

# NOVEMBER 2004 AGENDA

Revised 10-27-04

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, November 9, 2004, at 9 a.m. in Room 24, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 8, 9** ([10/13/04](#), [10/27/04](#))

**Also refer to:** [5/12/04](#), [6/23/04](#), [7/7/04](#), [7/21/04](#), [8/4/04](#), [8/18/04](#), [9/1/04](#)

		Bulletin	Page
<b>9:00</b>	<b>FISCAL IMPACT STATEMENTS-GENERAL SUMMARY</b>		
<b>9:15</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg (281-8438)		
	Appeals and hearings for subjects of child or dependent adult abuse reports, 7.1, ch 175 div II title, 175.31(2), 175.40(3)“a” and “b,” 175.42(3)“a,” 175.42(3)“b”(4) and (5), <u>Filed</u> <b>ARC 3724B</b> .....	<a href="#">10/13/04</a>	557
	Family investment and food assistance programs, 9.10(20), 40.27(5)“i,” 41.25(8), 41.26(1)“d,” 41.27(9)“d,” 65.30(6), <u>Filed</u> <b>ARC 3721B</b> .....	<a href="#">10/13/04</a>	559
	Health insurance data match program, 9.12(2)“b”(9), 76.13, <u>Filed</u> <b>ARC 3715B</b> .....	<a href="#">10/13/04</a>	559
	Food assistance—electronic application form, 65.2(1), 65.2(1)“a” and “d,” <u>Notice</u> <b>ARC 3760B</b> .....	<a href="#">10/27/04</a>	585
	Medicaid coverage for employed persons with disabilities, 75.1(39)“b”(4), <u>Filed</u> <b>Emergency After Notice</b> <b>ARC 3714B</b> .....	<a href="#">10/13/04</a>	547
	Annual update of statewide average costs of nursing facility, ICF/MR, and mental health institute care, 75.23(3), 75.24(3)“b,” 75.24(3)“b”(1) to (5), <u>Filed</u> <b>ARC 3759B</b> .....	<a href="#">10/27/04</a>	630
	Medicaid reimbursement methodology, 79.1(1)“c,” 79.1(2), 79.1(5)“r”(1), 79.1(5)“y”(2), (5) and (8), 79.1(16)“a” and “i,” 79.1(16)“v”(2), 79.14(1), 79.14(1)“e,” <u>Filed</u> <b>ARC 3716B</b> .....	<a href="#">10/13/04</a>	560
	Medicaid reimbursement for nursing facility services, 79.1(2), 81.6(16)“a,” 81.6(16)“c”(3), <u>Filed</u> <b>ARC 3717B</b> .....	<a href="#">10/13/04</a>	561
	HCBS ill and handicapped waiver, 83.2(1)“b,” 83.2(2)“b,” <u>Notice</u> <b>ARC 3723B</b> , also <u>Filed</u> <b>Emergency</b> <b>ARC 3722B</b> .....	<a href="#">10/13/04</a>	547
	Suspension or reinstatement of support obligation—department assistance, 99.62(2), 99.83(6)“b,” 99.101, 99.102, 99.103(1), 99.103(3), 99.104(2), 99.104(3)“b” and “c,” 99.105(1), 99.105(2), 99.106, 99.107, 99.107(2), 99.107(4), 99.108(1), 99.108(2), 99.109, <u>Notice</u> <b>ARC 3328B</b> <u>Terminated</u> <b>ARC 3761B</b> .....	<a href="#">10/27/04</a>	586
	Continuation of rate limits for purchase of social service contracts and rehabilitative treatment and supportive service contracts, 150.3(5)“p”(2), 150.3(5)“p”(2)“3” and “4,” 185.112(1)“k,” <u>Filed</u> <b>ARC 3718B</b> <a href="#">10/13/04</a>		
	State payment program for services to adults with mental illness, mental retardation, and developmental disabilities, 153.52(1), 153.53(2), 153.57(3)“b,” <u>Filed</u> <b>ARC 3719B</b> .....	<a href="#">10/13/04</a>	563
	Subsidized adoptions, 201.3(2), 201.6(1)“a”(4) and (7), <u>Filed</u> <b>ARC 3720B</b> .....	<a href="#">10/13/04</a>	563
<b>9:45</b>	<b>INSURANCE DIVISION[191]</b> Susan E. Voss (281-6836)		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Confidentiality of investigations files; cease and desist orders, 1.3(10)“d” to “j,” 1.3(11)“f,” 3.32, 15.2, 15.14, <u>Notice</u> <b>ARC 3752B</b> .....	<a href="#">10/27/04</a>	586
	Medicare supplement insurance minimum standards, 37.3, 37.4, 37.5(4) to 37.5(6), 37.6(1)“e”(5), 37.6(1)“f,” 37.6(2)“f,” 37.7(1)“e”(6), 37.7(1)“f,” 37.7(1)“g”(3)“2,” 37.7(2), 37.7(2)“c,” 37.7(3)“f,” “g” and “i,” 37.7(3)“i”(2) and (3), 37.7(3)“k,” 37.7(4), 37.7(5), 37.8(2), 37.8(3), 37.8(5) to 37.8(7), 37.9(9)“c,” 37.9(13)“b,” 37.9(14)“b,” 37.10(3), 37.12(1)“a”(2), 37.13(2) to 37.13(6), 37.15(1)“f”(1), 37.15(3), 37.15(4), 37.15(4)“c” and “d,” 37.15(5), 37.16(1), 37.16(1)“a”(4) to (6), 37.16(1)“b,” 37.16(5), 37.16(6), 37.19, 37.24(1), 37.24(2)“c”(3), 37.24(2)“g,” 37.24(3)“a,” “e” and “f,” 37.24(5), ch 37 appendices A and C, <u>Notice</u> <b>ARC 3753B</b> .....	<a href="#">10/27/04</a>	587
<b>10:00</b>	<b>IOWA FINANCE AUTHORITY[265]</b> 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, <u>Filed</u> <b>ARC 3757B</b> .....	<a href="#">10/27/04</a>	630
	State housing trust fund, 19.1, <u>Filed</u> <b>ARC 3758B</b> .....	<a href="#">10/27/04</a>	631
<b>10:20 to 10:30 break</b>			
<b>10:30</b>	<b>ATTORNEY GENERAL[61]</b> 1-5044 Marty Anderson		
	Victim services grant program, ch 9 div III, 9.50 to 9.65, <u>Notice</u> <b>ARC 3725B</b> .....	<a href="#">10/13/04</a>	520
<b>10:40</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b> Melanie Johnson (242-4862)		
	Housing fund—American dream down payment initiative, 25.4(4), <u>Notice</u> <b>ARC 3730B</b> .....	<a href="#">10/13/04</a>	525

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<b>10:50</b>	<b>ELDER AFFAIRS DEPARTMENT[321]</b> Mary Ann Young (242-3312) Older Iowans legislature, rescind ch 20, <u>Notice</u> <b>ARC 3750B</b> .....	<a href="#">10/27/04</a> 585
<b>11:00</b>	<b>COLLEGE STUDENT AID COMMISSION[283]</b> Julie Leeper (242-3370) EDUCATION DEPARTMENT[281]"umbrella" Iowa tuition grant program, ch 12, <u>Filed</u> <b>ARC 3738B</b> ..... Approval of postsecondary schools, ch 21, <u>Notice</u> <b>ARC 3739B</b> ..... Student loan debt collection, ch 37, <u>Filed</u> <b>ARC 3737B</b> .....	<a href="#">10/13/04</a> 553 <a href="#">10/13/04</a> 523 <a href="#">10/13/04</a> 553
<b>11:15</b>	<b>CAPITAL INVESTMENT BOARD, IOWA[123]</b> 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>Filed</u> <b>ARC 3740B</b> .....	<a href="#">10/13/04</a> 553
<b>11:20</b>	<b>REVENUE DEPARTMENT[701]</b> Dave Casey (281-6163) Additional first-year depreciation allowance, Section 179 expensing, 40.60, 40.65, 53.22, 53.23, 59.23, 59.24, <u>Filed Emergency</u> <b>ARC 3742B</b> ..... Property rehabilitation tax credit; university-based research utilization program tax credit, 42.15(2), 42.21, 52.18(2), 52.24, <u>Notice</u> <b>ARC 3754B</b> ..... Tax credit for an equity investment in a qualifying business, 42.18(1), 52.21(1), 58.11(1), <u>Filed</u> <b>ARC 3741B</b> .....	<a href="#">10/13/04</a> 549 <a href="#">10/27/04</a> 627 <a href="#">10/13/04</a> 565
<b>11:40</b>	<b>TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b> Ron Koontz 725-4728 Organization; contracts for professional services; purchasing, 1.4 to 1.7, 2.3(7)"b"(1) and (5), 2.3(7)"d," 5.1(2)"f," 5.7(1)"g," 5.15, 5.20; rescind ch 6; 7.1, 7.2, 8.3, 13.1(2), 14.4, 18.5(3)"a," 18.5(5), 18.6(4) to 18.6(11), 18.12(1)"b" and "f," <u>Notice</u> <b>ARC 3713B</b> .....	<a href="#">10/13/04</a> 542
<b>11:50</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b> Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]"umbrella" Regulation of concentrated animal feeding operations (CAFOs) and confinement feeding operations; national pollutant discharge elimination system (NPDES) permitting, 60.2, 60.3(2)"c," 63.5, 64.3(1)"h"(2), 65.1, 65.2(2), 65.3(1), 65.4 to 65.6, 65.7(1)"a," 65.22, <u>Notice</u> <b>ARC 3736B</b> ..... Animal feeding operations—construction permits, master matrix, location of groundwater tables, 65.1, 65.7(1)"b," 65.7(5), 65.9(1)"p," 65.10(3)"b"(3), 65.15(7)"c," <u>Notice</u> <b>ARC 3735B</b> .....	<a href="#">10/13/04</a> 532 <a href="#">10/13/04</a> 539
<b>12:20</b>	<b>EDUCATION DEPARTMENT[281]</b> Carol Greta (281-5296) School bus driver's authorization, 43.1(4), 43.3, 43.6, 43.7, 43.10(4), 43.10(5)"b" and "e," 43.14 to 43.20, 43.22 to 43.24, 43.25(2), 43.25(8), 43.30 to 43.32, 43.34, 43.34(1), 43.34(8) to 43.34(10), 43.34(15), 43.34(16), 43.34(18), 43.34(19), 43.35, 43.35(5), 43.35(7), 43.36, 43.38(3), 43.39(4), 43.39(5), 43.43(2), 43.43(6)"b," <u>Notice</u> <b>ARC 3711B</b> .....	<a href="#">10/13/04</a> 529
<b>12:30</b>	<b>COMMITTEE BUSINESS</b> Approve minutes Menu: December Christmas party Dec. 14 <sup>th</sup> ARRC meeting	
<b>No representative requested to appear</b>		
<b>XX:00</b>	<b>ADMINISTRATIVE SERVICES DEPARTMENT[11]</b> Customer councils—term of membership, 10.1, 10.5(3), <u>Filed Emergency</u> <b>ARC 3751B</b> .....	<a href="#">10/27/04</a> 629
<b>XX:00</b>	<b>CORRECTIONS DEPARTMENT[201]</b> Employees of judicial district department of correctional services—carrying of firearms, 40.1, 40.4(9) to 40.4(11), 40.4(12)"a" and "c" to "j," 40.5(3)"b," <u>Notice</u> <b>ARC 3726B</b> .....	<a href="#">10/13/04</a> 524
<b>XX:00</b>	<b>EDUCATIONAL EXAMINERS BOARD[282]</b> EDUCATION DEPARTMENT[281]"umbrella" Special education consultant endorsement, 15.3(1), <u>Filed</u> <b>ARC 3732B</b> ..... Director of special education endorsement, 15.3(11), <u>Filed</u> <b>ARC 3733B</b> ..... School social worker statement of professional recognition, 15.3(15), <u>Filed</u> <b>ARC 3731B</b> ..... Renewal of licenses, 17.2, 17.4 to 17.7, 17.8(2), 17.9(2), 17.11(3) to 17.11(6), 17.11(7)"f," 17.11(8)"c" to "e," 17.12, <u>Notice</u> <b>ARC 3734B</b> .....	<a href="#">10/13/04</a> 554 <a href="#">10/13/04</a> 554 <a href="#">10/13/04</a> 555 <a href="#">10/13/04</a> 526
<b>XX:00</b>	<b>ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]</b> Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Licensed professional engineers and building construction, 1.5, <u>Filed</u> <b>ARC 3727B</b> ..... Continuing education, 7.6, <u>Filed</u> <b>ARC 3728B</b> .....	<a href="#">10/13/04</a> 556 <a href="#">10/13/04</a> 557

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<b>XX:00</b>	<b>NURSING BOARD[655]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Reactivation process, 3.1, 3.7(4) to 3.7(8), 3.8, 4.7"4," 5.2(2), 5.2(2)"a"(4), 5.2(2)"c," 5.2(4), 5.2(5)"b" to "h," <u>Filed</u> <b>ARC 3747B</b> .....	<a href="#"><u>10/27/04</u></a>	631
<b>XX:00</b>	<b>PETROLEUM UST FUND BOARD, IOWA COMPREHENSIVE[591]</b> Aboveground petroleum storage tank fund, adopt ch 14, <u>Filed</u> <b>ARC 3748B</b> .....	<a href="#"><u>10/27/04</u></a>	633
<b>XX:00</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Respiratory care practitioners, 261.8(4)"b," 261.9(4), 261.9(6), 261.10(6), 262.2(1), 262.2(2), 262.6"6," 262.10(2)"b," <u>Filed</u> <b>ARC 3756B</b> .....	<a href="#"><u>10/27/04</u></a>	633
<b>XX:00</b>	<b>PUBLIC SAFETY DEPARTMENT[661]</b> Peace officers' retirement, accident, and disability system, rescind 581—ch 24; adopt 661—chs 400 to 404, <u>Filed</u> <b>ARC 3749B</b> .....	<a href="#"><u>10/27/04</u></a>	634
<b>XX:00</b>	<b>REGENTS BOARD[681]</b> Application fees, 1.1, 1.2, 1.7, 2.27(1), 2.27(6), <u>Filed Emergency</u> <b>ARC 3743B</b> .....	<a href="#"><u>10/13/04</u></a>	548
	Personnel administration, 3.2, 3.37, 3.104(4)"c," 3.115, <u>Filed</u> <b>ARC 3744B</b> .....	<a href="#"><u>10/13/04</u></a>	564
	Notification of increase in tuition, fees or charges, 9.6, <u>Notice</u> <b>ARC 3745B</b> .....	<a href="#"><u>10/13/04</u></a>	541
	Organization, 11.1, <u>Filed</u> <b>ARC 3746B</b> .....	<a href="#"><u>10/13/04</u></a>	564
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Fleet deletions; destruction of motor vehicle credentials, 500.1, 500.4(2)"a" and "b," 500.10 to 500.25, <u>Notice</u> <b>ARC 3712B</b> .....	<a href="#"><u>10/13/04</u></a>	545
<b>XX:00</b>	<b>UTILITIES DIVISION[199]</b> 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), <u>Filed</u> <b>ARC 3729B</b> .....	<a href="#"><u>10/13/04</u></a>	566
	Level payment plans, 19.4(11)"e," 20.4(12)"e," <u>Filed</u> <b>ARC 3755B</b> .....	<a href="#"><u>10/27/04</u></a>	634