

# JANUARY 2005 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Tuesday, January 4, 2005, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 12, 13 (12/8/04, 12/22/04)**

		Bulletin	Page
	<b>Also refer to:</b> <a href="#">9/1/04</a> , <a href="#">9/15/04</a> , <a href="#">9/29/04</a> , <a href="#">10/13/04</a> , <a href="#">10/27/04</a>		
<b>9:00</b>	<b>LSA FISCAL UPDATE</b> Jennifer Vermeer		
<b>9:10</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg (281-8438)		
	Child welfare targeted case management services; community care, 7.1, ch 186, <a href="#">Notice ARC 3893B</a> .....	<a href="#">12/22/04</a>	873
	Medicaid applications sent by fax, 75.52(4)“b,” 76.1(2)“d” and “f,” <a href="#">Notice ARC 3879B</a> .....	<a href="#">12/8/04</a>	819
<b>9:20</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b> Melanie Johnson (242-4862)		
	Housing fund—American dream downpayment initiative, 25.4(4), <a href="#">Filed Emergency After Notice ARC 3884B</a> .....	<a href="#">12/22/04</a>	893
<b>9:30</b>	<b>REVENUE DEPARTMENT[701]</b> Dave Casey (281-6163)		
	State board of tax review; conduct of appeals and rules of practice and procedure, chs 1, 2, <a href="#">Notice ARC 3895B</a> .....	<a href="#">12/22/04</a>	880
	Investment tax credits; corporate tax credits, 42.2(10), 42.17, 42.19(2)“a,” 52.10(2), 52.10(5), 52.14, 52.20, 52.22(2)“a,” 52.22(3), 58.9, <a href="#">Notice ARC 3882B</a> .....	<a href="#">12/8/04</a>	831
	Property rehabilitation tax credit; university-based research utilization program tax credit, 42.15(2), 42.21, 52.18(2), 52.24, <a href="#">Filed ARC 3894B</a> .....	<a href="#">12/22/04</a>	896
<b>9:50</b>	<b>ELDER AFFAIRS DEPARTMENT[321]</b> Mary Ann Young (242-3312)		
	Older Iowans legislature, rescind ch 20, <a href="#">Filed ARC 3892B</a> .....	<a href="#">12/22/04</a>	895
	Adult day services programs, 24.1, 24.30, <a href="#">Notice ARC 3875B</a> .....	<a href="#">12/8/04</a>	794
	Assisted living programs, 25.1, 25.2, 25.22(3)“t,” 25.29(1)“e,” <a href="#">Notice ARC 3703B Terminated ARC 3876B</a> .....	<a href="#">12/8/04</a>	796
	Assisted living programs, 25.1, 25.2, 25.22(3)“t,” 25.29, <a href="#">Notice ARC 3878B</a> .....	<a href="#">12/8/04</a>	796
	Elder group homes, 29.1, 29.9, <a href="#">Notice ARC 3874B</a> .....	<a href="#">12/8/04</a>	797
<b>10:10 to 10:20 break</b>			
<b>10:20</b>	<b>CORRECTIONS DEPARTMENT[201]</b> Michael Savala (242-5715)		
	Sex offender management and treatment—risk assessment, 38.2, 38.3, <a href="#">Filed ARC 3860B</a> .....	<a href="#">12/8/04</a>	841
	Probation services—case auditing system, supervision fees, 42.1(4), 42.1(16), <a href="#">Filed ARC 3859B</a> .....	<a href="#">12/8/04</a>	842
	Residential facilities—case auditing system, 43.1(19), 43.1(20), <a href="#">Filed ARC 3858B</a> .....	<a href="#">12/8/04</a>	842
	Work release—case auditing system, 44.1(4), 44.1(5)“c,” 44.6(4), 44.9, 44.9(1)“e,” 44.9(4)“a,” <a href="#">Filed ARC 3857B</a> .....	<a href="#">12/8/04</a>	843
	Parole—case auditing system, 45.1(2), 45.1(3), 45.1(5), 45.7(1), 45.7(2), 45.7(4), <a href="#">Filed ARC 3856B</a> .....	<a href="#">12/8/04</a>	843
	OWI programs, 47.1(2), 47.1(7), 47.2, 47.2(4) to 47.2(11), 47.3(3) to 47.3(6), 47.3(9), 47.4, <a href="#">Filed ARC 3855B</a> .....	<a href="#">12/8/04</a>	843
<b>10:40</b>	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b> Charlie Smithson (281-3489)		
	Advisory opinions, 1.2(1), <a href="#">Notice ARC 3896B</a> .....	<a href="#">12/22/04</a>	871
	Employee sales of goods or services, 1.7(7), <a href="#">Notice ARC 3897B</a> .....	<a href="#">12/22/04</a>	871
	Reporting of state party building fund contributors, 4.24, <a href="#">Notice ARC 3898B</a> .....	<a href="#">12/22/04</a>	872
	Executive branch—misuse of public property, 6.8, <a href="#">Notice ARC 3899B</a> .....	<a href="#">12/22/04</a>	872
<b>11:00</b>	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b> David Werning (281-7376)		
	Critical access hospitals, 51.53(4), 51.53(5), <a href="#">Notice ARC 3847B</a> .....	<a href="#">12/8/04</a>	819
	Governor’s award for quality care, ch 54, <a href="#">Notice ARC 3848B</a> .....	<a href="#">12/8/04</a>	820
<b>11:10</b>	<b>IOWA FINANCE AUTHORITY[265]</b> Loyd Ogle (242-5650)		
	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]“umbrella” Iowa aftercare services rent subsidy program, adopt ch 22, <a href="#">Notice ARC 3890B</a> .....	<a href="#">12/22/04</a>	876
<b>11:20</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Barb Nervig (281-4344)		
	Automated external defibrillator grant program, adopt ch 143, <a href="#">Notice ARC 3850B</a> , also <a href="#">Filed Emergency ARC 3849B</a> .....	<a href="#">12/8/04</a>	839
	Certificate of need program, 202.1(7), 202.1(11), 202.1(12), 202.3(2), 202.3(3), <a href="#">Filed ARC 3841B</a> .....	<a href="#">12/8/04</a>	849
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<b>11:30</b>	<b>PUBLIC SAFETY DEPARTMENT[661]</b> Mike Coveyou (281-5042) Apartment building accessibility—elevators, 16.720(2), <u>Notice ARC 3886B</u> , also <u>Filed Emergency ARC 3885B</u> .....	<u>12/22/04</u>	893
<b>11:40</b>	<b>COMMITTEE BUSINESS</b> Approve minutes---set February meeting--Miscellaneous: Bifurcated rulemaking: creating policy in stages <div style="text-align: center;"><b>11:45a.m. to 1:00p.m. Lunch</b></div>		
<b>1:00</b>	<b>TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b> Ron Koontz 725-4708 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>Filed ARC 3887B</u> .....	<u>12/22/04</u>	896
<b>1:20</b>	<b>UTILITIES DIVISION[199]</b> Sharon Mayer (281-5256) COMMERCE DEPARTMENT[181]“umbrella” Unauthorized changes in telecommunications service, 22.23(1), 22.23(2)“a”(3), 22.23(2)“d”(4)“2,” 22.23(2)“d”(5)“2,” 22.23(2)“e,” <u>Notice ARC 3900B</u> .....	<u>12/22/04</u>	891
<b>1:30</b>	<b>NATURAL RESOURCE COMMISSION[571]</b> Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]“umbrella” Lands and waters conservation fund program, 27.1 to 27.4, 27.5(1), 27.5(2), 27.6, 27.6(1), 27.6(3)“b,” 27.6(4), 27.6(5), 27.7, 27.11, 27.13(3), 27.14, <u>Filed ARC 3867B</u> .....	<u>12/8/04</u>	845
	Camping restrictions at game management areas, 51.11, <u>Filed ARC 3866B</u> .....	<u>12/8/04</u>	845
	Gladys Black Eagle Refuge, 52.1(2)“c,” <u>Notice ARC 3862B</u> .....	<u>12/8/04</u>	822
	State parks and recreation areas, 61.2, 61.3(5)“g,” 61.4(1)“a,” <u>Filed ARC 3868B</u> .....	<u>12/8/04</u>	846
	Metal detector use in state areas, 64.1 to 64.5, 64.5(1), 64.6, 64.7, 64.7(1), 64.8, 64.9, <u>Filed ARC 3869B</u> .....	<u>12/8/04</u>	846
	Fish stocking procedures and fees for private waters, adopt ch 79, <u>Filed ARC 3865B</u> .....	<u>12/8/04</u>	847
	Aquatic invasive species, adopt ch 90, <u>Filed ARC 3864B</u> .....	<u>12/8/04</u>	847
	Nonresident deer hunting, 94.8(3), 94.8(4), <u>Notice ARC 3861B</u> .....	<u>12/8/04</u>	822
	Wild turkey spring hunting—hunting season for youth; transportation tags, 98.4, 98.7, 98.15, <u>Filed ARC 3863B</u> .....	<u>12/8/04</u>	848
<b>2:00</b>	<b>NATURAL RESOURCES DEPARTMENT[561]</b> Marla Gallardo (281-8678) Groundwater hazard statements, 9.1(4), 9.2(2), 9.2(3), <u>Notice ARC 3844B</u> .....	<u>12/8/04</u>	823
<b>2:10</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b> Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]“umbrella” Air pollution—special requirements for visibility protection, 22.9, <u>Notice ARC 3871B</u> .....	<u>12/8/04</u>	798
	Training fires; controlled burn of demolished buildings, 23.2(2), 23.2(3)“g” and “j,” <u>Notice ARC 3872B</u> .....	<u>12/8/04</u>	799
	Federal effluent and pretreatment standards—references updated, 60.2, 62.4, 62.5, 63.1(1)“a,” <u>Filed Without Notice ARC 3870B</u> .....	<u>12/8/04</u>	844
	Confinement feeding operations; open feedlots, 65.1, 65.2(1), 65.2(2), 65.9(2), ch 65 div II, 65.100 to 65.112, ch 65 appendices A and E, <u>Notice ARC 3873B</u> .....	<u>12/8/04</u>	802
	HELD OVER FROM APRIL 2004 Construction permit fees, 43.3(3) .....	<u>9/17/03</u>	
<b>No representative requested to appear</b>			
<b>XX:00</b>	<b>ACCOUNTANCY EXAMINING BOARD[193A]</b> Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]“umbrella” Certification and licensure; use of test administrator; record keeping; confidentiality, 1.1, 3.4(1), 3.4(2), 3.14, 4.2, 4.5, 4.6, 4.7(3), 4.14, 5.5(3) to 5.5(5), 5.8(7), 7.4(3), 7.4(4), 8.4(3), 8.4(4), 10.5, 13.5(2)“b,” 13.5(3) to 13.5(6), 13.6(7), 13.6(8), 15.7, <u>Notice ARC 3854B</u> .....	<u>12/8/04</u>	792
<b>XX:00</b>	<b>ADMINISTRATIVE SERVICES DEPARTMENT[11]</b> Disposal of state personal property, adopt ch 111, <u>Filed ARC 3853B</u> .....	<u>12/8/04</u>	840
<b>XX:00</b>	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Farm deer—monitoring for CWD, 64.34(10)“a,” 64.35(6), 64.104 to 64.119, 66.14, <u>Filed ARC 3901B</u> .....	<u>12/22/04</u>	895
<b>XX:00</b>	<b>ALCOHOLIC BEVERAGES DIVISION[185]</b> COMMERCE DEPARTMENT[181]“umbrella” Interest in a retail establishment, 16.2, <u>Notice ARC 3889B</u> .....	<u>12/22/04</u>	868

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<b>XX:00</b>	<b>EDUCATION DEPARTMENT[281]</b>		
	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>Filed</u> <b>ARC 3877B</b> .....	<a href="#">12/8/04</a>	844
<b>XX:00</b>	<b>ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]</b>		
	Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella"		
	Reinstatement of lapsed licenses—fees, 2.1, <u>Notice</u> <b>ARC 3902B</b> .....	<a href="#">12/22/04</a>	869
	Professional development, 7.2, 7.3, 7.4(3), 7.4(4), <u>Notice</u> <b>ARC 3903B</b> .....	<a href="#">12/22/04</a>	869
	<b>INSURANCE DIVISION[191]</b>		
	COMMERCE DEPARTMENT[181]"umbrella"		
	Variable annuity contracts—producers, 31.6, <u>Notice</u> <b>ARC 3881B</b> .....	<a href="#">12/8/04</a>	821
	Electronic delivery of accident and health group insurance certificates, 40.25, <u>Notice</u> <b>ARC 3891B</b> .....	<a href="#">12/22/04</a>	875
<b>XX:00</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Psychologists, 240.3(3), 240.3(4), <u>Filed</u> <b>ARC 3852B</b> .....	<a href="#">12/8/04</a>	848
	Psychologists, 240.10(5)"b"(2), <u>Filed</u> <b>ARC 3851B</b> .....	<a href="#">12/8/04</a>	849
	Social workers, 280.6(4)"b"(1), <u>Filed</u> <b>ARC 3845B</b> .....	<a href="#">12/8/04</a>	849
	Interpreters for the hearing impaired, adopt chs 360, 364, <u>Notice</u> <b>ARC 3843B</b> .....	<a href="#">12/8/04</a>	824
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
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	Motorcycle rider education, 635.3(2)"f," 635.3(3)"c," 635.4(1)"e," 635.5, <u>Notice</u> <b>ARC 3846B</b> .....	<a href="#">12/8/04</a>	836
	First aid and medical treatment for railroad employees, 810.4, <u>Notice</u> <b>ARC 3888B</b> .....	<a href="#">12/22/04</a>	890