

# MAY 2011 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on **WEDNESDAY MAY 11, 2011**, at 8:30 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

## Meeting moved to Wednesday, May 11th

**BULLETINS NEEDED FOR THIS MEETING: 3/23/11, 4/6/11, 4/20/11, 5/4/11**

		Bulletin	Page
8:30	<b>COMMITTEE BUSINESS: Election of Chairperson &amp; Vice Chairperson</b>		
8:35	<b>FISCAL REVIEW</b> by Sue Lerdal		
8:40	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Animal welfare—applicability to commercial establishments with federal permits, 67.8 <u>Filed Emergency ARC 9456B</u> .....4/6/11		1379
8:50	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b> Iowa main street program, 39.1 to 39.11 <u>Filed ARC 9455B</u> .....4/6/11 Site development program, ch 77 <u>Filed ARC 9485B</u> .....5/4/11		1386 1519
9:00	<b>IOWA FINANCE AUTHORITY[265]</b> Homeless shelter assistance program, rescind ch 14 <u>Filed Emergency ARC 9454B</u> .....4/6/11 Iowa jobs program—calculation of jobs created, 32.7 <u>Notice ARC 9457B</u> .....4/6/11 Entrepreneurs with disabilities program, rescind ch 25 <u>Filed Emergency ARC 9499B</u> .....5/4/11		1385 1376 1515
9:10	<b>EDUCATION DEPARTMENT[281]</b> Extracurricular interscholastic competition, 36.1, 36.14 to 36.17, 36.20 <u>Filed ARC 9475B</u> .....4/20/11 Interscholastic athletics—elimination of exemption from physical examination, 36.14(1) <u>Filed ARC 9477B</u> .....4/20/11 Extracurricular interscholastic competition—open gym, 36.15(6)“c” <u>Filed ARC 9476B</u> .....4/20/11 Bus driver training, 43.32 <u>Filed ARC 9472B</u> .....4/20/11 Standards for school business official preparation programs, ch 81 <u>Filed ARC 9474B</u> .....4/20/11 Removal of unreserved fund balances as classifications, 96.4(2)“h” <u>Filed ARC 9473B</u> .....4/20/11		1468 1471 1472 1472 1473 1473
9:30	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> <small>PUBLIC HEALTH DEPARTMENT[641]“umbrella”</small> <b>SPECIAL REVIEW</b> Licensee discipline: effect of conviction or sentence that was deferred.....3/23/11		X
9:40	<b>REVENUE DEPARTMENT[701]</b> Valuation of agricultural real estate, 71.3, 71.12(1) <u>Filed ARC 9478B</u> .....4/20/11		1475

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<b>9:55</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b>		
	Emergency medical services—provider education/training/certification, ch 131 <u>Filed</u>		
	<b>ARC 9443B</b> .....	4/6/11	1398
	Electronic submission of ambulance report data, 132.8(3), 136.2(3) <u>Filed</u> <b>ARC 9444B</b> .....	4/6/11	1399
	Trauma care and facility categorization criteria adopted by reference, 134.2(3) <u>Filed</u>		
	<b>ARC 9445B</b> .....	4/6/11	1400
	<b>SPECIAL REVIEW at Department’s request</b>		
	Volunteer Health Care Provider Program-EMERGENCY FILING		
<b>10:15 -- 10:30 BREAK</b>			
<b>10:30</b>	<b>STATE PUBLIC DEFENDER[493]</b>		
	INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella”		
	Attorney fee contracts; fee limitations, 7.1, 11.2, 12.2(1)“c,” 12.5, 12.6 <u>Filed</u> <b>ARC</b>		
	<b>9447B</b> .....	4/6/11	1400
<b>10:40</b>	<b>TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b>		
	Advisory committees; divisions, 1.3, 1.5(2) <u>Notice</u> <b>ARC 9469B</b> .....	4/20/11	1462
<b>10:50</b>	<b>UTILITIES DIVISION[199]</b>		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Certificates of franchise authority for cable and video service, 44.1, 44.3(3), 44.4, 44.6,		
	44.7 <u>Filed</u> <b>ARC 9494B</b> .....	5/4/11	1548
<b>11:00</b>	<b>VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]</b>		
	Injured veterans grant program—expanded coverage, 11.3(2), 11.4 <u>Filed</u> <b>Emergency</b>		
	<b>ARC 9471B</b> .....	4/20/11	1466
	Eligibility of Gold Star parents for admission to state veterans home, amendments to ch		
	10 <u>Notice</u> <b>ARC 9492B</b> .....	5/4/11	1508
<b>11:15</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b>		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	Air quality program—scope, services, and funding options, 22.1(3)“b,” 22.106, ch 30,		
	33.1, 33.2 <u>Regulatory Analysis</u> for <b>ARC 9366B</b> .....	4/20/11	1116
	<b>SPECIAL REVIEW</b>		
	Landfill regulation, Ch.113		
<b>12:00 -- 1:00 LUNCH</b>			
<b>1:00</b>	<b>PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA</b>		
	<b>COMPREHENSIVE[591]</b>		
	Innocent landowner claims—waiver of copayment, 11.2(8) <u>Notice</u> <b>ARC 9461B</b> .....	4/20/11	1453
	Eligible costs—permanent closure of an underground storage tank system, 11.3(11)		
	<u>Notice</u> <b>ARC 9460B</b> .....	4/20/11	1455

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<b>1:10</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b>		
	Family investment program (FIP) and Medicaid for noncitizens, 40.21, 41.23(5), 41.24(2)“f,” 41.26(9), 41.27(10), 41.30(3)“a,” 75.11 <u>Filed ARC 9439B</u> .....	4/6/11	1388
	Annual update of premium levels for employed people with disabilities; payment address, 75.1(39)“b” <u>Notice ARC 9479B</u> .....	4/20/11	1451
	Assertive community treatment, amendments to chs 77 to 79 <u>Filed Emergency After Notice ARC 9440B</u> .....	4/6/11	1379
	Medicaid case management services—coverage and payment provisions, 78.33, 79.1, 90.5, 90.8(2) <u>Amended Notice ARC 9448B</u> .....	4/6/11	1374
	Record checks for volunteers or substitutes at child care centers, 109.6(5)“c” <u>Filed ARC 9441B</u> .....	4/6/11	1395
	Civil commitment unit, ch 31 <u>Notice ARC 9481B</u> .....	5/4/11	1493
	Medicaid remedial services—coverage as behavioral health intervention under Iowa Plan for Behavioral Health, 77.12, 77.46(3)“a,” 78.12, 79.1, 79.3(2)“d,” 88.65 <u>Filed ARC 9487B</u> .....	5/4/11	1522
	HCBS intellectual disability waiver, amendments to chs 78, 83 <u>Notice ARC 9497B</u> .....	5/4/11	1499
	Foster group care facilities and juvenile shelter and detention facilities, amendments to chs 105, 114, 115 <u>Filed ARC 9488B</u> .....	5/4/11	1529
	Child abuse prevention program, ch 155 <u>Filed Emergency After Notice ARC 9489B</u> .....	5/4/11	1513
	Child care assistance—fee schedule for state fiscal year 2012, 170.4(2)“a” <u>Filed Without Notice ARC 9490B</u> .....	5/4/11	1530
	Family-centered child welfare services, amendments to ch 172 <u>Filed ARC 9491B</u> .....	5/4/11	1532

<b>1:45</b>	<b>REAL ESTATE COMMISSION[193E]</b>		
	<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
	License discipline reporting, 5.11 <u>Notice ARC 9486B</u> .....	5/4/11	1507

<b>2:00</b>	<b>NATURAL RESOURCE COMMISSION[571]</b>		
	<small>NATURAL RESOURCES DEPARTMENT[561]“umbrella”</small>		
	Boat motor regulations—horsepower limitations, 45.4, 45.5 <u>Filed ARC 9446B</u> .....	4/6/11	1396
	Public access to private land for hunting; landowner grants for wildlife habitat, 22.10 to 22.15 <u>Filed ARC 9496B</u> .....	5/4/11	1538
	Mourning dove season, 97.6 <u>Notice ARC 9495B</u> .....	5/4/11	1506

**3:00** **Committee Business**

- Approve Minutes**
- June meeting-- June 14th (???)**
- Miscellaneous**

## No Representative Requested to Appear

<b>XX:00</b>	<b>ACCOUNTANCY EXAMINING BOARD[193A]</b>		
	<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
	Definition of “attest”—performance of service audits, 1.1 <u>Notice ARC 9484B</u> , also <u>Filed Emergency ARC 9483B</u> .....	5/4/11	1512

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Definitions; certification; licensure, 1.1, 3.6, 3.14, 3.15(2), 5.1(6), 5.2, 5.6(3),7.6(3) <u>Filed ARC 9482B</u> .....	5/4/11	1517
<b>XX:00 CORRECTIONS DEPARTMENT[201]</b> Jail facilities; temporary holding facilities, amendments to chs 50, 51 <u>Notice ARC</u> <b>9442B</b> .....	4/6/11	1372
<b>XX:00 EDUCATIONAL EXAMINERS BOARD[282]</b> <small>EDUCATION DEPARTMENT[281]"umbrella"</small> Denial of application during a pending professional practices case, 11.39 <u>Notice ARC</u> <b>9450B</b> .....	4/6/11	1374
Renewal of Class A license, 18.7(7) <u>Filed ARC 9453B</u> .....	4/6/11	1386
Timely renewal, 20.3(6) <u>Filed ARC 9451B</u> .....	4/6/11	1387
Timely renewal, 27.7 <u>Filed ARC 9452B</u> .....	4/6/11	1387
<b>XX:00 ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]</b> <small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella"</small> Academic transcripts, 3.1(3) <u>Filed ARC 9462B</u> .....	4/20/11	1474
<b>XX:00 INSURANCE DIVISION[191]</b> <small>COMMERCE DEPARTMENT[181]"umbrella"</small> Individual health insurance for children under the age of 19, 15.11(6), 36.13 <u>Filed ARC</u> <b>9498B</b> .....	5/4/11	1533
Autism spectrum disorders coverage, 35.40 <u>Filed ARC 9500B</u> .....	5/4/11	1535
<b>XX:00 INTERIOR DESIGN EXAMINING BOARD[193G]</b> <small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella"</small> Registration renewal. 2.1(4) <u>Filed ARC 9480B</u> .....	5/4/11	1537
<b>XX:00 PROFESSIONAL LICENSURE DIVISION[645]</b> <small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small> Board meetings, 4.3(5) <u>Notice ARC 9459B</u> .....	4/20/11	1456
Discipline for podiatrists, 224.2(12) <u>Notice ARC 9449B</u> .....	4/6/11	1377
<b>XX:00 REAL ESTATE COMMISSION[193E]</b> <small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella"</small> Licensee provision of proof of insurability, 19.6(8) <u>Filed ARC 9458B</u> .....	4/20/11	1475
<b>XX:00 SECRETARY OF STATE[721]</b> Form of primary and general election ballots, 21.202(2), 21.203(2) <u>Notice of</u> <u>Termination ARC 9463B</u> .....	4/20/11	1457
Satellite absentee voting, 21.300 <u>Notice of Termination ARC 9464B</u> .....	4/20/11	1457
Absentee ballots returned by mail without postmark; calculation of voter registration totals, 21.360, 21.500 <u>Notice ARC 9467B</u> , also <u>Filed Emergency ARC 9466B</u> .....	4/20/11	1465
Direct recording electronic devices, amendments to chs 22, 26 <u>Filed ARC 9468B</u> .....	4/20/11	1479

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<b>XX:00 SOIL CONSERVATION DIVISION[27]</b> AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella"		
Coal mining—Code of Federal Regulations updates, amendments to ch 40 <u>Notice ARC</u>		
<b>9470B</b> .....	4/20/11	1458
<b>XX:00 TRANSPORTATION DEPARTMENT[761]</b>		
Federal motor carrier safety and hazardous materials regulations, 520.1(1) <u>Filed ARC</u>		
<b>9493B</b> .....	5/4/11	1544