

MINUTES OF THE SPECIAL MEETING
OF THE
ADMINISTRATIVE RULES REVIEW COMMITTEE

Time of Meeting The special meeting of the Administrative Rules Review Committee was held Tuesday and Wednesday, January 6 and 7, 1987, in lieu of the statutory meeting.

Members Present Senator Berl E. Priebe, Chairman; Representative Edward G. Parker, Vice Chairman; Senators Donald V. Doyle and Dale L. Tieden; Representatives David M. Tabor and Betty J. Clark. Chairman Priebe convened the meeting in Senate Committee Room 24 and welcomed Representative Tabor who succeeded Representative James D. O'Kane.

EDUCATION DEPARTMENT The following agenda was presented by Robert Yeager, Assistant Bureau Chief, Dave Bechtel, Administration, and Charles Moench, Chief, Bureau of Area Schools.

- School personnel, interscholastic athletes, school bus drivers--physical examinations, 670--3.4(1), 9.15(3). 22.15 ARC 7208 *F*..... 12 3 '86
- Extracurricular interscholastic competition, 670--9.20(2), 9.20(8) ARC 7210 *F*..... 12 3 '86
- Area vocational schools and community colleges, administration, credit hour, 670--5.2(3) ARC 7179 *N*..... 12 3 '86

No recommendations were offered.

NATURAL RESOURCE COMMISSION The Following agenda was before ARRC:

Formerly Conservation Commission

- CONSERVATION COMMISSION(290)
 - Trotlines where permitted, 20.1 ARC 7206 *F*..... 12 3 '86
 - Wild turkey spring hunting regulations, ch 111 ARC 7207 *F*..... 12 3 '86
 - Motor regulations, 40.4(2)(b) ARC 7205 *N*..... 12 3 '86
- NATURAL RESOURCE COMMISSION [571]
 - Transfer name change and miscellaneous amendments, filed without Notice ARC 7280 *F.W.N.*..... 12 31 '86
 - Recreation Tourism grants to county conservation boards, 290--71.1, 71.101, 71.103, 71.5(d), 71.6(1), 71.6(2), 71.7(d), 71.7(3)(c), 71.8 to 71.11, 71.12(1), 71.12(c), 71.15(d), 71.15(d) to 71.15(f), 71.16, 71.17(1), 71.18, 71.20(1) to 71.20(3) ARC 7240 *N*..... 12 17 '86
- NATURAL RESOURCES, DEPARTMENT OF [561]
 - Description of organization, ch 1 ARC 7279 *F*..... 12 31 '86
- ENVIRONMENTAL PROTECTION COMMISSION[567]
 - Operation of environmental protection commission, ch 1, also rescinds 900--ch 2 ARC 7198 *F*..... 12 3 '86
 - Wastewater construction and operation permits, 64.29(1)(b) ARC 7197 *F*..... 12 3 '86
 - Name and gender change, transfer of rules, chs 8 to 65, 70 to 150, filed emergency ARC 7190 *F.F.*..... 12 3 '86
 - Controlling pollution, emission standards for contaminants, 22.1(2), 22.4, 23.1(1) ARC 7188 *N*..... 12 3 '86
 - Annual feeding operations, 65.1 to 65.9, Appendixes A and B ARC 7189 *N*..... 12 3 '86

Mike Murphy, Bureau Chief; Rick McGeough, Bureau Chief; Marion Conover, Section Supervisor, Richard E. Bishop, Bureau Chief; Robert Yeager, Assistant Bureau Chief, Berniece Hostetter, Budget and Grants Bureau, Pete Hamlin, Ubbo Agena and Allan Stokes, Administrator, Environmental Protection Division were present.

20.1 In re 20.1 which was unchanged since the Notice, Conover said censuses were taken every year--not necessarily in the same streams or lakes.

ch 111 Bishop pointed out that the turkey season was essentially unchanged. Tieden mentioned serious damage incurred to grain fields in his district by ducks and turkeys.

No recommendations re 40.4(2)b.

Transfer
Rules

Brief discussion of the rules intended to implement reorganization by transferring Conservation Commission rules to the Natural Resource Commission--ARC 7280.

ch 71

With respect to Chapter 71, Murphy announced that Department officials most knowledgeable about recreation/tourism grants were conducting the public hearing this a.m. Parker took the position that funding would be better utilized on existing facilities. Hostetter said the Department has interpreted the law to require funding of new facilities for economic development but the rules also allow for substantial expansion of existing facilities. Tieden viewed the rules as quite restrictive. Parker requested the Department to provide a list of all grant applications, separating new and existing, with description of projects which were funded. Tabor was informed that the private museum he asked about would not qualify as a recreational facility.

NATURAL
RESOURCES
DEPARTMENT

No questions re 561--Chapter 1.

Environ-
mental
Protection
Commission

After brief review of Chapters 1 and 2, 64.2(9)b, chapters 8 to 65 and 70 to 150, by Murphy, there were no questions.

According to Murphy, 22.1(2) et al will implement one aspect of the federal pollution control program known as "prevention of significant deterioration."

Priebe asked Murphy about areas of the state where the air is "marginal". Areas cited were in Des Moines, southeast bottoms of Des Moines, and Mason City. Priebe requested that Representative Jack Hatch be sent notification of these areas so they can be "cleaned up immediately."

ch 65

Discussion of amendments to Chapter 65, intended to implement recommendations of the Governor's Task Force and the legislature. Murphy advised that the "two-foot rule" relative to operation permits will be removed and new provisions will be equivalent to federal regulations. The concept will be included in design standards. Weight of comment favored the removal and the legislature effectively rescinded the confusing rule.

In response to question by Parker, Murphy said that county sanitarians had enforcement responsibilities. Parker spoke of inconsistent enforcement of septic tank violations and lagoons for hog operations--more stringent for septic tanks. Murphy pointed out that much enforcement action is taken against feedlot operations with some arguing it is excessive and others contending the opposite. Suspected violations must be reported to the DNR in a timely manner before enforcement measures could be initiated. Sanitarians are utilized

Environmental Protection Commission to some extent since they are on the spot. Committee members expressed general dissatisfaction with the seemingly inconsistent policy with respect to discharge of waste directly into waters of the state.

Tieden referred to Appendix B as it pertains to disposal of waste on frozen ground. He was curious as to enforcement if it involved emptying of the lagoons. Stokes explained that a lagoon could be emptied continuously but during the one-month period, there must be 90 per cent of the capacity of the waste-holding basin available to take additional waste. Department of Natural Resources officials will be inspecting in July or November. Stokes told Priebe that additional inspectors would not be needed. Generally, they respond to complaints and follow up with spot checks. Priebe spoke of problems during wet months, e.g. July 1986 and he favored an exception to cover an act of God. He continued that the issue must be viewed on a statewide basis since counties have different problems. Stokes reminded that the individual would not need to wait until July to draw down the lagoon. They should plan ahead. Murphy referenced Appendix A, System 2, paragraph 2A on page 1008 [12/3/86 IAB]--Feedlot Runoff Control System--as the waiver. Stokes stressed that enforcement action would not necessarily involve penalty. Priebe expressed concern as to costs.

Tieden urged language to ensure safeguards in every system.

In response to Doyle re 65.6(2), Murphy indicated a permit would not be needed for repairs. A 90-day notice would be required for modifications. He spoke of the Department's flexibility in this area. Doyle suggested clarification by addition of waiver for repairs and minor modification. In addition, in 65.7, Doyle said that no responsibility had been placed on the transferee. He preferred language similar to that required in 65.5.

Motion Doyle moved that the Environmental Protection Commission be required to provide an Economic Impact Statement on amendments to Chapter 65. Priebe declared that laws should be encouraging rather than discouraging feedlot operations. Motion carried.

CORRECTIONS DEPARTMENT Scaletta was present for consideration of proposed rule 291--20.15 on victim notification, IAB 12-31-86, ARC 7268.

Doyle took the position that the law was clearer than the rule. Scaletta explained that they were expanding on the law. If the released offender goes to a different community, the Department will still notify the community of the release. Doyle contended that use of "community" was not sufficient to explain where the offender was going. He also pointed out that the statute

CORRECTIONS DEPARTMENT

uses the singular "victim" and he preferred that in the rule as well. Tieden viewed use of "entitles" as being permissive in 20.15(2) and he suggested "required". Scaletta said that registration was permissive and the subrule was not "a definite." Committee members recommended substituting "shall" for "will" in 20.15(3). No other questions.

COMMERCE DEPARTMENT
Utilities Division

Diane Munns and Ray Vawter were present for the Utilities Division to review:

Confidential records, 19.2(5)k, 20.2(5)j, 20.13(1)c and "e," 22.2(6)l, 22.12(4) ARC 7196 *Y*..... 12/3/86
 Purchased gas adjustments and annual review of gas procurement practices, amendments to ch 19, amended
notice ARC 7195..... *NA*..... 12/3/86
 Telephone customer trouble reports, 22.6(1)h ARC 7274 *N*..... 12/31/86

Also present: Todd Schulz, Iowa Telephone Association; John Flannery, GTE, Grinnell; Barbara Johnson, United Telephone.

No questions re 19.2(5), et al.

19.10(6) f

Discussion of Chapter 19 amendments. In re 19.10(6) f, Parker reasoned that use of an "average" rather than "one day" would be more reflective. Priebe wondered if the language were statutory and was advised that it was not. Committee members concurred that something specific for consistency was important.

22.6(1) h

In review of 22.6(1) h, Parker questioned the reason for the change and asked about ramifications if the utilities fail to follow this practice. Utilities division officials indicated that utilities adhere to required standards. Tieden wondered about the penalty but Munns lacked information. Vawter stated that all companies have their own standards and the amendment reflects that. No action.

BOARD OF REGENTS

R. Wayne Richey, Roger Maxwell and Doug True appeared on behalf of the Board of Regents for the following:

Equal employment opportunity, affirmative action, and targeted small business, ch 7, 8.1(2), 8.6(5) ARC 7193 *E*..... 12/3/86
 Purchasing—South Africa divestiture, 8.2(5) ARC 7223 *E*..... 12/17/86

Richey informed the ARRC that their recommendations had been incorporated into the adopted rules except for 7.1 with respect to the repetition of the words "...race, creed, color, sex, religion..." It clarifies the expectation from a legal standpoint.

Royce, speaking for a legislator, asked about impact of the provision with respect to professional employees of the Universities, e.g. department heads and professors. Richey spoke of the Board's nondiscriminatory practices in effect since 1969. With these rules, the Board wants to ensure that institutions do provide for affirmative action, etc. The rules address the legislature's very strong commitment to equal employment opportunity. Decisions on who is granted tenure are made in each department within a university but it is monitored closely. Richey emphasized, "the Board wants action and no excuses."

BOARD OF REGENTS

Brief discussion of correct way to cite the Code and new legislation.

Tieden was interested in how 8.2(5) would be enforced. According to Richey, the state Treasurer's list would provide the facts concerning South African divestiture. Parker commended the Board for consideration of all objections in terms of those rules.

EMPLOYMENT SERVICES DEPARTMENT

JOB SERVICE, DIVISION OF [345]

Employer's contribution and charges, claims and benefits, 3.3(1), 4.2(1) "c," 4.13(1) "a," 4.25, 4.26(1), 4.26(2) and 4.30 ARC 7157	12 3 '86
Claims and benefits, appeals procedure, amendments to ch 4.6.5.68 ARC 7246	12 31 '86
EMPLOYMENT SERVICES, DEPARTMENT OF [344]	
Petitions for rule making, declaratory rulings, 3.1 to 3.4, 4.1 to 4.7 ARC 7245	12 31 '86
Petition for declaratory rulings, petition for rule making, chs 5 and 7 ARC 7239, also filed emergency ARC 7218	12 17 '86

Job Service Division

Paul Moran and Joseph Bervid appeared for the agenda of the Division of Job Service and the Employment Services Department. According to Bervid, minor nonsubstantive modifications were made since the Notice. No questions.

Industrial Services Division

Robert Landess, Commissioner, explained the following:

INDUSTRIAL SERVICES, DIVISION OF [343]

Contested cases—scope of appeal, petitions for judicial review, 1.28, rescinds 4.39, filed emergency ARC 7269	12 31 '86
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Priebe had a problem with use of "...filed 'promptly' ..." Landess assured him there would be no penalty involved. The Advisory Committee had suggested the language. No formal action. Rule 4.39 was rescinded since it had been ruled unconstitutional by the Supreme Court.

Barry sought guidance with respect to the Iowa Railway Finance Authority re whether or not they were under the umbrella of DOT. Decision was made to refer the question to the Governor's office.

Noon Recess Reconvened

Chairman Priebe recessed the Committee for lunch at 11:40 a.m. and reconvened it at 1:30 p.m.

Doyle raised question as to whether local option sales tax should be computed for Subscription Information provided for the Iowa Administration Code and the Iowa Administrative Bulletin. He pointed out that seven cities in Woodbury County have approved the tax. Barry agreed to refer the matter to the Superintendent of Printing who has responsibility for sale of the rules publications.

TRANSPORTATION DEPARTMENT

Organization of the department, (01.A) 1.1 to 1.3, 1.6 to 1.8 ARC 7159	12 3 '86
Administrative rules and declaratory rulings, (01.B) 1.1(1), 1.1(2), 1.2(1), 1.2(3) "b," 1.2(5) ARC 7160	12 3 '86
Bikeway and walkway facilities, (06.A) ch 2, rescinds (06.P) ch 4 ARC 7214	12 17 '86
Lighting (06.K) ch 1 ARC 7259	12 31 '86
Procurement of equipment, materials, supplies and services, female and minority small business set aside, (01.B) 2.6, notices ARC 6452 and ARC 6563 terminated ARC 7220	12 17 '86
Procurement of equipment, materials, supplies and services, targeted small businesses, life cycle costs for motor vehicle procurement, (01.B) 2.3(4), 2.1(1) "a," 2.1(8) "c" ARC 7221	12 17 '86
Manual on uniform traffic control devices for streets and highways, (05.K) 2.1(2) ARC 7219	12 17 '86
Designated highway system, (07.A) 1.3 to 1.5 ARC 7161	12 3 '86
Regulations applicable to carriers, (07.F) 8.1(1) "a" and "b" ARC 7213, also filed emergency ARC 7212	12 17 '86

TRANSPORTA-
TION
DEPARTMENT

Julie Fitzgerald, Dwight Stevens, Lee Hammer, Carol Coates, Tom Jackson, Roger Bierbaum, Walter McDonald, Gerald Allen and Larry Jesse were present for the Department of Transportation.

No questions re [01,A] 1.1 et al; [01,B]1.1 et al.

Discussion of [06,A] ch 2 which amends the ban against motorized vehicles on bikeways and walkways to accommodate the handicapped and remove traffic hazards from the roadways. Tieden was told that bikeways can be designated on primary highways. In response to Tieden, Jesse cited safety factors as the purpose for bikeways and the federal funds are available for these. Localities sponsor and maintain the bikeways.

[06,K]ch 4 Bierbaum reviewed [06,K]ch 4 which had been modified since Notice to address liability concerns on lighting of primary-secondary intersections and destination lighting. No Committee recommendations.

No questions re [01,B]ch 2 amendments.

[06,K]2.1 Stevens told the Committee that Revision 4 of the Manual on Uniform Traffic Control Devices issued by the Federal Highway Administration would be adopted by amendment to [06,K]2.1(2). Copies of Revision 4 were distributed. Stevens was reminded that a date certain for the effective date should be included in the adopted rule.

Doyle, for the record, reiterated that former Representative James O'Kane and others on this Committee were unhappy with passing signs erected on the three-lane roads directing slow traffic to keep to the right. "It is fraught with danger," in his opinion. He preferred "keep right except to pass".

Doyle registered another complaint with respect to lack of mileage information markers located on certain back road highways for which DOT has not transferred jurisdiction to the county. He asked Stevens to investigate, especially, re old Highway 141 which, according to the Woodbury County Engineer, is not under his jurisdiction. Along those same lines, there was discussion of legality of passing on the right when lanes are available. Stevens said this was lawful under the Code. Tieden concurred with Doyle's concerns.

Doyle in the Chair.

Stevens reported on a survey conducted by the Department which revealed that Colorado and Wyoming use a "keep right except to pass" sign while 10 or 12 other states use the sign specified in the manual. Stevens also advised that destination boards are the state's responsibility on the primary road system. A final decision on the passing signs had been written by Mr. Dunham but Stevens would convey Committee sentiments

TRANSPORTA- to the Commission.
TION

DEPARTMENT Brief discussion of [07,A]1.3 to 1.5. Doyle was informed that DOT was in the process of updating the designated highway list. Changes are designated by [07,A]1.3 the Secretary of Transportation.

Priebe resumed the chair. No questions on [07,F]8.1(1) et al.

Next Chairman Priebe announced that the February meeting Meeting would be held Tuesday and Wednesday, February 10 and 11, at 7:30 a.m.

AGRICULTURE Charles A. Eckermann, John R. Whipple, Wally Dick and AND LAND Dr. L. M. Schmall were present for the Department to STEWARDSHIP review:

DEPARTMENT

Grain indemnity fund board - organization and operations, ch 63	ARC 7216	N	12/17/86
Participation in grain indemnity fund ch 62	ARC 7212, also filed emergency	ARC 7241	N * FE 12/31/86
Claims against the grain depositors and sellers indemnity fund, ch 64	ARC 7243	N	12/31/86
Onsite containment of pesticides, 70 day delay	ARC 7020	

Also present: Randy Allman and Ken Ludlow, Iowa Grain and Feed; Mark A. Taylor, Jr., Iowa Fertilizer and Chemicals; Timothy Benton and Lynette Donner, Attorney General's Office.

ch 9 Discussion of Chapter 9, relative to the on-site containment of pesticides, which had been delayed for 70 days at the November meeting. It was decided that the rules would be disposed of at a recessed meeting prior to January 21.

ch 63 In re 63.4(3), Committee members challenged the quorum requirement and reminded officials that ARRC policy has been that 2/3rds of the members constitutes a quorum to take official action. Donner was willing to amend the subrule to specify that three Board members would be required.

Priebe challenged language in 63.4(2) pertaining to general conduct of meetings with respect to the fact that only "individuals recognized by the presiding officer may address the board." He favored opportunity for anyone to speak. No formal action taken.

ch 62 Rules governing participation in the grain indemnity fund were considered, being Chapter 62 which supersedes the Transition rules originally published 6/4/86 as 250--ch 14 [Commerce Commission]. Ludlow addressed 62.4 on the payment of per-bushel fee and took the position that it conflicted with SF 2116, section 31 [86 Acts, Ch 1152]. Eckermann contended that the statute places the responsibility to remit the fee on the licensee which is not a "checkoff." Further, Ludlow maintained that the Department placed more emphasis on "grain sold," purchased from any entity,

AGRICULTURE
AND LAND
STEWARDSHIP
DEPARTMENT
(cont.)

than on "grain purchased" from a seller. Priebe recalled a problem with government grain when it is purchased. Ludlow referenced the reporting form for the last quarter which made no distinction between purchase date of grain and participating date of the grain dealer. Dick responded that the Grain Warehouse Division would use the participating date. Whipple added that no penalty would be assessed. The fee would be assessed under the requirements of the rule back to the participation date. Whipple reminded that the transitional rules contained sunset date of October 1, 1986. The participating date could be as far back as June.

Ludlow stated that his purpose was not to argue the merits of whether Commodity Credit Corporation grain should be assessed even though he believed they should be. He viewed the Transitional rules as being quite clear and concise. Priebe was informed that grain in a state-licensed temporary storage facility would be eligible for indemnity if it goes out of condition. He envisioned that the fund would be depleted quickly in the spring. Ludlow expressed concern about federal grain storage facilities. Whipple suspected that collection from the commodity credit would entail a legal battle.

Dick commented on Division meetings held over the state where "elevators" had differing opinions re checkoff. Whipple saw the issue as "a competitive business decision."

62.4

General discussion. Ludlow reasoned that if rule 62.4 were sustained, it should be from December 2, 1986, and payments already made to the Division should be refunded.

Donner advised that the new rules which became effective December 2 were a reinstatement of the transitional rules and have no different effect. Ludlow disagreed. Whipple concurred that the Department's interpretation was consistent and he viewed the rules as being consistent as well. Discussion of "seller" which Whipple described as "someone who produces or causes to be produced" grain. Donner pointed out the transitional rules contained provision for the assessment when there was a warehouse operator. Priebe reiterated his opposition to temporary storage of grain. Whipple observed that in Iowa most grain is ultimately owned by the CCC through the loan program. If that grain is not eligible for the assessment, a source of funding for the grain sellers--depositors indemnity fund--would be eliminated. He concluded that the law is quite clear. Responding to Tieden, Royce labeled the law as "complicated legislation." The statute requires the fee to be assessed on "grain sold" which definition is specific. He advised that the rules mirror the statute.

Motion

Clark moved that the Speaker of the House and Lieutenant Governor be apprised of the questions raised relative to the per-bushel fee imposed on all "grain sold."

AGRICULTURE
AND LAND
STEWARDSHIP
DEPARTMENT
(Cont.)

Motion carried.

Priebe wondered specifically, "How do you collect from the CCC, the source of funding; do we let these people build it into their warehouse division, expense, etc?"

ch 64

Donner briefed Committee with respect to procedure for filing the claims against grain depositors and sellers indemnity fund.

Ludlow referred to subrule 64.4(3) relative to credit sale contract and alluded to common practice at country elevators which is not covered. He had sought clarification from the Division. Although the Code sets a 12-month limitation for settlement of the obligation, many producers request "rolling over" of grain from one year to the next. It was Ludlow's understanding that grain examiners have started enforcing the situation where credit-settled contract could not be "rolled." He questioned the authority of the Division to limit the rolling of the contract to one time. Ludlow suspected that those rolling a contract once would be unlikely to collect under the indemnity fund if the elevator became insolvent. Donner said the rule reflects the statute--primarily, under section 33, subsection 3, of the Act. However, she agreed to present the matter to the Board at its Wednesday meeting.

Motion

Priebe thought the question should be referred to the House Agriculture Committee. Dick pointed out that grain can always be stored and sold at any time. Tieden reminded Ludlow that the rule could not be contrary to the statute. Ludlow opined that rules need not contain material which is stated clearly in the Code. Ludlow wanted clarification of "delivered for sale" in 64.4(3). Tieden moved to refer subrule 64.4(3) to the Speaker of the House and Lieutenant Governor with the recommendation that the provision "or delivered for sale" be reviewed by the Committee on Agriculture.

VETERINARY
MEDICINE
BOARD

Dr. L. M. Schmall gave brief explanation of change made in the following:

VETERINARY MEDICINE, BOARD OF [842]
Application for licensure, fee schedule, 22 ARC 7237 12 17 86

No questions.

AGRICULTURAL
DEVELOPMENT
AUTHORITY

William H. Greiner and Timothy Benton, Attorney General's Office, were present for the following:

AGRICULTURAL DEVELOPMENT AUTHORITY [25]
Admin's ch 7 ARC 7270 12 31 86

No Committee recommendations.

COMMERCE
DEPARTMENT
Alcoholic
Beverages
Division

The following agenda was considered:

Class "B" liquor control licenses, 17.101, 17.101, 17.102	ARC 7219	F	12/31/86
Liquor licenses—beer permits—wine permits, 4.7(6)	ARC 7176	N	12/3/86
Intoxication notice, 4.39	ARC 7178, also filed emergency	ARC 7177	N, F, E 12/3/86
Warehousing of beer and wine, 4.40	ARC 7218	N	12/31/86

Norman Rodgers, Alcoholic Beverages Division, and Lynn Walding, Attorney General's Office, were present.

ch 17

Walding pointed out that amendments to Chapter 17 were identical to the Noticed version--the definition of "Premises at which gasoline is sold" would remain. The Council also voted against adoption of a suggested spacing requirement of 75 feet. Clark had supported that suggestion even though it was not the ultimate solution. She declared that the rules would do nothing to resolve the drinking and driving issue. Priebe recalled legislative intent was to ensure that one establishment could not sell both liquor and gas. Walding stated that few applications had been received from convenience stores. Most of them have been denied after sketch of premises is reviewed. No questions re 4.7(6).

4.7(6)

4.39

In re 4.39, Clark took the position that a poster depicting consequences of OWI would be more effective than posted notice. No formal action.

4.40

Discussion of rule 4.40 which will require wholesaler's inventories to be stored in Iowa. This will be consistent with the practice of states contiguous to Iowa and was proposed at the request of wine and beer wholesalers.

Priebe was excused and Parker took the Chair.

COLLEGE
AID
COMMISSION

The following agenda was before ARRC:

Iowa guaranteed student loan program, sec. 10.24	ARC 7271	F	12/31/86
Iowa tuition grant program, institutional eligibility requirements, 4.2(1), 4.2(5)"a"	ARC 7211	N	12/3/86
Iowa summer institute program, ch 17	ARC 7272	N	12/31/86

The Commission was represented by Patricia Paddock, John Heiser, and John Hartung, Commissioner.

10.24

Paddock gave brief overview of 10.24. No questions.

4.2

Heiser said that amendments to rule 4.2 will require institutions eligible to participate in the tuition grant program to renew applications every three years. Previously, the time frame was five years. Ultimate results will be more prudent management. Sutton, from ISEA, had supported the proposal. Tabor was told that program reviews are relevant to the institution's eligibility for participation. Doyle was advised that the change would have no impact on the budget which had been decreased this past year.

Heiser said that Chapter 17 sets out procedures to be followed in the administration of the summer institute program and is intended to implement 1985 Acts, ch 33,

COLLEGE
AID
COMMISSION
(Cont.)

section 301. Tieden raised question as to whether the contractual agreement developed by the coordinating council in 17.1(5) should be determined by rule. Royce was of the opinion that contracts are individually negotiated between the agency and various individuals and would not be rules. Parker was interested in success of the program. Hartung indicated there is much support and the institution grant applications have doubled. Teachers are enthusiastic about the program which allows them credit for upgrading their skills in subjects where teacher shortages exist. No formal action taken.

IOWA
FINANCE
AUTHORITY
9.8 to 9.30

Larry Tuel appeared to review title guaranty division, 9.8 to 9.30, ARC 7373, Filed, IAB 12-31-86. Tuel reported on input from abstractors and attorneys at the public hearing. Rule 9.14(220) was modified to provide exemption from the 40-year title plant requirement to attorneys providing service prior to November 12, 1986. Tieden noted that the change from Notice was not set out in the Bulletin. Royce pointed out that the full text appeared in the Iowa Administrative Code. However, Barry agreed to publish the revised language in the January 28, 1987, IAB with explanation of the inadvertent omission from the 12/31/86 IAB.

Responding to Parker, Tuel said that, historically, there were no professional abstractors in the 1860s or 1870s --lawyers provided their own abstracting. In time, others were trained and companies were formed--not under supervision of attorneys. Tuel continued that abstractors are unlicensed and he was unsure that the "40-year plant" would be indicative of an abstractor's qualification. An unqualified attorney would not be licensed to practice. Doyle was told the effective date was January 1, 1987.

Tuel said the authority was having policies and forms printed. He added that there was no mandate for anyone to continue in the Title Guaranty Program but most want to participate. Tuel continued that the American Land Title Association standard insurance forms are used with minor modifications. The secondary market has found the state's forms to be suitable. The 1970 lender form policy is acceptable.

With respect to reinsurance, the Authority has contacted three groups--Florida Title Guaranty Fund and First America of California have shown an interest. Parker asked if Tuel anticipated a propensity in the future to underwrite commercial title insurance. Tuel could foresee very competitive rate. Doyle asked if the Insurance Commissioner's office were involved in reinsurance. Tuel said they would be setting reserves. No other action.

DENTAL
EXAMINERS
BOARD

Connie Price, Executive Director, Dental Examiners,
and Norman Johnson, Executive Director, Pharmacy,
appeared for the following:

Prescribing, administering, and dispensing drugs, ch 16	ARC 7233	N	12-17-86
Nitrous oxide inhalation analgesia, 29.6(2)	ARC 7234	N	12-17-86
Grounds for discipline, 30.4	ARC 7235	N	12-17-86

ch 16

Price said that Chapter 16, in part, had been extracted from state statute and federal regulations pertaining to drugs. The rules will assist pharmacy examiners in auditing dental offices which use controlled substances. Tieden asked if a specific list existed and Price replied, "To a degree." Dentists are allowed to prescribe for use in dental procedure but not for treating weight control, for example.

Doyle, in re 16.5(3), asked if requirement for MDs and DOs were the same and response was in the affirmative.

29.6(2)
30.4
30.2

No questions re 29.6(2). Parker was interested in the impetus for rule 30.4. Price indicated the Board wanted to include the reference to rule 30.2 which allows imposition of a civil penalty not to exceed \$1,000. Penalty funds would be deposited in the general fund.

Vice Chairman Parker recessed the Committee at 4:05 p.m.

Wednesday
Reconvened

Chairman Priebe reconvened the meeting at 9:00 a.m. Wednesday, January 7, 1987, Room 24, State Capitol, Des Moines, Iowa. All members and staff were present.

HUMAN
SERVICES
DEPARTMENT

The following agenda was before ARRC:

Confidentiality and records, release of information, 9.1(5), 9.6, 40.7(1)c	ARC 7182	F	12 3 86
ADC resources, homestead defined, 41.6(3)	ARC 7183	F	12 3 86
Food stamp program, household monthly reports, 65.19(6)c(4)	ARC 7186	F	12 3 86
Intermediate care facilities for the mentally retarded, 82.3(1)f, 82.14(1), 82.14(2)	ARC 7187	F	12 3 86
Fair hearings and appeals, 7.1, 7.5(1), 7.5(3), 7.8(5), 7.10(4), 7.13(2), 7.16(6), 7.18(1)	ARC 7173	N	12 3 86
ADC, granting assistance, 41.5(6)c, 41.6(8)b, 41.7(1) and "b," 41.7(6)c, 41.7(7)c, filed emergency after notice, ARC 7184	FEAN		
Unemployed parent, 42.7, filed emergency after notice	ARC 7185	FEAN	12 3 86
Burial benefits, ch 56	ARC 7227	N	12 3 86
Food stamp program, administration, 65.27, 65.28	ARC 7180	N	12 17 86
Medical assistance, hospitals, 78.3(2)a	ARC 7228	N	12 3 86
Child day care services, ch 170	ARC 7181	N	12 17 86
Petition for rule making, declaratory rulings, chs 4 and 5	ARC 7262	N	12 3 86
Standards for services to persons with mental retardation, developmental disabilities, ch 22	ARC 7263	N	12 31 86
Medical assistance corrective payments, 75.8	ARC 7261	N	12 31 86
Medical and remedial care, skilled nursing facilities, 77.12, 78.12, 79.0(2), 79.0(4)	ARC 7265	N	12 31 86
Abuse of children, 175.8(1)a(7), (9), and (10), 175.8(5), 175.9, 175.15	ARC 7266	N	12 31 86
Foster care services, 202.2(5)b and "c," 202.3, 202.1(2), 202.1(3)	ARC 7267	N	12 31 86

The Department was represented by Mary Ann Walker, Vivian Thompson, Margaret O. Ward, Don Kearney, Lorena Griffith, Linda Foster, Kathi Allen, Dan McKeever, C. Ballinger, Nanette Foster Reilly, Harold Poore, Tim Barber-Lindstrom.

82.3(1) i No questions re 9.1(5) et al; 41.6(3), or 65.19(6) c(4). Re 82.3(1) i, Priebe was told the county would pay the nonfederal portion. Only those unable to pay would be eligible for the program. Priebe was concerned about patients who have been treated at Cherokee but contend they are not cured and become the responsibility of the county. He had been contacted by supervisors in Hancock County about abuse of the program by persons financially able to pay. Priebe thought the statute needed correction. Walker agreed to pursue the matter.

ch 7 Amendments to Chapter 7 were considered. Doyle raised question re different forum for appeals in 7.5(1). Royce recalled a specific appeal process for the workfare program, and another example was the complaint procedure for nursing homes. Walker said the appeals in the commodities program are also handled a different way. She referenced Chapter 70, 71 or 72. Royce asked, "Why have different procedures?" Walker cited quicker resolution of a matter.

41.5 According to Walker, Emergency amendment to 41.5(6) c confers a benefit on clients and reduces possibility of errors.

42.7 Priebe referred to requirement for active search of employment as "kind of a joke"--42.7. No questions re chapter 56.

ch 65 Walker distributed a copy of the regulations on the food stamp program which instructs the state to implement an employment and training program to replace job

HUMAN
SERVICES
DEPARTMENT
(Cont.)

search requirements. The \$25 per month participation cost was a federal requirement. Some contend it is inadequate while others believe individuals would prefer job training. Doyle was interested in the exemptions as they would pertain to IBP strikers in his community. Walker knew of an order to allow certain strikers to obtain food stamps, but she thought it was for John Deere employees--IBP individuals would be ineligible.

- 78.3(12)a Walker explained 78.3(12)a pertaining to emergency medical assistance. Priebe asked if the Department had an option to refuse payment if a doctor declared an emergency. Officials indicated the case would be turned down unless past history could verify an existing condition. The Council will be studying the issue further.
- ch 170 Walker was amenable to providing statistics on the number of WIN recipients who have also received child care services. Priebe wondered if it would be more cost effective to pay for ADC. No recommendations for
- chs 4,5 Chapters 4 and 5.
- ch 22 Walker stated that Chapter 22 would not be adopted until funding is provided by the legislature.
- 75.8 Proposed rule 75.8 resulted from petition by Legal Services and will establish procedure for medical assistance corrective reimbursement. Priebe asked for definition of "reasonable" as used in 75.8(2) and Ballinger responded that it would be the normal amount paid as opposed to the lower medicaid rate.
- 77.12 et al Amendments to 77.12 et al would allow skilled nursing facilities to be paid for reserve bed days as a result of a Manson case. Clark was informed that Handicapped Village patients could have 30 days per year away from the facility. Walker added that RCFs were more lenient than skilled facilities. Walker agreed to supply Clark with information on the market basket index.
- ch 175 In reviewing amendments to Chapter 175, the Committee questioned use of "deidentified" in 175.8(4)a.
- Brief discussion of expungment and impact of computer with respect to privacy. In terms of child abuse information, all references to the report are destroyed. Certain records on criminal charges filed after child abuse investigation are not expunged. Doyle noted that if charges were dismissed or there were an acquittal, information would still be in the computer. Official said all involved would be notified of decision to expunge.
- ch 202 No recommendations for Chapter 202 amendments.

ECONOMIC
DEVELOPMENT
DEPARTMENT

L. Michaela Funaro, Fran Fleck and Jude Conway represented the Department for the following:

Community development block grant nonentitlement program, ch 23, rescinds 630--ch 23, filed emergency after notice ARC 7209 *FEAN* 12 31 '86
Iowa targeted small business procurement program (set aside program) ch 51 ARC 7276 *N* 12 31 '86

ch 23

Conway gave brief overview of the public hearing which was well attended.

Parker raised question re bonus points for cities and counties. Conway indicated that previously, in the small category, 800 jurisdictions competed for the funds. In an attempt to provide equitable application, those who had not received funds previously were given bonus points. The point system has been eliminated because large and small communities are no longer segregated. It was noted that counties are eligible for funds. Conway said 218 applications had been received by December 23 and awards must be made within 90 days.

ch 54

Fleck introduced Funaro as the staff person hired to develop and implement the Small Business Program. Tieden was told that in terms of operating the program, an appropriation had not been provided. Funaro's salary is being paid from funds available under Community Services Block Grants Program under OPP. Additional funds will be taken from the Small Business Division budget. They are hoping to eliminate reliance on federal dollars the second year. As far as set aside, minimum was 2 per cent. Funaro had no figures on how much would be spent.

Committee
Business

Barry was authorized to substitute "shall" for "will" in the Barber examiner rules--which appeared in IAB 11/19/86 as rule 641--153.17(158).

Royce distributed copies of a proposed amendment to Code section 17A.7. Human Services officials had requested the change to increase public participation and access to rules. Priebe envisioned more rules and higher publication costs. Committee agreed to study the matter but did not express strong interest in the change.

Recessed
Reconvened

Committee in recess.

IOWA
LOTTERY
AGENCY

Charles Strutt was present for the following:

Operation--payment of prizes, LOTTO--determination of prize winners, 4.9(12), 4.9(13), 10 10 ARC 7225 12 17 '86
also filed emergency ARC 7224 *N.F.E.* 12 17 '86
Operation--advertising, 4.20 ARC 7226 *N* 12 17 '86

4.9(12) et al

Re 4.9(12) et al--payment of cash prizes of \$100,000 will be paid in cash--if the value is \$100,000 or less, it will be paid at one time.

IOWA
 LOTTERY
 AGENCY
 (Cont.)
 4.20

Tieden made the point that when the prize is advertised at \$95,000, the winner receives about a \$40,000 annuity. He envisioned problems with "false advertising." Priebe suggested correction to allow an option. Strutt said the person with a choice would have to take the cash and would be taxed on the full amount. He emphasized that the process is spelled out and is not false advertising. The lottery owns the annuities. Companies are evaluated and funds are limited as to amount to five per cent of their total worth. Amendments will allow other means to finance the annuities such as government bonds. The state will hold the securities and pay them off. Parker suggested, "At that point, you should consider holding reserves in terms of meeting financial standards." Strutt said they would self-insure like all other state agencies. Doyle contended the basic problem with annuities or structured payments is the fact that it has to remain with the giver so it does not become a capital gain on the receiver. Strutt said that many prefer cash to the annuity.

Discussion of fact that Lotto would use 36 rather than 30 numbers with odds one in 1.9 million.

REVENUE AND
 FINANCE
 DEPARTMENT

Carl Castelda, Deputy, presented the following agenda:

Interest rate for calendar year 1987, 10.2(6) ARC 7229 .A..... 12/17/86
 Transfer of rules, name, gender, and minor grammatical changes, 730—chs 1 to 5 and 7 to 125, also 270—chs 1, 3, and 6, filed emergency ARC 7238 .A..... 12/17/86
 Sales or use tax, 12.10(1), 12.10(2), 15.3, 18.6(3), 18.25(3), 26.42(1), 26.49 ARC 7230 .A..... 12/17/86
 Delinquent in the payment of any tax, 13.7, 13.17, 30.1, 30.1(4), 63.26(4), 81.13(3) ARC 7231 .A..... 12/17/86

Doyle questioned Castelda as to imposition of the local option taxes on sale of Iowa's legal publications, e.g. Iowa Administrative Bulletins. Castelda thought the legislature should consider modifying the law. He concluded that administration costs would exceed collection.

10.2(6)

Discussion of 10.2(6) with Castelda reminding ARRC that the prime rate information is gleaned from the Federal Reserve Bulletin and is set for a 12-month period. The statutory formula requires computation on a monthly basis and Iowa Code section 421.5 provides for "rounding". No questions re chapters 1 to 5 et al or 12.10(1) et al.

15.3

Castelda offered a brief update on the amnesty program. In discussion of the exemption certificate, Clark was told that when it was instituted, the state's copy had to be used. The Department still prints a multistate exemption certificate which can be used in 17 different states. If an audit reveals that the exemption certificates are nonexistent or improper, the Department allows up to six months for completion of files. Castelda apprised the Committee of the Department's long standing project to develop definitive rules on sales tax exemption for medical supplies.

REVENUE &
FINANCE

Although Castelda admitted the rules were controversial, the Department would like Committee review during the Legislative session so statutory change could be pursued, if necessary. Input from the Iowa Hospital Association and some medical suppliers will be sought. Another issue of importance to the Revenue and Finance Department was the growing number of nonprofit organizations that are not paying sales tax. The Department lacks staff to investigate.

13.7 et al Castelda said the amendments found in ARC 7231 were identical to two rules which have been filed under Notice in connection with changes associated with the amnesty bill. Doyle and Tieden raised question as to language in 30.1(4) "A permit may not be revoked if the permit-holder is a partnership and a partner is substantially delinquent in paying tax, penalty, or interest which is not a liability of the partnership." No other questions.

Community
Action
Agencies
Division

Rod Huenemann, Bureau Chief, appeared for the following:

Community services block grant, ch 22 ARC 7252 F 12 31 '86

No recommendations were made at the hearing on the amendments intended to implement state reorganization. Suggestions offered by the ARRC were followed. No action taken.

PUBLIC
HEALTH
DEPT

The following agenda was before the ARRC:

Operating procedures and standards for use of radiation emitting equipment, 38.13(5), 38.18, 39.94, 40.24, 41.7, ch 12 ARC 7217 .. F	12 17 '86
Birth defects institute 41.16 ARC 7251 .. F	12 31 '86
Speech pathology and audiology examiners, board of, 156.2(2) ARC 7261 .. F	12 31 '86
Hospitals, license, 51.3(1) ARC 7174 .. N	12 3 '86
Financial assistance to eligible end-stage renal disease patients, 111.1, 111.3(1), 111.5(1), 111.5(2), 111.5(4) to 111.5(6), 111.6(1), 111.7(5), 111.7(6), 111.9(6), 111.10, Appendixes 1 and 2 ARC 7175 .. N	12 3 '86
Medical examiners, fees, 135.108(1) ARC 7222 .. N	12 17 '86
Sanitary conditions for beauty salons and schools of cosmetology, 150.1, 150.2, 150.9, 150.10(3) ARC 7158 .. N	12 3 '86
Hospitals, visitors, 51.23(2) ARC 7250 .. N	12 31 '86
Residential care facilities for the mentally retarded, demonstration waiver project, 63.47 ARC 7260 .. N	12 31 '86

Susan Osmann, John A. Eure, Don Flater, Irene Howard, Joyce Spencer, Mike Guely, T. D. Scurletis, Roger Chapman, and Jim Krusor, Board of Medical Examiners, were present for Health rules. Also present: Robert Minkler and Robert Olson, Inspections and Appeals.

38.13(5)
et al

No questions re 38.13(5) et al, 4.1 and 4.6, 156.2, 135.108, 150.1 et al, 51.23(2).

51.3 &
Ch 111

Osman said that hearings had been held on amendments to 51.3(1) and chapter 111. Several written comments had been received on chapter 111. Copies of the rules were mailed to renal patients, social workers, and approximately 700 providers connected with the renal program. The Renal Committee will consider the comments and refer them to the Board. The number of renal patients served fluctuates from four to five hundred.

Doyle called attention to different age limits and Guely noted that some insurance policies cover children in

PUBLIC
HEALTH
Continued

college through age 22. The provision was gleaned from Human Services rules. There are no age limits for the disabled children--the words "or older" prevail as long as they live in the home.

63.47

Osmann reviewed new rule 63.47 pertaining to care of the mentally retarded, chronic mentally ill, and those with developmental disabilities in ICFMR. Flexibility will be afforded small facilities which must be equally distributed within the eight districts of Human Services. Minkler presumed that most would be located in larger communities. No formal action taken.

Racing &
Gaming
Division

Mick Lura presented the following:

Greyhound racing--entries, mutuel rules--superfecta wagering, 7.6(16), 8.1, 8.2(4)"k" ARC 7192..N..... 12/3/86
Racing officials, 7.8(1), 70 day delay ARC 7120

He stated that amendments to 7.6(16) et al will allow a new type of wager--the "superfecta". He pointed out that the superfecta was defined under Notice and then adopted under emergency provisions after their hearing on December 23. This action enhanced the economic development of the Waterloo Dog Track.

7.8(1)

Chairman Priebe called for consideration of 7.8(1) which had been delayed 70 days for further study. Royce recalled Committee concern as to the number of official positions a person could hold during a race meeting. Lura pointed out that the amendment attempts to eliminate instances of an individual serving in more than one official capacity.

Priebe spoke of his dissatisfaction with administration of the "12 per cent" of the purse won for promoting horse and dog breeding industries in Iowa. [\$99D.22] He said that Dubuque had paid the 12 per cent twice but Council Bluffs refuses to pay because of a different interpretation of the law. Lura was aware of the unfairness and explained that the Agriculture Department misinterpreted the statute and provided instructions to Dubuque. When Dubuque questioned Lura, he had concurred with the interpretation. However, Council Bluffs had interpreted the statute properly and the Commission's legal counsel saw no vagueness in the statute. If the Agriculture Department were to ask Council Bluffs to pay, that would be in violation of the statute.

Possible solutions offered by Lura: Request return of money paid in Dubuque; seek a legalizing Act from the Legislature; do nothing until a complaint is raised. He concluded that a rule could not correct the situation. Priebe wanted consistency and contended that legislative intent was to pay the 12 per cent.

Motion to
Refer

Tieden moved that the matter be referred to the Speaker of the House and the Lt. Governor for their attention. Motion carried. [See pending SF 92]

Racing & Gaming Parker moved to lift the 70-day delay on 7.8(1).
Motion carried.

BOARD OF NURSING Ann Mowery, D. Jackson and L. Inman represented the Board for the following:

Advanced registered nurse practitioners, 7.25(b)(2), 7.27) ARC 7247... *F*..... 12/31/86
Nursing practice for RN/LPN, 6.3(3)d, 6.7 ARC 7172... *N*..... 12/3/86

No questions re 7.2(5)b(2) and 7.2(7). Parker was informed that the controversial issue of qualifications for teachers of nursing was being negotiated.

ch 6 Mowery said that amendments to 6.3 and 6.7 were required be federal regulations and no comments had been received as yet. Priebe asked that "shall" be substituted for "must" in 6.3(3)d and he opposed use of "circulating". Mowery agreed to discuss the provision with the Board. Clark had no problem with use of "circulating".

Insurance Division Fred Haskins, Roger Strauss, and Sharon Henry appeared on behalf of the Insurance Division. The agenda follows.

Individual accident and health—minimum standards, 36.4(2)(b)(4) ARC 7236... *F*..... 12/17/86
Administrative hearings of contested cases, ch 3 ARC 7256... *F*..... 12/31/86
Life insurance—use of gender blended mortality tables, 42.3 ARC 7257... *F*..... 12/31/86
Smoker/nonsmoker mortality tables for use in determining minimum reserve liabilities and nonforfeiture benefits, ch 44
ARC 7258... *F*..... 12/31/86
Continuation of benefits, ch 38 ARC 7255... *N*..... 12/31/86

Henry advised that proposed chapter 44 would implement the NAIC model mortality tables which reflect differences in mortality between smokers and nonsmokers for policy provisions. No recommendations for rules of the Insurance Division.

Energy & Geological Resources Roya Stanley and David Perret were present for the following:

Energy management program for school districts and merged area schools, ch 6, filed emergency after notice ARC 7232... *F, E, N*..... 12/17/86

Tieden questioned the emergency adoption. Stanley contended that the rules were necessary in order to operate the energy audit program which benefits school districts. No questions.

Recess Chairman Priebe recessed the Committee for lunch and the meeting was reconvened at 1:00 p.m.

No Agency Reps No representative was called to appear for the following:

CREDIT UNION DIVISION [189]
Director election—absentee ballot voting procedure, ch 16, filed emergency after Notice ARC 7244... *F, E, N*..... 12/31/86
PERSONNEL DEPARTMENT [581]
Grievances and appeals, 12.2(7), 12.2(8), filed emergency ARC 7156... *F, E*..... 12/3/86
PUBLIC SAFETY DEPARTMENT [680]
Fire marshal—explosive materials, health care facilities, 5.602(3), 5.602(4), 5.651 ARC 7253... *F*..... 12/31/86
Fire marshal—self-service motor fuel dispensing stations, residential facilities, 5.305, 5.306(3), 5.607 to 5.613 ARC 7254... *N*..... 12/31/86

Credit Union Doyle raised question on Credit Union subrule 16.1(2) with respect to criteria for absentee ballot voting. He asked Royce to relay his concern to the Department.

1-7-87

Recess The meeting was recessed at 1:05 p.m. to be reconvened on call of the Chair.

1-19-87

Reconvened Chairman Priebe reconvened the meeting Monday, January 19, 1987, room 24, State Capitol, Des Moines, Iowa, at 1:20 p.m. All members and staff were present.

Minutes Parker moved approval of the December minutes. Motion carried.

AGRICUL- The purpose of the recessed meeting was to consider
TURE & ARC 7020--9.7, on-site containment of pesticides, on
LAND which there was a 70-day delay that would expire on
STEWARD- January 21.
SHIP

There was discussion of possible further delay to the end of the session which Priebe wanted to avoid. Royce gave brief overview of the differences between the Department and Industry. A major concern of the Department was for the environmental safety in case of fire when plastic is used. Priebe reminded ARRC that the cement could crack and allow chemicals to soak into the soil creating environmental problems.

Motion Doyle moved that ARRC object to 21--9.7(206) of Agriculture
to Object ture and Land Stewardship as being unreasonable in prohibiting use of plastic. The following was prepared by Royce:

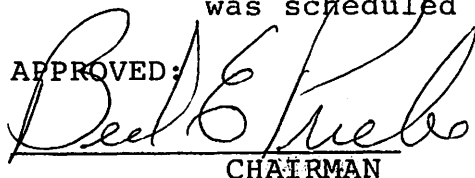
At a special meeting held January 19, the Administrative Rules Review Committee voted to object to the provisions of 21 I.A.C rule 9.7 on the grounds that it is unreasonable. The committee is specifically concerned with the provision in rule 9.7 which provides that the containment facility must be constructed of material which "will maintain [its] integrity under fire conditions..." This requirement precludes the use of plastic diking materials. In the opinion of the committee it is more environmentally sound to allow a chemical to burn than it is to attempt to contain it. It has been argued that under heat a concrete containment facility will crack and allow the chemical to seep down into the soil; with the result that the subsequent clean-up operation will be more expensive than if the chemical was simply allowed to burn off. The committee believes that the department's rule is overly restrictive and places undue emphasis on the use of concrete.

This rule appears as part of ARC 7020 and is published in IX IAB 8 (10-8-86).

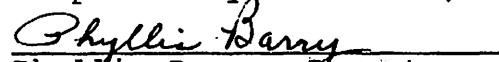
Motion carried unanimously.

Adjourned The meeting was adjourned at 1:30 p.m. Next meeting was scheduled for February 10 and 11.

APPROVED:


CHAIRMAN

Respectfully submitted,


Phyllis Barry, Secretary
Assisted by Vivian Haag &
Bonnie King