

## **BLIND, DEPARTMENT FOR THE[111]**

[Prior to 7/1/87, see Commission for the Blind[160] Chs 1 to 10]

The Division for the Blind was created within the Department of Human Rights[421] by 1986 Iowa Acts, Chapter 1245  
Renamed Department for the Blind, 1988 Iowa Acts, Senate File 2310, sections 29 to 31; section 31 of the Act renumbered sections  
601K.121 to 601K.127 as a new chapter.

### CHAPTER 1

#### ADMINISTRATIVE ORGANIZATION AND PROCEDURES

- 1.1(216B) Authority
- 1.2(216B) History and function
- 1.3(216B) Location and information
- 1.4(216B) Definitions
- 1.5(216B) Commission
- 1.6(216B) Director
- 1.7(216B) Divisions
- 1.8(216B) Private association activity of staff
- 1.9(216B) Authorization for use of facilities
- 1.10(216B) Joint activities
- 1.11(216B) Administration of the gifts and bequests fund
- 1.12(216B) Procurement
- 1.13(216B) Department facility operations

### CHAPTER 2

#### PERSONNEL

- 2.1(216B) Qualifications of personnel

### CHAPTER 3

#### DEPARTMENT PROCEDURE FOR RULE MAKING

- 3.1(17A) Applicability
- 3.2(17A) Advice on possible rules before notice of proposed rule adoption
- 3.3(17A) Public rule-making docket
- 3.4(17A) Notice of proposed rule making
- 3.5(17A) Public participation
- 3.6(17A) Regulatory analysis
- 3.7(17A,25B) Fiscal impact statement
- 3.8(17A) Time and manner of rule adoption
- 3.9(17A) Variance between adopted rule and published notice of proposed rule adoption
- 3.10(17A) Exemptions from public rule-making procedures
- 3.11(17A) Concise statement of reasons
- 3.12(17A) Contents, style, and form of rule
- 3.13(17A) Department rule-making record
- 3.14(17A) Filing of rules
- 3.15(17A) Effectiveness of rules prior to publication
- 3.16(17A) General statements of policy
- 3.17(17A) Review by department of rules

### CHAPTER 4

#### PETITIONS FOR RULE MAKING

- 4.1(17A) Petition for rule making
- 4.2(17A) Briefs
- 4.3(17A) Inquiries
- 4.4(17A) Department consideration

CHAPTER 5  
DECLARATORY ORDERS

5.1(17A)	Petition for declaratory order
5.2(17A)	Notice of petition
5.3(17A)	Intervention
5.4(17A)	Briefs
5.5(17A)	Inquiries
5.6(17A)	Service and filing of petitions and other papers
5.7(17A)	Consideration
5.8(17A)	Action on petition
5.9(17A)	Refusal to issue order
5.10(17A)	Contents of declaratory order—effective date
5.11(17A)	Copies of orders
5.12(17A)	Effect of a declaratory order
5.13(17A)	Programs exempted

CHAPTER 6  
LIBRARY FOR THE BLIND AND PHYSICALLY HANDICAPPED

6.1(216B)	Function
6.2(216B)	Services
6.3(216B)	Eligibility
6.4(216B)	Application procedures

CHAPTER 7  
BUSINESS ENTERPRISES PROGRAM

7.1(216D)	History and function
7.2(216D)	Definitions
7.3(216D)	State committee of blind vendors
7.4(216D)	Statewide meeting
7.5(216D)	Election of committee members
7.6(216D)	Program selection procedures
7.7(216D)	Preplacement agreement
7.8(216D)	Licensure
7.9(216D)	Licensure by reciprocity or reinstatement
7.10(216D)	System of transfer or promotion for vendors
7.11(216D)	Placement and performance evaluation
7.12(216D)	Operating agreement
7.13(216D)	Reports
7.14(216D)	Vending facility inventory
7.15(216D)	Maintenance and replacement of equipment
7.16(216D)	Distribution and use of income from vending machines on federal property
7.17(216D)	Disciplinary action
7.18(216D)	Access to program information
7.19(216D)	Confidentiality
7.20(216D)	Nondiscrimination

CHAPTER 8  
APPEALS PROCESS—BUSINESS ENTERPRISES PROGRAM

8.1(216D)	Steps in appeals process
8.2(216D)	Full evidentiary hearings

## CHAPTER 9

## ADULT ORIENTATION AND ADJUSTMENT CENTER

- 9.1(216B) Function
- 9.2(216B) Eligibility
- 9.3(216B) General program policies

## CHAPTER 10

## VOCATIONAL REHABILITATION SERVICES

- 10.1(216B) Function
- 10.2(216B) State plan
- 10.3(216B) Application procedures
- 10.4(216B) Eligibility
- 10.5(216B) Services
- 10.6(216B) Consideration of comparable services and benefits
- 10.7(216B) Termination of services
- 10.8(216B) Dispute resolution process
- 10.9(216B) Applicant's and eligible individual's rights
- 10.10(17A) Forms

## CHAPTER 11

## INDEPENDENT LIVING REHABILITATION SERVICES

- 11.1(216B) Function
- 11.2(216B) Services
- 11.3(216B) State plan
- 11.4(216B) Application for independent living services for older individuals who are blind
- 11.5(216B) Eligibility
- 11.6(216B) Application procedures
- 11.7(216B) Consideration of comparable services and benefits
- 11.8(216B) Termination of services
- 11.9(216B) Dispute resolution process
- 11.10(216B) Applicant's and eligible individual's rights
- 11.11(216B) Forms

## CHAPTER 12

## WAIVERS OR VARIANCES FROM ADMINISTRATIVE RULES

- 12.1(17A) Applicability
- 12.2(17A) Director discretion
- 12.3(17A) Person's responsibilities in filing a waiver petition
- 12.4(17A) Burden of persuasion
- 12.5(17A) Notice
- 12.6(17A) Department responsibilities regarding petition for waiver
- 12.7(17A) Public availability
- 12.8(17A) Voiding or cancellation
- 12.9(17A) Violations
- 12.10(17A) Defense
- 12.11(17A) Appeals; judicial review

## CHAPTER 13

## PUBLIC RECORDS AND FAIR INFORMATION PRACTICES

- 13.1(17A,22) Definitions
- 13.2(17A,22) Statement of policy
- 13.3(17A,22) Requests for access to records
- 13.4(17A,22) Access to confidential records

- 13.5(17A,22) Requests for treatment of a record as a confidential record and its withholding from examination
- 13.6(17A,22) Procedure by which additions, dissents, or objections may be entered into certain records
- 13.7(17A,22) Authorization for release of information by the subject of a confidential record
- 13.8(17A,22) Notice to suppliers of information
- 13.9(17A,22) Disclosures without the consent of the subject
- 13.10(17A,22) Routine use
- 13.11(17A,22) Consensual disclosure of confidential records
- 13.12(17A,22) Release to subject
- 13.13(17A,22) Availability of records
- 13.14(17A,22) Automated data processing capabilities
- 13.15(17A,22) Applicability