# LABOR SERVICES DIVISION[875]

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

### CHAPTER 1

## DESCRIPTION OF ORGANIZATION AND PROCEDURES BEFORE THE DIVISION

#### DIVISION 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

	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
1.02 00 1.0 .	
	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
1.72(17A) 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
1.92(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
1.70 10 1.70	

#### 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

3.1(88)

## CHAPTER 3

# INSPECTIONS, CITATIONS AND PROPOSED PENALTIES

- 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

# 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

### 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

0	INTESTED CASES DEFORE THE ELEV
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

Definitions
Statement of policy
Requests for access to records
Access to confidential records
Requests for treatment of a record as a confidential record and its withholding from examination
Procedure by which additions, dissents, or objections may be entered into certain records
Consent to disclosure by the subject of a confidential record
Disclosures without the consent of the subject
Routine use
Consensual disclosure of confidential records
Release to subject
Availability of records
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

# 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

#### 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
- $(17A, 89) \qquad \text{Content of petit}$
- 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

## 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

## 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

# 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

#### 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,252	2J,261) Denial, suspension and revocation

155.9(17A,88B) Contested cases

#### CHAPTERS 156 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 169 Reserved

WRESTLING AND BOXING

#### 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(90A)	Contestants' grooming
172.10(90A)	Time between falls
172.11(90A)	Contestants' arrival
172.12(90A)	Contestants of the opposite sex prohibited
172.13(90A)	Separation of boxing and wrestling
172.14(90A)	Public safety
172.15(90A)	Health of wrestler
172.16(90A)	Wrestling outside of ring
172.17(90A)	Advertising
172.18(90A)	Responsibility of promoter

# PROFESSIONAL BOXING

	FROTESSIONA
173.1(90A)	Limitation of rounds
173.2(90A)	Weight restrictions
173.3(90A)	Age restrictions
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(90A)	Officials
173.21(90A)	General requirements
173.22(90A)	Public safety
173.23(90A)	Excessive coaching
173.24(90A)	Abusive language
173.25(90A)	Locker rooms
173.26(90A)	Contracts
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(90A)	Inspection for foreign substances
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(90A)	Blood-borne disease testing
173.55(90A)	Boxer registration

## 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(90A)	Public safety
174.10(90A)	Impartiality of timekeeper
174.11(90A)	Ringside
174.12(90A)	Physical examination—female contestants
174.13(90A)	Contestants of opposite sex prohibited

# 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(90A)	Responsibilities of promoter
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
177.9	Reserved
177.10(90A)	Health and life insurance

## 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 R	leserved
--------------------	----------

- 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

	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)Executive218.2(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	
	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
218.215(91D)	institutions
218.216 to 218.300	
218.210 10 218.300	Kesel veu
010 001 (01D)	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) 218.316 to 218.499	Special proviso for high-salaried professional employees 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	
CULADTED 220		
	CHAPTER 220 APPLICATION OF THE FAIR LABOR STANDARDS ACT	
r	TO EMPLOYEES OF STATE AND LOCAL GOVERNMENTS	
220.1(91D)	Definitions	
220.1(91D) 220.2(91D)	Purpose and scope	
220.2(91D) 220.3 to 220.10	Reserved	
220.3 to 220.10 220.11(91D)	Exclusion for elected officials and their appointees	
220.11(91D) 220.12(91D)	Exclusion for employees of legislative branches	
220.12(91D) 220.13 to 220.19	Reserved	
220.13 to 220.17 220.20(91D)	Introduction	
220.20(91D) 220.21(91D)	Compensatory time and compensatory time off	
x- /	1 J 1 J	

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