

JULY 2009 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, July 14, 2009, at 10 a.m. in Room 22, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: 6/17/09, 7/1/09

		Bulletin	Page
10:00	LSA OVERVIEW-Sue Lerdal		
10:05	TRANSPORTATION DEPARTMENT[761]		
	Railroad revolving loan and grant fund program, 1.7, 1.8(7), 4.1(1); rescind ch 801; rescind 765—chs 1 to 4; amend and transfer 765—ch 5 to 761—ch 822 <u>Filed</u>		
	<u>Emergency ARC 7909B</u>	7/1/09	66
	Motor carrier regulations—update of CFR reference, 529.1 <u>Filed ARC 7901B</u>	7/1/09	109
	Driver's licenses, amendments to chs 601, 602, 604, 605, 607, 610, 611, 615, 640 <u>Filed ARC 7902B</u>	7/1/09	110
	Close-clearance warning signs along railroad tracks, ch 813 <u>Notice ARC 7885B</u>	7/1/09	47
10:25	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]		
	Neighborhood stabilization program, ch 27 <u>Filed ARC 7845B</u>	6/17/09	2803
	Brownfield redevelopment program; redevelopment tax credit, 65.1 to 65.10 <u>Filed ARC 7844B</u>	6/17/09	2803
	Targeted jobs withholding tax credit program, 71.1, 71.4 to 71.6 <u>Notice ARC 7846B</u> , also <u>Filed Emergency ARC 7848B</u>	6/17/09	2792
	Targeted jobs withholding tax credit program, 71.4, 71.5(1) <u>Filed Emergency ARC 7847B</u>	6/17/09	2795
10:40	ENERGY INDEPENDENCE, OFFICE OF[350]		
	Energy efficiency community grant program, ch 5 <u>Notice ARC 7913B</u>	7/1/09	20
10:50	IOWA FINANCE AUTHORITY[265]		
	Definition of “title plant” rescinded, 9.7(2) <u>Filed ARC 7892B</u>	7/1/09	92
	Updates to compliance monitoring manual, 12.3, 12.4 <u>Filed ARC 7891B</u>	7/1/09	92
	State housing trust fund, 19.1 <u>Notice ARC 7851B</u> , also <u>Filed Emergency ARC 7850B</u>	6/17/09	2798
	Updated allocation plans—local housing trust fund and project-based housing programs, 19.1 <u>Notice ARC 7895B</u>	7/1/09	28
	Jump-start housing assistance program, 29.3(1), 29.5(1), 29.8 <u>Notice ARC 7900B</u> , also <u>Filed Emergency ARC 7899B</u>	7/1/09	58
	Jump-start housing assistance program, 29.5(2), 29.6 <u>Notice ARC 7843B</u> , also <u>Filed Emergency ARC 7842B</u>	6/17/09	2799
	Water quality financial assistance program, ch 33 <u>Notice ARC 7896B</u>	7/1/09	30
	Affordable housing assistance grant fund, ch 35 <u>Notice ARC 7898B</u> , also <u>Filed Emergency ARC 7897B</u>	7/1/09	60
	Public service shelter grant fund, ch 36 <u>Notice ARC 7893B</u> , also <u>Filed Emergency ARC 7894B</u>	7/1/09	61
11:15	ENVIRONMENTAL PROTECTION COMMISSION[567]		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	Air quality, amendments to chs 20, 22, 23, 25, 28, 33 <u>Notice ARC 7855B</u>	6/17/09	2730

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	Water quality, effluent and pretreatment standards, amendments to chs 61, 62 <u>Notice ARC 7853B</u>	6/17/09	2737
	UST operator training, closure investigations, compliance inspections, and piping leak detection, 134.14(6), 135.2, 135.4, 135.5(1), 135.15(3)“a,” 135.20 <u>Notice ARC 7854B</u>	6/17/09	2741
11:40	NATURAL RESOURCE COMMISSION[571] <small>NATURAL RESOURCES DEPARTMENT[561]“umbrella”</small>		
	General license regulations, ch 15 <u>Filed ARC 7852B</u>	6/17/09	2808
	Licenses—administration fees, 15.4 <u>Notice ARC 7923B</u>	7/1/09	34
	Game management areas—use of stationary blinds and decoys, 51.6 <u>Filed ARC 7917B</u>	7/1/09	94
	Expansion of wildlife refuge area listing, 52.1(2)“a” <u>Filed ARC 7918B</u>	7/1/09	95
	Nursery stock sale to the public—pricing revisions, 71.3 <u>Filed ARC 7857B</u>	6/17/09	2809
	Endangered, threatened, and special concern animals—birds, 77.2 <u>Notice ARC 7856B</u>	6/17/09	2781
	Landowner-tenant registration, 95.2 <u>Filed ARC 7919B</u>	7/1/09	95
	Wild turkey fall hunting by residents, 99.2(3), 99.5(1) <u>Filed ARC 7920B</u>	7/1/09	96
	Deer hunting—licenses, quotas and restrictions, depredation permits, 106.1(1)“a,” 106.6, 106.11(4)“b” <u>Filed ARC 7921B</u>	7/1/09	96
	Hunting and trapping of certain furbearers, 108.1, 108.7(6) <u>Filed ARC 7933B</u>	7/1/09	99
	Trapping limitations, 110.1 <u>Filed ARC 7922B</u>	7/1/09	99
12:00 to 1:15 lunch			
1:15	VOTER REGISTRATION COMMISSION[821] Voter registration—general, amendments to chs 1 to 3, 5, 6, 9 to 11 <u>Notice ARC 7884B</u> , also <u>Filed Emergency ARC 7883B</u>	7/1/09	68
1:30	INSPECTIONS AND APPEALS DEPARTMENT[481] General provisions for elder group homes, assisted living programs, and adult day services, ch 67 <u>Notice ARC 7877B</u>	6/17/09	2748
	Assisted living programs, ch 69 <u>Notice ARC 7878B</u>	6/17/09	2760
1:50	NURSING BOARD[655] <small>PUBLIC HEALTH DEPARTMENT[641]“umbrella”</small> Applicants for licensure—criminal conviction history, amendments to ch 3 <u>Notice ARC 7889B</u>	7/1/09	35
	Supervision of fluoroscopy, 7.2 <u>Filed ARC 7888B</u>	7/1/09	100
2:30	HUMAN SERVICES DEPARTMENT[441] Risk pool board—funding, applications, 25.62(5), 25.63, 25.64, 25.65(2) <u>Filed Emergency ARC 7879B</u>	6/17/09	2797
	Collection on food assistance claim resulting from agency error, 65.21(1) <u>Filed ARC 7928B</u>	7/1/09	78
	Medicaid eligibility of newborns, 75.1(20) <u>Notice ARC 7930B</u> , also <u>Filed Emergency ARC 7929B</u>	7/1/09	53
	Medicaid—income limit increase for infants and pregnant women, 75.1(28)“a”(1) <u>Filed Emergency ARC 7931B</u>	7/1/09	54
	Medicaid coverage for all eligible children, 75.11(2)“a” <u>Notice ARC 7934B</u> , also <u>Filed Emergency ARC 7932B</u>	7/1/09	55

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Medicaid health insurance premium payment (HIPP) program, 75.21, 75.25 <u>Filed ARC 7935B</u>	7/1/09	78
Incident reporting standards for providers of HCBS habilitation and certain HCBS waiver services, amendments to ch 77 <u>Filed ARC 7936B</u>	7/1/09	79
Reimbursement for translation and interpretation services, 79.1(19) <u>Notice ARC 7938B</u> , also <u>Filed Emergency ARC 7937B</u>	7/1/09	56
HAWK-I program—extension of coverage to all income-eligible children, 86.2(7) <u>Notice ARC 7882B</u> , also <u>Filed Emergency ARC 7881B</u>	7/1/09	57
SPECIAL REVIEW		
Emergency medical assistance: Emergency rule making to comply with federal requirements		
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 <u>Emergency after Notice</u> Held over from April and June 25 meeting		
 3:15 COMMITTEE BUSINESS: Approve June Minutes--August 2009 meeting--Miscellaneous		
NO REPRESENTATIVE REQUESTED TO APPEAR		
XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]		
Senior farmers' market nutrition program—purchase of raw honey, 50.3 <u>Notice ARC 7867B</u>	6/17/09	2717
 XX:00 CULTURAL AFFAIRS DEPARTMENT[221]		
Iowa cultural trust, ch 13 <u>Notice ARC 7925B</u>	7/1/09	17
 XX:00 EDUCATIONAL EXAMINERS BOARD[282]		
<small>EDUCATION DEPARTMENT[281]"umbrella"</small>		
Debts to state or local government—noncompliance, ch 8 <u>Notice ARC 7862B</u>	6/17/09	2719
Applicants from recognized non-Iowa institutions, 13.3 <u>Notice ARC 7872B</u>	6/17/09	2721
Removal of option to receive license before receiving degree, 13.10(4) <u>Notice ARC 7860B</u>	6/17/09	2722
Exchange licenses, 13.17 <u>Notice ARC 7871B</u>	6/17/09	2723
NCATE-accredited programs, 13.19 <u>Filed ARC 7869B</u>	6/17/09	2804
Administrator exchange licenses—applicants from non-Iowa institutions, 18.3 <u>Notice ARC 7874B</u>	6/17/09	2725
Administrator exchange licenses, 18.6 <u>Notice ARC 7873B</u>	6/17/09	2726
Valid authorization for behind-the-wheel driving instructor, 23.2 <u>Notice ARC 7861B</u>	6/17/09	2727
Standards of professional conduct and ethics—Standard I, 25.3(1) <u>Notice ARC 7868B</u>	6/17/09	2728
Standards of professional conduct and ethics—Standard VII, 25.3(7) <u>Notice ARC 7864B</u>	6/17/09	2729
 XX:00 ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]		
Sham newspapers not entitled to press exception, 4.48 <u>Filed ARC 7866B</u>	6/17/09	2804
 XX:00 INSURANCE DIVISION[191]		
<small>COMMERCE DEPARTMENT[181]"umbrella"</small>		
Credentialing—retrospective payment of clean claims, 70.10 <u>Filed ARC 7880B</u>	6/17/09	2805
Conduit derivative transactions—exemptions from reporting requirements, 93.6(3) <u>Notice ARC 7914B</u>	7/1/09	25
Accounting practices for certain derivative assets and indexed products, ch 97 <u>Notice ARC 7915B</u>	7/1/09	26

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XX:00 IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]		
Additional employer contributions from employer-mandated reduction in hours, 4.6(4), 4.8, 6.3, 6.4, 15.5(1) <u>Filed ARC 7916B</u>	7/1/09	93
XX:00 LABOR SERVICES DIVISION[875]		
WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
OSHA regulations—adoption by reference, 10.20 <u>Notice ARC 7927B</u>	7/1/09	33
Elevators, escalators, and related equipment, adopt ch 71; amend chs 72, 73; rescind chs 75, 76 <u>Filed ARC 7840B</u>	6/17/09	2806
Special inspector commissions, 71.12 <u>Filed ARC 7841B</u>	6/17/09	2807
Certificate fee—addition of four-year certificate, 90.7(2) <u>Notice ARC 7865B</u> , also <u>Filed Emergency ARC 7863B</u>	6/17/09	2801
Construction contractor registration—fees, 150.6(1) <u>Filed Emergency ARC 7876B</u>	6/17/09	2801
Construction contractor registration—fees, 150.6 <u>Notice ARC 7875B</u>	6/17/09	2780
XX:00 PHARMACY BOARD[657]		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Electronic transfer of prescriptions between pharmacies, 6.9(9)"b" <u>Notice ARC 7926B</u>	7/1/09	36
Drug distribution and control—unit dose dispensing, use of patient-owned drugs, 7.8 <u>Notice ARC 7912B</u>	7/1/09	37
Transmission of new, refill or renewal orders; facsimile transmission of prescriptions, 8.19(2), 21.9 <u>Notice ARC 7910B</u>	7/1/09	38
Schedule II controlled substances—issuing multiple prescriptions, 10.25 <u>Notice ARC 7908B</u>	7/1/09	39
Temporary designation of controlled substances, 10.38 <u>Filed Emergency ARC 7906B</u>	7/1/09	62
Sterile compounding—beyond-use date, high-risk preparations, 13.2, 13.13(1)"e" <u>Notice ARC 7924B</u>	7/1/09	40
Iowa prescription monitoring program, ch 37 <u>Filed ARC 7903B</u>	7/1/09	101
XX:00 PROFESSIONAL LICENSURE DIVISION[645]		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Behavioral science—temporary licensure, supervised work experience, 5.3, 31.2, 31.5, 31.7 <u>Notice ARC 7858B</u>	6/17/09	2782
XX:00 PUBLIC SAFETY DEPARTMENT[661]		
Ignition interlock devices, rescind ch 7; adopt ch 158 <u>Filed ARC 7887B</u>	7/1/09	103
XX:00 REGENTS BOARD[681]		
Classification as residents for qualified veterans and military persons and their families, 1.4 <u>Filed Emergency ARC 7911B</u>	7/1/09	63
Admission to the college of veterinary medicine at Iowa State University, 2.26 <u>Notice ARC 7907B</u>	7/1/09	41
Monetary sanctions for parking offenses, 4.31(2) <u>Filed ARC 7904B</u>	7/1/09	108
Iowa State University—organization and general rules, amendments to ch 13 <u>Notice ARC 7905B</u>	7/1/09	42
XX:00 REVENUE DEPARTMENT[701]		
Agricultural rules, ch 226 <u>Filed ARC 7870B</u>	6/17/09	2809

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XX:00 UTILITIES DIVISION[199]		
<small>COMMERCE DEPARTMENT[181]"umbrella"</small>		
Abbreviated franchise process—eligibility, petition, and notice requirements, 11.1(9), 11.2(3), 11.3(1)"g," 11.5(11) <u>Notice ARC 7859B</u>	6/17/09	2785
Wind energy tax credits, 15.18(1)"c"(2), 15.19(4), 15.20(1), 15.21(1) <u>Notice ARC 7849B</u>	6/17/09	2787
 XX:00 VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]		
Iowa Veterans Home—exempt income for incentive therapy or other programs, 10.19(2)"a"(9) <u>Filed Emergency After Notice ARC 7890B</u>	7/1/09	68