



**December 2019 ARRC agenda
Administrative Rules Review Committee
Tuesday, December 10, 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: 11/6/19, 11/20/19, 12/4/19

NOTICE

Times listed for review are approximate. If you will be attending a particular review, please arrive 45 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>.

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9:00 Procedural Business

- Approve minutes
- January 10th meeting: 9am
- Preliminary 2019 rules analysis report
- Miscellaneous

9:05 Fiscal Overview - Christin Mechler 515.281.6561

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9:10 HUMAN SERVICES DEPARTMENT[441]		
Nancy Freudenberg, 515.281.8438		
Statewide monthly standard deduction for personal care services at a residential care facility, 75.1(35)“g”(2)		
<u>Notice ARC 4738C</u>	11/6/19	1051
Case management services, 78.27(6)“a,” 78.37(17)“a,” 78.43(1)“a,” 83.22(2)“a,” ch 90		
<u>Notice ARC 4739C</u>	11/6/19	1053
Nursing facilities—calculation of depreciation, leasing arrangements, Iowa Medicaid Enterprise, 81.6, 81.10, 81.13		
<u>Notice ARC 4740C</u>	11/6/19	1064
Public assistance program evaluation, amendments to ch 13		
<u>Filed ARC 4750C</u>	11/6/19	1093
Medical assistance—forms, 79.3(2)“d,” 79.8(1)“c,” 80.2(2)“b,” 81.6(16)“g”(9)		
<u>Filed ARC 4751C</u>	11/6/19	1097
Child care centers—preinspection visits, regulatory fees, 109.2, 109.3		
<u>Filed ARC 4752C</u>	11/6/19	1099
Child abuse mandatory reporter training for child care providers, 109.7, 110.9, 110.10(1), 120.10		
<u>Filed ARC 4753C</u>	11/6/19	1101
Disability services management—children’s behavioral health services, amendments to ch 25		
<u>Notice ARC 4762C</u>	11/20/19	1140
Medical assistance—drug policies, prior authorization for medication-assisted treatment, prescription refills, amendments to chs 78, 79		
<u>Notice ARC 4763C</u>	11/20/19	1151
Elimination of application fee for child support recovery services, 95.2(4), 95.18(3)		
<u>Notice ARC 4764C</u>	11/20/19	1160
Healthy and well kids in Iowa (HAWK-I) program, amendments to ch 86		
<u>Filed ARC 4779C</u>	11/20/19	1235
Brain injury waiver, 77.39, 77.52(3), 78.56(2), 83.81, 83.82		
<u>Filed ARC 4792C</u>	12/4/19	1337
Juvenile detention and shelter care homes, child foster care facilities, residential facilities for children—licensing and regulation, amendments to chs 105, 112, 114 to 116		
<u>Filed ARC 4793C</u>	12/4/19	1342
9:55 AUDITOR OF STATE[81]		
John McCormally, 515.491.5420		
Periodic examination fee schedule, 21.2		
<u>Notice ARC 4787C</u>	12/4/19	1283
10:00 INSURANCE DIVISION[191]		
COMMERCE DEPARTMENT[181]“umbrella”		
Angela Burke Boston, 515.281.4119		
Agency procedure and organization, adopt chs 1, 2, 4; amend chs 3, 10, 36, 39, 41, 55, 58, 76		
<u>Filed ARC 4780C</u>	11/20/19	1239
Surplus lines, risk retention groups and purchasing groups, amendments to ch 21		
<u>Filed ARC 4781C</u>	11/20/19	1261

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10:05	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" Matthew Oetker, 515.725.7349 Electric lines, ch 11 <u>Notice ARC 4776C</u>	11/20/19	1220
10:10	ECONOMIC DEVELOPMENT AUTHORITY[261] Jennifer Klein, 515.348.6144 Targeted jobs withholding tax credit program—rescission of sunset date for entering into a withholding agreement, 71.4(2) <u>Notice ARC 4737C</u>	11/6/19	1050
	Rural housing needs assessment grant program, ch 220 <u>Notice ARC 4774C</u>	11/20/19	1132
	Rural innovation grant program, ch 221 <u>Notice ARC 4775C</u>	11/20/19	1135
10:20	IOWA FINANCE AUTHORITY[265] Kristin Hanks-Bents, 515.348.6147 Low-income housing tax credits—qualified allocation plans, 12.1, 12.2 <u>Filed ARC 4794C</u>	12/4/19	1370
	Home and community-based services revolving loan program, amendments to ch 21 <u>Filed ARC 4795C</u>	12/4/19	1373
10:25	EGG COUNCIL, IOWA[301] Kevin Stiles, 515.727.4701 Nomination petitions; rule updates, amendments to chs 1 to 5 <u>Notice ARC 4783C</u>	12/4/19	1285
10:30	STATE PUBLIC DEFENDER[493] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Kurt Swaim, 515.242.6158 Claims for indigent defense and other professional services, amendments to chs 7, 12, 13 <u>Notice ARC 4778C</u>	11/20/19	1188
10:45	HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT[605] Blake Derouchey, 515.725.3231 Membership of joint 911 service boards, 10.3(1)“a” <u>Notice ARC 4769C</u>	11/20/19	1139

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10:50	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Susan Reynolds, 515.281.5234; Tony Alden, 515.281.4401; Venus Vendoures-Walsh, 515.242.6529 Marital and family therapists and mental health counselors—licensure, amendments to ch 31 <u>Notice ARC 4745C</u> 11/6/19	1072
	Marital and family therapists and mental health counselors—continuing education, mandatory reporter training, 32.1 to 32.3 <u>Notice ARC 4746C</u> 11/6/19	1076
	Physician assistants—electronic transmission of prescriptions, 327.6(4) <u>Notice ARC 4768C</u> 11/20/19	1161
	Physical therapists and physical therapist assistants, occupational therapists and occupational therapy assistants—child abuse and dependent adult abuse mandatory reporter training, 200.9(4), 206.10(4) <u>Notice ARC 4785C</u> 12/4/19	1294
	Hearing aid specialists—child abuse and dependent adult abuse mandatory reporter training, 121.9(4) <u>Notice ARC 4786C</u> 12/4/19	1292
11:00	DENTAL BOARD[650] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Jill Stuecker, 515.281.6935 Dental assistant registration examination—elimination of remediation requirement, 20.2, 20.5(2), 20.11 to 20.17, 22.5 <u>Notice ARC 4741C</u> 11/6/19	1047
	Teledentistry, 27.12, 27.13 <u>Filed ARC 4748C</u> 11/6/19	1088
11:15	NURSING BOARD[655] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Kathy Weinberg, 515.281.3256 Child abuse and dependent adult abuse mandatory reporter training; wallet cards; Internet- based test of English as a foreign language, 3.1, 3.6(2)“c,” 3.7 <u>Notice ARC 4743C</u> 11/6/19	1067
	Continuing education; child abuse and dependent adult abuse mandatory reporter training, 5.2 <u>Notice ARC 4744C</u> 11/6/19	1070
11:20	PHARMACY BOARD[657] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Sue Mears, 515.408.7824 Mandatory training for identifying and reporting abuse, 2.16 <u>Filed ARC 4796C</u> 12/4/19	1375
	Temporary designation of controlled substances—synthetic cannabinoids, brexanolone, solriamfetol, 10.39 <u>Filed ARC 4797C</u> 12/4/19	1377
	Telepharmacy practice, 13.4, 13.8, 13.9, 13.11(1), 13.16, 13.17, 13.21(1) <u>Filed ARC 4798C</u> 12/4/19	1378

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11:25 PUBLIC SAFETY DEPARTMENT[661]		
Chandlor Collins, 515.725.6185		
Public safety survivor benefits fund, ch 292		
<u>Filed</u> <u>ARC 4799C</u>	12/4/19	1388
Vehicle impoundment, ch 6		
<u>Filed</u> <u>ARC 4800C</u>	12/4/19	1382
Former peace officer replacement identification card—removal of fee, 93.3(9)		
<u>Filed</u> <u>ARC 4801C</u>	12/4/19	1384
Closed circuit surveillance systems, 141.1, 141.6		
<u>Filed</u> <u>ARC 4802C</u>	12/4/19	1386
11:40 TRANSPORTATION DEPARTMENT[761]		
Tracy George, 515.239.1358		
Special registration plates—blackout plates, electronic submission of applications, amendments to ch 401		
<u>Notice</u> <u>ARC 4736C</u>	11/6/19	1081
Minors’ school licenses—driving distance between residence and school, 602.2, 602.26		
<u>Filed</u> <u>ARC 4759C</u>	11/6/19	1112
OWI and implied consent, amendments to ch 620		
<u>Filed</u> <u>ARC 4760C</u>	11/6/19	1114
Towable recreational vehicles; certifications of trust; special farm truck weights, amendments to chs 400, 425		
<u>Notice</u> <u>ARC 4770C</u>	11/20/19	1200
Driver education, 634.1, 634.2, 634.4, 634.6 to 634.8, 634.11		
<u>Notice</u> <u>ARC 4771C</u>	11/20/19	1210
Electronic submission of proof of financial responsibility, 524.7(1)“c,” 640.1(3), 640.3, 640.4, 640.5(1), 640.6		
<u>Filed</u> <u>ARC 4803C</u>	12/4/19	1390
11:55 VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]		
Steven Lukan, 515.727.3444		
Veterans trust fund, 14.4(12)		
<u>Filed</u> <u>ARC 4761C</u>	11/6/19	1117
Injured veterans grant program—eligibility, 11.3		
<u>Notice</u> <u>ARC 4767C</u>	11/20/19	1233
12:00 BREAK		
12:15 ADMINISTRATIVE SERVICES DEPARTMENT[11]		
Tami Wiencek, 515.725.2017		
Procurements from targeted small businesses, 117.5(2), 117.15, 118.5		
<u>Notice</u> <u>ARC 4735C</u>	11/6/19	1045
Volunteer leave of absence for executive branch employees, 63.17 to 63.21		
<u>Notice</u> <u>ARC 4777C</u>	11/20/19	1130

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12:25 PUBLIC HEALTH DEPARTMENT[641]		
Susan Dixon, 515.725.2183		
Lead-based paint activities, 70.2 to 70.6, 70.10		
<u>Notice</u> <u>ARC 4773C</u>	11/20/19	1176
Iowa care for yourself program, amendments to ch 8		
<u>Notice</u> <u>ARC 4766C</u>	11/20/19	1163
Medical cannabidiol program, 154.1, 154.2(4), 154.16(7), 154.22(4), 154.23(1), 154.25(2), 154.40(7)		
<u>Notice</u> <u>ARC 4772C</u>	11/20/19	1182
12:45 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]		
Maison Bleam, 515.204.7149		
Disease control—animals at exhibitions, 64.34		
<u>Notice</u> <u>ARC 4784C</u>	12/4/19	1281
Storage of bulk dry animal nutrients, 49.1, 49.7		
<u>Filed</u> <u>ARC 4788C</u>	12/4/19	1309
Meat and poultry inspection—cooperative interstate shipment (CIS) program, 76.2, 76.6		
<u>Filed</u> <u>ARC 4790C</u>	12/4/19	1332
Animal welfare, ch 67		
<u>Filed</u> <u>ARC 4789C</u>	12/4/19	1311
 NO REPRESENTATIVE REQUESTED TO APPEAR		
XX:00 ALCOHOLIC BEVERAGES DIVISION[185]		
COMMERCE DEPARTMENT[181]"umbrella"		
Alcoholic beverages trade practices, rescind 16.41		
<u>Filed</u> <u>ARC 4791C</u>	12/4/19	1336
XX:00 SCHOOL BUDGET REVIEW COMMITTEE[289]		
EDUCATION DEPARTMENT[281]"umbrella"		
School district requests for modified supplemental amount; hearing procedures, 1.4(1), 4.6, 6.1, 6.3		
<u>Filed</u> <u>ARC 4782C</u>	11/20/19	1265
XX:00 IOWA PUBLIC INFORMATION BOARD[497]		
Board actions; exempt sessions, 2.2(4), 8.3		
<u>Filed</u> <u>ARC 4754C</u>	11/6/19	1103
XX:00 PUBLIC HEALTH DEPARTMENT[641]		
Student loan default/noncompliance with agreement for payment of obligation, rescind ch 195		
<u>Notice</u> <u>ARC 4765C</u>	11/20/19	1187
XX:00 PROFESSIONAL LICENSURE DIVISION[645]		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Chiropractic physicians—child abuse and dependent adult abuse mandatory reporter training, 41.8(4)		
<u>Notice</u> <u>ARC 4742C</u>	11/6/19	1079

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XX:00 DENTAL BOARD[650]		
<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
Military service and veteran reciprocity for licensing, amendments to ch 52		
<u>Filed</u> <u>ARC 4749C</u>	11/6/19	1091
Prohibited grounds for discipline—default or delinquency on student loan debt or service obligation, 6.9(2)“i,” 11.11, 14.4, 20.13, 29.15(6), 30.5; rescind ch 34		
<u>Filed</u> <u>ARC 4747C</u>	11/6/19	1086
XX:00 NURSING BOARD[655]		
<small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small>		
Nonpayment of student loan debt, amendments to ch 17		
<u>Filed</u> <u>ARC 4756C</u>	11/6/19	1106
Reciprocity—expedited licensure for spouse of active duty member of military forces, amendments to ch 18		
<u>Filed</u> <u>ARC 4757C</u>	11/6/19	1108
Prohibited grounds for discipline—default or delinquency on student loan debt or service obligation, 4.9		
<u>Filed</u> <u>ARC 4755C</u>	11/6/19	1105
XX:00 TRANSPORTATION DEPARTMENT[761]		
License sanctions—student loan debt, 400.45, 615.17, 615.24, 615.29, 615.45(1)		
<u>Filed</u> <u>ARC 4758C</u>	11/6/19	1110