

SEPTEMBER 2004 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, September 14, 2004, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 4, 5 (8/18/04, 9/1/04)

Also refer to: 6/9/04, 6/23/04, 7/7/04

		Bulletin	Page
9:00	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Intermediate care facilities for the mentally retarded (ICFs/MR)—assessment fee, 36.1, 36.2(4), 36.3(1), 82.5(13), 82.7(4), <u>Notice ARC 3605B</u> , also <u>Filed Emergency ARC 3601B</u>	9/1/04	317
	State supplementary assistance—Medicaid and Medicare eligibles, 50.1, 50.2(1)“c,” 50.2(3), 50.2(4), 50.3(4), 51.1, 51.6, 52.1(3)“e,” 52.1(7), <u>Filed Emergency After Notice ARC 3602B</u>	9/1/04	318
	Iowa refugee services foundation, 61.18, <u>Notice ARC 3606B</u> , also <u>Filed Emergency ARC 3603B</u>	9/1/04	319
	Excess medical expense deduction, 65.8(7), <u>Notice ARC 3607B</u> , also <u>Filed Emergency ARC 3604B</u>	9/1/04	320
	Eligibility and service requirements for HCBS waivers, 77.30(3), 77.30(5)“a”(2), (8) to (10), 77.30(8)“a”(1) to (3), 77.33(1), 77.33(6)“a,” 77.34(5)“a”(3), (8) and (9), 77.34(7), 77.37, 77.37(1)“f,” 77.37(8), 77.37(10), 77.37(10)“a” to “c,” 77.37(13)“f,” 77.37(15)“a”(3), (6), (9), and (10), 77.37(22)“a”(1) to (3), 77.37(25), 77.39, 77.39(1)“f,” 77.39(6), 77.39(8), 77.39(8)“a” to “c,” 77.39(14)“a”(2), (7), (10) and (11), 77.39(20), 77.39(25)“a”(1) to (3), 78.34(5)“d,” 78.34(7)“h” and “m,” 78.37(6)“h,” 78.37(15)“h” and “m,” 78.38(5)“h,” 78.38(8)“h” and “m,” 78.41(1)“f,” 78.41(2)“g,” 78.41(8)“h” and “m,” 78.43(2)“e,” 78.43(3)“d,” 78.43(13)“h” and “m,” 78.46(1)“h” and “m,” 79.1(2), 83.2(1)“g,” 83.60, 83.61(1)“e” and “k,” 83.102(1)“j,” <u>Filed ARC 3609B</u>	9/1/04	325
	Medicaid coverage of dental hygiene services in maternal health centers, 78.25(2)“e,” <u>Filed ARC 3608B</u>	9/1/04	327
	Child care services, 130.2(1), 130.2(5) to 130.2(7), 130.3(1)“d,” 130.3(1)“d”(2) to (5), 130.3(3)“x,” “y,” “aa” and “ab,” 130.3(6), 130.4, 130.4(3), 130.5(1)“c” and “i,” 130.5(2)“a” and “e,” 130.5(3)“d,” 130.7, 130.7(3), 170.1, 170.2, 170.2(1), 170.2(2), 170.2(2)“c,” 170.2(3), 170.3, 170.3(1) to 170.3(5), 170.4(2), 170.4(3)“e” and “f,” 170.4(7), 170.5, 170.5(1) to 170.5(4), <u>Filed ARC 3610B</u>	9/1/04	327
	GENERAL DISCUSSION: Final adoption of emergency filed rules		
9:30	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Ronald R. Rowland (281-8619)		
	Feeder pig dealer bonding/letter of credit requirement, 66.13, <u>Notice ARC 3414B</u> , <u>Terminated ARC 3598B</u>	9/1/04	305
	Dairy, 68.1, 68.2(4), 68.2(7), 68.4(2), 68.5“10,” 68.11(1), 68.11(3), 68.13, 68.15, 68.22(3), 68.26(1), 68.27, 68.50“4,” 68.54(5), 68.58(4)“6,” 68.59(6), 68.66(2), 68.68, <u>Filed ARC 3600B</u>	9/1/04	324
	Meat and poultry inspection, 76.1 to 76.5, 76.13, 76.14, <u>Filed ARC 3599B</u>	9/1/04	324
	UPDATE		
	Farm deer; monitoring for CWD; registration of premises, availability of federal funds		
9:45	COLLEGE STUDENT AID COMMISSION[283] Julie Leeper (242-3370)		
	EDUCATION DEPARTMENT[281]“umbrella”		
	Iowa tuition grants—student eligibility; priority for grant awards, 12.1, <u>Notice ARC 3323B</u> <u>Terminated ARC 3584B</u>	8/18/04	251
	Student loan debt collection, ch 37, <u>Notice ARC 3585B</u>	8/18/04	251
10:00	EDUCATION DEPARTMENT[281] Carol Greta (281-5296)		
	Extended school program, adopt ch 35, <u>Notice ARC 3612B</u>	9/1/04	305
	Student teaching experience, 79.13(2), <u>Filed ARC 3611B</u>	9/1/04	325
10:15 to 10:25 break			
10:25	CAPITAL INVESTMENT BOARD, IOWA[123] Dave Casey (281-6163)		
	Tax credits for investments in qualifying businesses, community-based seed capital funds and venture capital funds, 2.1 to 2.3, 2.5(2), 2.9, 3.1, <u>Notice ARC 3595B</u>	8/18/04	249
10:35	REVENUE DEPARTMENT[701] Dave Casey (281-6163)		
	Individual, corporation and franchise tax—applicability of additional first-year depreciation allowance, Section 179 expensing, research activities credit, 39.3(5), 40.1, 40.60, 40.65, 42.2(11)“b,” 52.7(3)“c,” 52.7(5)“c,” 53.1, 53.22, 53.23, 59.23, 59.24, <u>Filed ARC 3613B</u>	9/1/04	330
	Electronic filing of Iowa individual income tax returns, 39.13, <u>Filed ARC 3614B</u>	9/1/04	331
	Tax credit for an equity investment in a qualifying business, 42.18(1), 52.21(1), 58.11(1), <u>Notice ARC 3596B</u>	8/18/04	268

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REVENUE DEPARTMENT[701]-continued

SPECIAL REVIEW BY REP. EICHHORN-Sales tax on plumbing services---applicability to line cleaning.

- 10:50 IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]** Mike Prey (281-4168)
 Sheriffs and deputy sheriffs—contribution rates; protection occupation class—inclusion of airport firefighters;
 retirement calculations, amend 495—4.6(2), 4.6(4)“d”; amend 581—21.8(1)“b,” 21.8(2)“b” and “e,”
 21.13(10), Filed **ARC 3594B** 8/18/04 284
- 11:00 PUBLIC SAFETY DEPARTMENT[661]** Mike Coveyou (281-5042)
 Peace officers’ retirement, accident, and disability system, rescind 581—ch 24;
 adopt 661—chs 400 to 404, Notice **ARC 3586B** 8/18/04 255
- 11:20 UTILITIES DIVISION[199]** Sharon Mayer (281-5256) Amy Christensen (281-6326)
 COMMERCE DEPARTMENT[181]“umbrella”
 Pipelines and electric lines, 10.1(4), 10.2(1)“f,” 10.12(1), 10.14(2), 10.16,
 10.17, 11.1(8), 11.2(1)“d”(2), 11.3(1), 13.1(4), 13.2(1)“f,” 13.14(2),
 15.10(1)“h,” 19.2(5)“g,” 19.5(2), 19.6(3), 19.8(3), 19.8(6), 20.1(3),
 20.5(2)“j,” 25.2(2)“g,” 25.2(5)“b,” 25.3(5), Notice **ARC 3592B** 8/18/04 270
 Consumer services, 19.4(10), 19.4(13)“e,” 19.4(15)“d” and “f,” 19.4(16)“h,”
 20.4(11), 20.4(14)“f,” 20.4(15)“d” and “f,” 20.4(16)“h,” Filed **ARC 3593B** 8/18/04 284
- 11:30 COMMITTEE BUSINESS**
 Fees imposed by state agencies-general discussion
 Approval of minutes-date of October meeting-miscellaneous

12:00 to 1:00 P.M. Lunch

- 1:00 IOWA FINANCE AUTHORITY[265]** Loyd Ogle (242-5650)
 ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]“umbrella”
 Multifamily loans, ch 3 div I title, 3.1, 3.3 to 3.11, 3.20, 3.21, 3.23, 3.24, 3.24(1),
 3.24(3)“d,” ch 3 div III, 3.31 to 3.37, Notice **ARC 3620B**..... 9/1/04 308
- 1:15 NATURAL RESOURCE COMMISSION[571]** Marla Gallardo (281-8678)
 NATURAL RESOURCES DEPARTMENT[561]“umbrella”
 Boats, snowmobiles, all-terrain vehicles—registration, forms, 20.5(2), 38.6, 38.10, 38.11(1),
 38.12, 38.20, 38.21, 38.26, 39.4, 46.1(5), 46.1(5)“e,” 47.1(5), 50.1, 50.2, 50.5(2), 50.6,
 50.7(1), 50.10 to 50.13, Filed **ARC 3626B** 9/1/04 328
 “No anchoring” areas on Lake Red Rock, 40.6(3), Filed **ARC 3628B**..... 9/1/04 328
 Boating speed and distance zoning—Green Island and Lake Odessa State Wildlife Areas,
 40.9(2), 40.49, 40.50, Filed **ARC 3629B** 9/1/04 328
 Camping restrictions at state wildlife areas, 51.11, Notice **ARC 3623B** 9/1/04 311
 Wildlife refuges—trespass on the Middle River and Black Hawk Bottoms Wildlife Areas prohibited,
 52.1(2)“b,” Filed **ARC 3625B** 9/1/04 329
 Fishing regulations, 81.1, 81.2(1), 81.2(13), Notice **ARC 3622B** 9/1/04 311
 Aquatic invasive species, adopt ch 90, Notice **ARC 3627B** 9/1/04 313
 Waterfowl and coot hunting seasons, 91.1, 91.3, 91.4(2)“m” to “q,”
 91.6, Filed Emergency After Notice **ARC 3624B** 9/1/04 321
 Wild turkey spring hunting—hunting season for youth; transportation tags, 98.4, 98.7,
 98.15, Notice **ARC 3621B** 9/1/04 314
 Deer hunting—licensing requirement for adults accompanying youth during special youth educational hunts
 at state parks or recreation areas, 105.4(1)“i,” Filed **ARC 3630B**..... 9/1/04 329
- 1:45 ENVIRONMENTAL PROTECTION COMMISSION[567]** Marla Gallardo (281-8678)
 NATURAL RESOURCES DEPARTMENT[561]“umbrella”
 Animal feeding operations field study, adopt ch 32, Filed **ARC 3588B** 8/18/04 274
 Discarded appliance demanufacturing, 118.3, 118.5(3), 118.7(1)“o,”
 118.9(6)“g,” 118.10(2), 118.10(6), 118.13(1)“a,” Filed **ARC 3589B** 8/18/04 276
 Cathode ray tube device recycling, adopt ch 122, Filed **ARC 3587B** 8/18/04 277
 Waste tire management—county grant program, regents tire-derived fuel program,
 end-user incentive program, rescind chs 215 to 217, Filed **ARC 3590B** 8/18/04 283

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No representative requested to appear

XX:00	ADMINISTRATIVE SERVICES DEPARTMENT[11] Printing; procurement of goods and services, rescind 401—ch 5, 471—ch 13; adopt 11—ch 102; amend 11—105.1, 105.2, 105.3(1), 105.3(2), 105.4, 105.4(3)“b,” 105.4(4)“b,” 105.4(5), 105.5(1), 105.7(3), 105.7(5), 105.8(4)“a,” 105.8(5)“b,” 105.8(7), 105.8(7)“i,” 105.10, 105.11(2)“b,” 105.12, 105.12(6), 105.13, 105.14, 105.15(1), 105.15(2), 105.15(5), 105.16, 105.19(5), <u>Filed</u> ARC 3591B	8/18/04	273
XX:00	ARCHITECTURAL EXAMINING BOARD[193B] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]“umbrella” Reinstatement of lapsed registration, 2.6, <u>Filed</u> ARC 3583B	8/18/04	274
XX:00	INSURANCE DIVISION[191] COMMERCE DEPARTMENT[181]“umbrella” Iowa business opportunity sales act, rescind ch 55, <u>Notice</u> ARC 3619B	9/1/04	308
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]“umbrella” Chiropractors, 42.1, 42.2, <u>Notice</u> ARC 3616B Nursing home administrators, 141.6, 141.6(2)“e” and “f,” 141.9, 141.12 to 141.14, 145.1(5) to 145.1(10), <u>Notice</u> ARC 3582B Psychologists, 240.3(2), <u>Notice</u> ARC 3615B Social workers, 280.6(4)“b”(1), <u>Notice</u> ARC 3618B Social workers, 280.9(2), 280.9(2)“a” and “e,” 281.5, <u>Filed</u> ARC 3617B	9/1/04 8/18/04 9/1/04 9/1/04 9/1/04	315 253 316 316 329