



**June 2019 ARRC agenda
Administrative Rules Review Committee
Tuesday, June 11, 2019
9 a.m.
Room 116, State Capitol, Des Moines, Iowa**

MEMBERS

Waylon Brown, Vice Chair
Pam Jochum
Mark Costello
Robert Hogg
Zach Whiting

Megan Jones, Chair
Steven Holt
Joe Mitchell
Amy Nielsen
Rick L. Olson

BULLETINS NEEDED FOR THIS MEETING: 5/8/19, 5/22/19

NOTICE

Times listed for review are approximate. If you will be attending a particular review, please arrive 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 embedded here: <https://www.legis.iowa.gov/law/administrativeRules/arrc>.

Bulletin Page

- 9:00 Procedural Business**
- Approve minutes
 - Tuesday, July 9th meeting: 9am?
 - Outstanding rulemaking update-17A.4(10)
 - Miscellaneous
- 9:05 Fiscal Overview - Christin Mechler 515.281.6561**

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

	Bulletin	Page
9:10 HUMAN SERVICES DEPARTMENT[441]		
Nancy Freudenberg, 515.281.8438		
HCBS waiver services—consumer choices option, amendments to chs 78, 79		
<u>Filed ARC 4430C</u>	5/8/19	2796
Assessment levels for nursing facilities, 36.6(2), 81.6(21)“b”		
<u>Filed ARC 4428C</u>	5/8/19	2792
Passive managed care enrollment process, 73.1, 73.3		
<u>Filed ARC 4429C</u>	5/8/19	2794
Health insurance premium payment (HIPP) program, 75.21		
<u>Notice of Termination ARC 4438C</u>	5/22/19	2858
Family investment program (FIP); electronic benefits transfer cards, 40.28, 65.4		
<u>Notice ARC 4439C</u>	5/22/19	2853
Resolution of legal settlement disputes; mental health and disability services redesign transition fund; community mental health center waiver request, rescind chs 15, 23; ch 25, div IV		
<u>Notice ARC 4440C</u>	5/22/19	2852
Child support recovery forms, 97.6(5), 98.121, 99.63(1)		
<u>Notice ARC 4441C</u>	5/22/19	2863
Medicaid for employed people with disabilities program—premium amounts, 75.1(39)“b”		
<u>Notice ARC 4442C</u>	5/22/19	2856
Medicaid eligibility—removal of statewide average costs and charges and maximum Medicaid rates from rule, 75.23(3), 75.24(3)“b”		
<u>Notice ARC 4443C</u>	5/22/19	2858
Customized wheelchairs—definition for Medicaid members and providers, amendments to ch 78		
<u>Notice ARC 4444C</u>	5/22/19	2860
9:30 UTILITIES DIVISION[199]		
COMMERCE DEPARTMENT[181]“umbrella”		
Matthew Oetker, 515.725.7349		
Assessments, 17.1 to 17.11		
<u>Notice ARC 4416C</u>	5/8/19	2757
Electric vehicle charging service, 20.20		
<u>Notice ARC 4417C</u>	5/8/19	2764
Regulation of telecommunications service, ch 22		
<u>Notice ARC 4419C</u>	5/8/19	2766
Annual reports, 23.1 to 23.3		
<u>Notice ARC 4420C</u>	5/8/19	2779
Approval of appraiser for municipal utilities, 32.10		
<u>Filed ARC 4465C</u>	5/22/19	2980
9:40 IOWA FINANCE AUTHORITY[265]		
Carolann Jensen, 515.725.4900		
Local housing trust fund program allocation plan—adoption by reference, 19.1		
<u>Filed ARC 4452C</u>	5/22/19	2902
Water quality financing program, ch 46		
<u>Filed ARC 4453C</u>	5/22/19	2903

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

	Bulletin	Page
9:45 INSPECTIONS AND APPEALS DEPARTMENT[481] Deborah Svec-Carstens, 515.725.5336 Subacute mental health care facilities, amendments to ch 71 <u>Filed ARC 4431C</u>	5/8/19	2810
9:50 MANAGEMENT DEPARTMENT[541] Linda Leto, 281.3853 Calculating net general fund revenues, ch 15 <u>Filed ARC 4433C</u>	5/8/19	2819
9:55 NATURAL RESOURCES DEPARTMENT[561] Christina Iiams, 515.725.8240 Oil, gas, and metallic minerals, ch 17 <u>Filed ARC 4434C</u>	5/8/19	2821
10:00 ENERGY AND GEOLOGICAL RESOURCES DIVISION[565] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Christina Iiams, 515.725.8240 General; oil, gas, and metallic minerals, rescind chs 50, 51 <u>Filed ARC 4425C</u>	5/8/19	2782
10:05 ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Christina Iiams, 515.725.8240 References to state geologist and geological survey; animal unit for small fish; reimbursement cap increase for land recycling program, amendments to chs 50 to 53, 65, 72, 82, 137 <u>Filed ARC 4426C</u>	5/8/19	2783
NPDES General Permit No. 6 for discharge of wastewater associated with well construction activities, 64.15(6) <u>Notice ARC 4421C</u>	5/8/19	2743
10:10 NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Christina Iiams, 515.725.8240 Antlerless deer hunting—January licenses, county license quotas, 106.6 <u>Notice ARC 4422C</u>	5/8/19	2745
Increased bag limits for bobcats, 108.7(3) <u>Notice ARC 4423C</u>	5/8/19	2747

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

Bulletin Page

10:15	PUBLIC HEALTH DEPARTMENT[641]		
	Susan Dixon, 515.725.2183		
	State plumbing code—update of references to 2018 edition of Uniform Plumbing Code, 25.1, 25.3 to 25.5		
	<u>Notice</u> <u>ARC 4447C</u>	5/22/19	2868
	State mechanical code—adoption of 2018 International Mechanical Code by reference, 61.2		
	<u>Notice</u> <u>ARC 4448C</u>	5/22/19	2891
	Radiological health programs—fees, 38.8, 42.5 to 42.10, 42.12, 42.13		
	<u>Notice</u> <u>ARC 4446C</u>	5/22/19	2879
10:30	DENTAL BOARD[650]		
	<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
	Jill Stuecker, 515.281.6935		
	Expanded functions; fees, 10.3, 15.4, 15.8(1), 20.4 to 20.7, ch 23, 25.10(2)“f”		
	<u>Notice</u> <u>ARC 4424C</u>	5/8/19	2734
10:35	BREAK		
10:45	PHARMACY BOARD[657]		
	<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
	Sue Mears, 515.281.5944		
	Vaccine administration by pharmacists, 39.10		
	<u>Notice</u> <u>ARC 4450C</u>	5/22/19	2866
	Controlled substances—registration, prescription monitoring program, fees, temporary designation, exempted prescription products, disposal, amendments to ch 10		
	<u>Filed</u> <u>ARC 4455C</u>	5/22/19	2910
	Technician product verification programs, ch 40		
	<u>Filed</u> <u>ARC 4456C</u>	5/22/19	2916
	Universal practice standards—protection from exposure to hazardous drugs, delayed compliance, 8.5, 20.5		
	<u>Filed</u> <u>ARC 4454C</u>	5/22/19	2908
11:05	PUBLIC SAFETY DEPARTMENT[661]		
	Chandler Collins, 515.725.6185		
	Ignition interlock devices, 158.2 to 158.9		
	<u>Notice</u> <u>ARC 4418C</u>	5/8/19	2749
11:15	REVENUE DEPARTMENT[701]		
	Tim Reilly, 515.725.2294		
	Taxable sales—services treated as sales of tangible personal property, prepaid merchandise cards, photograph and retouching services, 16.51, 16.52, 26.17		
	<u>Filed</u> <u>ARC 4460C</u>	5/22/19	2957
	Assessor or deputy assessor continuing education, 124.3		
	<u>Filed</u> <u>ARC 4466C</u>	5/22/19	2960

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

	Bulletin	Page
11:20 TRANSPORTATION DEPARTMENT[761]		
Tracy George, 515.239.1358		
Tourist-oriented directional signing, 119.1, 119.2, 119.4(1)“a,” 119.5(4), 119.6		
<u>Filed</u> <u>ARC 4436C</u>	5/8/19	2832
Nonoperator’s identification, 630.1(2), 630.2		
<u>Filed</u> <u>ARC 4437C</u>	5/8/19	2836
11:25 TREASURER OF STATE[781]		
Victoria Newton, 515.281.5368		
Iowa educational savings plan trust, ch 16		
<u>Filed</u> <u>ARC 4463C</u>	5/22/19	2966
Iowa ABLE savings plan trust, ch 20		
<u>Filed</u> <u>ARC 4464C</u>	5/22/19	2972
11:30 WORKFORCE DEVELOPMENT DEPARTMENT[871]		
David Steen, 515.725.5492		
Employer innovation fund, ch 16		
<u>Notice</u> <u>ARC 4449C</u>	5/22/19	2897
Unemployment benefits wage-earning limitation, 24.18		
<u>Notice</u> <u>ARC 4451C</u>	5/22/19	2900
11:35 VOTER REGISTRATION COMMISSION[821]		
Molly Widen, 515.281.5864		
Emergency Filing, approval required: Voter registration forms produced by electronic poll books, ch 2		
11:45 MEDICINE BOARD[653]		
PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
Kent Nebel, 515.281.7088		
Standards of practice—medical cannabidiol, 13.15(1)		
<u>Notice</u> <u>ARC 4445C</u>	5/22/19	2864
11:50 PUBLIC EMPLOYMENT RELATIONS BOARD[621]		
Amber DeSmet, 515.281.4045		
Electronic filing; confidential information; public records, amend chs 1, 2, 6, 7, 10, 14,		
16; adopt ch 12		
<u>Filed</u> <u>ARC 4457C</u>	5/22/19	2921
State employee whistleblower actions, ch 17		
<u>Filed</u> <u>ARC 4459C</u>	5/22/19	2954
Bargaining unit determinations; representative certifications, amend chs 4, 5; adopt ch 15		
<u>Filed</u> <u>ARC 4458C</u>	5/22/19	2940
 NO REPRESENTATIVE REQUESTED TO APPEAR		
XX:00 INSURANCE DIVISION[191]		
COMMERCE DEPARTMENT[181]“umbrella”		
Unfair trade practices—standards for annuity illustrations, 15.66(6)		
<u>Filed</u> <u>ARC 4432C</u>	5/8/19	2817

AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE

	Bulletin	Page
XX:00 HISTORICAL DIVISION[223] CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"		
State historical society award programs, 21.2, 21.3		
<u>Filed ARC 4427C</u>	5/8/19	2788
XX:00 PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Chiropractic physicians—continuing education hours, 41.6(2), 41.14(3)		
<u>Filed ARC 4435C</u>	5/8/19	2831
XX:00 SECRETARY OF STATE[721]		
Safe at home program, 6.1		
<u>Filed ARC 4461C</u>	5/22/19	2961
Local option sales and services tax elections in qualified counties, 21.804		
<u>Filed ARC 4462C</u>	5/22/19	2963