



**Jan. 2024 ARRC meeting  
Administrative Rules Review Committee  
Monday, January 8, 2024  
7 a.m.  
Room 116, State Capitol, Des Moines, Iowa**

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**MEMBERS**

Senator Mike Klimesh, Vice Chair  
Senator Nate Boulton  
Senator Mike Bousselot  
Senator Waylon Brown  
Senator Cindy Winckler

Representative Megan Jones, Chair  
Representative Rick L. Olson  
Representative Amy Nielsen  
Representative Michael V. Sexton  
Representative David E. Young

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To view the meeting online, go to: <https://www.legis.iowa.gov/committees/meetings/meetingsListComm?groupID=705>

**AGENDA REVISED: 2 Dept. of Education regulatory analyses removed**

**BULLETINS NEEDED FOR THIS MEETING: 12/13/23, 12/27/23**

**NOTICE**

**The Jan. 8 ARRC meeting is scheduled before session starts and after session concludes for the day. Times listed for review are APPROXIMATE. If you will be participating in a particular review, please arrive at least 30 minutes before the scheduled time. The progress of the meeting can be tracked in real time through the ARRC's Twitter feed, which is also embedded here: <https://www.legis.iowa.gov/law/administrativeRules/arrc>.**

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Bulletin Page

**7:00 Procedural Business**

- Roll call
- Approve minutes
- Committee schedule for the day
- Friday, Feb. 9th meeting? Time? (following week is funnel week)
- Miscellaneous

**7:05 Fiscal Overview - Chris Ubben, 515.725.0134**

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

	Bulletin	Page
<b>7:15 EXECUTIVE COUNCIL[361]</b>		
Nate Ristow, 515.314.2998		
Group insurance for state employees; deferred compensation program; health maintenance organizations, adopt ch 1; rescind chs 5, 6		
<u>Notice ARC 7187C</u> . . . . .	12/13/23	4001
Contingent fund—disaster aid; disaster contingency fund, adopt ch 2; rescind ch 7		
<u>Notice ARC 7188C</u> . . . . .	12/13/23	4002
Inheritance tax payments, adopt ch 3; rescind ch 11		
<u>Notice ARC 7189C</u> . . . . .	12/13/23	4005
Disbursement of money from civil reparations trust fund, adopt ch 4; rescind ch 12		
<u>Notice ARC 7190C</u> . . . . .	12/13/23	4008
Agency realignment, rescind chs 8 to 10		
<u>Notice ARC 7191C</u> . . . . .	12/13/23	4011
<b>7:25 CIVIL RIGHTS COMMISSION[161]</b>		
Jacob Bennington, 515.281.0333		
Complaint process, ch 3		
<u>Notice ARC 7312C</u> . . . . .	12/27/23	4304
Discrimination in employment, ch 8		
<u>Notice ARC 7313C</u> . . . . .	12/27/23	4312
<i>ARRC objection in current chapter</i>		
<b>7:35 CITY DEVELOPMENT BOARD[263]</b>		
ECONOMIC DEVELOPMENT AUTHORITY[261]"umbrella"		
Lisa Connell, 515.348.6163		
Organization and administration, ch 1		
<u>Notice ARC 7131C</u> . . . . .	12/13/23	3887
Agency procedure for rulemaking, ch 2		
<u>Notice ARC 7132C</u> . . . . .	12/13/23	3889
Petitions for rulemaking, ch 3		
<u>Notice ARC 7133C</u> . . . . .	12/13/23	3891
Declaratory orders, ch 4		
<u>Notice ARC 7134C</u> . . . . .	12/13/23	3893
Fair information practices, ch 5		
<u>Notice ARC 7135C</u> . . . . .	12/13/23	3895
Waiver rules, ch 6		
<u>Notice ARC 7136C</u> . . . . .	12/13/23	3897
Voluntary annexation, ch 7		
<u>Notice ARC 7137C</u> . . . . .	12/13/23	3900
Petitions for involuntary city development action, ch 8		
<u>Notice ARC 7138C</u> . . . . .	12/13/23	3907
Committee proceedings on petitions for involuntary city development action, ch 9		
<u>Notice ARC 7139C</u> . . . . .	12/13/23	3911
Board proceedings on petitions for involuntary boundary change after committee approval, ch 10		
<u>Notice ARC 7140C</u> . . . . .	12/13/23	3922
Islands—identification and annexation, rescind ch 11		
<u>Notice ARC 7141C</u> . . . . .	12/13/23	3924

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

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<b>7:45 ENVIRONMENTAL PROTECTION COMMISSION[567]</b>		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Tamara McIntosh, 515.725.8242		
Operation of environmental protection commission, ch 1		
<u>Notice ARC 7205C</u> . . . . .	12/27/23	4316
Submission of information and complaints—investigations; complaints, audits, enforcement options and administrative penalties; environmental self-audits; compliance and enforcement procedures, rescind chs 3, 12, 17; adopt ch 10		
<u>Notice ARC 7206C</u> . . . . .	12/27/23	4320
Delegation of construction permitting authority, rescind ch 9		
<u>Notice ARC 7207C</u> . . . . .	12/27/23	4326
Environmental covenants, rescind ch 14		
<u>Notice ARC 7208C</u> . . . . .	12/27/23	4330
Compliance, excess emissions, and measurement of emissions, ch 21		
<u>Notice ARC 7209C</u> . . . . .	12/27/23	4337
Scope of title—definitions, rescind ch 20		
<u>Notice ARC 7210C</u> . . . . .	12/27/23	4335
Nonattainment new source review, ch 31		
<u>Notice ARC 7211C</u> . . . . .	12/27/23	4454
Provisions for air quality emissions trading programs, rescind ch 34		
<u>Notice ARC 7212C</u> . . . . .	12/27/23	4490
Operating permits, ch 24		
<u>Notice ARC 7213C</u> . . . . .	12/27/23	4404
Animal feeding operations, ch 65		
<u>Notice ARC 7214C</u> . . . . .	12/27/23	4493
<i>ARRC objection in current chapter</i>		
Air emission standards, ch 23		
<u>Notice ARC 7215C</u> . . . . .	12/27/23	4377
Qualification in visual determination of the opacity of emissions, rescind ch 29		
<u>Notice ARC 7216C</u> . . . . .	12/27/23	4449
Air emissions reduction assistance program, rescind ch 35		
<u>Notice ARC 7217C</u> . . . . .	12/27/23	4492
Measurement of emissions, rescind ch 25		
<u>Notice ARC 7218C</u> . . . . .	12/27/23	4440
Fees, ch 30		
<u>Notice ARC 7219C</u> . . . . .	12/27/23	4450
Ambient air quality standards, rescind ch 28		
<u>Notice ARC 7220C</u> . . . . .	12/27/23	4447
Revocation, suspension, and nonrenewal of license for failure to pay state liabilities, ch 16		
<u>Notice ARC 7221C</u> . . . . .	12/27/23	4334
Tax certification of pollution control or recycling property, ch 11		
<u>Notice ARC 7222C</u> . . . . .	12/27/23	4327
Construction permit requirements for major stationary sources—prevention of significant deterioration (PSD), ch 33		
<u>Notice ARC 7223C</u> . . . . .	12/27/23	4472
Prevention of air pollution emergency episodes, rescind ch 26		
<u>Notice ARC 7224C</u> . . . . .	12/27/23	4441
Cross-media electronic reporting, ch 15		
<u>Notice ARC 7225C</u> . . . . .	12/27/23	4331
Certificate of acceptance, ch 27		
<u>Notice ARC 7226C</u> . . . . .	12/27/23	4443
Animal feeding operations field study, rescind ch 32		
<u>Notice ARC 7227C</u> . . . . .	12/27/23	4470
Controlling air pollution, ch 22		
<u>Notice ARC 7228C</u> . . . . .	12/27/23	4348

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<b>8:30 NATURAL RESOURCE COMMISSION[571]</b>		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Tamara Mcintosh, 515.725.8242		
Publicly owned lakes watershed program, ch 31		
<u>Notice ARC 7229C</u> . . . . .	12/27/23	4692
Manufacturer's certificate of origin, ch 20		
<u>Notice ARC 7230C</u> . . . . .	12/27/23	4654
Community forestry grant program (CFGP), rescind ch 34		
<u>Notice ARC 7231C</u> . . . . .	12/27/23	4707
Land and water conservation fund program, ch 27		
<u>Notice ARC 7232C</u> . . . . .	12/27/23	4674
Local recreation infrastructure grants program, rescind ch 29		
<u>Notice ARC 7233C</u> . . . . .	12/27/23	4684
Conservation education, ch 12		
<u>Notice ARC 7234C</u> . . . . .	12/27/23	4592
Wildlife habitat promotion with local entities program, ch 23		
<u>Notice ARC 7235C</u> . . . . .	12/27/23	4663
Resources enhancement and protection program: county, city, private open spaces and conservation education grant programs, ch 33		
<u>Notice ARC 7236C</u> . . . . .	12/27/23	4695
Waters cost-share and grant programs, ch 30		
<u>Notice ARC 7237C</u> . . . . .	12/27/23	4685
Waterfowl and coot hunting seasons, ch 91		
<u>Notice ARC 7238C</u> . . . . .	12/27/23	4713
Deer hunting, rescind ch 94; adopt ch 106		
<u>Notice ARC 7239C</u> . . . . .	12/27/23	4718
Fish habitat promotion for county conservation boards, ch 35		
<u>Notice ARC 7240C</u> . . . . .	12/27/23	4708
Private space open lands, rescind ch 32		
<u>Notice ARC 7241C</u> . . . . .	12/27/23	4694
Leases and permits, ch 17		
<u>Notice ARC 7242C</u> . . . . .	12/27/23	4645
All-terrain vehicle registration revenue grant program, ch 28		
<u>Notice ARC 7244C</u> . . . . .	12/27/23	4678
General license regulations, ch 15		
<u>Notice ARC 7245C</u> . . . . .	12/27/23	4619
Concessions, ch 14		
<u>Notice ARC 7246C</u> . . . . .	12/27/23	4614
Habitat lease program, ch 21		
<u>Notice ARC 7247C</u> . . . . .	12/27/23	4657
Permits and easements for construction and other activities on public lands and waters, ch 13		
<u>Notice ARC 7248C</u> . . . . .	12/27/23	4604
Operation of natural resource commission, ch 1		
<u>Notice ARC 7249C</u> . . . . .	12/27/23	4587
Forfeited property, rescind ch 10		
<u>Notice ARC 7250C</u> . . . . .	12/27/23	4591
Habitat and public access program, ch 22		
<u>Notice ARC 7251C</u> . . . . .	12/27/23	4661

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**NATURAL RESOURCE COMMISSION[571], continued**

NATURAL RESOURCES DEPARTMENT[561]"umbrella"

Rental fee schedule for state-owned property, riverbed, lakebed, and waterfront lands; sand and gravel permits, rescind chs 18, 19		
<u>Notice ARC 7252C</u> . . . . .	12/27/23	4652
Relocation assistance, rescind ch 26		
<u>Notice ARC 7253C</u> . . . . .	12/27/23	4673
Certification of land as native prairie or wildlife habitat, ch 25		
<u>Notice ARC 7254C</u> . . . . .	12/27/23	4671
Docks and other structures on public waters, ch 16		
<u>Notice ARC 7255C</u> . . . . .	12/27/23	4632
Blufflands protection program and revolving loan fund, ch 24		
<u>Notice ARC 7256C</u> . . . . .	12/27/23	4668

**9:05 CAPITAL INVESTMENT BOARD, IOWA[123]**

Tyler Ackerson, 515.281.7426		
Agency realignment, rescind chs 1 to 4		
<u>Notice ARC 7195C</u> . . . . .	12/13/23	3886

**9:10 REVENUE DEPARTMENT[701]**

Tyler Ackerson, 515.281.7426		
Definitions, ch 200		
<u>Notice ARC 7144C</u> . . . . .	12/13/23	4084
Elements included in and excluded from a taxable sale and sales price, ch 203		
<u>Notice ARC 7145C</u> . . . . .	12/13/23	4092
Rules necessary to implement the streamlined sales and use tax agreement, ch 204		
<u>Notice ARC 7146C</u> . . . . .	12/13/23	4099
Sourcing of taxable services, tangible personal property, and specified digital products, ch 205		
<u>Notice ARC 7147C</u> . . . . .	12/13/23	4102
Bundled transactions, ch 206		
<u>Notice ARC 7148C</u> . . . . .	12/13/23	4114
Resale and processing exemptions primarily of benefit to retailers, ch 225		
<u>Notice ARC 7149C</u> . . . . .	12/13/23	4185
Local option sales and services tax, ch 270		
<u>Notice ARC 7150C</u> . . . . .	12/13/23	4197
New school infrastructure local option sales and services tax, rescind ch 271		
<u>Notice ARC 7151C</u> . . . . .	12/13/23	4208
Local option sales tax urban renewal projects, ch 274		
<u>Notice ARC 7152C</u> . . . . .	12/13/23	4215
Facilitating business rapid response to state-declared disasters, ch 276		
<u>Notice ARC 7153C</u> . . . . .	12/13/23	4224
Sales and use tax refund for biodiesel production, ch 277		
<u>Notice ARC 7154C</u> . . . . .	12/13/23	4226
Refunds for eligible businesses under economic development authority programs, ch 278		
<u>Notice ARC 7155C</u> . . . . .	12/13/23	4228
Underground storage tank rules incorporated by reference, rescind ch 289		
<u>Notice ARC 7156C</u> . . . . .	12/13/23	4231

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<b>REVENUE DEPARTMENT[701], continued</b>		
Sales and use tax permits, ch 201		
<u>Notice ARC 7171C</u> . . . . .	12/13/23	4087
Remote sales and marketplace sales, ch 207		
<u>Notice ARC 7172C</u> . . . . .	12/13/23	4118
Multilevel marketer agreements, ch 208		
<u>Notice ARC 7173C</u> . . . . .	12/13/23	4123
Agricultural rules, ch 214		
<u>Notice ARC 7174C</u> . . . . .	12/13/23	4128
Collection of tax debt and debt owed to other state agencies, chs 20 to 25, 27		
<u>Notice ARC 7181C</u> . . . . .	12/13/23	4075
Exemptions primarily benefiting manufacturers and other persons engaged in processing, ch 215		
<u>Notice ARC 7182C</u> . . . . .	12/13/23	4150
Telecommunication services, ch 217		
<u>Notice ARC 7183C</u> . . . . .	12/13/23	4174
Flood mitigation program, ch 272		
<u>Notice ARC 7184C</u> . . . . .	12/13/23	4209
Reinvestment districts program, ch 273		
<u>Notice ARC 7185C</u> . . . . .	12/13/23	4212
Rebate of Iowa sales tax paid, ch 275		
<u>Notice ARC 7186C</u> . . . . .	12/13/23	4218
Settlement authority, rescind ch 3; amend chs 7, 10, 101, 108, 254, 300, 305, 504, 603, 700, 900; adopt ch 19		
<u>Filed ARC 7192C</u> . . . . .	12/13/23	4252
Exemption certificates, amend chs 202, 204; adopt ch 209; rescind ch 288		
<u>Notice ARC 7196C</u> . . . . .	12/27/23	4740
Purchases by businesses, ch 210		
<u>Notice ARC 7197C</u> . . . . .	12/27/23	4748
Taxable services, ch 211		
<u>Notice ARC 7198C</u> . . . . .	12/27/23	4753
Governments and nonprofits; exempt sales; taxable and exempt sales determined by method of transaction or usage, adopt chs 212, 285; rescind ch 284		
<u>Notice ARC 7199C</u> . . . . .	12/27/23	4770
Sales and services related to vehicles, ch 218		
<u>Notice ARC 7200C</u> . . . . .	12/27/23	4798
Sales and use tax on construction activities, ch 219		
<u>Notice ARC 7201C</u> . . . . .	12/27/23	4802
Exemptions primarily of benefit to consumers, ch 220		
<u>Notice ARC 7202C</u> . . . . .	12/27/23	4824
Miscellaneous nontaxable transactions, ch 221		
<u>Notice ARC 7203C</u> . . . . .	12/27/23	4843
Receipts subject to use tax; receipts exempt from use tax; receipts subject to use tax depending on method of transaction, rescind chs 280, 281; adopt ch 282		
<u>Notice ARC 7204C</u> . . . . .	12/27/23	4847
Filing returns and payment of tax, ch 202		
<u>Notice ARC 7354C</u> . . . . .	12/27/23	4731
Miscellaneous taxable sales, ch 213		
<u>Notice ARC 7375C</u> . . . . .	12/27/23	4787
Events, amusements, and other related activities, ch 216		
<u>Notice ARC 7377C</u> . . . . .	12/27/23	4794

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<b>10:00</b>	<b>Session begins. ARRC to resume after conclusion of business in both chambers. Exact time uncertain.</b>		
<b>12:00</b>	<b>LABOR SERVICES DIVISION[875]</b> WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Mitchell Mahan, 515.443.1051 Child labor, amendments to ch 32		
	<u>Notice ARC 7142C</u> . . . . .	12/13/23	4023
	Request for extended inspection interval, 90.6(10)		
	<u>Notice ARC 7143C</u> . . . . .	12/13/23	4034
<b>12:15</b>	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b> Ashleigh Hackel, 515.281.4567 Home food processing establishments, ch 34		
	<u>Notice ARC 7157C</u> . . . . .	12/13/23	4012
<b>12:25</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Tony Alden, 515.281.4401 Licensure of podiatrists, ch 220		
	<u>Notice ARC 7175C</u> . . . . .	12/13/23	4040
	Licensure of orthotists, prosthetists, and pedorthists, ch 221		
	<u>Notice ARC 7176C</u> . . . . .	12/13/23	4046
	Continuing education for podiatrists, ch 222		
	<u>Notice ARC 7177C</u> . . . . .	12/13/23	4051
	Practice of podiatry, ch 223		
	<u>Notice ARC 7178C</u> . . . . .	12/13/23	4055
	Discipline for podiatrists, orthotists, prosthetists, and pedorthists, ch 224		
	<u>Notice ARC 7179C</u> . . . . .	12/13/23	4058
	Continuing education for orthotists, prosthetists, and pedorthists, ch 225		
	<u>Notice ARC 7180C</u> . . . . .	12/13/23	4060
<b>12:35</b>	<b>MEDICINE BOARD[653]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Chrissy Greco, 515.242.6039 Standards of practice and principles of medical ethics—abortion, 13.17		
	<u>Notice ARC 7170C</u> . . . . .	12/13/23	4036
<b>1:35</b>	<b>EDUCATIONAL EXAMINERS BOARD[282]</b> EDUCATION DEPARTMENT[281]"umbrella" Beth Myers, 515.242.6506 Renewal or extension fees—licenses, certificates, statements of professional recognition, authorizations, 12.2		
	<u>Notice ARC 7193C</u> . . . . .	12/13/23	3928
	Complaints, investigations, contested case hearings—confidentiality, 11.4(9), 11.5		
	<u>Notice ARC 7194C</u> . . . . .	12/13/23	3926

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<b>1:45 EDUCATION DEPARTMENT[281]</b>		
Thomas Mayes, 515.281.8661		
General accreditation standards—age-appropriate instruction, library programs, compliance with legislation, parental rights, amendments to ch 12		
<u>Notice ARC 7169C</u> . . . . .	12/13/23	3929
Pathways for academic career and employment program; gap tuition assistance program, ch 25		
<u>Notice ARC 7158C</u> . . . . .	12/13/23	3933
Workforce training and economic development funds, ch 27		
<u>Notice ARC 7159C</u> . . . . .	12/13/23	3937
High school equivalency diplomas, ch 32		
<u>Notice ARC 7160C</u> . . . . .	12/13/23	3940
Extracurricular interscholastic competition, ch 36		
<u>Notice ARC 7161C</u> . . . . .	12/13/23	3947
Educational and program standards for children’s residential facilities, ch 35		
<u>Notice ARC 7162C</u> . . . . .	12/13/23	3944
Extracurricular athletic activity conference for member schools, ch 37		
<u>Notice ARC 7163C</u> . . . . .	12/13/23	3958
Work-based learning; individualized career and academic plan, rescind ch 48; adopt ch 49		
<u>Notice ARC 7164C</u> . . . . .	12/13/23	3960
Iowa reading research center, ch 61		
<u>Notice ARC 7165C</u> . . . . .	12/13/23	3965
Standards for teacher intern preparation programs; standards for practitioner and administrator preparation programs, rescind ch 77; adopt ch 79		
<u>Notice ARC 7166C</u> . . . . .	12/13/23	3969
Standards for paraeducator preparation programs, ch 80		
<u>Notice ARC 7167C</u> . . . . .	12/13/23	3984
Teacher and administrator quality programs, ch 83		
<u>Notice ARC 7168C</u> . . . . .	12/13/23	3988
Students first act—definition of “annual income,” 20.1(1)		
<u>Notice ARC 7315C</u> . . . . .	12/27/23	4315
Business procedures and deadlines, ch 99		
<u>Filed ARC 7417C</u> . . . . .	12/27/23	4907
Organization and operation, ch 1		
<u>Filed ARC 7418C</u> . . . . .	12/27/23	4854
Standards for school administration manager programs, ch 82		
<u>Filed ARC 7419C</u> . . . . .	12/27/23	4897
Waivers from administrative rules, ch 4		
<u>Filed ARC 7420C</u> . . . . .	12/27/23	4860
Statewide voluntary preschool program, ch 16		
<u>Filed ARC 7421C</u> . . . . .	12/27/23	4870
Veterans’ education and training, adopt ch 51; rescind ch 52		
<u>Filed ARC 7422C</u> . . . . .	12/27/23	4883
Financial incentives for national board certification, ch 84		
<u>Filed ARC 7423C</u> . . . . .	12/27/23	4901
Programs for students who are English learners, ch 60		
<u>Filed ARC 7424C</u> . . . . .	12/27/23	4890
Agency procedure for rulemaking and petitions for rulemaking, ch 2		
<u>Filed ARC 7425C</u> . . . . .	12/27/23	4857
School fees, ch 18		
<u>Filed ARC 7426C</u> . . . . .	12/27/23	4875



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<b>EDUCATION DEPARTMENT[281], continued</b>		
Appeal procedures, ch 6		
<u>Filed ARC 7427C</u> .....	12/27/23	4864
School breakfast and lunch program; nutritional content standards for other foods and beverages, ch 58		
<u>Filed ARC 7428C</u> .....	12/27/23	4885
Programs for at-risk early elementary students, ch 65		
<u>Filed ARC 7429C</u> .....	12/27/23	4894
Equal employment opportunity and affirmative action in educational agencies, ch 95		
<u>Filed ARC 7430C</u> .....	12/27/23	4903
Criteria for grants, ch 7		
<u>Filed ARC 7431C</u> .....	12/27/23	4868
Declaratory orders, ch 3		
<u>Filed ARC 7432C</u> .....	12/27/23	4859
Gifted and talented programs, ch 59		
<u>Filed ARC 7433C</u> .....	12/27/23	4886
Educating homeless children and youth, ch 33		
<u>Filed ARC 7434C</u> .....	12/27/23	4878

**NO REPRESENTATIVE REQUESTED TO APPEAR**

**XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]**

Dairy innovation program, amendments to ch 52		
<u>Filed ARC 7127C</u> .....	12/13/23	4240
Weights and measures, ch 85		
<u>Filed ARC 7129C</u> .....	12/13/23	4243

**XX:00 COLLEGE STUDENT AID COMMISSION[283]**

<small>EDUCATION DEPARTMENT[281]"umbrella"</small>		
Uniform policies; future ready Iowa skilled workforce grant program; workforce grant and incentive program, amend ch 10; adopt chs 16, 34		
<u>Filed Emergency After Notice ARC 7130C</u> .....	12/13/23	4233

**XX:00 PHARMACY BOARD[657]**

<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
Controlled substances, 10.39(6), 12.1(1)		
<u>Filed ARC 7128C</u> .....	12/13/23	4250