

# APRIL 2009 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Friday, April 3, 2009, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: 3/11/09, 3/25/09**

		Bulletin	Page
<b>8:00</b>	<b>LSA FISCAL OVERVIEW-Sue Lerdal</b>		
<b>8:05</b>	<b>REVENUE DEPARTMENT[701] Dave Casey (281-6163)</b> Clarifications and updates, amendments to chs 10, 38, 40, 41, 43, 46, 48, 50, 52, 54, 59, 86, 88, 89, 104 <u>Notice ARC 7632B</u> .....	3/11/09	X
	Held over from March Tax stamp for unprocessed marijuana plants		
<b>8:15</b>	<b>COMMUNITY ACTION AGENCIES DIVISION[427] Bill Brand (281-3268)</b> <small>HUMAN RIGHTS DEPARTMENT[421]"umbrella"</small> Individual development accounts (IDAs), ch 14 <u>Notice ARC 7614B</u> , also <u>Filed</u> <u>Emergency ARC 7613B</u> .....	3/11/09	X
<b>8:20</b>	<b>VETERANS AFFAIRS, IOWA DEPARTMENT OF[801] Pat Palmersheim (242-5331)</b> Department duties; county commission account and training program; Iowa veterans cemetery, 1.1 to 1.3, 1.5, 1.11 <u>Notice ARC 7659B</u> .....	3/25/09	X
	County commissions of veteran affairs fund and training program, ch 7 <u>Notice ARC</u> <b>7660B</b> .....	3/25/09	X
	Veterans trust fund, 14.2, 14.3(1), 14.4, 14.5, 14.7 <u>Notice ARC 7661B</u> .....	3/25/09	X
<b>8:40</b>	<b>EDUCATION DEPARTMENT[281] Carol Greta (281-8661)</b> Statewide voluntary preschool program, 16.1 to 16.15 <u>Notice ARC 7608B</u> .....	3/11/09	X
	Senior year plus program, ch 22 <u>Notice ARC 7612B</u> .....	3/11/09	X
	Certified school to career program, rescind ch 48 <u>Notice ARC 7609B</u> .....	3/11/09	X
	Phase III, educational excellence program, rescind ch 91 <u>Notice ARC 7610B</u> .....	3/11/09	X
	Supplementary weighting plan for operational function sharing, 97.1, 97.2, 97.4, 97.5(6)"a," 97.7(1)"a," 97.7(9), 97.7(13) <u>Notice ARC 7611B</u> .....	3/11/09	X
<b>9:00</b>	<b>MANAGEMENT DEPARTMENT[541] Sonni Vierling (725-2074)</b> First years first grant program, ch 13 <u>Notice ARC 7640B</u> .....	3/25/09	X
<b>9:10</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)</b> <small>NATURAL RESOURCES DEPARTMENT[561]"umbrella"</small> Removal of EPA clean air mercury rules (CAMR) provisions, 23.1, 25.3, 34.300 to 34.308 <u>Notice ARC 7622B</u> .....	3/11/09	X
	Emission standards—Brick and Boiler MACTs, 23.1(4)"dd," "dj" <u>Filed ARC 7623B</u> .....	3/11/09	X
	Wastewater disposal systems, amendments to chs 60, 62 to 64 <u>Filed ARC 7625B</u> .....	3/11/09	X
	Water quality standards—revisions to surface water classifications, 61.3(5) <u>Notice</u> <b>ARC 7624B</b> .....	3/11/09	X
	Licensing of UST professionals, 134.17 to 134.29 <u>Notice ARC 7620B</u> .....	3/11/09	X
	Assessment policy and procedure for underground storage tank owners and operators, 135.2, 135.8(1)"e," 135.9(4)"f," 135.10 <u>Filed ARC 7621B</u> .....	3/11/09	X

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- 9:45 NATURAL RESOURCE COMMISSION[571]** Marla Gallardo (281-8678)  
NATURAL RESOURCES DEPARTMENT[561]“umbrella”  
 Permits and easements for construction and related activities on public lands and waters,  
 ch 13 Filed ARC 7616B..... 3/11/09 X  
 General license regulations, ch 15 Notice ARC 7617B ..... 3/11/09 X  
 Nursery stock sale to the public—pricing revisions, 71.3 Notice ARC 7615B..... 3/11/09 X
- 9:45 NATURAL RESOURCES DEPARTMENT[561]** Marla Gallardo (281-8678)  
 Special nonresident deer and turkey licenses, ch 12 Notice ARC 7652B ..... 3/25/09 X
- 10:00 PROFESSIONAL LICENSURE DIVISION[645]** Eileen Gloor (281-0254)  
PUBLIC HEALTH DEPARTMENT[641]“umbrella”  
 Board of physical and occupational therapy, 206.1 Filed ARC 7644B..... 3/25/09 X
- 10:10 HUMAN SERVICES DEPARTMENT[441]** Nancy Freudenberg (281-8438)  
 Notification of debt forms, 11.1, 11.2(2) Notice ARC 7654B ..... 3/25/09 X  
 Disability services management—“county of residence,” 25.11, 25.13 to 25.17 Notice  
ARC 7626B..... 3/11/09 X  
 Emergency mental health crisis services system, ch 26 Notice of Termination ARC  
7655B ..... 3/25/09 X  
 Mental health services for children and youth, ch 27 Notice of Termination ARC 7656B ..... 3/25/09 X  
 SSA program—annual adjustments to eligibility and payment levels, 51.4(1), 51.7, 52.1  
Filed ARC 7605B ..... 3/11/09 X  
 Iowa unmet needs disaster grant program, 58.51 to 58.58 Notice ARC 7604B, also  
Filed Emergency ARC 7603B ..... 3/11/09 X  
 Ticket to hope program, 58.61 to 58.68, 153.8 Notice ARC 7642B, also Filed  
Emergency ARC 7641B ..... 3/25/09 X  
 Premiums assessed for Medicaid for employed people with disabilities (MEPD),  
 75.1(39)“b” and “d” Notice ARC 7629B..... 3/11/09 X  
 Annual updates—statewide average cost of nursing facility services to a private-pay  
 resident and of institutional care, 75.23(3), 75.24(3)“b” Notice ARC 7630B ..... 3/11/09 X  
 Incident reporting standards for providers of HCBS habilitation and certain HCBS  
 waiver services, amendments to ch 77 Notice ARC 7653B ..... 3/25/09 X  
 Case management services, 78.27, 78.37, 78.43, 79.1, 79.3, 83.22(2), ch 90 title and  
 preamble, 90.1 to 90.9 Notice ARC 7631B ..... 3/11/09 X  
 Update of CFR references relating to payment methodology for prescription drugs,  
 79.1(8) Notice ARC 7627B ..... 3/11/09 X  
 HAWK-I—increased income limits and monthly cost sharing, 86.1, 86.2(2), 86.8(1),  
 86.8(2) Notice ARC 7635B ..... 3/11/09 X  
 Foster care and adoption policies, 113.4(1), 113.13, 113.17(1), 156.1, 156.8(1), 156.11,  
 200.4(1), 202.5(3), 202.11(4) Filed ARC 7606B..... 3/11/09 X
- 10:50** Committee business-May12<sup>th</sup> meeting, approve minutes, miscellaneous

## NO REPRESENTATIVES REQUESTED TO APPEAR

- XX:00 ADMINISTRATIVE SERVICES DEPARTMENT[11]**  
 Outside employment or activity, 66.3 Filed ARC 7637B ..... 3/11/09 X

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<b>XX:00 AGRICULTURAL DEVELOPMENT AUTHORITY[25]</b>		
Beginning farmer tax credit program—maximum net worth, lease limitations, 6.1, 6.5(1)		
<u>Filed Emergency ARC 7619B</u> .....	3/11/09	X
<b>XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b>		
Designations for ethanol blended gasoline, 85.48 <u>Filed ARC 7628B</u> .....	3/11/09	X
<b>XX:00 ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b>		
Duplication of committee name, 4.2(2) <u>Filed ARC 7646B</u> .....	3/25/09	X
Legitimate expenditures of campaign funds, 4.25(1)“e” <u>Filed ARC 7647B</u> .....	3/25/09	X
Campaign disclosure procedures—committee assessments, 4.59 <u>Filed ARC 7645B</u> .....	3/25/09	X
Payment of penalty for late-filed campaign report, 4.62 <u>Filed ARC 7648B</u> .....	3/25/09	X
Executive branch ethics—definitions of “employee” and “official,” 6.2 <u>Filed ARC</u>		
<u>7649B</u> .....	3/25/09	X
Prohibition of sales to state agency in which employee or official serves or is employed,		
6.10 <u>Filed ARC 7650B</u> .....	3/25/09	X
Prohibition of campaign contributions by lobbyists during legislative session, 8.15 <u>Filed</u>		
<u>ARC 7651B</u> .....	3/25/09	X
<b>XX:00 HISTORICAL DIVISION[223]</b>		
CULTURAL AFFAIRS DEPARTMENT[221]“umbrella”		
State historical society award program, 21.3(2) <u>Notice ARC 7602B</u> .....	3/11/09	X
<b>XX:00 INSURANCE DIVISION[191]</b>		
COMMERCE DEPARTMENT[181]“umbrella”		
Clarification of “CE term,” 11.2 <u>Filed ARC 7662B</u> .....	3/25/09	X
Procedures and nonadmitted insurers, 21.1 to 21.6, 21.9 <u>Filed ARC 7663B</u> .....	3/25/09	X
<b>XX:00 MEDICINE BOARD[653]</b>		
PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
Preliminary notice of denial—public record, 9.15(1) <u>Notice ARC 7607B</u> .....	3/11/09	X
<b>XX:00 NURSING BOARD[655]</b>		
PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
License denial—appeal and hearing processes, 3.9 <u>Filed ARC 7664B</u> .....	3/25/09	X
Documentation in support of residency; multistate licensure discipline, 16.2, 16.3 <u>Filed</u>		
<u>ARC 7665B</u> .....	3/25/09	X
<b>XX:00 PHARMACY BOARD[657]</b>		
PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
Transfer of prescriptions by pharmacists or pharmacist-interns, 6.9 <u>Filed ARC 7634B</u> .....	3/11/09	X
Electronic transmission or scanning of a prescription or record, 6.16(4), 8.15(1), 9.18(7),		
10.22(2), 21.7(3)“c,” 21.9, 21.12, 21.14 to 21.16 <u>Filed ARC 7636B</u> .....	3/11/09	X
Testing and quarantine of sterile compounds, 13.24(4), 13.24(6) <u>Filed ARC 7633B</u> .....	3/11/09	X

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<b>XX:00 PROFESSIONAL LICENSURE DIVISION[645]</b> <small>PUBLIC HEALTH DEPARTMENT[641]“umbrella”</small> Sign language interpreters and transliterators—temporary licensure, 361.2, 362.2, 362.3(2) <u>Filed ARC 7643B</u> .....	3/25/09	X
<b>XX:00 PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (725-6185)</b> Sustainable design standards, ch 310 <u>Notice ARC 7657B</u> .....	3/25/09	X
<b>XX:00 RACING AND GAMING COMMISSION[491]</b> <small>INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella”</small> Licensure—receipt of certificate of noncompliance, 6.13 to 6.29 <u>Filed Emergency ARC</u> <b>7658B</b> .....	3/25/09	X
<b>XX:00 REAL ESTATE COMMISSION[193E]</b> <small>Professional Licensing and Regulation Bureau[193]</small> <small>COMMERCE DEPARTMENT[181]“umbrella”</small> Residential property seller disclosure statement, 14.1(6) <u>Notice ARC 7639B</u> .....	3/25/09	X
Continuing education—distance learning, 16.4(4) <u>Notice ARC 7638B</u> .....	3/25/09	X
<b>XX:00 TRANSPORTATION DEPARTMENT[761]</b> Traffic safety improvement program—application deadline, 164.9(1)“b” <u>Filed ARC</u> <b>7618B</b> .....	3/11/09	X
Motor carrier safety and hazardous materials regulations, 520.1(1) <u>Notice ARC 7601B</u> .....	3/11/09	X