

FEBRUARY 2004 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Monday, February 9, 2004, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 14, 15 (1/7/04, 1/21/04)

Also refer to: [11/26/03](#), [12/24/03](#)

		Bulletin	Page
9:00	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Risk pool funding, 25.61, 25.62, 25.62(4)“b,” 25.62(5)“a” and “b,” 25.62(6), 25.63(1) to 25.63(3), 25.64, <u>Filed Emergency After Notice ARC 3108B</u>	1/21/04	1245
	Fiscal procedure used to apply credits due counties from a state institution or institutional program, 28.13(2)“c,” <u>Filed ARC 3074B</u>	1/7/04	1196
	Family investment program (FIP); PROMISE JOBS program, 40.22(5)“a,” 41.24, 41.24(1)“c,” 41.24(4)“c,” 41.24(6), 41.24(8), 41.24(8)“c”(3), 41.24(8)“d,” 41.24(8)“d”(1) and (3), 41.24(9), 41.24(10)“g,” 41.25(6), 41.30(3)“e,” ch 93 div II preamble, 93.103, 93.104(1), 93.104(2), 93.104(4), 93.105(2), 93.106(1)“a” and “b,” 93.106(2), 93.108(2), 93.109, 93.109(1)“c,” 93.109(2), 93.109(2)“a”(1) and (2), 93.109(2)“b”(1), 93.109(2)“i,” 93.110(6), 93.111, 93.111(1), 93.111(1)“a,” 93.111(1)“a”(3) and (4), 93.111(1)“e,” 93.111(1)“g”(1), 93.111(2), 93.111(3)“b” and “c,” 93.111(5), 93.112, 93.112(1)“f,” 93.112(2), 93.112(2)“a” and “c,” 93.112(3), 93.112(3)“a,” 93.113(2), 93.114, 93.114(1)“d,” 93.114(14)“c,” 93.115(1)“a,” 93.116(3), 93.118, 93.121(1)“a,” 93.121(3), 93.121(5), 93.121(7), 93.121(8), 93.123(2), 93.123(2)“i,” 93.123(3)“a,” 93.123(4), 93.129, 93.134, 93.135(2)“e,” 93.135(3), 93.137, 93.138(3)“c,” 93.139“1,” 93.140(1), 93.143, 93.151, 93.151(5)“a,” <u>Notice ARC 3114B</u>	1/21/04	1224
	Valid Medicaid applications—addition of on-line HAWK-I application, 76.1, 76.1(1)“b,” 76.1(2)“c,” 76.1(6), <u>Filed Emergency After Notice ARC 3075B</u>	1/7/04	1184
	Maternal health centers—coverage to include local nonemergency medical transportation; acceptable degrees for staff who deliver care coordination and psychosocial services, 78.25, 78.25(2)“d,” 78.25(3), 78.25(3)“a” and “d,” 79.1(2), <u>Notice ARC 3115B</u>	1/21/04	1232
	HAWK-I program, 86.2(2)“a”(2), 86.2(3)“b,” 86.3(2), 86.3(4), <u>Filed Emergency After Notice ARC 3072B</u>	1/7/04	1184
	County and multicounty juvenile detention homes and juvenile shelter care homes, 105.1, 105.2(12)“f,” 105.3(3)“g,” “i” and “j,” 105.8(6), 105.9, 105.10(1), 105.18(2), 105.19, 105.19(1), 105.19(4), 105.21, <u>Notice ARC 3116B</u>	1/21/04	1233
	Foster care—-independent living placement, ch 108 preamble, 108.1, 108.6(3), 108.10, 150.3(3)“j”(2), 150.3(3)“p”(2), 156.1, 156.8(2), 156.8(6), 156.12, 156.15, 156.20(1)“b”(1) and (2), 156.20(2), 185.64, ch 185 div V preamble, 185.86, 202.3(3)“c,” 202.9, 202.11(2), <u>Notice ARC 3117B</u>	1/21/04	1235
	Child care assistance funding—sanctions for fraud, ch 170 preamble, 170.1, 170.4(3)“b” and “c,” 170.4(7)“a” tables I and II, 170.4(7)“a”(1), 170.7, <u>Filed ARC 3076B</u>	1/7/04	1196
	Rehabilitative treatment group care service—provision of therapy and counseling; overpayments, 185.13(2)“e”(3), 185.83(1), 185.83(1)“a,” 185.83(2)“a,” 185.83(3)“a,” 185.83(5), ch 185 div VIII, 185.126, <u>Notice ARC 3073B</u> , also <u>Filed Emergency ARC 3078B</u>	1/7/04	1185
	Eligibility for adoption subsidies, 201.3(3), <u>Filed Without Notice ARC 3077B</u>	1/7/04	1197
9:45	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Charlie Smithson (281-3489)		
	Use of public resources for a political purpose, adopt ch 5, <u>Notice ARC 3047B</u>	12/24/03	1105
10:00	LAW ENFORCEMENT ACADEMY[501] Penny Westfall (242-5357)		
	SPECIAL REVIEW by Rep. Eichhorn		
	Reserve officer personal standards, ch 10 title, div I 10. 1 to 10.10, div II, 10.100 to 10.106, <u>Notice ARC 2978B</u>	11/26/03	947
10:15	INSPECTIONS AND APPEALS DEPARTMENT[481] David Werning (281-7376)		
	Long-term care facility admission procedures—determination of veterans’ eligibility for benefits, 58.12(1)“l,” 64.6, 65.10“10,” <u>Notice ARC 3081B</u>	1/7/04	1180
	Registration of electrical and mechanical amusement devices, 104.1, 104.3, 104.4(3)“f” and “g,” 104.6“1,” adopt ch 105, <u>Filed ARC 3080B</u>	1/7/04	1197
10:40	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (242-4862)		
	University-based research utilization program, adopt ch 63, <u>Filed ARC 3109B</u>	1/21/04	1249

FEBRUARY 2004 AGENDA

10:50	CULTURAL AFFAIRS DEPARTMENT[221] Kathy Gourley (281-6913) Cultural and entertainment districts, adopt ch 9, <u>Notice</u> ARC 3110B	1/21/04	1220
11:00	ADMINISTRATIVE SERVICES DEPARTMENT[11] Carol Stratemeyer (281-6134) Performance review; equal employment opportunity and affirmative action, renumber 581—chs 13, 20 as 11—chs 62, 68; amend 62.1, 62.2(1), 62.2(2), 62.3, 68.1, 68.2(2), 68.3(2) to 68.3(4), 68.3(6)“d”(4), 68.3(7), 68.5, 68.6, <u>Notice</u> ARC 3082B	1/7/04	1169
11:15	ENVIRONMENTAL PROTECTION COMMISSION[567] - NATURAL RESOURCES DEPARTMENT[561]“umbrella” Animal feeding operations—health effects value (HEV), 20.2; adopt ch 32, <u>Notice</u> ARC 3092B	1/7/04	1175
	Drinking water, amendments to chs 40 to 44, 81, 83, <u>Filed</u> ARC 3094B	1/7/04	1193
12:00	COMMITTEE BUSINESS Charter agencies--waiver approve January minutes date of March meeting miscellaneous		

No Representative Requested to Appear

XX:00	ADMINISTRATIVE SERVICES DEPARTMENT[11] Public records and fair information practices, adopt ch 4; rescind 401—ch 2, 471—ch 2, 581—ch 17, <u>Filed</u> ARC 3087B	1/7/04	1191
	Waivers, adopt ch 9; rescind 401—ch 20, 471—ch 7, 581—ch 33, <u>Filed</u> ARC 3085B	1/7/04	1191
	Information technology operational standards; information technology development strategies and activities, renumber 471—chs 12, 15 as 11—chs 25, 26; amend 25.1, 25.2(1), 25.2(2), 25.4(1), 25.4(3), 25.5(1), 25.5(2), 25.6 to 25.8, <u>Filed</u> ARC 3105B	1/21/04	1247
	Human resources definitions, renumber 581—ch 1 as 11—ch 50; amend 50.1, <u>Filed</u> ARC 3104B	1/21/04	1248
	Coverage and exclusions; job classification; separations, disciplinary actions and reduction in force; grievances and appeals, renumber 581—chs 2, 3, 11, 12 as 11—chs 51, 52, 60, 61; amend 51.2, 51.4, 52.4(4), 52.4(6), 52.5(4), 52.5(6), 52.7, 60.2(4) to 60.2(6), 60.3(7), 61.1, <u>Filed</u> ARC 3103B	1/21/04	1248
	Employee leave, renumber 581—ch 14 as 11—ch 63; amend 63.4(2), 63.10, <u>Filed</u> ARC 3083B	1/7/04	1191
	Benefits, adopt ch 64, rescind 581—ch 15, <u>Filed</u> ARC 3086B	1/7/04	1192
	Combined charitable campaign, renumber 581—ch 25 as 11—ch 71; amend 71.3(4), 71.3(5), 71.4, 71.4(1), 71.4(3), 71.4(4)“a” and “e,” <u>Filed</u> ARC 3084B	1/7/04	1192
	Terrace Hill, renumber 401—chs 14, 16 as 11—chs 114, 116; amend 114.7(1), <u>Filed</u> ARC 3102B	1/21/04	1249
XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Weights and measures, 85.2, 85.3, 85.5, 85.12, 85.17, 85.18(3) to 85.18(7), 85.29, 85.37, 85.39, 85.42, 85.48(11), 85.53(1), <u>Notice</u> ARC 3079B	1/7/04	1171
XX:00	ATTORNEY GENERAL[61] Crime victim assistance program—waivers, disability statements, 9.25, 9.35(10), 9.37, <u>Notice</u> ARC 3098B	1/21/04	1218
	Crime victim assistance program—medical procedures authorized for payment, maximum limit of fees charged by physicians and examination facilities, 9.80, 9.81, 9.83(1), 9.83(2), <u>Notice</u> ARC 3099B	1/21/04	1219
XX:00	EDUCATIONAL EXAMINERS BOARD[282] EDUCATION DEPARTMENT[281]“umbrella” Superintendent/AEA administrator endorsement, 14.142(3), 14.142(4), <u>Notice</u> ARC 3111B	1/21/04	1221
	Criteria of professional practices; criteria of competent performance; code of professional conduct and ethics, rescind chs 12, 13; adopt ch 25, <u>Notice</u> ARC 3089B	1/7/04	1171
	Special education endorsements—classification of licenses, 15.3(8)“c,” 15.4, <u>Filed</u> ARC 3088B	1/7/04	1193

FEBRUARY 2004 AGENDA

	Evaluator endorsement and license, ch 20 title and preamble, 20.1 to 20.9, 20.51 to 20.60, <u>Notice</u> ARC 3112B	1/21/04 1223
	Code of rights and responsibilities, adopt ch 26, <u>Notice</u> ARC 3090B	1/7/04 1174
XX:00	INSURANCE DIVISION[191] COMMERCE DEPARTMENT[181]"umbrella" Use of credit information in personal insurance, 20.12, <u>Notice</u> ARC 3106B	1/21/04 1238
XX:00	IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495] Organization; investment board; benefits advisory committee; administrative procedures; federal social security; qualified benefits arrangement; waivers, adopt chs 1 to 3, 17, 19, 22, 26, 30 to 33; rescind 581—21.1, 581—21.9, 581—21.32, 581—21.33, 581—ch 22, <u>Filed</u> ARC 3095B	1/7/04 1200
XX:00	LANDSCAPE ARCHITECTURAL EXAMINING BOARD[193D] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Wall certificate replacement fee, 2.10, <u>Notice</u> ARC 3113B	1/21/04 1241
XX:00	MANAGEMENT DEPARTMENT[541] Local government innovation fund committee, adopt ch 15, <u>Filed Emergency After Notice</u> ARC 3069B	1/7/04 1188
XX:00	NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Resource enhancement and protection (REAP) program, 33.5(1), 33.22, 33.30(4)"f" and "g," 33.40(5), 33.50(4), 33.50(5), <u>Filed</u> ARC 3091B	1/7/04 1200
	Boat motor regulations—Middle River State Park Lakes, Warren County, 45.4(2), <u>Notice</u> ARC 3093B	1/7/04 1181
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Behavioral science examiners, 30.4(2), 30.4(3), 30.6(3), 30.6(4), 31.5(2)"b"(3), 31.5(3), 31.5(4), 31.10, 31.13 to 31.15, ch 33, 34.1(5) to 34.1(9), <u>Filed</u> ARC 3070B	1/7/04 1201
XX:00	REVENUE DEPARTMENT[701] Property rehabilitation tax credits for projects located in cultural and entertainment districts; university-based research utilization program tax credit, 42.15(2), 42.21, 52.18(2), 52.24, <u>Filed</u> ARC 3100B	1/21/04 1250
XX:00	SECRETARY OF STATE[721] Election emergency situations—voting after the statutory hour for closing the polls, 21.1(12), <u>Notice</u> ARC 3067B	1/7/04 1181
	Polling place accessibility—definition of "off-street parking," 21.50(4), <u>Notice</u> ARC 3101B	1/21/04 1241
	Local sales and services tax elections—forms for petitions and motions, 21.803(1)"a" and "b," 21.803(3), 21.803(3)"d," <u>Notice</u> ARC 3068B	1/7/04 1182
XX:00	TRANSPORTATION DEPARTMENT[761] Airport improvement program; commercial air service marketing program; commercial air service vertical infrastructure program; Iowa airport registration, 700.2, 710.3, 710.4(3)"b," 710.5(3), 715.3(3), 715.4, 715.5, 715.7, 715.7(5), ch 716 title, 716.1, 716.3, 716.5(1) to 716.5(3), 716.6, 716.7(2), 716.8(3), 720.4(1), 720.4(5), 720.4(6), 720.5(1), 720.10(2)"b," 720.10(3)"a," <u>Filed</u> ARC 3097B	1/7/04 1202
	General aviation hangar revolving loan fund, rescind ch 718, <u>Filed</u> ARC 3096B	1/7/04 1203
XX:00	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" Crossing of railroad rights-of-way—insurance provisions, 42.1, 42.9(3), 42.9(4), 42.9(7), <u>Filed Emergency</u> ARC 3071B	1/7/04 1189
	Iowa broadband initiative, adopt ch 43, <u>Filed</u> ARC 3118B	1/21/04 1250
XX:00	VOLUNTEER SERVICE, IOWA COMMISSION ON[555]	

FEBRUARY 2004 AGENDA

Organization and operation of commission; appeals,

1.1, 1.2, 5.1, Notice **ARC 3107B** [1/21/04](#)

1242