

OCTOBER 2011 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, October 11, 2011, at 9:30 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: 9/7/11, 9/21/11

		Bulletin	Page
9:30	LSA Fiscal overview-Sue Lerdal		
9:35	ARRC RULES OF PROCEDURE: review		
10:00	EDUCATION DEPARTMENT[281] Concurrent enrollment program—transportation, 22.12 <u>Notice</u> ARC 9684B	8/24/11	207
10:15	ADMINISTRATIVE SERVICES DEPARTMENT[11] Information technology enterprise; human resources enterprise, amendments to chs 1, 20, 50 to 54, 56 to 61, 63 <u>Notice</u> ARC 9738B	9/7/11	248
10:50	ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]“umbrella” Air quality—carbon dioxide emissions, 22.100, 33.1, 33.3(1) <u>Notice</u> ARC 9736B	9/7/11	274
	Drinking water, amendments to chs 40 to 43, 83 <u>Notice</u> ARC 9737B	9/7/11	276
11:10	NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]“umbrella” Waterfowl and coot hunting—annual adjustment to season dates, 91.1, 91.3, 91.6 <u>Filed</u> <u>Emergency After Notice</u> ARC 9720B	9/7/11	415
	Deer hunting by nonresidents, 94.7(6), 94.9 <u>Filed</u> ARC 9718B	9/7/11	421
	Deer hunting by residents, 106.7(8), 106.9 <u>Filed</u> ARC 9717B	9/7/11	422
11:25	PHARMACY BOARD[657] PUBLIC HEALTH DEPARTMENT[641]“umbrella” Closing pharmacy, 8.35(7) <u>Filed Emergency</u> ARC 9693B	9/7/11	416
	Held Over from September Pharmacy practice—prescriptions, amendments to chs 8, 10, 21, 23 <u>Notice</u> ARC 9671B	8/10/11	145
11:35	REVENUE DEPARTMENT[701] Biofuels, ethanol blended fuels—tax refunds, tax credits, reporting, amendments to chs 12, 40, 42, 52, 53, 67 <u>Notice</u> ARC 9741B	9/7/11	347
	Active duty pay—exclusions and exemptions, 38.17(3), 40.5(2), 40.61, 40.76 <u>Notice</u> ARC 9739B	9/7/11	358
	Individual, corporation and franchise tax, amendments to chs 38, 40 to 42, 44, 52, 53, 58, 59 <u>Notice</u> ARC 9740B	9/7/11	361
11:50	EDUCATIONAL EXAMINERS BOARD[282] EDUCATION DEPARTMENT[281]“umbrella” Fees—professional service license, 12.1, 12.2 <u>Filed</u> ARC 9743B	9/7/11	420
	Teacher intern license—options to obtain initial license, 13.9(7) <u>Notice</u> ARC 9744B	9/7/11	272

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12:10	HUMAN SERVICES DEPARTMENT[441]		
	Child abuse registry, 7.5(4)“d,” 175.21, 175.25(7), 175.32, 175.39, 175.40 <u>Filed</u> <u>Emergency After Notice ARC 9698B</u>	9/7/11	380
	Collection of unpaid premiums for medical assistance, 11.1, 76.2, 76.10(3), 76.12 <u>Notice of Termination ARC 9734B</u>	9/7/11	331
	Collection of unpaid premiums for medical assistance, 11.1, 76.2, 76.10(3), 76.12 <u>Filed</u> <u>Emergency ARC 9701B</u>	9/7/11	381
	Facility assessments, amendments to ch 36 <u>Notice of Termination ARC 9735B</u>	9/7/11	331
	Quality assurance assessment, 36.6(2), 36.7(4), 36.10 to 36.12 <u>Notice ARC 9731B</u>	9/7/11	332
	IowaCare, 92.8(6) to 92.8(8) <u>Notice ARC 9729B</u> , also <u>Filed Emergency ARC 9728B</u>	9/7/11	412
	Supervised apartment living placement services, 108.10 <u>Filed ARC 9730B</u>	9/7/11	420
	SPECIAL REVIEW -Under the terms of HF 649, this rule must be reviewed by the ARRC in October if they are to be effective 11/1.		
	Drugs to promote cessation of smoking, Ch. 78	special	
12:30	ECONOMIC DEVELOPMENT AUTHORITY[261]		
	Endow Iowa tax credits, 47.1 to 47.5 <u>Notice ARC 9748B</u>	9/7/11	270
	Brownfield redevelopment program, 65.1, 65.2, 65.4 to 65.8, 65.10 to 65.12 <u>Notice</u> <u>ARC 9747B</u> , also <u>Filed Emergency ARC 9746B</u>	9/7/11	377
	Approval of contract amendments for targeted industries internship program, amendments to chs 104, 175 <u>Filed ARC 9754B</u>	9/21/11	438
12:50	COMMITTEE BUSINESS		
	Approve Minutes		
	November Meeting (NOVEMBER 8th--election day???)		
	ARRC legislation- deferred judgements		
	NO REPRESENTATIVE REQUESTED TO APPEAR		
XX:00	AGING, DEPARTMENT ON[17]		
	State allotments—funding formula, 5.6 <u>Notice of Termination ARC 9732B</u>	9/7/11	263
	Senior internship program (SIP), ch 10 <u>Notice ARC 9733B</u>	9/7/11	263
XX:00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]		
	Rating for ethanol blended gasoline, 85.48, 85.50 <u>Notice ARC 9757B</u>	9/21/11	434
XX:00	CAPITAL INVESTMENT BOARD, IOWA[123]		
	Transfer of tax credit responsibilities to economic development authority, 1.6, 2.11 <u>Notice ARC 9745B</u>	9/7/11	268
XX:00	HUMAN SERVICES DEPARTMENT[441]		
	These filings have been previously reviewed twice in special reviews		
	Recovery of Medicaid expenditures in case of malpractice, 75.4(1) <u>Notice ARC 9697B</u> , also <u>Filed Emergency ARC 9696B</u>	9/7/11	383

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Elimination of Medicaid coverage for lipase inhibitors and certain cough and cold products, 78.2(4)“b,” 78.2(5) <u>Notice ARC 9700B</u> , also <u>Filed Emergency ARC 9699B</u>	9/7/11	384
Orthodontia for children—Medicaid criterion for medical necessity, 78.4(8), 78.28(2)“d” <u>Notice ARC 9703B</u> , also <u>Filed Emergency ARC 9702B</u>	9/7/11	387
Reimbursement for HCBS waiver service providers, amendments to chs 78, 79 <u>Notice ARC 9705B</u> , also <u>Filed Emergency ARC 9704B</u>	9/7/11	389
Increase in HCBS reimbursement rates, 79.1(1), 79.1(2), 79.1(15) <u>Notice ARC 9707B</u> , also <u>Filed Emergency ARC 9706B</u>	9/7/11	392
Increase in dispensing fee for prescribed drugs, 79.1(2), 79.1(8)“g” <u>Notice ARC 9709B</u> , also <u>Filed Emergency ARC 9708B</u>	9/7/11	399
Maximum reimbursement for care in non-state-owned psychiatric medical institutions for children, 79.1(2), 85.25(1) <u>Notice ARC 9711B</u> , also <u>Filed Emergency ARC 9710B</u>	9/7/11	400
Out-of-state hospitals—elimination of reimbursement for costs of graduate medical education, 79.1(5), 79.1(16) <u>Notice ARC 9713B</u> , also <u>Filed Emergency ARC 9712B</u>	9/7/11	401
Inpatient hospital services—nonpayment for preventable conditions, 79.1(5)“ab” <u>Notice ARC 9715B</u> , also <u>Filed Emergency ARC 9714B</u>	9/7/11	403
Payment reduction for physician services rendered in facility settings, 79.1(7)“b” <u>Notice ARC 9721B</u> , also <u>Filed Emergency ARC 9719B</u>	9/7/11	404
Copayment for emergency room visits; payment reduction for nonemergency services delivered in emergency room, 79.1(13), 79.1(16) <u>Notice ARC 9723B</u> , also <u>Filed Emergency ARC 9722B</u>	9/7/11	405
Crossover claims for Medicare beneficiaries, 80.2(2)“h” <u>Notice ARC 9725B</u> , also <u>Filed Emergency ARC 9724B</u>	9/7/11	407
Nursing facilities—preadmission review, 81.1, 81.3(3), 81.7, 81.13 <u>Notice ARC 9727B</u> , also <u>Filed Emergency ARC 9726B</u>	9/7/11	408
 XX:00 LABOR SERVICES DIVISION[875]		
<small>WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”</small>		
OSHA regulations—adoption by reference, 10.20, 26.1, 28.1 <u>Filed ARC 9755B</u>	9/21/11	439
 XX:00 LANDSCAPE ARCHITECTURAL EXAMINING BOARD[193D]		
<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
Continuing education—self-study activities, 3.2(2) <u>Filed ARC 9749B</u>	9/21/11	440
 XX:00 PROFESSIONAL LICENSURE DIVISION[645]		
<small>PUBLIC HEALTH DEPARTMENT[641]“umbrella”</small>		
Massage therapists—discipline, 134.2(11) <u>Filed ARC 9751B</u>	9/21/11	440
Social workers—renewal notices, 280.9(1) <u>Notice ARC 9750B</u>	9/21/11	435
 XX:00 REAL ESTATE APPRAISER EXAMINING BOARD[193F]		
<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
Reciprocity; continuing education, 2.1, 10.2, 11.1, 11.2, 11.4 <u>Notice ARC 9716B</u>	9/7/11	344
 XX:00 REAL ESTATE COMMISSION[193E]		
<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
Enforcement of a protective clause, 11.2 <u>Notice ARC 9753B</u>	9/21/11	436

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XX:00 TRANSPORTATION DEPARTMENT[761]		
Special truck stickers; special registration plates, 400.53(4), 401.18 <u>Notice ARC 9742B</u>	9/7/11	373
XX:00 UTILITIES DIVISION[199]		
COMMERCE DEPARTMENT[181]"umbrella"		
Renewable energy tax credits, 15.19, 15.21 <u>Filed ARC 9752B</u>	9/21/11	441