

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]

CHAPTER 1

DESCRIPTION OF ORGANIZATION

- 1.1(17A,8D) Purpose
- 1.2(17A,8D) Organization
- 1.3(17A,8D) Advisory committees
- 1.4(17A,8D) Education telecommunications council
- 1.5(17A,8D) Administrative elements of the commission
- 1.6(17A,8D) Location of offices
- 1.7(8D) Business hours

CHAPTER 2

PUBLIC RECORDS AND FAIR INFORMATION PRACTICES

- 2.1(17A,22) Purpose and scope
- 2.2(17A,22) Definitions
- 2.3(17A,22) Requests for access to records
- 2.4(17A,22) Access to confidential records
- 2.5(17A,22) Requests for treatment of a record as a confidential record and its withholding from examination
- 2.6(17A,22) Procedure by which additions, dissents or objections may be entered into certain records
- 2.7(17A,22) Consent to disclosure by the subject of a confidential record
- 2.8(17A,22) Notice to suppliers of information
- 2.9(17A,22) Disclosures without the consent of the subject
- 2.10(17A,22) Routine use
- 2.11(17A,22) Consensual disclosure of confidential records
- 2.12(17A,22) Release to subject
- 2.13(17A,22) Availability of records
- 2.14(17A,22) Personally identifiable information
- 2.15(17A,22) Other groups of records

CHAPTER 3

DECLARATORY ORDERS

- 3.1(17A) Petition for declaratory order
- 3.2(17A) Notice of petition
- 3.3(17A) Intervention
- 3.4(17A) Briefs
- 3.5(17A) Inquiries
- 3.6(17A) Service and filing of petitions and other papers
- 3.7(17A) Consideration
- 3.8(17A) Action on petition
- 3.9(17A) Refusal to issue order
- 3.10(17A) Contents of declaratory order—effective date
- 3.11(17A) Copies of orders
- 3.12(17A) Effect of a declaratory order

CHAPTER 4

CONTESTED CASES

- 4.1(17A) Scope and applicability
- 4.2(17A) Definitions
- 4.3(17A) Time requirements

4.4(17A)	Requests for contested case proceeding
4.5(17A)	Notice of hearing
4.6(17A)	Presiding officer
4.7(17A)	Waiver of procedures
4.8(17A)	Telephone or network proceedings
4.9(17A)	Disqualification
4.10(17A)	Consolidation—severance
4.11(17A)	Pleadings
4.12(17A)	Service and filing of pleadings and other papers
4.13(17A)	Discovery
4.14(17A)	Subpoenas
4.15(17A)	Motions
4.16(17A)	Prehearing conference
4.17(17A)	Continuances
4.18(17A)	Withdrawals
4.19(17A)	Intervention
4.20(17A)	Hearing procedures
4.21(17A)	Evidence
4.22(17A)	Default
4.23(17A)	Ex parte communication
4.24(17A)	Recording costs
4.25(17A)	Interlocutory appeals
4.26(17A)	Posthearing procedures and orders
4.27(17A)	Appeals and review
4.28(17A)	Applications for rehearing
4.29(17A)	Stays of commission actions
4.30(17A)	No factual dispute contested cases
4.31(17A)	Emergency adjudicative proceedings
4.32(17A,8D)	Informal procedure prior to hearing

CHAPTER 5 PURCHASING

5.1(8D)	Applicability of competitive bidding
5.2(8D)	Methods of obtaining bids or proposals used by the commission
5.3(8D)	Items purchased through the department of administrative services
5.4(8D)	Notice of bids or requests
5.5(8D)	Contract purchases
5.6(8D)	Blanket purchase agreements
5.7(8D)	Prospective vendor selection
5.8(8D)	Bids and proposals to conform with specifications
5.9(8D)	Time of delivery
5.10(8D)	Cash discounts
5.11(8D)	Tie bids
5.12(8D)	Time of submission
5.13(8D)	Modification or withdrawal of bids or proposals
5.14(8D)	Financial security
5.15(8D)	Rejection of bids and proposals
5.16(8D)	Background and informational statements
5.17(8D)	Vendor appeals
5.18(8D)	Procedures for vendor appeal
5.19(8D)	Review of proposed decision
5.20(8D)	Purchasing cooperative or consortium

CHAPTER 6

Reserved

CHAPTER 7

AUTHORIZED USE AND USERS

- 7.1(8D) Definitions
- 7.2(8D) Internet access provided by the network
- 7.3 Reserved
- 7.4(8D) Authorized facility connectivity
- 7.5(8D) Use or access to all services
- 7.6(8D) Use or access to voice and data services
- 7.7(8D) Use or access to full motion interactive video services—prerequisites
- 7.8(8D) Use or access for home-schooled students with dual enrollment
- 7.9(8D) Use or access for U.S. Post Office employees
- 7.10(8D) Use or access by shared data network users
- 7.11(8D) Use or access to telemedicine users

CHAPTER 8

SCHEDULING DISPUTES

- 8.1(8D) Definitions
- 8.2(8D) Role of education telecommunications council
- 8.3(8D) Role of administrative telecommunications advisory council
- 8.4(8D) Factors for decision maker
- 8.5(8D) Summary determination for decision maker
- 8.6(8D) Decision by decision maker
- 8.7(8D) Notice of appeal
- 8.8(8D) Documents supporting appeal
- 8.9(8D) Decision of commission
- 8.10(8D) Final agency action

CHAPTER 9

REQUESTS FOR WAIVER
OF NETWORK USE BY
CERTIFIED USERS

- 9.1(8D) Request for waiver
- 9.2(8D) Request for proposal, direct negotiation
- 9.3(8D) Contents for waiver petition
- 9.4(8D) Waiver investigation, limited discovery
- 9.5(8D) Notice of hearing and discovery
- 9.6(8D) Hearing
- 9.7(8D) Evaluation criteria
- 9.8(8D) Voluntary decertification

CHAPTER 10

USE OF THE NETWORK—NOT A VESTED RIGHT
AND WRITTEN WARNING, SUSPENSION,
PROBATION, DECERTIFICATION, AND REVOCATION
OF USE OF THE NETWORK

- 10.1(8D) Authorized use not a vested right
- 10.2(8D) Written warning, suspension, probation or revocation of authorization to use the network
- 10.3(17A,8D) Notice of the violation
- 10.4(17A,8D) Effective date and length of suspension, probation or revocation

- 10.5(17A,8D) Methods of service
- 10.6(17A,8D) Decertification

CHAPTER 11

ASSET ALLOCATION AND OWNERSHIP

- 11.1(8D) Ownership of the Part I and Part II equipment
- 11.2(8D) Access defined
- 11.3(8D) Access to fiberoptic termination site room
- 11.4(8D) Access to fiberoptic termination site room for Part III
- 11.5(8D) Authorized connections to the network
- 11.6(8D) Power source to the fiberoptic termination site room

CHAPTER 12

RATES AND RATE DISPUTES

- 12.1(8D) Purpose
- 12.2(8D) Definitions
- 12.3(8D) Notice of rates
- 12.4(8D) Rates for educational users
- 12.5(8D) Rates for telemedicine and the federal government
- 12.6(8D) Rate dispute resolution

CHAPTER 13

SITE CHARGES AND OTHER FEES

- 13.1(8D) Site charges
- 13.2(8D) Other fees

CHAPTER 14

ACCESS TO FACILITIES

- 14.1(8D) Access policy
- 14.2(8D) Use of a video classroom
- 14.3(8D) Hours of operation
- 14.4(8D) Charges and financial responsibility
- 14.5(8D) Accommodations for the disabled
- 14.6(8D) No smoking policy
- 14.7(8D) No endorsement
- 14.8(8D) Copyrighted material

CHAPTER 15

ADVISORY COUNCILS, COMMITTEES AND GROUPS

- 15.1(8D) Meetings for advisory councils, committees and groups
- 15.2(8D) Attendance by members
- 15.3(8D) Duties of advisory councils, committees and groups
- 15.4(8D) Additional duties of education telecommunications council
- 15.5(8D) Additional duties of regional educational telecommunications council

CHAPTER 16

UNIFORM WAIVER AND VARIANCE RULES

- 16.1(17A,ExecOrd11) Applicability
- 16.2(17A,ExecOrd11) Commission discretion
- 16.3(17A,ExecOrd11) Requester's responsibilities in filing a waiver or variance petition
- 16.4(17A,ExecOrd11) Notice
- 16.5(17A,ExecOrd11) Commission responsibilities regarding petition for waiver or variance
- 16.6(17A,ExecOrd11) Public availability

- 16.7(17A,ExecOrd11) Voiding or cancellation
- 16.8(17A,ExecOrd11) Violations
- 16.9(17A,ExecOrd11) Defense
- 16.10(17A,ExecOrd11) Appeals
- 16.11(17A,ExecOrd11) Summary reports

CHAPTER 17
MISCELLANEOUS

- 17.1(8D) Content of transmissions
- 17.2(8D) Areas of responsibility for the commission
- 17.3(8D) Transfer and disposal of assets
- 17.4(8D) Partnerships with private or public entities
- 17.5(8D) Circuit testing

CHAPTER 18
PROCEDURE FOR RULE MAKING

- 18.1(17A) Applicability
- 18.2(17A) Advice on possible rules before notice of proposed rule adoption
- 18.3(17A) Public rule-making docket
- 18.4(17A) Notice of proposed rule making
- 18.5(17A) Public participation
- 18.6(17A) Regulatory analysis
- 18.7(17A,25B) Fiscal impact statement
- 18.8(17A) Time and manner of rule adoption
- 18.9(17A) Variance between adopted rule and published notice of proposed rule adoption
- 18.10(17A) Exemptions from public rule-making procedures
- 18.11(17A) Concise statement of reasons
- 18.12(17A) Contents, style, and form of rule
- 18.13(17A) Commission rule-making record
- 18.14(17A) Filing of rules
- 18.15(17A) Effectiveness of rules prior to publication
- 18.16(17A) General statements of policy
- 18.17(17A) Review by commission of rules