



**September ARRC Meeting  
Administrative Rules Review Committee  
Tuesday, September 14, 2021  
9 a.m.  
Room 103, State Capitol, Des Moines, Iowa**

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**MEMBERS**

Senator Zach Whiting, Vice  
Chair  
Senator Pam Jochum  
Senator Waylon Brown  
Senator Jesse Green  
Senator Robert Hogg

Representative Megan Jones, Chair  
Representative Jon Jacobsen  
Representative Amy Nielsen  
Representative Rick L. Olson  
Representative Mike Sexton

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**This meeting will be held in room 103 with an option for virtual attendance via Zoom. To join online, go to: <https://us02web.zoom.us/j/88045995802?pwd=YnlaYVZYeXgzU8yQ3poNjJPL0V4Zz09> To join by phone, call 1 312 626 6799, then enter meeting ID 880 4599 5802 The meeting password is 12345.**

**BULLETINS NEEDED FOR THIS MEETING: 8/11/21, 8/25/21**

**NOTICE**

**Times listed for review are approximate. If you will be participating in a particular review, please arrive or connect at least 30 minutes before the scheduled time. The progress of the meeting can be tracked in real time through the ARRC's Twitter feed, which is also embedded here: <https://www.legis.iowa.gov/law/administrativeRules/arrc>.**

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**9:00 Procedural Business**

- Instructions for meeting participation
- Roll call
- Approve minutes
- Tuesday, October 12th meeting: 9am?
- Updated 2020 LSA rules analysis report
- Miscellaneous

**9:05 Fiscal Overview - Adam Broich 515.281.8823**

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

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<b>9:10 HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg, 515.281.8438 Child care homes; child development homes; child care centers, amendments to chs 109, 110, 120 <u>Notice</u> <u>ARC 5832C</u> .....	8/11/21	339
<b>9:20 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Colin Tadlock, 515.518.7609 Veterinarian certification—removal of reference to pseudorabies advisory committee, 64.162 <u>Filed</u> <u>ARC 5830C</u> .....	8/11/21	446
Federal Wholesome Meat Act regulations—adoption by reference, amendments to ch 76 <u>Filed</u> <u>ARC 5839C</u> .....	8/11/21	447
<b>9:25 VETERINARY MEDICINE BOARD[811]</b> Colin Tadlock, 515.518.7609 Veterinarian/client/patient relationships (VCPR)—physical examination, 12.1(1)“b” <u>Notice</u> <u>ARC 5848C</u> .....	8/11/21	432
Waivers, amendments to ch 14 <u>Filed</u> <u>ARC 5864C</u> .....	8/25/21	608
<b>9:30 INSURANCE DIVISION[191]</b> COMMERCE DEPARTMENT[181]"umbrella" Tracy Swalwell, 515.654.6549 Surplus lines insurers, risk retention groups—penalty for failure to timely file, 21.5, 21.6 <u>Notice</u> <u>ARC 5874C</u> .....	8/25/21	545
Viatical and life settlements—annual report, late fee, 48.7 <u>Notice</u> <u>ARC 5875C</u> .....	8/25/21	548
<b>9:35 ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]</b> PROFESSIONAL LICENSING AND REGULATION BUREAU[193] COMMERCE DEPARTMENT[181]"umbrella" Robert Lampe, 515.725.9024 Waivers; fees; application and renewal; engineering licensure by examination, 1.1(3), 1.4, 2.1, 3.1, 3.2 to 3.5, 4.1, 7.5(6) <u>Notice</u> <u>ARC 5819C</u> .....	8/11/21	330
<b>9:40 PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Steven Garrison, 515.242.6385 Sign language interpreters and transliterators—licensure, 361.1 to 361.3, 361.9 <u>Notice</u> <u>ARC 5821C</u> .....	8/11/21	365
Physician assistants—telemedicine, 327.9 <u>Filed</u> <u>ARC 5862C</u> .....	8/25/21	584
Practice of speech pathologists and audiologists, ch 301 <u>Filed</u> <u>ARC 5863C</u> .....	8/25/21	582

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<b>9:45 PUBLIC SAFETY DEPARTMENT[661]</b>		
Sarah Jennings, 515.725.6185		
Electrical installations, 504.1		
<u>Notice ARC 5838C</u> .....	8/11/21	370
<b>9:55 REVENUE DEPARTMENT[701]</b>		
Clara Wulfsen, 515.322.2900		
Income tax—COVID-19 grant exclusion, qualifying programs, 40.86, 53.30, 59.32		
<u>Notice ARC 5818C</u> , also		
<u>Filed Emergency ARC 5817C</u> .....	8/11/21	438
Tax credit rate; school tuition organization tax credit; definition of “eligible student,”		
42.32, 52.38		
<u>Notice ARC 5822C</u> .....	8/11/21	421
Data center businesses—refund requests, 230.13(7)“d”		
<u>Filed ARC 5840C</u> .....	8/11/21	484
Voluntary disclosure program—excise taxes, fees, 3.1(3)		
<u>Filed ARC 5841C</u> .....	8/11/21	469
Motor fuel and undyed special fuel, 68.2 to 68.5, 68.7(1), 68.8, 68.9, 68.13, 69.2		
<u>Filed ARC 5842C</u> .....	8/11/21	470
Appeals, taxpayer presentation, and other administrative procedures; GovConnectIowa,		
amendments to chs 7, 8, 38, 51, 57		
<u>Notice ARC 5849C</u> .....	8/11/21	371
<b>10:10 LABOR SERVICES DIVISION[875]</b>		
WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”		
Kathleen Uehling, 515.725.5615		
Federal occupational safety and health standards—COVID-19 emergency temporary		
standard adopted by reference, 10.20		
<u>Notice ARC 5846C</u> , also		
<u>Filed Emergency ARC 5847C</u> .....	8/11/21	434
<b>10:20 CREDIT UNION DIVISION[189]</b>		
COMMERCE DEPARTMENT[181]“umbrella”		
Jessica Pollmeier, 515.725.0500		
Funding secondary capital agreements, 7.7		
<u>Notice ARC 5879C</u> .....	8/25/21	507
Board of directors—education requirements, 2.9		
<u>Notice ARC 5880C</u> .....	8/25/21	506
Foreign credit unions—annual fees, 15.6(1)		
<u>Notice ARC 5881C</u> .....	8/25/21	534
Votes of the membership, amendments to ch 12		
<u>Notice ARC 5882C</u> .....	8/25/21	509

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<b>10:30 ECONOMIC DEVELOPMENT AUTHORITY[261]</b>		
Lisa Connell, 515.348.6163		
Brownfield and grayfield redevelopment tax credit program, amendments to ch 65		
<u>Notice ARC 5850C</u> .....	8/11/21	328
Butchery innovation and revitalization program; self-employment loan program, ch 51		
<u>Notice ARC 5851C</u> .....	8/11/21	323
Iowa energy center; alternate energy revolving loan program; energy infrastructure revolving loan program, amend chs 403, 405; adopt ch 406		
<u>Notice ARC 5878C</u> .....	8/25/21	535
<b>10:35 COLLEGE STUDENT AID COMMISSION[283]</b>		
EDUCATION DEPARTMENT[281]"umbrella"		
Todd Brown, 515.725.3405		
Postsecondary schools—assistance in the event of a school closure, authorization duties for exempt schools, 21.1, 21.2, 21.16		
<u>Notice ARC 5852C</u> .....	8/11/21	313
Rural Iowa primary care loan repayment program—obstetrics and gynecology, practice areas for psychiatrists, service agreement, 24.2, 24.3(5), 24.5(2)		
<u>Notice ARC 5853C</u> .....	8/11/21	316
All Iowa opportunity scholarship program, 8.2, 8.3(4)		
<u>Notice ARC 5854C</u> .....	8/11/21	309
Health care professional recruitment program, amendments to ch 14		
<u>Notice ARC 5855C</u> .....	8/11/21	311
Iowa national guard master’s degree scholarship program, ch 29		
<u>Notice ARC 5856C</u> .....	8/11/21	318
Iowa national guard student loan repayment program, ch 30		
<u>Notice ARC 5857C</u> .....	8/11/21	321

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**10:45 EDUCATION DEPARTMENT[281]**

Thomas Mayes, 515.242.5614  
 Independent private instruction—restriction from certain forms of online learning, 15.6, 15.8(4), 15.10  
     Filed ARC 5866C..... 8/25/21 553  
 Interscholastic athletic contest eligibility, 36.15  
     Filed ARC 5867C..... 8/25/21 571  
 Private instruction, amendments to ch 31  
     Filed ARC 5868C..... 8/25/21 563  
 Voluntary diversity plans; open enrollment, 17.2 to 17.9, 17.11(4), 17.13, 17.14  
     Filed ARC 5869C..... 8/25/21 555  
 Terminology—deaf and hard-of-hearing persons, individuals who are blind or visually impaired, amendments to chs 31, 41, 56, 120  
     Filed ARC 5870C..... 8/25/21 567  
 Senior year plus program—student eligibility, Internet-based coursework, review of proposals, 22.2(2)“b,” 22.28, 22.33(3)“c”  
     Filed ARC 5871C..... 8/25/21 560  
 Regional planning partnerships—funding, governance, 46.9(1)“a,” 46.10  
     Filed ARC 5872C..... 8/25/21 574  
 Definition of dyslexia, 62.6(3)“a”  
     Filed ARC 5873C..... 8/25/21 575  
 Supplementary weighting—English language learners, 60.2, 60.6(1)“a”  
     Notice ARC 5876C..... 8/25/21 541  
 Supplementary weighting plan for operational function sharing; teacher leader supplement; flexible student support program, 97.7, 98.25(3), 98.27  
     Notice ARC 5877C..... 8/25/21 542

**11:00 PHARMACY BOARD[657]**

PUBLIC HEALTH DEPARTMENT[641]“umbrella”  
 Andrew Funk, 515.281.5944; Sue Mears, 515.281.5944  
 Administration of vaccines by pharmacy technicians, 3.17  
     Notice ARC 5831C, also  
     Filed Emergency ARC 5820C..... 8/11/21 435  
 Practice of pharmacy, 3.5, 3.9, 8.23, 20.2, 20.24, 39.6, 39.8 to 39.11, 39.16  
     Notice ARC 5833C..... 8/11/21 349  
 Security; delegation of dispensing; controlled substances, 6.7, 8.3(3)“e,” 10.14(2)“d,” 10.18, 10.19(1)  
     Notice ARC 5834C..... 8/11/21 354  
 Interim pharmacist in charge, 8.35(6)“d”(4)  
     Notice ARC 5835C..... 8/11/21 358  
 Electronic data and automated systems—five-year review of rules, petitions, 21.6 to 21.9  
     Notice ARC 5836C..... 8/11/21 361  
 Controlled substances; precursor substances, 10.39, 12.1(1)  
     Notice ARC 5837C..... 8/11/21 359

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<b>11:10</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	Tracy George, 515.239.1358		
	Odometer disclosure statements, 400.52(3)		
	<u>Filed</u> <u>ARC 5829C</u> .....	8/11/21	492
	Ignition interlock devices, amendments to chs 615, 620		
	<u>Notice</u> <u>ARC 5858C</u> .....	8/11/21	430
	Outdoor advertising devices; private directional signing, amend ch 117; rescind ch 120		
	<u>Notice</u> <u>ARC 5859C</u> .....	8/11/21	426
<b>11:20</b>	<b>UTILITIES DIVISION[199]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Matthew Oetker, 515.725.7349		
	Regulation of municipal electric utilities and electric cooperatives under Iowa Code chapter 476, ch 27		
	<u>Filed</u> <u>ARC 5865C</u> .....	8/25/21	589

**NO REPRESENTATIVE REQUESTED TO APPEAR**

<b>XX:00</b>	<b>CITY DEVELOPMENT BOARD[263]</b>		
	ECONOMIC DEVELOPMENT AUTHORITY[261]"umbrella"		
	Waivers, amendments to ch 6		
	<u>Filed</u> <u>ARC 5823C</u> .....	8/11/21	452
<b>XX:00</b>	<b>CIVIL RIGHTS COMMISSION[161]</b>		
	Waivers, 15.3		
	<u>Filed</u> <u>ARC 5824C</u> .....	8/11/21	453
<b>XX:00</b>	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b>		
	Exceptions to the food code—wild-harvested mushrooms, cultivated mushrooms, 30.2, 31.1(4)		
	<u>Filed</u> <u>ARC 5843C</u> .....	8/11/21	458
	Toilets and lavatories at food establishments, 31.1		
	<u>Filed</u> <u>ARC 5844C</u> .....	8/11/21	460
	Definition of “food processing plant”; adoption by reference of 2021 federal regulations, 30.2, 31.2(9)		
	<u>Filed</u> <u>ARC 5845C</u> .....	8/11/21	457
<b>XX:00</b>	<b>LAW ENFORCEMENT ACADEMY[501]</b>		
	Petitions for rule making; terminology; public safety telecommunicators; waivers, amend chs 1, 3, 13, 16		
	<u>Filed</u> <u>ARC 5860C</u> .....	8/25/21	577
<b>XX:00</b>	<b>MEDICINE BOARD[653]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Standards of practice—medical cannabidiol, 13.15(1)		
	<u>Filed</u> <u>ARC 5861C</u> .....	8/25/21	581

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<b>XX:00 NURSING BOARD[655]</b>		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Background checks for nursing students, 2.13		
<u>Filed</u> <u>ARC 5825C</u> .....	8/11/21	462
Submission of waiver information, amendments to ch 15		
<u>Filed</u> <u>ARC 5826C</u> .....	8/11/21	463
<b>XX:00 PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]</b>		
Waivers, amendments to ch 16		
<u>Filed</u> <u>ARC 5827C</u> .....	8/11/21	466
<b>XX:00 TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b>		
Waivers, amendments to chs 9, 16		
<u>Filed</u> <u>ARC 5828C</u> .....	8/11/21	486