |
| Interviews with patients in institutions by the news media or other outside groups, 28.6(2), <u>Filed</u> ARC 3854A | 3/31/93 | 1960 |
| Medicaid—day treatment services for persons aged 20 and under, 78.16(6), 78.16(6)"a," "b," "d," 78.16(7), 78.31(1), 78.31(4)"d"(7)"6," 78.31(4)"d"(7), 78.31(4)"d"(10), 79.1(2), 85.25(1), 85.25(3), 85.26, 88.5(3), 88.25(3), <u>Notice</u> ARC 3860A | 3/31/93 | 1925 |
| Nursing home policies, 79.1(9)"e," 81.1, 81.3(2), 81.4(3)"e," 81.6(3), 81.19(2)"e," <u>Filed</u> ARC 3855A | 3/31/93 | 1961 |
| Nonassistance child support recovery program, 96.15(1) to 96.15(5), <u>Filed</u> ARC 3856A | 3/31/93 | 1962 |
| Wrap-around funding program, ch 179, <u>Filed</u> ARC 3857A | 3/31/93 | 1964 |
| Subsidized adoptions, 201.4(4), 201.5(1), 201.6(1)"a," <u>Notice</u> ARC 3861A | 3/31/93 | 1930 |
| 7:40 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] | | |
| Disposition of breeder's awards withheld due to noncompliance with animal welfare requirements, 62.43, <u>Notice</u> ARC 3789A | 3/3/93 | 1736 |
| Waiver of negative testing requirements for goats from class "free" states (brucellosis and tuberculosis) for exhibition, 64.34(3), <u>Notice</u> ARC 3808A | 3/3/93 | 1736 |
| Renewable fuel — ethanol production incentive program, ch 11, <u>Notice</u> ARC 3858A | 3/31/93 | 1922 |
| 7:50 RACING AND GAMING COMMISSION[491] | | |
| INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" | | |
| Commission approval of contracts and business arrangements, change of custody when drug testing a licensee, greyhound and thoroughbred racing, stockholder reporting, 4.1, 4.27(2), 4.28, 4.29, 5.8, 7.1, 7.5(9), 7.6(18), 7.7(6), 7.9(4)"e" and "f," 7.10(3), 10.4(1), 10.4(1)"d," 10.4(16)"a"(8), 10.4(16)"a"(12) to (15), 10.4(16)"c"(7), 10.4(16)"d"(1) and (6), 10.4(17)"b"(6) to (11), 10.5(1)"g," 10.5(2)"h" and "k," 10.5(6)"b," 10.5(16)"f," 10.5(17)"a"(1)"2," 10.5(17)"f," amendments to ch 22, 24.14(7), <u>Notice</u> ARC 3794A | 3/3/93 | 1752 |
| Change of custody for drug testing of licensees, 4.27(2), <u>Filed Emergency</u> ARC 3793A | 3/3/93 | 1771 |
| Greyhound and thoroughbred racing, simulcasting, 7.1, 7.14(11), 10.1, 12.1, 12.10, 12.11, <u>Filed Emergency</u> ARC 3846A, also <u>Filed</u> ARC 3845A | 3/31/93 | 1955 |
| 8:00 EDUCATIONAL EXAMINERS BOARD[282] | | |
| EDUCATION DEPARTMENT[281]"umbrella" | | |
| Conviction of crimes, child abuse, sexual and other immoral conduct with or toward children or students and alcohol or drug abuse, 12.2, <u>Notice</u> ARC 3831A | 3/17/93 | 1856 |
| Fees — issuance and renewal of license, licensure evaluation, 14.30(1), 14.30(4), <u>Notice</u> ARC 3852A | 3/31/93 | 1922 |

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NATURAL RESOURCE COMMISSION (Continued from Page 2)

| | | |
|--|---------|------|
| Deer hunting, ch 106, <u>Notice</u> ARC 3873A | 3/31/93 | 1937 |
| Deer hunting — emergency powers, rescind 106.11, <u>Filed Emergency</u> ARC 3872A | 3/31/93 | 1954 |
| Rabbit and squirrel hunting, 107.1 to 107.3, <u>Notice</u> ARC 3874A | 3/31/93 | 1940 |
| Mink, muskrat, raccoon, badger, opossum, weasel, striped skunk, fox (red and gray), beaver, coyote, otter and spotted skunk seasons, 108.1, 108.1(2), 108.2 to 108.4, 108.5(2), <u>Notice</u> ARC 3875A | 3/31/93 | 1941 |
| Trapping limitations, 110.1, <u>Notice</u> ARC 3876A | 3/31/93 | 1941 |

TUESDAY, APRIL 6, 1993

| | | | |
|-------------|--|---------|------|
| 7:00 | PUBLIC HEALTH DEPARTMENT[641] | | |
| | Swimming pools and spas, 15.12(1)"c"(1), <u>Filed Emergency</u> ARC 3849A | 3/31/93 | 1955 |
| | Radiation, 41.1(12)"c"(4), 41.1(12) Appendices I and II, <u>Filed</u> ARC 3848A | 3/31/93 | 1972 |
| 7:10 | CORRECTIONS DEPARTMENT[201] | | |
| | Inmate mail, 20.4, <u>Filed</u> ARC 3842A | 3/17/93 | 1883 |
| | Violator programs, 20.18, <u>Filed</u> ARC 3844A | 3/17/93 | 1884 |
| | Supervision under interstate compact, 46.3(4), <u>Notice</u> ARC 3843A | 3/17/93 | 1856 |
| 7:20 | WALLACE TECHNOLOGY TRANSFER FOUNDATION[851] | | |
| | Manufacturing modernization implementation fund, ch 12, <u>Notice</u> ARC 3867A | 3/31/93 | 1951 |
| 7:30 | REAL ESTATE COMMISSION[193E] | | |
| | Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" | | |
| | Business conduct — prohibited practices, 1.31, <u>Notice</u> ARC 3464A <u>Terminated</u> , <u>Notice</u> ARC 3853A | 3/31/93 | 1949 |
| 7:40 | REVENUE AND FINANCE DEPARTMENT[701] | | |
| | Determination of net income — consolidated Iowa corporation tax returns, 53.15(1)"a," <u>Notice</u> ARC 3819A ... | 3/3/93 | 1755 |
| 7:50 | INSURANCE DIVISION[191] | | |
| | COMMERCE DEPARTMENT[181]"umbrella" | | |
| | Life insurance policies sold to applicants aged 60 or over, 15.69(5)"a," <u>Notice</u> ARC 3818A | 3/3/93 | 1749 |
| | Regulation of securities offerings and those who engage in the securities business — books and record-keeping requirements, 50.3(1), 50.3(1)"d"(7), 50.3(1)"e" and "h," 50.3(1)"i"(8) and (9), 50.3(1)"n," <u>Notice</u> ARC 3834A | 3/17/93 | 1875 |
| | Iowa retirement facilities, ch 24, <u>Filed</u> ARC 3851A | 3/31/93 | 1967 |
| 8:00 | PROFESSIONAL LICENSURE DIVISION[645] | | |
| | PUBLIC HEALTH DEPARTMENT[641]"umbrella" | | |
| | Barbers — hours of attendance in barber schools, 20.6(1), <u>Notice</u> ARC 3811A | 3/3/93 | 1751 |
| | Optometry — examinations, advertising, 180.4, 180.5(3)"c" and "e" to "g," 180.115(6), <u>Notice</u> ARC 3810A . | 3/3/93 | 1752 |
| | Massage therapists — continuing education, disciplinary procedures, uniform rules, 130.1, 130.3 to 130.10, chs 131, 136 to 139, <u>Notice</u> ARC 3881A | 3/31/93 | 1942 |
| | Optometry examiners, prescriptions, 180.9, ARC 3687A Delayed 70 days | 1/6/93 | 1377 |
| | Psychology — educational requirements for licensure, 240.5(10), 240.5(10)"a," <u>Notice</u> ARC 3859A | 3/31/93 | 1948 |
| | Psychology — ethics and code of conduct, 240.212(14), <u>Filed</u> ARC 3882A | 3/31/93 | 1971 |
| | Respiratory care practitioners, 260.7(4)"a," 260.10(9), 260.13(1)"b," 260.15(5), <u>Filed</u> ARC 3850A | 3/31/93 | 1971 |
| 8:30 | INSPECTIONS AND APPEALS DEPARTMENT[481] | | |
| | Staffing in residential care facilities, 57.12(2)"a," <u>Economic Impact Statement</u> ARC 3590A, IAB 11/25/92 ... | 3/31/93 | 1975 |

NO AGENCY REPRESENTATIVE REQUESTED FOR THE FOLLOWING:

ARCHITECTURAL EXAMINING BOARD[193B]

| | | |
|--|---------|------|
| Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" | | |
| Registration, continuing education, disciplinary action, 2.2(1), 2.4, 3.1(3), 5.21, <u>Filed</u> ARC 3877A | 3/31/93 | 1959 |
| Sales of goods and services, ch 7, <u>Filed Emergency</u> ARC 3878A | 3/31/93 | 1954 |

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NO AGENCY REPRESENTATIVE (CONTINUED)

BANKING DIVISION[187]

COMMERCE DEPARTMENT[181]"umbrella"

Application procedures — hearings, 2.4(3), 2.12(1), 2.12(10)"a," Notice ARC 3814A 3/3/93 1736
 Electronic transfer of funds, ch 10, Filed ARC 3817A 3/3/93 1773

CREDIT UNION DIVISION[189]

COMMERCE DEPARTMENT[181]"umbrella"

Electronic transfer of funds, ch 24, Filed ARC 3816A 3/3/93 1773

EDUCATION DEPARTMENT[281]

Phase III, educational excellence program, ch 91, *[Committee review delayed until their May 1993 meeting]*

Filed ARC 3826A3/17/93 1886

EMERGENCY MANAGEMENT DIVISION[605]

PUBLIC DEFENSE DEPARTMENT[601]"umbrella"

Amend and transfer Disaster Services Division[607] to Emergency Management Division[605],

Notice ARC 3824A3/17/93 1857

HISTORICAL DIVISION[223]

CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"

Historic resource development program, 49.2, 49.5(1), 49.5(3), 49.5(4)"a," 49.7(1)"b"(6),

Notice ARC 3821A 3/3/93 1738

LABOR SERVICES DIVISION[347]

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"

Child labor, 32.8(2)"a," 32.8(9)"d," 32.8(11), subrule implementations, Notice ARC 3791A 3/3/93 1750

NURSING BOARD[655]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Increase in licensure fees, 3.1, 7.1, Filed Emergency After Notice ARC 3790A 3/3/93 1771

PERSONNEL DEPARTMENT[581]

Iowa Public Employees' Retirement System, amendments to ch 21, Filed ARC 3809A 3/3/93 1784

PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]

Administration of the environmental protection charge imposed upon petroleum diminution — definitions,

6.1, Notice ARC 3829A3/17/93 1876

PHARMACY EXAMINERS BOARD[657]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Judgmental functions — authorized person, 8.1, 8.1(5), 8.1(6), Filed ARC 3796A 3/3/93 1803

Discipline — procedures for administrative hearings by board panel of pharmacists and appeal of panel's

proposed decision, 9.6(1), 9.6(1)"h," 9.6(3), 9.6(5), 9.6(10), 9.6(11), Filed ARC 3795A 3/3/93 1803

SAVINGS AND LOAN DIVISION[197]

COMMERCE DEPARTMENT[181]"umbrella"

Electronic transfer of funds, ch 14, Filed ARC 3815A 3/3/93 1807

UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella"

Americans With Disabilities Act, 10.3(2), 11.4(2), 24.7(3), Notice ARC 3832A3/17/93 1880

Purchased gas adjustments — over/undercollections, 19.10(1), 19.10(1)"b," 19.10(4), 19.10(5)"c,"

19.10(7)"b"(1) and (2), 19.10(7)"c" and "d," Filed ARC 3813A 3/3/93 1808

Clean Air Act — emission allowances, 20.1(3), 20.1(4), 20.17, 24.2, 24.4(1)"e," Notice ARC 3812A 3/3/93 1766

VETERANS AFFAIRS COMMISSION[801]

Contested cases, ch 8, Notice ARC 3806A, also Filed Emergency ARC 3807A 3/3/93 1771

VETERINARY MEDICINE BOARD[811]

Application for licensure, 6.1(1), 6.4, Filed Emergency ARC 3847A3/31/93 1957