



**October 2022 ARRC agenda
Administrative Rules Review Committee
Tuesday, October 11, 2022
9 a.m.
Room 116, State Capitol, Des Moines, Iowa**

MEMBERS

Senator Waylon Brown, Chair
Senator Pam Jochum
Senator Julian B. Garrett
Senator Jesse Green
Senator Robert Hogg

Representative Megan Jones, Vice Chair
Representative Mike Boussetot
Representative Amy Nielsen
Representative Rick L. Olson
Representative Mike Sexton

To view the meeting online, go to: <https://www.legis.iowa.gov/committees/meetings/meetingsListComm?groupID=705>

BULLETINS NEEDED FOR THIS MEETING: 9/7/22, 9/21/22, 10/5/22

NOTICE

Times listed for review are approximate. If you will be participating in a particular review, please arrive 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	
	• Roll call	
	• Approve minutes	
	• Nov. meeting date: Nov. 9th-23rd? 9am?	
	• Miscellaneous	
9:05	Fiscal Overview - Adam Broich 515.281.8823	

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

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9:10 HUMAN SERVICES DEPARTMENT[441]		
Nancy Freudenberg, 515.281.8438		
Child care centers—staff requirements, combining age groups, 109.8, 109.11(2)		
<u>Filed Emergency After Notice ARC 6564C</u>	10/5/22	732
Collection of public assistance debts—five-year review of rules, 11.1, 11.2(2), 11.3, 11.5		
<u>Filed ARC 6495C</u>	9/7/22	464
Family investment program, refugee cash assistance—five-year review of rules, amendments to chs 40, 41, 46, 60		
<u>Filed ARC 6496C</u>	9/7/22	467
Certification of adoption investigators—dependent adult abuse, record checks and reports, forms, 107.4(5), 107.5(2)“a”(6), 107.8(1)		
<u>Filed ARC 6497C</u>	9/7/22	474
Family-life homes—five-year review of rules, amendments to ch 111		
<u>Filed ARC 6498C</u>	9/7/22	477
Service administration general provisions—five-year review of rules, 130.2(4), 130.3(1), 130.4, 130.6, 130.7		
<u>Filed ARC 6502C</u>	9/7/22	478
Social casework—adverse actions, 131.5		
<u>Filed ARC 6503C</u>	9/7/22	482
Adoption opportunity grant program, rescind ch 160		
<u>Filed ARC 6504C</u>	9/7/22	483
Aftercare services program—five-year review of rules, 187.2(3), 187.3, 187.4(1)		
<u>Filed ARC 6505C</u>	9/7/22	484
Iowa adoption exchange—definitions, process, 203.1, 203.2		
<u>Filed ARC 6506C</u>	9/7/22	487
Guardianship subsidy agreements—five-year review of rules, amendments to ch 204		
<u>Filed ARC 6507C</u>	9/7/22	489
Interstate compact on the placement of children, amendments to ch 142		
<u>Notice ARC 6509C</u>	9/7/22	452
Interstate compact on juveniles, amendments to ch 143		
<u>Notice ARC 6510C</u>	9/7/22	454
Quality improvement initiative grants, 166.2, 166.3		
<u>Notice ARC 6511C</u>	9/7/22	456
Refugee services program, amendments to ch 61		
<u>Notice ARC 6512C</u>	9/7/22	447
Services in psychiatric institutions—five-year review of rules, amendments to ch 85		
<u>Notice ARC 6529C</u>	9/21/22	567
IV-A emergency assistance program—definitions, residence, services, 133.1, 133.3, 133.4		
<u>Notice ARC 6530C</u>	9/21/22	573
In-home health-related care—nursing supervision, program implementation, 177.1 to 177.11		
<u>Notice ARC 6531C</u>	9/21/22	576
Foster parent training—five-year review of rules, 117.1, 117.3, 117.5(3), 117.7, 117.8, 117.9(1)		
<u>Notice ARC 6536C</u>	9/21/22	571
Facility assessments—five-year review of rules, 36.2, 36.6(2)“c,” 36.7, 36.11(5)“b”		
<u>Filed ARC 6556C</u>	10/5/22	745

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HUMAN SERVICES DEPARTMENT, CONTINUED		
Rent reimbursement program, ch 62 <u>Filed ARC 6557C</u>	10/5/22	747
Food assistance program—five-year review of rules, amendments to ch 65 <u>Filed ARC 6558C</u>	10/5/22	752
Emergency food assistance program—five-year review of rules, amendments to ch 66 <u>Filed ARC 6559C</u>	10/5/22	764
Debts due from transfers of assets—five-year review of rules, amendments to ch 89 <u>Filed ARC 6560C</u>	10/5/22	768
Medicare drug subsidy—five-year review of rules, 91.1, 91.2(2)“a,” 91.3(2)“a,” 91.6(2), 91.7 <u>Filed ARC 6561C</u>	10/5/22	770
Providers of medical and remedial care—service documentation, 79.3(2) <u>Filed Emergency After Notice ARC 6563C</u>	10/5/22	729
Child care assistance eligibility—disability of a parent in a two-parent household, 170.2 (2)“b” <u>Filed Emergency After Notice ARC 6565C</u>	10/5/22	735
Eligibility—five-year review of rules, 51.3, 51.6, 51.9(1) <u>Notice ARC 6586C</u>	10/5/22	664
Payment—assistance standards, 52.1 <u>Notice ARC 6587C</u>	10/5/22	666
Early and periodic screening, diagnosis, and treatment—five-year review of rules, amendments to ch 84 <u>Notice ARC 6588C</u>	10/5/22	675
Intermediate care facilities for persons with an intellectual disability—five-year review of rules, 82.1 to 82.3, 82.5, 82.7, 82.8, 82.13(1), 82.14, 82.15(1), 82.17(2) <u>Notice ARC 6589C</u>	10/5/22	668
Application for assistance—definitions, forms, cross-references, 50.1 to 50.5 <u>Notice ARC 6590C</u>	10/5/22	660
9:55 AGING, DEPARTMENT ON[17]		
Dax Oberreuter, 515.240.2114		
Special dietary needs—physician assistants, 7.18(3) <u>Notice ARC 6591C</u>	10/5/22	649

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10:00 DENTAL BOARD[650]		
<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
Tiffany Allison, 515.281.3248		
Board-approved specialty—orofacial pain, 26.4(2)“b”		
<u>Notice ARC 6513C</u>	9/7/22	442
Dental assistants—trainee status, registration, dental radiography qualification, amendments to chs 1, 11, 15, 20, 22		
<u>Notice ARC 6514C</u>	9/7/22	427
Expanded functions, 23.1 to 23.7		
<u>Notice ARC 6515C</u>	9/7/22	435
 10:10 PHARMACY BOARD[657]		
<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
Andrew Funk, 515.281.5944; Sue Mears, 515.281.5944		
Temporary designation of controlled substances, 10.39		
<u>Filed ARC 6521C</u>	9/21/22	626
Compounding practices—records, 20.23		
<u>Filed ARC 6522C</u>	9/21/22	628
Temporary designation of controlled substances, 10.39(6)		
<u>Notice ARC 6532C</u>	9/21/22	592
Iowa prescription monitoring program—definition of “opioid antagonist,” advisory council, 37.2, 37.4		
<u>Notice ARC 6533C</u>	9/21/22	593

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10:20 REVENUE DEPARTMENT[701]		
Clara Wulfsen, 515.322.2900		
Local government services division, 6.1(2), 70.6(1)“b,” 71.14(2), 72.18(8), 78.6(1)“b,” 122.2		
<u>Notice ARC 6494C</u>	9/7/22	458
Sales, use, and excise tax, amend chs 4, 27, 34, 67 to 70, 81 to 86, 91, 97, 103, 107, 109, 120, 122, 150, 211 to 216, 223, 224, 226, 230, 231, 235, 237 to 240, 242, 250; adopt chs 210, 212, 216, 258; rescind chs 16, 108, 241		
<u>Filed ARC 6508C</u>	9/7/22	493
Application of two-tier assessment limitation, 71.29		
<u>Filed ARC 6525C</u>	9/21/22	629
Rent reimbursement program—transition period, 73.35		
<u>Notice ARC 6537C</u>	9/21/22	612
Withholding, 38.1(8), 46.1(1)“c,” 46.3, 46.5		
<u>Notice ARC 6538C</u>	9/21/22	603
Mandatory electronic filing of tax returns for certain taxpayers, 8.7		
<u>Notice ARC 6539C</u>	9/21/22	600
Personal service and paperless delivery—notices, correspondence, other communication, 7.33, 8.6		
<u>Filed ARC 6550C</u>	10/5/22	834
Tax-related due dates that fall on Saturdays, Sundays, or holidays, amendments to chs 7, 39, 48, 52, 58, 70, 78, 87, 89		
<u>Filed ARC 6551C</u>	10/5/22	821
Failure to file penalty, 10.9		
<u>Filed ARC 6566C</u>	10/5/22	838
Income tax returns—whole dollars, 8.5(2)“a”		
<u>Filed ARC 6567C</u>	10/5/22	837
Appeals, taxpayer representation, and other administrative procedures, 7.6, 7.9(6)		
<u>Filed ARC 6582C</u>	10/5/22	826
Public records and fair information practices; general administration; tax return extension in disaster areas, adopt ch 5; amend chs 6, 10		
<u>Filed ARC 6583C</u>	10/5/22	808
Corporate income tax rate adjustments, 51.10		
<u>Filed ARC 6570C</u>	10/5/22	841
Services subject to sales tax, rescind ch 26; amend chs 203, 213 to 216, 219, 220, 225; adopt chs 211, 218		
<u>Notice ARC 6577C</u>	10/5/22	687

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10:45 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]		
Colin Tadlock, 515.518.7609		
Federal Wholesome Meat Act regulations, voluntary inspections of exotic animals— adoption by reference, 76.2, 76.13		
<u>Notice ARC 6499C</u>	9/7/22	422
Pesticides—registration fees, 45.3		
<u>Notice ARC 6500C</u>	9/7/22	419
E-15 access standard, ch 86		
<u>Notice ARC 6516C</u>	9/7/22	424
Research facilities, 67.18		
<u>Notice ARC 6517C</u>	9/7/22	421
Marketing, ch 52		
<u>Filed ARC 6552C</u>	10/5/22	738
Advertisement of the price of liquid petroleum products for retail use—decals, octane rating, ethanol percentage by volume, 85.48		
<u>Notice ARC 6581C</u>	10/5/22	650
11:00 VETERINARY MEDICINE BOARD[811]		
Colin Tadlock, 515.518.7609		
Veterinarian/client/patient relationships, 1.4, 12.1		
<u>Filed ARC 6523C</u>	9/21/22	632
11:05 INSURANCE DIVISION[191]		
COMMERCE DEPARTMENT[181]"umbrella"		
Angela Burke Boston, 515.654.6543		
Five-year review of rules, 35.21, 35.40, 40.12(4), 55.20(7), 58.3(2), 58.16(3), 71.14(9), 101.1, 101.8(12), 101.9, 102.3		
<u>Filed ARC 6547C</u>	10/5/22	798
Travel insurance, amendments to ch 10		
<u>Filed ARC 6548C</u>	10/5/22	795
11:10 ECONOMIC DEVELOPMENT AUTHORITY[261]		
Lisa Connell, 515.348.6163		
Iowa energy center—purpose, quorum, electronic meetings, 403.1, 403.3		
<u>Filed ARC 6492C</u>	9/7/22	461
Historic preservation tax credit, amendments to ch 49		
<u>Notice ARC 6546C</u>	9/21/22	539
11:15 IOWA FINANCE AUTHORITY[265]		
Kristin Hanks-Bents, 515.452.0404		
9 percent qualified allocation plan, 12.1(2), 12.2(2)		
<u>Notice ARC 6543C</u>	9/21/22	583

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11:20 EDUCATION DEPARTMENT[281]		
Thomas Mayes, 515.281.8661		
English learners—terminology, amendments to chs 19, 23, 41, 60, 67, 68, 77, 79, 98, 120		
<u>Notice ARC 6584C</u>	10/5/22	652
Operational function sharing; supplementary weighting, 97.7		
<u>Notice ARC 6585C</u>	10/5/22	657
11:25 RACING AND GAMING COMMISSION[491]		
INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"		
Barb Blake, 515.281.7352; Brian Ohorilko, 515.281.7358		
Alternative simulcast operators; waiver summary reports; conduct accountability;		
occupational licenses; vendor licenses; advance deposit wagering; physician assistants,		
amendments to chs 1, 5, 6, 8		
<u>Notice ARC 6542C</u>	9/21/22	595
11:30 IOWA PUBLIC INFORMATION BOARD[497]		
Margaret Johnson, 515.725.1783		
Complaints—administrative resolution; contested cases—withdrawal, 2.1(6), 4.17		
<u>Notice ARC 6540C</u>	9/21/22	585
11:35 LAW ENFORCEMENT ACADEMY[501]		
Russell Rigdon, 515.725.9617		
Certification; training, 2.1(11), 3.2, 3.4(1), 3.5(1), 4.1(1), 4.2(1), 9.1, 9.2(2), 10.1		
<u>Notice ARC 6545C</u>	9/21/22	588
11:40 ENVIRONMENTAL PROTECTION COMMISSION[567]		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Tamara Mullen Mcintosh, 515.725.8242		
NPDES general permit nos. 5 through 9, 64.15		
<u>Filed ARC 6493C</u>	9/7/22	462
Definition of "storm water discharge associated with industrial activity"; NPDES general		
permit nos. 1 through 4, 60.2, 64.15		
<u>Notice ARC 6501C</u>	9/7/22	443
11:45 NATURAL RESOURCE COMMISSION[571]		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Tamara Mullen Mcintosh, 515.725.8242		
Wild turkey hunting—permitted weapons, 98.2(1)"a," 98.12(1), 99.8(1)		
<u>Notice ARC 6578C</u>	10/5/22	682
Deer hunting by residents—antlerless-deer-only seasons, deer depredation licenses, 106.1		
(6), 106.2(5), 106.4(5), 106.6(4), 106.7(5), 106.11(4)		
<u>Notice ARC 6579C</u>	10/5/22	685

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11:50 HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT[605]		
Blake DeRouchey, 515.323.4232		
Report submissions, 104.1, 104.2		
<u>Notice ARC 6526C</u>	9/21/22	566
Iowa comprehensive plan, 9.1 to 9.4		
<u>Notice ARC 6527C</u>	9/21/22	554
911 telephone systems, 10.2, 10.4(2), 10.9(3)“f,” 10.11(1)“c,” 10.14		
<u>Notice ARC 6528C</u>	9/21/22	557
Mass notification and emergency messaging system, 15.3(1), 15.4		
<u>Notice ARC 6534C</u>	9/21/22	564
Repair, calibration, and maintenance of radiological monitoring, detection, and survey equipment, rescind ch 11		
<u>Notice ARC 6535C</u>	9/21/22	563
12:00 PUBLIC EMPLOYMENT RELATIONS BOARD[621]		
Amber DeSmet, 515.217.0833		
Retention and recertification elections—submission of voter eligibility lists, 15.1, 15.2(2), 15.5		
<u>Filed Emergency After Notice ARC 6520C</u>	9/21/22	620

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12:10 TRANSPORTATION DEPARTMENT[761]		
Tracy George, 515.239.1358		
Vehicle recyclers—licensing, regulation, 400.23, 431.1 to 431.3		
<u>Filed ARC 6489C</u>	9/7/22	506
Motor vehicle leasing licenses—contact information, definition of “engage in the business,” 430.1		
<u>Filed ARC 6490C</u>	9/7/22	509
Transportation network companies, 540.3, 540.4, 540.6, 540.9(2), 540.11		
<u>Filed ARC 6491C</u>	9/7/22	511
Commercial driver licensing—third-party testing, 607.30, 607.31		
<u>Notice ARC 6519C</u>	9/21/22	614
Primary highway access control, adopt ch 112; amend ch 150		
<u>Filed ARC 6562C</u>	10/5/22	843
School transportation services provided by regional transit systems—contact information, adoption by reference of federal regulations, definition of “automobile,” driver physical fitness, 911.1(2), 911.2, 911.5(1), 911.6(7)		
<u>Notice ARC 6572C</u>	10/5/22	722
Federal transit assistance—state management plan, 922.1(2)		
<u>Notice ARC 6573C</u>	10/5/22	725
Intermodal pilot project program, rescind ch 201		
<u>Filed ARC 6488C</u>	9/7/22	505
Railroads—definitions, submission of reports, processing agreements, adoption by reference of federal regulations, amendments to chs 800, 810, 821		
<u>Notice ARC 6574C</u>	10/5/22	715
Highway-railroad grade crossings, amendments to chs 811, 812, 820		
<u>Notice ARC 6575C</u>	10/5/22	720
Quotation process for governmental entities for public improvement for vertical infrastructure, amendments to ch 180		
<u>Notice ARC 6576C</u>	10/5/22	713
12:25 VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]		
Melissa Miller, 515.727.3443		
Veterans license fee fund, 17.1 to 17.3		
<u>Notice ARC 6580C</u>	10/5/22	726
12:30 WORKFORCE DEVELOPMENT DEPARTMENT[871]		
Jeffrey Koncsol, 515.725.5400		
Unemployment insurance benefits—exceptions, 24.22(3)“c”		
<u>Filed ARC 6487C</u>	9/7/22	514
12:35 LABOR SERVICES DIVISION[875]		
WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”		
Lanny Zieman, 515.725.5615		
Boiler and pressure vessel codes—adoption by reference, 91.1(6), 91.8, 91.10		
<u>Notice ARC 6541C</u>	9/21/22	586

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12:40	CHILD ADVOCACY BOARD[489] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Ashleigh Hackel, 515.281.4567 Five-year review of rules, amendments to chs 1 to 5 <u>Notice ARC 6544C</u>	9/21/22	527
12:45	INSPECTIONS AND APPEALS DEPARTMENT[481] Ashleigh Hackel, 515.281.4567 Food assistance program—change of name to supplemental nutrition assistance program (SNAP); fraud control; debt recovery, amend chs 22, 72, 90; rescind ch 75 <u>Filed ARC 6518C</u>	9/7/22	491
	Health care employment agencies, ch 55 <u>Notice ARC 6571C</u>	10/5/22	677
	Home food processing establishments, ch 34 <u>Filed ARC 6569C</u>	10/5/22	781
	Food and consumer safety; food establishment and food processing plant inspections, amendments to chs 30, 31 <u>Filed ARC 6568C</u>	10/5/22	772

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00	CREDIT UNION DIVISION[189] COMMERCE DEPARTMENT[181]"umbrella" Application of generally accepted accounting principles (GAAP), 2.12(2), 9.1(3), 15.2(2), 17.4(1), 18.1, 18.3(1), 18.4(1), 18.5(1) <u>Filed ARC 6553C</u>	10/5/22	743
XX:00	MANAGEMENT DEPARTMENT[541] Suspension and reinstatement of state funds, ch 16 <u>Filed ARC 6524C</u>	9/21/22	624
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Behavior analysts, assistant behavior analysts—fees, 5.3(3) <u>Filed ARC 6549C</u>	10/5/22	801
XX:00	PUBLIC HEALTH DEPARTMENT[641] Center for congenital and inherited disorders, 4.1(1), 4.2, 4.3, 4.11 to 4.14 <u>Filed ARC 6554C</u>	10/5/22	803
	Water treatment systems, rescind ch 14 <u>Filed ARC 6555C</u>	10/5/22	807