

DECEMBER 2006 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, December 12, 2006, at 1 p.m. and Wednesday, December 13, 2006 at 8:30 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 10, 11(11/8/06, 11/22/06)

Also refer to: 8/2/06, 8/16/06, 8/30/06, 9/13/06, 9/27/06

Bulletin Page

Tuesday, December 12th

1:00	LSA OVERVIEW Mary Beth Mellick		
1:10	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Family Investment Program (FIP), 7.7(2)“k” and “l,” 7.9(1)“b”(4), 7.13(5)“d,” 40.21, 40.22(5)“c,” 40.24(1) to 40.24(4), 40.25, 40.27(1), 40.27(1)“a,” 40.27(1)“a”(1) to (3) and (5), 40.27(1)“b,” 40.27(3), 40.27(3)“b,” 40.27(4), 40.27(4)“b,” “c,” “e” and “f,” 40.27(5), 40.28, 41.22(6)“f,” 41.22(7)“a,” 41.23(5)“b,” 41.27(7)“q,” “r,” “t,” “z” and “ag,” 41.27(8)“b”(8), 41.27(9), 41.30(3)“b”(3), 46.21, 46.24(1), 46.28, <u>Filed ARC 5538B</u>	11/8/06	643
	Food assistance program—collecting and reporting of data on race and ethnicity, 65.3, <u>Notice ARC 5551B</u>	11/22/06	670
	Premiums for Medicaid for employed people with disabilities coverage group, 75.1(39)“b”(1), <u>Filed ARC 5537B</u>	11/8/06	644
	Remedial services—new covered service under Medicaid, 77.12, 78.12, 78.42, 78.48(5), 79.1(2), 79.1(23), 88.65(6), <u>Filed Emergency After Notice ARC 5514B</u>	11/8/06	635
	Medicaid coverage for smoking cessation drugs, 78.1(2)“a”(2)“4,” 78.1(2)“f”(1), <u>Filed ARC 5536B</u>	11/8/06	645
	Child welfare—remedial services, 156.1, 156.6(4)“a,” “d” to “f” and “h,” 156.7(3), 156.8(7), 156.8(7)“a” to “c,” 156.9(1), 156.9(2), 156.10(1), 156.19, 156.20(1)“a”(2), 156.20(2), 182.2(1)“a”(6) and (7), 182.2(5)“c,” 182.4(7), 185.2(6), ch 185 div IV, 202.2(2), 202.4(5)“f,” <u>Notice ARC 5516B</u> , also <u>Filed Emergency ARC 5515B</u>	11/8/06	638
	Child care assistance program, 170.2(2)“a,” 170.3(1)“d,” 170.3(5), 170.4(7)“a,” <u>Filed ARC 5533B</u>	11/8/06	646
	Family support subsidy program, 184.2(6), 184.2(7), 184.3(1)“b”(3), 184.3(4), 184.4(3), 184.6, ch 184 div II, 184.21 to 184.27, <u>Filed ARC 5535B</u>	11/8/06	646
	SPECIAL REVIEW-emergency filings State Supplementary Assistance Program adjustments. Ch. 51,52		
1:50	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862)		
	Iowa wine and beer promotion grant program, 104.3(1), <u>Filed ARC 5542B</u>	11/22/06	688
2:00	EDUCATIONAL EXAMINERS BOARD[282] Maurer, George (281-5849)		
	EDUCATION DEPARTMENT[281]“umbrella” Practitioner licensing and endorsements, 14.106, 14.140, 14.140(5), 14.140(6), 14.140(8), 14.140(9), 14.141, <u>Filed ARC 5520B</u>	11/8/06	643
	Initial administrator license renewal, 17.13, <u>Notice ARC 5518B</u>	11/8/06	598
	Extension of administrative licenses, 20.57, <u>Filed ARC 5519B</u>	11/8/06	643
2:10	TRANSPORTATION DEPARTMENT[761] Julie Fitzgerald (239-1362)		
	Annual oversize/overweight permit, 511.5(2), <u>Notice ARC 5509B</u>	11/8/06	631
	Driver licensing, 602.11 to 602.13, 602.18, 602.19, 602.21, 602.25, 602.26, 604.21, 604.31, 605.2(2), 605.3 to 605.5, 605.20, 607.16, 607.18, 607.49(6)“b” and “g,” 615.23(2), 615.25, 615.42(1), 615.43, 620.10, 630.2, 634.6(1), 634.7(1)“b,” 635.2(9), 635.3(2)“a,” 635.5(2)“a”(1), <u>Filed ARC 5506B</u>	11/8/06	650
	Public transit infrastructure grant program, ch 924, <u>Notice ARC 5523B</u>	11/8/06	631
2:30	CITY FINANCE COMMITTEE[545] Steve Ford 281-3705		
	MANAGEMENT DEPARTMENT[541]“umbrella” Definitions of employee benefits, 4.1, 4.3, <u>Filed ARC 5541B</u>	11/22/06	688

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2:40	DENTAL EXAMINERS BOARD[650] Jennifer Hart (281-0997) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Licensure; registration; continuing education; dental assistant radiography; board referral to practitioner review committee, 1.1, 11.6(2)"h" to "m," 11.7(2), 13.2(2)"d" to "i," 13.2(3), 13.3(2)"e," 14.1, 14.4, 14.5(1)"e," 15.2, 20.2, 20.11, 20.11(4), 22.1, 22.6, 22.6(5), 25.2(1), 25.2(2), 25.9(2)"b," 27.9(3), 28.9(1), 29.11, 29.11(2), 35.1(8)"e," 35.2, <u>Notice</u> ARC 5568B	11/22/06 666
2:50	IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495] Kelly Lovell (281-3081) Benefits, 4.1(1)"d," 4.3(1), 4.3(3), 4.6(1)"c," 4.6(5) to 4.6(8), 6.3(13), 11.2(5), 11.5(2), 12.1(6)"f"(4), 12.1(7), 12.2(1), 12.8(2)"c," 12.8(3), 14.14, 15.2(1), 15.2(5), <u>Filed</u> ARC 5562B	11/22/06 693
3:00	LABOR SERVICES DIVISION[875] Kathleen Uehling 281-5915 WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Amusement rides and devices—safety, ch 61 title, 61.1(1), ch 62 title, 62.2(9), <u>Notice</u> ARC 5534B	11/8/06 599
	Construction contractor registration, 150.3, 150.7, <u>Filed</u> ARC 5564B	11/22/06 694
3:10	IOWA FINANCE AUTHORITY[265] Mark Thompson (281-4868) ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella" Wastewater treatment financial assistance program, ch 28, <u>Filed</u> ARC 5548B	11/22/06 691
3:30	NATURAL RESOURCE COMMISSION[571] Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]"umbrella" Docks and other structures on public waters, ch 16, <u>Notice</u> ARC 5532B	11/8/06 602

Wednesday, December 13th

8:30	PROFESSIONAL LICENSURE DIVISION[645] Lois Churchill (242-6385) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Cosmetology arts and sciences examiners, 64.2(1), <u>Notice</u> ARC 5546B	11/22/06 673
	Nursing home administrator examiners, 141.7"3" and "4," <u>Filed</u> ARC 5529B	11/8/06 648
	Optometry examiners—licensure and continuing education, 180.5(5), 181.2(1)"b," 181.3(2)"b" and "c," 181.3(2)"c"(3), <u>Notice</u> ARC 5517B	11/8/06 617
	Physician assistant examiners—licensure and supervision, 326.3(2), 326.3(7), 326.8(1)"b" to "d," 326.8(4), 326.8(4)"d," <u>Notice</u> ARC 5522B	11/8/06 618
	Physician assistant examiners—prescribing of stimulants, 327.1(1)"s"(2), <u>Filed</u> ARC 5521B	11/8/06 648
9:00	MEDICAL EXAMINERS BOARD[653] Ann Mowery (242-3268) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Permanent and temporary licensure, 8.4(4), 9.1, 9.2(2), 10.1, 10.3(1)"b" and "f," 10.5, 10.5(1) to 10.5(8), <u>Filed</u> ARC 5510B	11/8/06 647
	Specialty board certification, 9.1, 10.1, 11.1, 11.2(2), <u>Notice</u> ARC 5513B	11/8/06 600
	Passing score for Internet-based test of English proficiency, 10.4(3)"a"(4), 17.4(1)"c"(2), <u>Notice</u> ARC 5512B	11/8/06 601
	Grounds for discipline—failure to submit additional fingerprint card and fee, 23.1(37), <u>Notice</u> ARC 5511B	11/8/06 602
9:20	PROFESSIONAL LICENSING AND REGULATION BUREAU[193] Glenda Loving Pam Griebel (281-6403) COMMERCE DEPARTMENT[181]"umbrella" Organization and operation, amendments to chs 1 to 13, <u>Notice</u> ARC 5539B	11/8/06 609
9:30	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344) Surveillance of communicable and infectious diseases—issuance of investigatory subpoenas, 1.4(5), 1.12(4)"f," <u>Notice</u> ARC 5555B	11/22/06 673
	Prescription drug donation repository program, ch 109, <u>Notice</u> ARC 5563B	11/22/06 674
	Public health response teams, ch 113, <u>Notice</u> ARC 5565B	11/22/06 677
	Medical examiners, 126.4, 127.1"6," 127.2(3), 127.3(7), <u>Notice</u> ARC 5566B	11/22/06 681
	New designation for neonatal intensive care units, 150.1, 150.2, 150.4"2" and "3," 150.9 to 150.11, 150.11(6), 150.11(14), 150.12, 150.13, <u>Notice</u> ARC 5567B	11/22/06 682

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10:00	REVENUE DEPARTMENT[701] Dave Casey (281-6163)		
	Interest rate for calendar year 2007, 10.2(26), <u>Notice</u> ARC 5524B	11/8/06	618
	Individual income, withholding, corporation income and franchise tax, 39.1(7), 39.2(4), 39.4(7), 39.5(10)“b”(3), 39.5(11)“a”(3), 39.6(3)“a”(3), 40.3“24” and “25,” 40.38(8), 40.38(13), 42.1, 42.2(6), 42.2(11)“c,” 42.11(2), 42.12, 42.13(2), 42.14(2), 42.15(6), 42.20, 43.4(6) to 43.4(9), 46.3(2)“b”(4), 46.10, 48.9(2), 52.15(2), 52.17(2), 52.18(6), 52.23, 58.8(2), 58.13, <u>Notice</u> ARC 5527B	11/8/06	619
	Individual and corporation income tax credits, 40.1, 40.67, 40.68, 41.5(12) to 41.5(14), 42.2(11)“b,” 52.7(3)“c,” 52.7(5)“c,” <u>Filed</u> ARC 5544B	11/22/06	707
	Motor fuel; cigarettes and tobacco, 67.1, 67.6, 68.8(14), 68.15, 82.5(2), 82.10(2), 83.1, <u>Notice</u> ARC 5526B	11/8/06	625
	Property assessment, 71.1(1), 71.3, 71.26, 80.3(10), <u>Notice</u> ARC 5545B	11/22/06	684
	Inheritance tax, 86.2(1)“c” and “d,” 86.9, 86.14(7), <u>Filed</u> ARC 5528B	11/8/06	649
10:20—10:30 break			
10:30	STATE PUBLIC DEFENDER[493] Mark Smith (242-6513)		
	INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella” Claims—indigent defense and juvenile cases, 7.1, 12.1(3), 12.2(1)“a,” 12.2(1)“e”(5), 12.2(6), 12.2(8), 12.3(3), 12.3(4), 12.5, 12.5(2) to 12.5(4), 12.6(1) to 12.6(3), 12.6(3)“c,” 13.2(6) to 13.2(8), 13.6, <u>Notice</u> ARC 5540B	11/8/06	628
10:40	UTILITIES DIVISION[199] Amy Christensen (281-6326)		
	COMMERCE DEPARTMENT[181]“umbrella” Natural gas and electric utility customer notice for information and complaints, 19.4(1)“i,” 20.4(2), <u>Notice</u> ARC 5525B	11/8/06	633
10:50	PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (281-5042)		
	Fire marshal; general fire safety; fire safety for specific occupancies; smoke detectors, ch 5 title, 5.3, 5.16, 5.35, 5.40, 5.42, 5.50 to 5.52, 5.100 to 5.105, 5.230, 5.301, 5.607 to 5.613, 5.650 to 5.661, 5.663 to 5.667, 5.675, 5.749 to 5.759, 5.761 to 5.765, 5.775, 5.800 to 5.806, chs 201, 202, 210, <u>Filed</u> ARC 5557B	11/22/06	694
	Criminal intelligence information, 8.201 to 8.207, ch 81, <u>Filed</u> ARC 5531B	11/8/06	648
	Complaints against employees, chs 9, 35, <u>Filed</u> ARC 5530B	11/8/06	649
	Criminalistics laboratory, chs 12, 150, <u>Filed</u> ARC 5559B	11/22/06	699
	Missing person information clearinghouse, chs 19, 89, <u>Filed</u> ARC 5558B	11/22/06	699
	State building code, ch 300, 301.1 to 301.4, 301.6(1), 301.7, 301.8, <u>Filed</u> ARC 5553B	11/22/06	700
	State building code—inspector qualifications, 300.5(4), <u>Notice</u> ARC 5561B , also <u>Filed Without Notice</u> ARC 5560B	11/22/06	705
	State historic building code, 350.1, <u>Filed</u> ARC 5547B	11/22/06	706
	Manufactured or mobile home retailers, manufacturers and distributors, ch 372, <u>Filed</u> ARC 5543B	11/22/06	707
11:15	INSURANCE DIVISION[191] Roseanne Mead (281-5575)		
	COMMERCE DEPARTMENT[181]“umbrella” Unfair trade practices—limitations on gifts and loans, disclosure of HIV test results, 15.8, 15.8(2)“b,” 15.8(5), 15.12(2), 15.12(3), ch 15 appendix II, <u>Filed</u> ARC 5552B	11/22/06	688
	Insurance rate and form filing procedures; surplus lines requirements, 20.7, ch 21 title, 21.1 to 21.9, <u>Filed</u> ARC 5556B	11/22/06	689
	Viatical and life settlements, 48.3(2)“e,” 48.3(6), 48.3(7), 48.3(7)“b,” 48.3(8) to 48.3(10), 48.8(3), 48.9(4), <u>Filed</u> ARC 5554B	11/22/06	691
	Preferred mortality tables for use in determining minimum reserve liabilities, ch 94, <u>Notice</u> ARC 5550B	11/22/06	670
	SPECIAL REVIEW WITH DEPARTMENT OF HUMAN SERVICES impact of annuities on Medicaid eligibility		
11:45	COMMITTEE BUSINESS		
	Approve minutes---January, 2007 meeting--- Miscellaneous		

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No representative requested

00	PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]	
	Statute of limitations—claim for refund of charge, 6.17, <u>Notice</u> ARC 5549B	11/22/06 672
00	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]	
	Motor vehicle fuel and antifreeze tests and standards, 85.33, <u>Notice</u> ARC 5569B , also <u>Filed Emergency</u> ARC 5570B	11/22/06 687
00	TRANSPORTATION DEPARTMENT[761]	
	Declaratory orders; division address updated, ch 10 title, 10.1(3), 10.4, 11.5(3), 11.8(2), ch 12, 28.2, 122.2, <u>Filed</u> ARC 5508B	11/8/06 650
	Aircraft registration—information and forms, 750.3, <u>Filed</u> ARC 5507B	11/8/06 651