

# JUNE 2014 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, June 10, 2014, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: 4/30/14, 5/14/14, 5/28/14**

## NOTICE

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

		Bulletin	Page
9:00	<b>Fiscal Overview</b> -Adam Broich		
9:10	<b>ENVIRONMENTAL PROTECTION COMMISSION</b> [567] Marla Gallardo (281-8678) <small>NATURAL RESOURCES DEPARTMENT[561]*umbrella*</small> Best management practices for grain vacuuming at small grain elevators; federal air toxics standards for chemical manufacturing plants and prepared feeds manufacturing, 22.10(3)“a,” 23.1(4) <u>Notice</u> <a href="#">ARC 1458C</a> .....	5/14/14	2147
9:20	<b>PROFESSIONAL LICENSURE DIVISION</b> [645] Judith Manning (1-4413) <small>PUBLIC HEALTH DEPARTMENT[641]*umbrella*</small> Respiratory care practitioners—practice, continuing education, 262.3(2), 265.5 <u>Filed</u> <a href="#">ARC 1453C</a> .....	5/14/14	2176
9:30	<b>NATURAL RESOURCE COMMISSION</b> [571] Marla Gallardo (281-8678) <small>NATURAL RESOURCES DEPARTMENT[561]*umbrella*</small> Deer hunting licenses, 106.1, 106.2(5), 106.4(5), 106.6, 106.7(5), 106.10(1) <u>Notice</u> <a href="#">ARC 1475C</a> .....	5/28/14	2175
9:40	<b>HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT</b> [605] John Benson (281-3231) Enhanced 911 telephone systems; department organization, amendments to ch 10 <u>Notice</u> <a href="#">ARC 1463C</a> .....	5/14/14	2152
9:50	<b>INSPECTIONS AND APPEALS DEPARTMENT</b> [481] Dave Werning (281-7376) Elder group homes, assisted living programs, adult day services—verification of conviction or record of founded abuse, dementia training; admission and retention in adult day services program, 67.19, 67.23, 70.23(1) <u>Notice</u> <a href="#">ARC 1472C</a> .....	5/28/14	2152
10:00	<b>INSURANCE DIVISION</b> [191] Roseanne Mead (281-5575) <small>COMMERCE DEPARTMENT[181]*umbrella*</small> Pharmacy benefits managers and insurers, 59.1 to 59.10 <u>Filed</u> <a href="#">ARC 1466C</a> .....	5/28/14	2152
10:10	<b>IOWA FINANCE AUTHORITY</b> [265] Mark Thompson (5-4937) Shelter assistance fund, 41.1 to 41.12 <u>Notice</u> <a href="#">ARC 1459C</a> .....	5/14/14	2159
10:20	<b>LABOR SERVICES DIVISION</b> [875] Kathleen Uehling (281-5915) <small>WORKFORCE DEVELOPMENT DEPARTMENT[871]*umbrella*</small> Federal occupational safety and health standards—adoption by reference, 10.20, 26.1 <u>Notice</u> <a href="#">ARC 1461C</a> .....	5/14/14	2165

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<b>10:30</b>	<b>BREAK</b>		
<b>10:40</b>	<b>LOTTERY AUTHORITY, IOWA[531]</b> Molly Juffernbruch 5-7853 Suspension of retailers for ticket sales to underage persons, 12.12(4) <u>Filed</u> <a href="#">ARC 1462C</a> .....	5/14/14	2175
<b>10:50</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Barb Nervig 281-4344 James.Goodrich@idph.iowa.gov 5-2093 Newborn hearing and critical congenital heart disease screening; newborn screening data and specimens; sliding fee scale for neuromuscular and related disorders program, 4.1 to 4.3, 4.6(3), 4.8 <u>Notice</u> <a href="#">ARC 1471C</a> .....	5/28/14	2176
	Radiation, amendments to chs 38 to 41, 45 <u>Notice</u> <a href="#">ARC 1470C</a> .....	5/28/14	2176
<b>11:00</b>	<b>REVENUE DEPARTMENT[701]</b> Victoria Daniels 281-5322 Estate tax and generation skipping transfer tax—applicability dates, elimination of references; research activities credit, amendments to chs 5, 7, 8, 10, 42, 52, 86 to 89 <u>Notice</u> <a href="#">ARC 1469C</a> .....	5/28/14	2178
<b>11:10</b>	<b>SECRETARY OF STATE[721]</b> Reisetter, Sarah 281-0145 Absentee ballots; special elections, 21.320(3)“b,” 21.352 to 21.355, 21.359, 21.361, 21.403(2), 21.404 <u>Notice</u> <a href="#">ARC 1473C</a> .....	5/28/14	2178
	Voting systems—digital ballot images, Unisyn OpenElect OVCS central count tabulator, reports, 22.201(2), 22.261, 22.264, 22.266 <u>Notice</u> <a href="#">ARC 1474C</a> .....	5/28/14	2178
<b>11:20</b>	<b>TREASURER OF STATE[781]</b> Randi McLaughlin 1-7562 Required public funds custodial agreement provisions, 15.1 to 15.3, 15.5 <u>Filed</u> <a href="#">ARC 1464C</a> .....	5/14/14	2179
<b>11:30</b>	<b>UTILITIES DIVISION[199]</b> Amy Christensen 1-6326 <small>COMMERCE DEPARTMENT[181]“umbrella”</small> Competitive natural gas providers; natural gas vehicle fuel providers; method for contacting duty officer, 2.2, 10.17(4), 19.14, 19.17(2), 20.19(2), 21.9, 25.5(3) <u>Notice</u> <a href="#">ARC 1460C</a> .....	5/14/14	2169
<b>11:40</b>	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Margaret Thomson 1-5322 Federal Wholesome Meat Act regulations—adoption by reference, 76.2 <u>Notice</u> <a href="#">ARC 1468C</a> .....	5/28/14	2121
<b>11:50</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg 1-8438 HELD OVER FROM APRIL Online training for brain injury (BI) waiver providers; removal of services from monthly cost limits for certain waivers; removal of age limit for BI waiver, 77.39, 83.2(2), 83.22(2), 83.82, 83.102(2), 83.122(6) <u>Filed</u> <a href="#">ARC 1445C</a> .....	4/30/14	2121

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## **EMERGENCY RULE-ARRC APPROVAL REQUIRED**

### **Pending Gubernatorial review and approval**

Expands Child Care Assistance eligibility to allow a parent to work part-time and go to school part-time for at least 28 hours in the aggregate, 15-010 (HF 2463, Division XV, Section 96)  
Adds minimum foster group care payment rates, 15-012 (HF 2463, sections 43 and 45)  
Changes methodology for Community Mental Health Centers (CMHC) reimbursement, 15-014 (HF 2463, sections 61 and 62)  
Increases Emergency Medical Service Providers reimbursement rate, 15-016 (HF 2463, sections 41 and 45)

### **COURTESY REVIEW, will be filed emergency AFTER notice-ARRC APPROVAL NOT REQUIRED**

15-018 Changes to CDAC/CCO rules (SF 2320)

## **12:45 COMMITTEE BUSINESS**

Approve minutes—**July 8<sup>TH</sup> meeting ?**, miscellaneous

## NO REPRESENTATIVE CALLED

### **XX:00 EDUCATIONAL EXAMINERS BOARD[282]**

EDUCATION DEPARTMENT[281]\* umbrella"

Eligibility to file ethics complaint, 11.4(1) Filed [ARC 1455C](#)..... 5/14/14 2174  
Out-of-state and exchange license applicants—provision of valid or expired license with application, 13.3(6), 13.17(1) Filed [ARC 1454C](#)..... 5/14/14 2174

### **XX:00 RACING AND GAMING COMMISSION[491]**

INSPECTIONS AND APPEALS DEPARTMENT[481]\* umbrella"

License suspension; debt arrangements; jockey agent representation; definition of "administrator"; gambling game shipping notification, 4.7, 5.4(8), 10.5(4)"a," 11.1, 11.4(6) Filed [ARC 1456C](#)..... 5/14/14 2178

### **XX:00 REAL ESTATE APPRAISER EXAMINING BOARD[193F]**

Professional Licensing and Regulation Bureau[193]

COMMERCE DEPARTMENT[181]\* umbrella"

Appraiser qualifications before and after January 1, 2015, 1.1(2), 1.2(1), 1.3, 1.4, 1.6(1), 1.18 to 1.22 Filed [ARC 1467C](#) ..... 5/28/14 2178

### **XX:00 VETERINARY MEDICINE BOARD[811]**

Veterinary standards of practice, 1.4, 12.1 to 12.5 Filed [ARC 1465C](#) ..... 5/28/14 2169

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## ARRC ACTIONS

Notice of Intended Action	<ol style="list-style-type: none"><li>1. General Referral, 6 votes. §17A.8(7)</li><li>2. Regulatory Analysis, 6 votes. §17A.4A</li><li>3. Objection, 6 votes. §17A.4(6)</li><li>4. 70 day suspension of further action, 7 votes. HF 586, §3</li></ol>
Adopted	<ol style="list-style-type: none"><li>1. General Referral, 6 votes. §17A.8(7)</li><li>2. Informal Regulatory Analysis, 6 votes. No statutory authority, customary.</li><li>3. Objection, 6 votes. §17A.4(6)</li><li>4. 70 Day Delay, 7 votes. §17A.4 (7)</li><li>5. Session Delay, 7 votes. §17A.8(9)</li></ol>
Adopted and Filed Without Notice	<ol style="list-style-type: none"><li>1. <b>Mandatory prior approval by ARRC, 6 votes. HF 586, §1</b></li><li>2. General Referral, 6 votes. §17A.8(7)</li><li>3. Regulatory Analysis, 6 votes. §17A.4A</li><li>4. Objection, 6 votes. §17A.4(6)</li><li>5. 180 Day Sunset Objection, 7 votes. §17A.4(3)</li><li>6. Suspension of applicability until 180 sunset, 7 votes. HF 586, §1</li></ol>
Adopted and Filed Emergency	<ol style="list-style-type: none"><li>1. <b>Mandatory prior approval by ARRC, 6 votes. HF 586, §1</b></li><li>2. General Referral, 6 votes. §17A.8(7)</li><li>3. Regulatory Analysis, 6 votes. §17A.4A</li><li>4. Objection, 6 votes. §17A.4(6)</li><li>5. 180 Day Sunset Objection, 7 votes. §17A.4(3)</li><li>6. Suspension of applicability until 180 sunset, 7 votes. HF 586, §1</li><li>7. 70 Day suspension of applicability, 7 votes. HF 586, § 2</li><li>8. Session suspension of applicability, 7 votes. HF 586, § 4</li></ol>
Adopted and Filed Emergency After Notice	<ol style="list-style-type: none"><li>1. General Referral, 6 votes. §17A.8(7)</li><li>2. Regulatory Analysis, 6 votes. §17A.4A</li><li>3. Objection, 6 votes. §17A.4(6)</li><li>4. 70 Day suspension of applicability, 7 votes. HF 586, § 2</li><li>5. Session suspension of applicability, 7 votes. HF 586, § 4</li></ol>
Notice of Termination	No Action.
Rules in effect (by special review)	<ol style="list-style-type: none"><li>1. General Referral, 6 votes. §17A.8(7)</li><li>2. Informal Regulatory Analysis, 6 votes. No statutory authority, customary.</li><li>3. Objection, 6 votes. §17A.4(6)</li></ol>
Any rules-related matter	ARRC-approved Legislation, 6 votes, 3 from each chamber. Joint Rule 19.