

SEPTEMBER 2012 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, September 11, 2012, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: 7/11/12, 7/25/12, 8/8/12, 8/22/12

NOTICE

Times listed for review are approximate. If you will be attending a particular review, please arrive 15 to 30 minutes before the scheduled time.

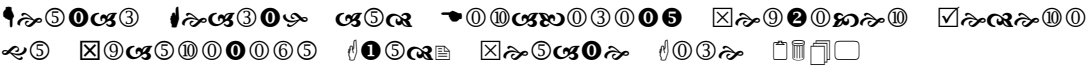
		Bulletin	Page
9:00	LSA Fiscal Overview		
9:05	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella” Unethical or illegal conduct, 8.2(6)“a” <u>Notice ARC 0264C</u>8/8/12		197
9:20	TRANSPORTATION DEPARTMENT[761] Held over from August Rest area and highway helper sponsorship programs; competition with private enterprise, 25.2(8); chs 123, 124 <u>Filed ARC 0187C</u>7/11/12		86
9:40	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Chronic wasting disease—age of slaughtered Cervidae subject to testing, 64.106(1) <u>Notice ARC 0263C</u>8/8/12		191
9:45	CAPITAL INVESTMENT BOARD, IOWA[123] Verification of tax credits for investment in fund of funds, 4.2, 4.5 <u>Filed ARC 0290C</u>8/22/12		368
9:55	COLLEGE STUDENT AID COMMISSION[283] EDUCATION DEPARTMENT[281]“umbrella” Skilled workforce shortage tuition grant program, ch 23 <u>Notice ARC 0248C</u>8/8/12 Iowa grant program, 27.1 <u>Notice ARC 0249C</u>8/8/12 Governor Terry E. Branstad Iowa state fair scholarship program, 36.1(4) <u>Filed</u> <u>Emergency After Notice ARC 0246C</u>8/8/12		191 193 233
10:05	EDUCATION DEPARTMENT[281] High school credit based on demonstration of competency, 12.5(15) <u>Notice ARC</u> 0297C8/22/12 Use of online learning and telecommunications for instruction by schools, ch 15 <u>Notice</u> ARC 0302C8/22/12 Senior year plus program career and technical coursework—proficiency requirements, 22.2 <u>Notice ARC 0298C</u>8/22/12 Pretesting of candidates for admission to teacher preparation programs, 79.13(2)“c,” 79.15 <u>Notice ARC 0299C</u>8/22/12 Teacher and administrator quality programs—frequency of performance reviews, 83.5(3)“c,” 83.11 <u>Notice ARC 0300C</u>8/22/12 Financial incentives for national board certification, 84.1, 84.3(1), 84.4(1) <u>Notice ARC</u> 0301C8/22/12		317 317 322 324 325 326

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10:30	break		
10:40	ECONOMIC DEVELOPMENT AUTHORITY[261]		
	Organization, 1.1 to 1.5 <u>Notice ARC 0279C</u>	8/22/12	285
	Regional sports authority districts, ch 38 <u>Notice ARC 0280C</u>	8/22/12	289
	High quality jobs program; application review; wage and benefit requirements; contracting procedures, amendments to chs 68, 74, 75, 165, 171, 172 to 175, 187 to 189 <u>Notice ARC 0293C</u>	8/22/12	294
10:55	ENVIRONMENTAL PROTECTION COMMISSION[567]		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Air quality—fine particulate matter, 33.3 <u>Filed ARC 0260C</u>	8/8/12	244
	Wastewater construction and operation permits—disadvantaged community status, 64.3, 64.5(1)"a"(2), 64.7 <u>Notice ARC 0270C</u>	8/8/12	198
	Discharge of storm water—reauthorization of General Permit Nos. 1, 2 and 3, 64.15 <u>Filed ARC 0261C</u>	8/8/12	253
11:10	HISTORICAL DIVISION[223]		
	CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"		
	Historic preservation program administration, 35.2 <u>Filed ARC 0267C</u>	8/8/12	257
	Review and compliance program, 42.1 to 42.7 <u>Filed ARC 0268C</u>	8/8/12	260
11:30	IOWA FINANCE AUTHORITY[265]		
	Low-income housing tax credit program—2013 qualified allocation plan, 12.1, 12.2 <u>Notice ARC 0284C</u>	8/22/12	327
	Posting of solicitations for formal bids and requests for proposals, 15.4 <u>Notice ARC</u> <u>0287C</u>	8/22/12	328
	Water pollution control and drinking water state revolving funds—annual loan servicing fee, 26.5(2)"c" <u>Notice ARC 0244C</u> , also <u>Filed Emergency ARC 0245C</u>	8/8/12	234
	HOME partnership program, amendments to ch 39 <u>Notice ARC 0296C</u>	8/22/12	329
11:50	COMMITTEE BUSINESS		
	October 19th meeting @ (?)		
	Approve Minutes		
	Miscellaneous business-- Legislative Veto-re-inserting previous language after a rule has been nullified		
12:00	LUNCH		
1:00	SECRETARY OF STATE[721]		
	Absentee ballot receipt deadline; canvass date adjustment, 21.12, 21.13 <u>Filed ARC</u> <u>0266C</u>	8/8/12	270
	Elections—complaints concerning violations of Iowa Code chapters 39 to 53; noncitizen registered voter identification and removal process, 21.100, 28.5 <u>Notice</u> <u>ARC 0271C</u> , also <u>Filed Emergency ARC 0272C</u>	8/8/12	235
	Unisyn OpenElect voting system, 22.42, 22.260, 22.264, 22.265 <u>Notice ARC 0239C</u> , also <u>Filed Emergency ARC 0238C</u>	8/8/12	237

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2:00	<p>REVENUE DEPARTMENT[701] Practice and procedure before the department, adopt ch 7; amend chs 6, 8, 11, 12, 38, 40, 42, 43, 51, 52, 54, 57, 59, 67, 68, 70, 81, 84 to 86, 89, 103, 104 <u>Filed ARC 0251C</u>8/8/12</p> <p>Administration; individual income, corporation income, franchise, and fiduciary income taxes, amendments to chs 8, 40, 42, 52, 53, 58, 89 <u>Notice ARC 0292C</u>8/22/12</p> <p>Geothermal heat pump and solar energy system tax credits, 42.47, 42.48, 52.44 <u>Notice ARC 0253C</u>.....8/8/12</p> <p>Excise tax rates on motor fuel, 68.2(2) <u>Notice ARC 0285C</u>8/22/12</p> <p>Classification of real estate—housing development property, assessment of platted lots, 71.1 <u>Notice ARC 0286C</u>8/22/12</p> <p>Certain inputs used in taxable vehicle wash and wax services, 225.7 <u>Notice ARC 0294C</u>8/22/12</p> <p>Taxability of sales of candy, 231.4 <u>Filed ARC 0281C</u>.....8/22/12</p> <p>Sanctioned baseball and softball tournament facility and movie site, 235.2 <u>Notice ARC 0295C</u>8/22/12</p> <p>SPECIAL REVIEW All terrain vehicles, sales tax 18.44, 226.17</p>	<p>269</p> <p>339</p> <p>221</p> <p>351</p> <p>353</p> <p>355</p> <p>371</p> <p>360</p>
2:30	<p>PUBLIC EMPLOYMENT RELATIONS BOARD[621] Fees of neutrals, 1.8 <u>Notice ARC 0262C</u>8/8/12</p>	<p>221</p>
2:40	<p>HUMAN SERVICES DEPARTMENT[441] Forms to obtain client information for public assistance programs, 9.7(1)“b” <u>Notice ARC 0255C</u>.....8/8/12</p> <p>Medicaid reimbursement of pharmacy dispensing fees; licensure of out-of-state retail pharmacies, 77.2, 79.1 <u>Notice ARC 0259C</u>8/8/12</p> <p>Child care centers and child development homes—exemption from reevaluation of employees’ record checks, 109.6(6)“g,” 110.7(3) <u>Notice ARC 0258C</u>8/8/12</p> <p>Basic rate of maintenance for foster family care, 156.6 <u>Notice ARC 0241C</u>, also <u>Filed Emergency ARC 0240C</u>.....8/8/12</p> <p>Supervised apartment living; eligibility for independent living program, 202.9, 202.11(7)“a” <u>Notice ARC 0257C</u>8/8/12</p> <p>SPECIAL ADVANCE REVIEW </p>	<p>207</p> <p>208</p> <p>212</p> <p>233</p> <p>214</p>
3:00	<p>ADJOURN No Representative requested to appear</p>	
XX:00	<p>ACCOUNTANCY EXAMINING BOARD[193A] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella” Practice privilege for out-of-state CPAs and CPA firms, 6.1(3), 7.1, 13.6(2), 20.5, 21.3(2), 21.5 <u>Notice ARC 0254C</u>.....8/8/12</p>	<p>189</p>

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XX:00	ALCOHOLIC BEVERAGES DIVISION[185] COMMERCE DEPARTMENT[181]"umbrella" Updates—organization and operation, uniform rules, amendments to chs 1 to 3, 19 <u>Filed ARC 0273C</u>8/8/12		241
	Dramshop policy requirements, 5.8, 12.2(12) <u>Filed ARC 0274C</u>8/8/12		241
XX:00	DENTAL BOARD[650] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Licensure; online filing system; fees, amendments to chs 10 to 15, 20, 22, 25, 29, 51 <u>Filed ARC 0265C</u>8/8/12		242
XX:00	INTERIOR DESIGN EXAMINING BOARD[193G] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella" Late fee for renewal of certificate of registration, 8.1 <u>Filed ARC 0252C</u>8/8/12		266
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" OSHA regulations—adoption by reference, 10.20, 26.1 <u>Filed ARC 0282C</u>8/22/12		370
XX:00	PHARMACY BOARD[657] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Outpatient medication orders—schedule II controlled substance, 7.11(2)"c" <u>Filed ARC 0243C</u>8/8/12		267
	Pharmacy pilot or demonstration research projects, 8.40 <u>Notice ARC 0256C</u>8/8/12		219
	Prescription monitoring program—reporting, definition of "dispenser," 24.3(3), 37.2, 37.3 <u>Filed ARC 0242C</u>8/8/12		267
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Massage therapists—licensure, education curriculum, 131.3(1), 132.2(6), 132.4(4) <u>Notice ARC 0288C</u>8/22/12		337
	Supervision of physician assistants, 326.8 <u>Notice ARC 0283C</u>8/22/12		338
XX:00	SOIL CONSERVATION DIVISION[27] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Incentive provisions for soil erosion control—construction of conservation practices in calendar year 2012, 10.60, 10.82(1)"d" <u>Notice ARC 0303C</u>8/22/12		363
XX:00	TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751] Iowa communications network—organizational structure, certified user, notices and minutes of meetings, 1.5, 9.1, 15.3(3) <u>Notice ARC 0269C</u>8/8/12		227
XX:00	TRANSPORTATION DEPARTMENT[761] License suspension for a serious violation—passing a stopped school bus, 615.17 <u>Filed ARC 0250C</u>8/8/12		271

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XX:00 UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" Recovering certain energy-related costs through an automatic adjustment clause, 20.1(3), 20.9(2)"b," 20.13(1), 20.17(1) <u>Notice ARC 0237C</u>8/8/12		229
XX:00 VOLUNTEER SERVICE, IOWA COMMISSION ON[817] Iowa youth mentoring program certification, amendments to ch 8 <u>Notice ARC 0291C</u>8/22/12		366