

# SEPTEMBER 2013 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on **Tuesday, September 10, 2013, at 9:30 a.m. and Wednesday, September 11, 2013, at 8:30 a.m.** in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

## BULLETINS NEEDED FOR THIS MEETING: 7/10/13, 7/24/13, 8/7/13, 8/21/13

		Bulletin	Page
9:30	<b>Welcome to new member Rep. Lisa Heddens</b> <b>LSA Fiscal Overview</b>		
9:45	<b>Emergency rulemaking--Committee approval required</b> <b>REAL ESTATE COMMISSION[193E]</b> <small>Professional Licensing and Regulation Bureau[193]</small> <small>COMMERCE DEPARTMENT[181]"umbrella"</small> Operations of Grant Committee, rule rescinded, ch.22, 23		
9:50	<b>REAL ESTATE COMMISSION[193E]</b> <small>Professional Licensing and Regulation Bureau[193]</small> <small>COMMERCE DEPARTMENT[181]"umbrella"</small> Residential property seller disclosure statement, 14.1(6) <u>Notice <a href="#">ARC 0970C</a></u> .....	8/21/13	485
9:55	<b>Emergency rulemaking--Committee approval required</b> <b>IOWA PUBLIC INFORMATION BOARD[497]</b> Organization and administration; editorial changes	5/15/13	1739
10:00	<b>COLLEGE STUDENT AID COMMISSION[283]</b> <small>EDUCATION DEPARTMENT[281]"umbrella"</small> Approval of postsecondary schools, amendments to ch 21 <u>Notice <a href="#">ARC 0946C</a></u> .....	8/21/13	403
	Governor Terry E. Branstad state fair scholarship program, 36.1(2) <u>Filed <a href="#">ARC 0945C</a></u> .....	8/21/13	526
10:10	<b>EDUCATION DEPARTMENT[281]</b> Accreditation standards—instructional days and hours, 12.1 <u>Notice <a href="#">ARC 0954C</a></u> .....	8/21/13	419
	Competency-based education, 12.2, 12.5(14) <u>Notice <a href="#">ARC 0958C</a></u> .....	8/21/13	422
	Independent accrediting agencies, 12.10 <u>Notice <a href="#">ARC 0964C</a></u> .....	8/21/13	423
	Teacher preparation clinical practice standard—teach Iowa student teaching pilot project, 79.14(13) <u>Notice <a href="#">ARC 0968C</a></u> .....	8/21/13	425
	Supplementary weighting plan for operational services, 97.7 <u>Notice <a href="#">ARC 0967C</a></u> .....	8/21/13	427
10:30	<b>ECONOMIC DEVELOPMENT AUTHORITY[261]</b> Brownfield and grayfield redevelopment tax credits, 65.2, 65.3(3) <u>Filed <a href="#">ARC 0944C</a></u> .....	8/7/13	345
	Innovation fund tax credit program, amendments to ch 116 <u>Notice <a href="#">ARC 0940C</a></u> .....	8/7/13	166
	Reinvestment districts program, ch 200 <u>Notice <a href="#">ARC 0947C</a></u> .....	8/21/13	409
10:45	<b>HISTORICAL DIVISION[223]</b> <small>CULTURAL AFFAIRS DEPARTMENT[221]"umbrella"</small> Historic preservation and cultural and entertainment district tax credits, 48.2, 48.4 to 48.8, 48.11, 48.14 <u>Notice <a href="#">ARC 0897C</a></u> , also <u>Filed Emergency <a href="#">ARC 0896C</a></u> .....	8/7/13	308
10:55	<b>HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT[605]</b> Flood mitigation program, ch 14 <u>Notice <a href="#">ARC 0956C</a></u> .....	8/21/13	431

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<b>11:05 INSPECTIONS AND APPEALS DEPARTMENT[481]</b>		
Health care facilities and certified nurse aide training programs—background checks, 50.9, 57.12(3), 58.11(3), 62.9(5), 63.11(3), 64.34, 65.9(5) <u>Filed <a href="#">ARC 0903C</a></u> .....	8/7/13	346
Health care facilities—informal conference process for contested citations, 56.14(3), 56.15 <u>Notice <a href="#">ARC 0922C</a></u> .....	8/7/13	239
Administration of certain immunizations by pharmacists, 57.19(3)“h,” 58.21(15)“a,” 62.15(2)“j,” 63.18(3)“i,” 65.17(1)“i,” 67.5(6)“a” <u>Notice <a href="#">ARC 0907C</a></u> .....	8/7/13	241
Nursing facilities—evaluation of residents by physician assistants, 58.14(8) <u>Notice <a href="#">ARC 0923C</a></u> .....	8/7/13	242
Federal interpretive guidelines for facilities for the intellectually disabled, ch 64 appendix <u>Filed Without Notice <a href="#">ARC 0906C</a></u> .....	8/7/13	347
Assisted living programs—informal conference process; elder group homes and adult day services, 67.1, 67.10 to 67.18, 67.20 to 67.23 <u>Notice <a href="#">ARC 0941C</a></u> .....	8/7/13	244
Nurse delegation in elder group homes, assisted living programs and adult day services, 67.1, 67.5, 67.9 <u>Filed <a href="#">ARC 0961C</a></u> .....	8/21/13	526
Criminal, dependent adult abuse, and child abuse record checks, 67.9(3) to 67.9(6), 67.19 <u>Filed <a href="#">ARC 0963C</a></u> .....	8/21/13	529
<b>11:30 INSURANCE DIVISION[191]</b>		
COMMERCE DEPARTMENT[181]“umbrella”		
Credit for reinsurance, 5.33 <u>Notice <a href="#">ARC 0960C</a></u> .....	8/21/13	464
Minimum standard of valuation for annuity and pure endowment contracts— incorporation of 2012 IAR mortality table, amendments to ch 43 <u>Notice <a href="#">ARC 0959C</a></u> .....	8/21/13	472
Regulation of navigators, ch 85 <u>Filed <a href="#">ARC 0981C</a></u> .....	8/21/13	533
<b>12:00</b>	<b>LUNCH</b>	
<b>1:30 IOWA FINANCE AUTHORITY[265]</b>		
Low-income housing tax credit program—qualified allocation plan, 12.1, 12.2 <u>Notice <a href="#">ARC 0929C</a></u> .....	8/7/13	250
Held over from August	7/10/13	40
Military service member home ownership assistance program—home purchase financing, 27.3(2) <u>Filed <a href="#">ARC 0827C</a></u>		
<b>1:45 HUMAN SERVICES DEPARTMENT[441]</b>		
Mental health and disability services—regional service system, amendments to ch 25 <u>Notice <a href="#">ARC 0974C</a></u> .....	8/21/13	437
Mental health institutes and state resource centers, amendments to chs 28 to 30 <u>Notice <a href="#">ARC 0921C</a></u> .....	8/7/13	173
Family investment program (FIP); PROMISE JOBS program, amendments to chs 41, 93 <u>Notice <a href="#">ARC 0914C</a></u> .....	8/7/13	179
Family self-sufficiency grants program, amendments to ch 47 <u>Notice <a href="#">ARC 0913C</a></u> .....	8/7/13	185
Food assistance—standard utility allowance, 65.8 <u>Notice <a href="#">ARC 0916C</a></u> .....	8/7/13	189
Iowa Health and Wellness Plan, adopt ch 74; amend ch 88 <u>Notice <a href="#">ARC 0972C</a></u> .....	8/21/13	450
Medical assistance eligibility, amendments to ch 75, <u>Notice <a href="#">ARC 0971C</a></u> .....	8/21/13	456
Medicaid enrollment and reenrollment, ch 76 <u>Notice <a href="#">ARC 0908C</a></u> .....	8/7/13	190

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Payment for customized wheelchairs for Medicaid members residing in nursing facilities, 78.10, 78.28(1), 81.10(5) <a href="#">Notice ARC 0920C</a> .....	8/7/13	206
Rural hospital disproportionate share payment, 79.1(5)“ac” <a href="#">Notice ARC 0918C</a> .....	8/7/13	209
Payment for physician services rendered in facility settings, 79.1(7) <a href="#">Notice ARC 0910C</a> .....	8/7/13	210
Medicare crossover claims, 79.1(22) <a href="#">Notice ARC 0919C</a> .....	8/7/13	211
Medicaid—sanctions, timely filing of claims, 79.2, 79.4(2), 79.9, 80.4 <a href="#">Notice ARC 0912C</a> .....	8/7/13	212
Provider enrollment or reenrollment application fee, 79.14 <a href="#">Notice ARC 0917C</a> .....	8/7/13	219
Health care data match program, 80.7 <a href="#">Notice ARC 0909C</a> .....	8/7/13	220
Child abuse reporting and assessment; placement on central registry for child abuse, amendments to chs 172, 175, 186 <a href="#">Notice ARC 0915C</a> .....	8/7/13	222
<b>Held over from August</b>		
Consumer-directed attendant care—transition from individual providers to agency providers or consumer choice option, 77.30(7), 77.33(15), 77.34(8), 77.37(21), 77.39(24), 77.41(2) <a href="#">Notice ARC 0888C</a> .....		
<b>NOTE: The Department is terminating this notice. This item remains on the agendum for informational purposes only.</b>	7/24/13	77
HCBS transportation services rate, 77.33(11)“f,” 77.37(24)“g,” 77.39(18)“f,” 77.41(6)“e,” 78.37(11), 78.41(11), 78.43(7), 78.46(5), 79.1(2) <a href="#">Notice ARC 0887C</a> .....	7/24/13	79
<b>DHS “Emergency” filings</b>		
Iowa Care, Ch. 92.....		<b>special</b>
Medical assistance, enrollment and reenrollment, Ch. 76.....		<b>special</b>
Home- and Community-Based Service (HCBS) transportation payments, Ch. 77, 78, and 79.....		<b>special</b>
Iowa Health and Wellness Plan., Ch. 74, 88.....		<b>special</b>
Conditions of Eligibility, Ch. 75.....		<b>special</b>
<b>WEDNESDAY, September 11th</b>		
<b>8:30</b>	<b>Committee business:</b> Approve minutes--October 8th meeting?????---miscellaneous	
<b>8:40</b>	<b>REVENUE DEPARTMENT[701]</b>	
	Individual income, corporation income and franchise taxes, amendments to chs 40 to 42, 45, 52, 53, 59 <a href="#">Notice ARC 0976C</a> .....	8/21/13 488
	Earned income, Iowa taxpayers trust fund, innovation fund investment and school tuition organization tax credits; S corporation apportionment credit; aggregate tax credit cap, amendments to chs 42, 50, 52, 89 <a href="#">Notice ARC 0975C</a> .....	8/21/13 496
	Replacement tax and statewide property tax on rate-regulated water utilities, amend 75.5, 77.1(1); adopt ch 78 <a href="#">Notice ARC 0966C</a> , also <a href="#">Filed Emergency ARC 0965C</a> .....	8/21/13 515
	Flood mitigation program, ch 238 <a href="#">Notice ARC 0955C</a> .....	8/21/13 507
<b>9:00</b>	<b>SOIL CONSERVATION DIVISION[27]</b>	
	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]“umbrella”	
	Water quality initiative, ch 16 <a href="#">Notice ARC 0979C</a> .....	8/21/13 510
	Watershed improvement—grants, review board, amendments to chs 101 to 106 <a href="#">Notice ARC 0927C</a> .....	8/7/13 295

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<b>9:10</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Electronic renewal of driver’s licenses and nonoperator’s ID cards—vision screen or report, eligibility, 601.2, 604.10, 605.25, 630.2 <u>Notice <a href="#">ARC 0894C</a></u> , also <u>Filed <a href="#">Emergency <a href="#">ARC 0895C</a></a></u> .....	8/7/13	312
<b>9:20</b>	<b>VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]</b> Iowa Veterans Home, amendments to ch 10 <u>Notice <a href="#">ARC 0924C</a></u> .....	8/7/13	299
<b>9:40</b>	<b>MEDICINE BOARD[653]</b> PUBLIC HEALTH DEPARTMENT[641]“umbrella” Fees for licensure, amendments to chs 8 to 10 <u>Notice <a href="#">ARC 0943C</a></u> .....	8/7/13	252
	Iowa physician health committee, 14.2, 14.4(2), 14.5 to 14.7, 14.8(2), 14.9, 14.11 <u>Notice <a href="#">ARC 0977C</a></u> .....	8/21/13	478
<b>10:00</b>	<b>NURSING BOARD[655]</b> PUBLIC HEALTH DEPARTMENT[641]“umbrella” Purchase of or access to rosters of licensees, 11.5 <u>Notice <a href="#">ARC 0948C</a></u> .....	8/21/13	482
<b>10:10</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]“umbrella” Podiatrists, orthotists, prosthetists, and pedorthists—licensure, discipline, continuing education, amend 5.15, ch 224; adopt chs 221, 225 <u>Notice <a href="#">ARC 0942C</a></u> .....	8/7/13	256
	Optometrists—licensure, practice, continuing education, 180.1, 180.2(2), 180.3, 181.3(2)“c,” 182.4 <u>Filed <a href="#">ARC 0899C</a></u> .....	8/7/13	381
	Podiatrists—temporary licensure, 220.6 <u>Filed <a href="#">ARC 0939C</a></u> .....	8/7/13	382
<b>10:30</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Plumbing and mechanical systems board—licensee practice, ch 23 <u>Notice <a href="#">ARC 0937C</a></u> .....	8/7/13	264
	Plumbing and mechanical systems board—mechanical, HVAC-refrigeration, and sheet metal licensees, 27.1, 27.2(1), 27.3(8)“e” <u>Notice <a href="#">ARC 0936C</a></u> .....	8/7/13	270
	Plumbing and mechanical systems board—licensure fees, 28.1 <u>Notice <a href="#">ARC 0935C</a></u> .....	8/7/13	272
	Plumbing and mechanical systems board—licensure and examination, amendments to ch 29 <u>Notice <a href="#">ARC 0934C</a></u> .....	8/7/13	274
	Plumbing and mechanical systems board—continuing education, 30.1, 30.2, 30.5 <u>Notice <a href="#">ARC 0933C</a></u> .....	8/7/13	280
	Plumbing and mechanical systems board—licensee discipline, 32.1, 32.2, 32.5, 32.6 <u>Notice <a href="#">ARC 0932C</a></u> .....	8/7/13	282
	Plumbing and mechanical systems board—contested cases, 33.13(2) <u>Notice <a href="#">ARC 0931C</a></u> .....	8/7/13	286
	Plumbing and mechanical systems board—reciprocity agreements for mechanical, HVAC-refrigeration, and sheet metal licensees, 35.2, 35.3(1)“b” <u>Notice <a href="#">ARC 0930C</a></u> .....	8/7/13	287
	Vital records—time-limited fee increases, 95.6 <u>Notice <a href="#">ARC 0926C</a></u> .....	8/7/13	289
	Establishing parentage on birth certificates; vital records modifications, amendments to chs 96, 99 <u>Notice <a href="#">ARC 0925C</a></u> .....	8/7/13	291
	White flashing light authorization, 133.1, 133.3 <u>Filed <a href="#">ARC 0901C</a></u> .....	8/7/13	382
	Tobacco use prevention and control community partnership initiative, 151.4, 151.6, 151.7 <u>Notice <a href="#">ARC 0973C</a></u> .....	8/21/13	483

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## NO REPRESENTATIVE REQUESTED TO APPEAR

<b>XX:00 ADMINISTRATIVE SERVICES DEPARTMENT[11]</b>		
Administration of department—general services and central procurement enterprises, amend 1.4; renumber chs 105 to 108 as chs 117 to 120 <u>Filed <a href="#">ARC 0952C</a></u> .....	8/21/13	522
<b>XX:00 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b>		
Exemption to definition of “dangerous wild animal,” 77.1 to 77.14 <u>Filed <a href="#">ARC 0949C</a></u> .....	8/21/13	523
Motor fuel standards; weights and measures; display of liquid petroleum prices, 85.33, 85.39, 85.48 <u>Filed <a href="#">ARC 0953C</a></u> .....	8/21/13	524
<b>XX:00 ARCHITECTURAL EXAMINING BOARD[193B]</b>		
<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
Grace period for registration renewal, 2.5, 2.11 <u>Notice <a href="#">ARC 0978C</a></u> .....	8/21/13	402
<b>XX:00 CREDIT UNION DIVISION[189]</b>		
<small>COMMERCE DEPARTMENT[181]“umbrella”</small>		
Voting procedures, amend ch 3; adopt ch 12; rescind chs 16, 19 <u>Filed <a href="#">ARC 0938C</a></u> .....	8/7/13	316
<b>XX:00 ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]</b>		
<small>Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”</small>		
Unethical or illegal conduct, 8.2(6)“a”(7) <u>Notice <a href="#">ARC 0928C</a></u> .....	8/7/13	172
<b>XX:00 LABOR SERVICES DIVISION[875]</b>		
<small>WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”</small>		
Federal occupational safety and health standards for general industry and construction— adoption by reference, 10.20, 26.1 <u>Filed <a href="#">ARC 0898C</a></u> .....	8/7/13	380
Federal occupational safety and health standards for digger derricks—adoption by reference, 26.1 <u>Notice <a href="#">ARC 0905C</a></u> .....	8/7/13	251
Conveyance safety program—elevator inspector qualifications, 71.1 <u>Notice <a href="#">ARC 0951C</a></u> .....	8/21/13	477
Alarm bell in automatic passenger elevators, 72.25 <u>Filed <a href="#">ARC 0950C</a></u> .....	8/21/13	539
<b>XX:00 LAW ENFORCEMENT ACADEMY[501]</b>		
Mandatory mental health training; firearms training program, 8.1, 10.1(2), 10.5, 10.206 <u>Filed <a href="#">ARC 0962C</a></u> .....	8/21/13	540
<b>XX:00 PHARMACY BOARD[657]</b>		
<small>PUBLIC HEALTH DEPARTMENT[641]“umbrella”</small>		
Temporary classification of three synthetic cannabinoids as Schedule I controlled substances, 10.38(1) <u>Filed Emergency <a href="#">ARC 0893C</a></u> .....	8/7/13	311