

LABOR SERVICES DIVISION[875]

[Prior to 11/19/97, see Labor Services Division[347]]

CHAPTER 1

DESCRIPTION OF ORGANIZATION AND
PROCEDURES BEFORE THE DIVISIONDIVISION I
ADMINISTRATION

- 1.1(91) Definitions
- 1.2(91) Scope and application
- 1.3(91) Department of workforce development, division of labor services
- 1.4 to 1.10 Reserved

DIVISION II
OPEN RECORDS AND FAIR INFORMATION PRACTICES

- 1.11(22,91) General provisions
- 1.12(22,91) Request for access to records
- 1.13(22,91) Access to confidential records
- 1.14(22,91) Requests for treatment of a record as a confidential record and withholding from examination
- 1.15(22,91) Procedure by which additions, dissents, or objections may be entered into certain records
- 1.16(22,91) Consent to disclosure by the subject of a confidential record
- 1.17(22,91) Disclosure without the consent of the subject
- 1.18(22,91,77GA,ch1105) Availability of records
- 1.19(22,91) Routine uses
- 1.20(22,91) Release to a subject
- 1.21(22,91) Notice to suppliers of information
- 1.22(22,91) Data processing systems comparison
- 1.23(22,91) Personally identifiable information
- 1.24 to 1.30 Reserved

DIVISION III
RULE-MAKING PROCEDURES

- 1.31(17A) Applicability
- 1.32(17A) Advice on possible rules before notice of proposed rule adoption
- 1.33(17A) Public rule-making docket
- 1.34(17A) Notice of proposed rule making
- 1.35(17A) Public participation
- 1.36(17A) Regulatory analysis
- 1.37(17A,25B) Fiscal impact statement
- 1.38(17A) Time and manner of rule adoption
- 1.39(17A) Variance between adopted rule and published notice of proposed rule adoption
- 1.40(17A) Exemptions from public rule-making procedures
- 1.41(17A) Concise statement of reasons
- 1.42(17A,89) Contents, style, and form of rule
- 1.43(17A) Agency rule-making record
- 1.44(17A) Filing of rules
- 1.45(17A) Effectiveness of rules prior to publication
- 1.46(17A) General statements of policy
- 1.47(17A) Review by agency of rules
- 1.48 and 1.49 Reserved

DIVISION IV
DECLARATORY ORDERS

1.50(17A)	Petition for declaratory order
1.51(17A)	Notice of petition
1.52(17A)	Intervention
1.53(17A)	Briefs
1.54(17A)	Inquiries
1.55(17A)	Service and filing of petitions and other papers
1.56(17A)	Consideration
1.57(17A)	Action on petition
1.58(17A)	Refusal to issue order
1.59(17A)	Contents of declaratory order—effective date
1.60(17A)	Copies of orders
1.61(17A)	Effect of a declaratory order
1.62 to 1.64	Reserved

DIVISION V
CONTESTED CASES

1.65(17A)	Scope and applicability
1.66(17A)	Definitions
1.67(17A)	Time requirements
1.68(17A)	Requests for contested case proceeding
1.69(17A)	Notice of hearing
1.70(17A)	Presiding officer
1.71(17A)	Waiver of procedures
1.72(17A)	Disqualification
1.73(17A)	Consolidation—severance
1.74(17A)	Answer
1.75(17A)	Pleadings, service and filing
1.76(17A)	Discovery
1.77(17A)	Subpoenas
1.78(17A)	Motions
1.79(17A)	Prehearing conference
1.80(17A)	Continuances
1.81(17A)	Withdrawals
1.82(17A)	Intervention
1.83(17A)	Hearing procedures
1.84(17A)	Evidence
1.85(17A)	Default
1.86(17A)	Ex parte communication
1.87(17A)	Recording costs
1.88(17A)	Interlocutory appeals
1.89(17A)	Final decision—nonlicense decision
1.90(17A)	Final decision—license decision
1.91(17A)	Appeals and review
1.92(17A)	Applications for rehearing
1.93(17A)	Stays of agency actions
1.94(17A)	No factual dispute contested cases
1.95(17A)	Emergency adjudicative proceedings
1.96 to 1.98	Reserved

DIVISION VI
INTEREST, FEES AND CHARGES

- 1.99(17A,91) Interest
1.100 Reserved

DIVISION VII
WAIVERS AND VARIANCES FROM ADMINISTRATIVE RULES

- 1.101(17A,91) Scope
1.102(17A,91) Petitions
1.103(17A,91) Notice and acknowledgment
1.104(17A,91) Review
1.105(17A,91) Ruling
1.106(17A,91) Public availability
1.107(17A,91) Cancellation
1.108(17A,91) Violations
1.109(17A,91) Appeals

*IOWA OCCUPATIONAL
SAFETY AND HEALTH*

CHAPTER 2
IOSH ENFORCEMENT, IOSH RESEARCH AND STATISTICS,
IOSH CONSULTATION AND EDUCATION

- 2.1(88) Scope and application
2.2(88) IOSH enforcement
2.3(88) IOSH research and statistics
2.4(88) IOSH private sector consultative services
2.5(88) IOSH public sector consultative services
2.6(88) IOSH education

CHAPTER 3
INSPECTIONS, CITATIONS AND PROPOSED PENALTIES

- 3.1(88) Posting of notice; availability of the Act, regulations and applicable standards
3.2(88) Objection to inspection
3.3(88) Entry not a waiver
3.4(88) Advance notice of inspections
3.5(88) Conduct of inspections
3.6(88) Representatives of employers and employees
3.7(88) Complaints by employees
3.8(88) Trade or governmental secrets
3.9(88) Imminent danger
3.10(88) Consultation with employees
3.11(88) Citations
3.12(88) Informal conferences
3.13(88) Petitions for modification of abatement date
3.14 to 3.18 Reserved
3.19(88) Abatement verification
3.20(88) Policy regarding employee rescue activities
3.21 Reserved
3.22(88,89B) Additional hazard communication training requirements
3.23(88) Definitions
3.24(88) Occupational safety and health bureau forms

CHAPTER 4

RECORDING AND REPORTING OCCUPATIONAL INJURIES AND ILLNESSES

- 4.1(88) Purpose and scope
- 4.2(88) First reports of injury
- 4.3(88) Record-keeping regulations

CHAPTER 5

RULES OF PRACTICE FOR VARIANCES, LIMITATIONS, VARIATIONS,
TOLERANCES AND EXEMPTIONS

- 5.1(88) Purpose and scope
- 5.2(88) Definitions
- 5.3 Reserved
- 5.4(88) Effect of variances
- 5.5(88) Notice of a granted variance
- 5.6(88) Form of documents; subscription; copies
- 5.7(88) Temporary variance
- 5.8(88) Permanent variance
- 5.9(88) Special variance
- 5.10(88) Modification and revocation of rules or orders
- 5.11(88) Action on applications
- 5.12(88) Requests for hearings on applications
- 5.13(88) Consolidation of proceedings
- 5.14(88) Notice of hearing
- 5.15(88) Manner of service
- 5.16(88) Hearing examiner; powers and duties
- 5.17(88) Prehearing conferences
- 5.18(88) Consent findings and rules or orders
- 5.19(88) Discovery
- 5.20(88) Hearings
- 5.21(88) Decisions of hearing examiner
- 5.22(88) Motion for summary decision
- 5.23(88) Summary decision
- 5.24(88) Finality for purposes of judicial review

CHAPTERS 6 and 7

Reserved

CHAPTER 8

CONSULTATIVE SERVICES

- 8.1(88) Purpose and scope
- 8.2(88) Definitions
- 8.3(88) Requesting and scheduling of on-site consultation visit
- 8.4 and 8.5 Reserved
- 8.6(88) Conducting a visit
- 8.7(88) Relationship to enforcement

CHAPTER 9

DISCRIMINATION AGAINST EMPLOYEES

- 9.1(88) Introductory statement
- 9.2(88) Purpose of this chapter
- 9.3(88) General requirements of Iowa Code section 88.9(3)
- 9.4(88) Persons prohibited from discriminating
- 9.5(88) Persons protected by Iowa Code section 88.9(3)

9.6(88)	Unprotected activities distinguished
9.7 and 9.8	Reserved
9.9(88)	Complaints under or related to the Act
9.10(88)	Proceedings under or related to the Act
9.11(88)	Testimony
9.12(88)	Exercise of any right afforded by the Act
9.13 and 9.14	Reserved
9.15(88)	Filing of complaint for discrimination
9.16(88)	Notice of determination
9.17(88)	Withdrawal of complaint
9.18(88)	Arbitration or other agency proceedings
9.19 and 9.20	Reserved
9.21(88)	Walkaround pay disputes
9.22(88)	Employee refusal to comply with safety rules

CHAPTER 10

GENERAL INDUSTRY SAFETY AND HEALTH RULES

10.1(88)	Definitions
10.2(88)	Applicability of standards
10.3(88)	Incorporation by reference
10.4(88)	Exception for hexavalent chromium exposure in metal and surface finishing job shops
10.5 and 10.6	Reserved
10.7(88)	Definitions and requirements for a nationally recognized testing laboratory
10.8 to 10.11	Reserved
10.12(88)	Construction work
10.13 to 10.18	Reserved
10.19(88)	Special provisions for air contaminants
10.20(88)	Adoption by reference

CHAPTERS 11 to 25

Reserved

CHAPTER 26

CONSTRUCTION SAFETY AND HEALTH RULES

26.1(88)	Adoption by reference
----------	-----------------------

CHAPTER 27

Reserved

CHAPTER 28

OCCUPATIONAL SAFETY AND HEALTH STANDARDS FOR AGRICULTURE

28.1(88)	Adoption by reference
----------	-----------------------

CHAPTER 29

SANITATION AND SHELTER RULES FOR RAILROAD EMPLOYEES

29.1(88)	Definitions
29.2(88)	Water supply
29.3(88)	Toilets
29.4(88)	Eating places and lunchrooms
29.5(88)	Sleeping accommodations
29.6(88)	Cleanliness and maintenance
29.7(88)	Conflicts resolved

CHAPTER 30

Reserved

CHILD LABOR

CHAPTER 31

Reserved

CHAPTER 32

CHILD LABOR

32.1(92)	Definitions
32.2(92)	Permits and certificates of age
32.3 and 32.4	Reserved
32.5(92)	Other work
32.6	Reserved
32.7(92)	Workweek
32.8(92)	Terms
32.9 and 32.10	Reserved
32.11(92)	Civil penalty calculation
32.12(92)	Civil penalty procedures
32.13 to 32.16	Reserved
32.17(92)	Definitions

CHAPTER 33

Reserved

CHAPTER 34

CIVIL PENALTIES

34.1(91A)	Civil penalties for Iowa Code chapter 91A violations
34.2(91A)	Investigation
34.3(91A)	Calculation of penalty
34.4(91A)	Settlement opportunity
34.5(91A)	Notice of penalty assessment; contested case proceedings
34.6(91A)	Judicial review

CHAPTER 35

WAGE PAYMENT COLLECTION

35.1(91A)	Definitions
35.2(91A)	Right of private action
35.3(91A)	Filing a claim
35.4(91A)	Investigation
35.5(91A)	Legal action on wage claims

CHAPTER 36

DISCRIMINATION AGAINST EMPLOYEES

36.1(91A)	Definitions
36.2(91A)	Employee rights
36.3(91A)	Purposes
36.4(91A)	General requirements
36.5(91A)	Unprotected activities distinguished
36.6(91A)	Complaint under or related to the Act
36.7(91A)	Proceedings under or related to the Act
36.8(91A)	Filing of complaint for discrimination or discharge
36.9(91A)	Withdrawal of complaints

- 36.10(91A) Arbitration or other agency proceedings
 36.11(91A) Decision of the commissioner

CHAPTER 37

Reserved

CHAPTER 38

EMPLOYMENT AGENCY LICENSING

- 38.1(94A) Definitions
 38.2(94A) Application and license
 38.3(94A) Non-employment agency activity
 38.4(94A) Complaints
 38.5(17A,94A,252J) Denials, revocations, reprimands and suspensions
 38.6(94A) Permissible fees charged by agency
 38.7 Reserved
 38.8(94A) Contracts and fee schedules

CHAPTERS 39 to 50

Reserved

RAILROADS

CHAPTERS 51 to 60

Reserved

AMUSEMENT PARKS AND RIDES

CHAPTER 61

ADMINISTRATION OF IOWA CODE CHAPTER 88A

- 61.1(88A) Purpose, scope and definitions
 61.2(88A) Administration
 61.3(88A) Exemptions

CHAPTER 62

SAFETY RULES FOR AMUSEMENT RIDES, AMUSEMENT DEVICES, AND
 CONCESSION BOOTHS

- 62.1(88A) Purpose, scope and definitions
 62.2(88A) Design criteria
 62.3(88A) Concession booth requirements
 62.4(88A) Walking surfaces, access and egress
 62.5 and 62.6 Reserved
 62.7(88A) Signal systems
 62.8(88A) Hazardous materials
 62.9 Reserved
 62.10(88A) General environment
 62.11(88A) Medical and first aid
 62.12(88A) Fire protection
 62.13(88A) Compressed gas and air equipment
 62.14 Reserved
 62.15(88A) Machinery and machine guarding
 62.16 Reserved
 62.17(88A) Welding, cutting and brazing
 62.18(88A) Operations
 62.19(88A) Electrical

CHAPTERS 63 and 64

Reserved

ELEVATORS, ESCALATORS, AND RELATED EQUIPMENT

CHAPTER 65

ELEVATOR SAFETY BOARD ADMINISTRATIVE AND REGULATORY AUTHORITY

- 65.1(89A) Definitions
- 65.2(89A) Purpose and authority of board
- 65.3(21,89A) Organization of board
- 65.4(21,89A) Public meetings
- 65.5(89A) Official communications

CHAPTER 66

WAIVERS OR VARIANCES FROM ADMINISTRATIVE RULES
BY THE ELEVATOR SAFETY BOARD

- 66.1(17A,89A) Waivers of rules
- 66.2(17A,89A) Applicability of rule
- 66.3(17A,89A) Criteria for waiver or variance
- 66.4(17A,89A) Filing of petition
- 66.5(17A,89A) Content of petition
- 66.6(17A,89A) Additional information
- 66.7(17A,89A) Notice
- 66.8(17A,89A) Board review procedures
- 66.9(17A,89A) Hearing procedures
- 66.10(17A,89A) Ruling
- 66.11(17A,89A) Public availability
- 66.12(17A,89A) Summary reports
- 66.13(17A,89A) Cancellation of a waiver
- 66.14(17A,89A) Violations
- 66.15(17A,89A) Defense
- 66.16(17A,89A) Judicial review

CHAPTER 67

ELEVATOR SAFETY BOARD PETITIONS FOR RULE MAKING

- 67.1(17A,89A) Petitions for rule making
- 67.2(17A,89A) Briefs
- 67.3(17A,89A) Inquiries
- 67.4(17A,89A) Board review procedures

CHAPTER 68

DECLARATORY ORDERS BY THE ELEVATOR SAFETY BOARD

- 68.1(17A,89A) Petition for declaratory order
- 68.2(17A,89A) Notice of petition
- 68.3(17A,89A) Intervention
- 68.4(17A,89A) Briefs
- 68.5(17A,89A) Inquiries
- 68.6(17A,89A) Service and filing of petitions and other papers
- 68.7(17A,89A) Board review procedures
- 68.8 Reserved
- 68.9(17A,89A) Refusal to issue order
- 68.10(17A,89A) Contents of declaratory order—effective date
- 68.11(17A,89A) Copies of orders
- 68.12(17A,89A) Effect of a declaratory order

CHAPTER 69

CONTESTED CASES BEFORE THE ELEVATOR SAFETY BOARD

69.1(17A,89A)	Reconsideration of inspection report
69.2(17A,89A)	Appeal to the board
69.3(17A,89A)	Informal review
69.4(17A,89A)	Delivery of notice
69.5(17A,89A)	Contents of notice
69.6	Reserved
69.7(17A,89A)	File transmitted to the board
69.8(17A,89A)	Legal representation
69.9(17A,89A)	Presiding officer
69.10(17A,89A)	Service and filing
69.11(17A,89A)	Time requirements
69.12(17A,89A)	Waiver of procedures
69.13(17A,89A)	Telephone and electronic proceedings
69.14(17A,89A)	Disqualification
69.15(17A,89A)	Consolidation and severance
69.16(17A,89A)	Discovery
69.17(17A,89A)	Subpoenas in a contested case
69.18(17A,89A)	Motions
69.19(17A,89A)	Settlements
69.20(17A,89A)	Prehearing conference
69.21(17A,89A)	Continuances
69.22(17A,89A)	Withdrawals
69.23(17A,89A)	Hearing procedures
69.24(17A,89A)	Evidence
69.25(17A,89A)	Ex parte communication
69.26(17A,89A)	Interlocutory appeals
69.27(17A,89A)	Decisions
69.28(17A,89A)	Contested cases with no factual disputes
69.29(17A,89A)	Applications for rehearing
69.30(17A,89A)	Stays of board actions
69.31(17A,89A)	Judicial review

CHAPTER 70

PUBLIC RECORDS AND FAIR INFORMATION PRACTICES
OF THE ELEVATOR SAFETY BOARD

70.1(22,89A)	Definitions
70.2(22,89A)	Statement of policy
70.3(22,89A)	Requests for access to records
70.4(22,89A)	Access to confidential records
70.5(22,89A)	Requests for treatment of a record as a confidential record and its withholding from examination
70.6(22,89A)	Procedure by which additions, dissents, or objections may be entered into certain records
70.7(22,89A)	Consent to disclosure by the subject of a confidential record
70.8(22,89A)	Disclosures without the consent of the subject
70.9(17A,89A)	Routine use
70.10(22,89A)	Consensual disclosure of confidential records
70.11(22,89A)	Release to subject
70.12(21,22,89A)	Availability of records
70.13(22,89A)	Applicability

- 70.14(17A,22,89A) Personally identifiable information
- 70.15(17A,21,22,89A) Other groups of records
- 70.16(22,89A) Data processing system
- 70.17(22,89A) Notice to suppliers of information

CHAPTER 71

ADMINISTRATION OF THE CONVEYANCE SAFETY PROGRAM

- 71.1(89A) Definitions
- 71.2(89A) Registration of conveyances
- 71.3(89A) State identification number
- 71.4(89A) Responsibility for obtaining permits
- 71.5(89A) Installation permits
- 71.6(89A) Construction permits
- 71.7(89A) Operating permits
- 71.8(89A) Controller upgrade permits
- 71.9(89A) Alteration permits
- 71.10(89A) Alterations
- 71.11(89A) Inspections
- 71.12(89A,252J,261,272D) Special inspector commissions
- 71.13(89A) State employees
- 71.14(89A) Safety tests
- 71.15(89A) Authorized companies
- 71.16(89A) Fees
- 71.17(89A) Publications available for review
- 71.18(89A) Other regulations affecting elevators
- 71.19(89A) Accidents
- 71.20(89A) Temporary removal from service

CHAPTER 72

CONVEYANCES INSTALLED ON OR AFTER JANUARY 1, 1975

- 72.1(89A) Purpose and scope
- 72.2(89A) Definitions
- 72.3(89A) Accommodating the physically disabled
- 72.4(89A) Electric elevators
- 72.5(89A) Hydraulic elevators
- 72.6(89A) Power sidewalk elevators
- 72.7(89A) Performance-based safety code
- 72.8(89A) Hand and power dumbwaiters
- 72.9(89A) Escalators and moving walks
- 72.10(89A) General requirements
- 72.11 Reserved
- 72.12(89A) Wind tower lifts
- 72.13(89A) Alterations, repairs, replacements and maintenance
- 72.14 Reserved
- 72.15(89A) Power-operated special purpose elevators
- 72.16(89A) Inclined and vertical wheelchair lifts
- 72.17(89A) Hand-powered elevators
- 72.18(89A) Accommodating the physically disabled
- 72.19(89A) Limited-use/limited-application elevators
- 72.20(89A) Rack and pinion, screw-column elevators
- 72.21(89A) Inclined elevators
- 72.22(89A) Material lift elevators

- 72.23(89A) Elevators used for construction
- 72.24(89A) Construction personnel hoists
- 72.25(89A) Alarm bell

CHAPTER 73

CONVEYANCES INSTALLED PRIOR TO JANUARY 1, 1975

- 73.1(89A) Scope and definitions
- 73.2(89A) Hoistways
- 73.3(89A) Car enclosure: Passenger
- 73.4(89A) Car enclosure: Freight
- 73.5(89A) Brakes
- 73.6(89A) Machines
- 73.7(89A) Electrical protective devices
- 73.8(89A) Maintenance, repairs and alterations
- 73.9(89A) Machine rooms
- 73.10(89A) Pits
- 73.11(89A) Counterweights
- 73.12(89A) Car platforms and car slings
- 73.13(89A) Means of suspension
- 73.14(89A) Car safeties and speed governors
- 73.15(89A) Guide rails
- 73.16(89A) Existing hydraulic elevators
- 73.17(89A) Existing sidewalk elevators
- 73.18(89A) Existing hand elevators
- 73.19(89A) Power-operated special purpose elevators
- 73.20(89A) Inclined and vertical wheelchair lifts
- 73.21(89A) Handicapped restricted use elevators
- 73.22(89A) Escalators
- 73.23 Reserved
- 73.24(89A) Dumbwaiters

CHAPTERS 74 to 79

Reserved

BOILERS AND PRESSURE VESSELS

CHAPTER 80

BOILER AND PRESSURE VESSEL BOARD

ADMINISTRATIVE AND REGULATORY AUTHORITY

- 80.1(89) Definitions
- 80.2(89) Purpose and authority of board
- 80.3(89) Organization of board
- 80.4(21,89) Public meetings
- 80.5(89) Official communications

CHAPTER 81

WAIVERS OR VARIANCES FROM ADMINISTRATIVE RULES BY THE BOILER AND PRESSURE VESSEL BOARD

- 81.1(17A,89) Waivers of rules
- 81.2(17A,89) Applicability of rule
- 81.3(17A,89) Criteria for waiver or variance
- 81.4(17A,89) Filing of petition
- 81.5(17A,89) Content of petition
- 81.6(17A,89) Additional information

81.7(17A,89)	Notice
81.8(17A,89)	Board review procedures
81.9(17A,89)	Hearing procedures
81.10(17A,89)	Ruling
81.11(17A,89)	Public availability
81.12(17A,89)	Summary reports
81.13(17A,89)	Cancellation of a waiver
81.14(17A,89)	Violations
81.15(17A,89)	Defense
81.16(17A,89)	Judicial review

CHAPTER 82

BOILER AND PRESSURE VESSEL BOARD PETITIONS FOR RULE MAKING

82.1(17A,89)	Petitions for rule making
82.2(17A,89)	Briefs
82.3(17A,89)	Inquiries
82.4(17A,89)	Board review procedures

CHAPTER 83

DECLARATORY ORDERS BY THE BOILER AND PRESSURE VESSEL BOARD

83.1(17A,89)	Petition for declaratory order
83.2(17A,89)	Notice of petition
83.3(17A,89)	Intervention
83.4(17A,89)	Briefs
83.5(17A,89)	Inquiries
83.6(17A,89)	Service and filing of petitions and other papers
83.7(17A,89)	Board review procedures
83.8	Reserved
83.9(17A,89)	Refusal to issue order
83.10(17A,89)	Contents of declaratory order—effective date
83.11(17A,89)	Copies of orders
83.12(17A,89)	Effect of a declaratory order

CHAPTER 84

CONTESTED CASES BEFORE THE BOILER AND PRESSURE VESSEL BOARD

84.1(17A,89)	Reconsideration of inspection report
84.2(17A,89)	Appeal to the board
84.3(17A,89)	Informal review
84.4(17A,89)	Delivery of notice
84.5(17A,89)	Contents of notice
84.6(17A,89)	Scope of issues
84.7(17A,89)	File transmitted to the board
84.8(17A,89)	Legal representation
84.9(17A,89)	Presiding officer
84.10(17A,89)	Service and filing
84.11(17A,89)	Time requirements
84.12(17A,89)	Waiver of procedures
84.13(17A,89)	Telephone and electronic proceedings
84.14(17A,89)	Disqualification
84.15(17A,89)	Consolidation and severance
84.16(17A,89)	Discovery
84.17(17A,89)	Subpoenas in a contested case
84.18(17A,89)	Motions

84.19(17A,89)	Settlements
84.20(17A,89)	Prehearing conference
84.21(17A,89)	Continuances
84.22(17A,89)	Withdrawals
84.23(17A,89)	Hearing procedures
84.24(17A,89)	Evidence
84.25(17A,89)	Ex parte communication
84.26(17A,89)	Interlocutory appeals
84.27(17A,89)	Decisions
84.28(17A,89)	Contested cases with no factual disputes
84.29(17A,89)	Applications for rehearing
84.30(17A,89)	Stays of board actions
84.31(17A,89)	Judicial review

CHAPTER 85

PUBLIC RECORDS AND FAIR INFORMATION PRACTICES OF THE BOILER AND PRESSURE VESSEL BOARD

85.1(22,89)	Definitions
85.2(22,89)	Statement of policy
85.3(22,89)	Requests for access to records
85.4(22,89)	Access to confidential records
85.5(22,89)	Requests for treatment of a record as a confidential record and its withholding from examination
85.6(22,89)	Procedure by which additions, dissents, or objections may be entered into certain records
85.7(22,89)	Consent to disclosure by the subject of a confidential record
85.8(22,89)	Disclosures without the consent of the subject
85.9(17A,89)	Routine use
85.10(22,89)	Consensual disclosure of confidential records
85.11(22,89)	Release to subject
85.12(21,22,89)	Availability of records
85.13(22,89)	Applicability
85.14(17A,22,89)	Personally identifiable information
85.15(17A,22,89)	Other groups of records
85.16(22,89)	Data processing system
85.17(22,89)	Notice to suppliers of information

CHAPTERS 86 to 89

Reserved

CHAPTER 90

ADMINISTRATION OF THE BOILER AND PRESSURE VESSEL PROGRAM

90.1(89)	Purpose and scope
90.2(89,261,252J,272D)	Definitions
90.3(89)	Iowa identification numbers
90.4	Reserved
90.5(89)	Preinspection owner or user preparation
90.6(89)	Inspections
90.7(89)	Fees
90.8(89)	Certificate
90.9(89,252J,261)	Special inspector commissions
90.10(89)	Quality reviews, surveys and audits
90.11(89)	Notification of explosion

90.12(89)	Publications available for review
90.13(89)	Notice prior to installation
90.14(89)	Temporary boilers
90.15(89)	Conversion of a power boiler to a low-pressure boiler

CHAPTER 91

GENERAL REQUIREMENTS FOR ALL OBJECTS

91.1(89)	Codes and code cases adopted by reference
91.2(89)	Safety appliance
91.3(89)	Pressure-reducing valves
91.4(89)	Blowoff equipment
91.5(89)	Location of discharge piping outlets
91.6(89)	Pipe, valve, and fitting requirements
91.7 to 91.9	Reserved
91.10(89)	Clearance
91.11(89)	Fall protection
91.12(89)	Exit from rooms containing objects
91.13(89)	Air and ventilation
91.14(89)	Condensate return tank
91.15(89)	Conditions not covered
91.16	Reserved
91.17(89)	English language and U.S. customary units required
91.18(89)	National Board registration
91.19(89)	ASME stamp
91.20(89)	CSD-1 Report

CHAPTER 92

POWER BOILERS

92.1(89)	Scope
92.2(89)	Codes adopted by reference
92.3	Reserved
92.4(89)	Maximum allowable working pressure for steel boilers
92.5(89)	Maximum allowable working pressure and temperature for cast iron headers and mud drums
92.6(89)	Rivets
92.7(89)	Safety valves
92.8(89)	Boiler feeding
92.9(89)	Water level indicators
92.10(89)	Pressure gages
92.11(89)	Steam stop valves
92.12(89)	Blowoff connection

CHAPTER 93

MINIATURE POWER BOILERS INSTALLED PRIOR TO SEPTEMBER 20, 2006

93.1(89)	Scope
93.2(89)	Codes adopted by reference
93.3(89)	Maximum working pressure
93.4(89)	Safety valves
93.5(89)	Steam stop valves
93.6(89)	Water gages
93.7(89)	Feedwater supply
93.8(89)	Blowoff

- 93.9(89) Washout openings
- 93.10(89) Fixtures and fittings

CHAPTER 94
STEAM HEATING BOILERS, HOT WATER HEATING BOILERS AND
HOT WATER SUPPLY BOILERS

- 94.1(89) Scope
- 94.2(89) Codes adopted by reference
- 94.3(89) General requirements
- 94.4(89) Steam heating boilers installed before July 1, 1960
- 94.5(89) Hot water heating boilers installed before July 1, 1960
- 94.6(89) Hot water supply boilers installed before July 1, 1960

CHAPTER 95
WATER HEATERS

- 95.1(89) Scope
- 95.2(89) Recognized standard
- 95.3(89) Installation
- 95.4(89) Temperature and pressure relief valves
- 95.5(89) Shutoff valves prohibited
- 95.6 Reserved
- 95.7(89) Stop valves
- 95.8(89) Carbonization
- 95.9(89) Leaks
- 95.10(89) Flues
- 95.11(89) Tanks
- 95.12(89) Galvanized pipes, valves, and fittings

CHAPTER 96
UNFIRED STEAM PRESSURE VESSELS

- 96.1(89) Codes adopted by reference
- 96.2(89) Objects installed prior to July 1, 1983

CHAPTERS 97 to 109
Reserved

RIGHT TO KNOW

CHAPTER 110
HAZARDOUS CHEMICAL RISKS RIGHT TO KNOW—
GENERAL PROVISIONS

- 110.1(88,89B) Purpose, scope and application
- 110.2(88,89B) Definitions
- 110.3(88,89B) Hazard determination
- 110.4(88,89B) Labels and other forms of warning
- 110.5(88,89B) Material safety data sheets
- 110.6(88,89B) Trade secrets

CHAPTERS 111 to 129
Reserved

CHAPTER 130
COMMUNITY RIGHT TO KNOW

- 130.1(89B) Employer's duty
- 130.2(89B) Records accessibility

130.3(89B)	Application for exemption
130.4(89B)	Burden of proof and criteria
130.5(89B)	Formal ruling
130.6(89B)	Request for information
130.7(89B)	Filing with division
130.8(89B)	Grounds for complaint against the employer
130.9(89B)	Investigation or inspection upon complaint
130.10(89B)	Order to comply
130.11(30,89B)	Relationship to Emergency Planning and Community Right-to-know Act
130.12(30,89B)	Information to county libraries

CHAPTERS 131 to 139

Reserved

CHAPTER 140

PUBLIC SAFETY/EMERGENCY RESPONSE RIGHT TO KNOW

140.1(89B)	Signs required and adoption by reference
140.2(89B)	Employer variance applications
140.3(89B)	Agreement between an employer and fire department
140.4(89B)	Significant amounts
140.5(89B)	Information submitted to local fire department
140.6(89B)	Recommended communications
140.7(89B)	Procedure for noncompliance
140.8(89B)	Notice of noncompliance
140.9(30,89B)	Relationship to Emergency Planning and Community Right-to-know Act

CHAPTERS 141 to 149

Reserved

CONSTRUCTION—REGISTRATION AND BONDING

CHAPTER 150

CONSTRUCTION CONTRACTOR REGISTRATION

150.1(91C)	Scope
150.2(91C)	Definitions
150.3(91C)	Registration required
150.4(91C)	Application
150.5(91C)	Amendments to application
150.6(91C)	Fee
150.7(91C)	Registration number issuance
150.8(91C)	Workers' compensation insurance cancellation notifications
150.9(91C)	Investigations and complaints
150.10(91C)	Citations/penalties and appeal hearings
150.11(91C)	Revocation of registrations and appeal hearings
150.12(91C)	Concurrent actions
150.13 to 150.15	Reserved
150.16(91C)	Bond release

CHAPTERS 151 to 154

Reserved

CHAPTER 155
ASBESTOS REMOVAL AND ENCAPSULATION

- 155.1(88B) Definitions
- 155.2(88B) Permit application procedures
- 155.3(88B) Other asbestos regulations
- 155.4(88B) Asbestos project records
- 155.5(88B) Ten-day notices
- 155.6(88B) License application procedures
- 155.7(88B) Duplicate permits and licenses
- 155.8(17A,88B,252J,261) Denial, suspension and revocation
- 155.9(17A,88B) Contested cases

CHAPTER 156
BIDDER PREFERENCES IN GOVERNMENT CONTRACTING

- 156.1(73A) Purpose, scope and definitions
- 156.2(73A) Reporting of resident status of bidders
- 156.3(73A) Application of preference
- 156.4(73A) Complaints regarding alleged violations of the Act
- 156.5(73A) Nonresident bidder record-keeping requirements
- 156.6(73A) Investigations; determination of civil penalty
- 156.7(73A) Remedies
- 156.8(73A) Compliance with federal law
- 156.9(73A) Severability

CHAPTERS 157 to 159
Reserved

CHAPTER 160
EMPLOYER REQUIREMENTS RELATING TO
NON-ENGLISH SPEAKING EMPLOYEES

- 160.1(91E) Purpose and scope
- 160.2(91E) Definitions
- 160.3(91E) Comprehension of employment
- 160.4(91E) Interpreters
- 160.5(91E) Community services referral agent
- 160.6(91E) Active recruitment of non-English speaking employees
- 160.7(91E) Employee's return to location of recruitment
- 160.8(91E) Inspections and investigations
- 160.9(91E) Exemptions
- 160.10(91E) Enforcement and penalties

CHAPTERS 161 to 168
Reserved

ATHLETICS COMMISSIONER

CHAPTER 169
GENERAL REQUIREMENTS FOR ATHLETIC EVENTS

- 169.1(90A) Scope and application
- 169.2(90A) Prohibited events
- 169.3(90A) Advance notice of event
- 169.4(90A) Event license
- 169.5(90A) Promoter responsibilities
- 169.6(90A) Taxes

CHAPTER 170
OPERATIONS OF ADVISORY BOARD

170.1(90A)	Scope
170.2(90A)	Membership
170.3(90A)	Time of meetings
170.4(90A)	Notification of meetings
170.5(90A)	Attendance and participation by the public
170.6(90A)	Quorum and voting requirements
170.7(90A)	Minutes, transcripts and recording of meetings

CHAPTER 171
GRANT APPLICATIONS AND AWARDS

171.1(90A)	Scope
171.2(90A)	Application process
171.3(90A)	Grant process
171.4(90A)	Evaluation
171.5(90A)	Termination
171.6(90A)	Financial management
171.7(90A)	Adjustments and collections

CHAPTER 172
PROFESSIONAL WRESTLING

172.1(90A)	Limitation of bouts
172.2(90A)	Fall
172.3(90A)	Out-of-bounds
172.4(90A)	Disqualification
172.5(90A)	Failure to break hold
172.6(90A)	Prohibition against hanging on
172.7(90A)	Abusing referee
172.8(90A)	Prohibited materials in ring
172.9	Reserved
172.10(90A)	Time between falls
172.11(90A)	Contestants' arrival
172.12	Reserved
172.13(90A)	Separation of boxing and wrestling
172.14	Reserved
172.15(90A)	Health of wrestler
172.16(90A)	Wrestling outside of ring
172.17(90A)	Advertising

CHAPTER 173
PROFESSIONAL BOXING

173.1(90A)	Limitation of rounds
173.2(90A)	Weight restrictions
173.3	Reserved
173.4(90A)	Injury
173.5(90A)	Knockdown
173.6(90A)	Limitation on number of bouts
173.7(90A)	Contestants' arrival
173.8(90A)	Persons allowed in the ring
173.9(90A)	Protection of hands
173.10(90A)	Scoring
173.11(90A)	Gloves

173.12(90A)	Proper attire
173.13(90A)	Use of substances
173.14(90A)	“Down”
173.15(90A)	Foul
173.16(90A)	Penalties
173.17(90A)	Weight classes
173.18(90A)	Attendance of commissioner
173.19(90A)	Weighing of contestants
173.20	Reserved
173.21(90A)	General requirements
173.22	Reserved
173.23(90A)	Excessive coaching
173.24(90A)	Abusive language
173.25 and 173.26	Reserved
173.27(90A)	Ring requirements
173.28(90A)	Ring posts
173.29(90A)	Ropes
173.30(90A)	Ring floor
173.31(90A)	Bell
173.32(90A)	Gloves
173.33(90A)	Referee’s duties
173.34(90A)	Chief second
173.35(90A)	Naming referee
173.36(90A)	Reasons for stopping bout
173.37(90A)	Forfeit of purse
173.38	Reserved
173.39(90A)	Shaking hands
173.40(90A)	Assessing fouls
173.41(90A)	Delaying prohibited
173.42(90A)	Count
173.43(90A)	Intentional foul
173.44(90A)	Use of the ropes
173.45(90A)	Attending ring physician
173.46(90A)	Technical knockout
173.47(90A)	Timekeeper
173.48(90A)	Seconds
173.49(90A)	Requirements for seconds
173.50(90A)	Use of water
173.51(90A)	Stopping the fight
173.52(90A)	Removing objects from ring
173.53(90A)	Decision
173.54	Reserved
173.55(90A)	Boxer registration

CHAPTER 174 ELIMINATION TOURNAMENTS

174.1(90A)	Purpose and scope
174.2(90A)	Bouts, rounds and rest periods
174.3(90A)	Protective equipment
174.4(90A)	Weight restrictions
174.5(90A)	Down
174.6(90A)	Suspension

174.7(90A)	Training requirements
174.8(90A)	Judges
174.9	Reserved
174.10(90A)	Impartiality of timekeeper
174.11(90A)	Ringside

CHAPTER 175
AMATEUR BOXING

175.1(90A)	Purpose
175.2(90A)	Application
175.3(90A)	Verification
175.4(90A)	Forms

CHAPTER 176
PROFESSIONAL KICKBOXING

176.1(90A)	Scope and purpose
176.2(90A)	WKA rules adopted by reference
176.3(90A)	Professional boxing rules adopted by reference
176.4(90A)	Additional provisions

CHAPTER 177
MIXED MARTIAL ARTS

177.1(90A)	Definitions
177.2	Reserved
177.3(90A)	Equipment specifications
177.4(90A)	Event
177.5(90A)	Contestants
177.6(90A)	Procedural rules
177.7(90A)	Decision
177.8(90A)	Forfeit of purse

CHAPTERS 178 to 214
Reserved

MINIMUM WAGE

CHAPTER 215
MINIMUM WAGE SCOPE AND COVERAGE

215.1(91D)	Requirement to pay
215.2(91D)	Initial employment wage rate
215.3(91D)	Definitions
215.4(91D)	Exceptions
215.5(91D)	Interpretative guidelines

CHAPTER 216
RECORDS TO BE KEPT BY EMPLOYERS

216.1(91D)	Form of records—scope of rules
216.2(91D)	Employees subject to minimum wage
216.3(91D)	Bona fide executive, administrative, and professional employees (including academic administrative personnel and teachers in elementary or secondary schools), and outside sales employees employed pursuant to 875—subrule 215.4(1)
216.4(91D)	Posting of notices
216.5(91D)	Records to be preserved three years

216.6(91D)	Records to be preserved two years
216.7(91D)	Place for keeping records and their availability for inspection
216.8(91D)	Computations and reports
216.9(91D)	Petitions for exceptions
216.10	Reserved

EMPLOYEES SUBJECT TO MISCELLANEOUS EXEMPTIONS

216.11 to 216.26	Reserved
216.27(91D)	Board, lodging, or other facilities
216.28(91D)	Tipped employees
216.29	Reserved
216.30(91D)	Learners, apprentices, messengers, students, or persons with a disability employed under special certificates as provided in the federal Fair Labor Standards Act, 29 U.S.C. 214
216.31(91D)	Industrial homeworkers
216.32	Reserved
216.33(91D)	Employees employed in agriculture pursuant to 875—subrule 215.4(6)

CHAPTER 217
WAGE PAYMENTS

217.1	Reserved
217.2(91D)	Purpose and scope
217.3(91D)	“Reasonable cost”
217.4(91D)	Determinations of “reasonable cost”
217.5(91D)	Determinations of “fair value”
217.6(91D)	Effects of collective bargaining agreements
217.7(91D)	Request for review of tip credit
217.8 to 217.24	Reserved
217.25(91D)	Introductory statement
217.26	Reserved
217.27(91D)	Payment in cash or its equivalent required
217.28	Reserved
217.29(91D)	Board, lodging, or other facilities
217.30(91D)	“Furnished” to the employee
217.31(91D)	“Customarily” furnished
217.32(91D)	“Other facilities”
217.33 and 217.34	Reserved
217.35(91D)	“Free and clear” payment; “kickbacks”
217.36(91D)	Payment where additions or deductions are involved
217.37(91D)	Offsets
217.38(91D)	Amounts deducted for taxes
217.39(91D)	Payments to third persons pursuant to court order
217.40(91D)	Payments to employee’s assignee
217.41 to 217.49	Reserved
217.50(91D)	Payments to tipped employees
217.51(91D)	Conditions for taking tip credits in making wage payments
217.52(91D)	General characteristics of “tips”
217.53(91D)	Payments which constitute tips
217.54(91D)	Tip pooling
217.55(91D)	Examples of amounts not received as tips
217.56(91D)	“More than \$30 a month in tips”
217.57(91D)	Receiving the minimum amount “customarily and regularly”

- 217.58(91D) Initial and terminal months
 217.59(91D) The tip wage credit

CHAPTER 218

EMPLOYEES EMPLOYED IN A BONA FIDE EXECUTIVE, ADMINISTRATIVE, OR PROFESSIONAL CAPACITY (INCLUDING ANY EMPLOYEE EMPLOYED IN THE CAPACITY OF ACADEMIC ADMINISTRATIVE PERSONNEL OR TEACHER IN ELEMENTARY OR SECONDARY SCHOOLS), OR IN THE CAPACITY OF OUTSIDE SALESPERSON

- 218.1(91D) Executive
 218.2(91D) Administrative
 218.3(91D) Professional
 218.4 Reserved
 218.5(91D) Outside salesperson
 218.6(91D) Special provision for motion picture producing industry
 218.7 to 218.100 Reserved

BONA FIDE EXECUTIVE CAPACITY

- 218.101(91D) General
 218.102(91D) Management
 218.103(91D) Primary duty
 218.104(91D) Department or subdivision
 218.105(91D) Two or more other employees
 218.106(91D) Authority to hire or fire
 218.107(91D) Discretionary powers
 218.108(91D) Work directly and closely related
 218.109(91D) Emergencies
 218.110(91D) Occasional tasks
 218.111(91D) Nonexempt work generally
 218.112(91D) Percentage limitations on nonexempt work
 218.113(91D) Sole-charge exception
 218.114(91D) Exception for owners of 20 percent interest
 218.115(91D) Working supervisor
 218.116(91D) Trainees, executive
 218.117(91D) Amount of salary required
 218.118(91D) Salary basis
 218.119(91D) Special proviso for high-salaried executives
 218.120 to 218.200 Reserved

BONA FIDE ADMINISTRATIVE CAPACITY

- 218.201(91D) Types of administrative employees
 218.202 Reserved
 218.203(91D) Nonmanual work
 218.204 Reserved
 218.205(91D) Directly related to management policies or general business operations
 218.206(91D) Primary duty
 218.207(91D) Discretion and independent judgment
 218.208 Reserved
 218.209(91D) Percentage limitations on nonexempt work
 218.210(91D) Trainees, administrative
 218.211(91D) Amount of salary or fees required
 218.212(91D) Salary basis
 218.213(91D) Fee basis
 218.214(91D) Special proviso for high-salaried administrative employees

- 218.215(91D) Elementary or secondary schools and other educational establishments and institutions
 218.216 to 218.300 Reserved

BONA FIDE PROFESSIONAL CAPACITY

- 218.301(91D) General
 218.302(91D) Learned professions
 218.303(91D) Artistic professions
 218.304(91D) Primary duty
 218.305(91D) Discretion and judgment
 218.306(91D) Predominantly intellectual and varied
 218.307(91D) Essential part of and necessarily incident to
 218.308 Reserved
 218.309(91D) Twenty percent nonexempt work limitation
 218.310(91D) Trainees, professional
 218.311(91D) Amount of salary or fees required
 218.312(91D) Salary basis
 218.313(91D) Fee basis
 218.314(91D) Exception for physicians, lawyers, and teachers
 218.315(91D) Special proviso for high-salaried professional employees
 218.316 to 218.499 Reserved

OUTSIDE SALESPERSON

- 218.500(91D) Definition of "outside salesperson"
 218.501(91D) Making sales or obtaining orders
 218.502(91D) Away from employer's place of business
 218.503(91D) Incidental to and in conjunction with sales work
 218.504(91D) Promotion work
 218.505(91D) Driver salespersons
 218.506(91D) Nonexempt work generally
 218.507(91D) Twenty percent limitation on nonexempt work
 218.508(91D) Trainees, outside salespersons
 218.509 to 218.599 Reserved

SPECIAL PROBLEMS

- 218.600(91D) Combination exemptions
 218.601(91D) Special provision for motion picture producing industry
 218.602(91D) Special proviso concerning executive and administrative employees in multistore retailing operations

CHAPTER 219

APPLICATION OF THE FAIR LABOR STANDARDS ACT
TO DOMESTIC SERVICE

- 219.1 Reserved
 219.2(91D) Purpose and scope
 219.3(91D) Domestic service employment
 219.4(91D) Babysitting services
 219.5(91D) Casual basis
 219.6(91D) Companionship services for the aged or infirm
 219.7 to 219.99 Reserved
 219.100(91D) Application of minimum wage and overtime provisions
 219.101(91D) Domestic service employment
 219.102(91D) Live-in domestic service employees
 219.103(91D) Babysitting services in general

219.104(91D)	Babysitting services performed on a casual basis
219.105(91D)	Individuals performing babysitting services in their own homes
219.106(91D)	Companionship services for the aged or infirm
219.107(91D)	Yard maintenance workers
219.108	Reserved
219.109(91D)	Third-party employment
219.110(91D)	Record-keeping requirements

CHAPTER 220

APPLICATION OF THE FAIR LABOR STANDARDS ACT
TO EMPLOYEES OF STATE AND LOCAL GOVERNMENTS

220.1(91D)	Definitions
220.2(91D)	Purpose and scope
220.3 to 220.10	Reserved
220.11(91D)	Exclusion for elected officials and their appointees
220.12(91D)	Exclusion for employees of legislative branches
220.13 to 220.19	Reserved
220.20(91D)	Introduction
220.21(91D)	Compensatory time and compensatory time off
220.22 to 220.26	Reserved
220.27(91D)	Payments for unused compensatory time
220.28(91D)	Other compensatory time
220.29	Reserved

OTHER EXEMPTIONS

220.30	Reserved
220.31(91D)	Substitution—federal Fair Labor Standards Act, 29 U.S.C. 207(p)(3)
220.32 to 220.49	Reserved

RECORD KEEPING

220.50(91D)	Records to be kept of compensatory time
220.51 to 220.99	Reserved

VOLUNTEERS

220.100(91D)	General
220.101(91D)	“Volunteer” defined
220.102(91D)	Employment by the same public agency
220.103(91D)	“Same type of services” defined
220.104(91D)	Private individuals who volunteer services to public agencies
220.105(91D)	Mutual aid agreements
220.106(91D)	Payment of expenses, benefits, or fees
220.107 to 220.199	Reserved

FIRE PROTECTION AND LAW ENFORCEMENT
EMPLOYEES OF PUBLIC AGENCIES

220.200 to 220.220	Reserved
220.221(91D)	Compensable hours of work
220.222(91D)	Sleep time
220.223(91D)	Meal time
220.224	Reserved
220.225(91D)	Early relief
220.226(91D)	Training time