

# APRIL 2005 AGENDA Rough Draft 3-21-05

The Administrative Rules Review Committee will hold a special meeting on Thursday, March 31<sup>st</sup> at 3:00 p.m. and Friday, April 1, 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. 19, 20 (3/16/05, 3/30/05)**

**Also refer to:** 12/8/04, 12/22/04, 1/5/05, 2/2/05

Bulletin Page

## Thursday, March 31<sup>st</sup>, 2005

- 3:00 HUMAN SERVICES DEPARTMENT[441]** Nancy Freudenberg (281-8438)  
 Held over from March 4<sup>th</sup> ARRC meeting  
 Medicaid payments in schools, 77.44, 78.50 ..... IAC

## Friday, April 1<sup>st</sup>, 2005

- 9:00 LSA OVERVIEW** Jennifer Vermeer
- 9:10 HUMAN SERVICES DEPARTMENT[441]** Nancy Freudenberg (281-8438)  
 Rehabilitative treatment services, 185.2(1)“f,” 185.2(5), 185.10(8)“b”(4)“2,”  
 185.83(4)“b”(3), 185.101, 185.112(1)“c,” 185.112(1)“c”(1) and (2),  
 185.112(1)“d” and “j,” 185.112(2)“b,” Filed **ARC 4076B** ..... 3/30/05 1322  
 Special review  
 family-centered services changes as part of the redesign of the child welfare services system.
- 9:30 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]** Ronald R. Rowland (281-8619)  
 Animal and livestock importation, ch 65, Notice **ARC 4075B** ..... 3/30/05 1299
- 9:45 PUBLIC SAFETY DEPARTMENT[661]** Mike Coveyou (281-5042)  
 Explosive materials, 5.850, Filed Emergency **ARC 4056B**..... 3/16/05 1269  
 Explosive materials, 5.850, Notice **ARC 4057B** ..... 3/16/05 1252  
 Closed circuit surveillance systems in gaming establishments,  
 rescind ch 23, adopt ch 141, Notice **ARC 4066B**..... 3/16/05 1252  
 Fire fighter certification—minimum training standards, 54.100 to 54.104  
 (Notice **ARC 3482B**, 7/7/04), Regulatory Analysis..... 3/16/05 1256
- 10:10 LABOR SERVICES DIVISION[875]** Kathleen Uehling 281-5915  
 WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”  
 Boilers, 207.2(8), 207.4(6)“c,” Filed **ARC 4067B** ..... 3/16/05 1279

## 10:20 to 10:30 break

- 10:30 ENVIRONMENTAL PROTECTION COMMISSION[567]** Marla Gallardo (281-8678)  
 NATURAL RESOURCES DEPARTMENT[561]“umbrella”  
 Air quality, 20.2, 21.2(3)“a” and “b,” 22.3(8), 22.100, 22.101(2),  
 22.102(1) to 22.102(4), 22.105(1), 22.108(17)“a”(2), 22.120, 22.122(1)“a,”  
 22.122(3), 22.123(1), 22.123(2), 22.125(3)“a”(1), 22.125(4),  
 22.125(7)“g,” 22.128(4), 22.131(1)“a” and “b,” 22.134, 22.139(1),  
 22.144(1), 22.146(1), 22.148, 22.209, 22.300(12), 23.1(2) to 23.1(4),  
 23.1(4)“cd,” “cp,” “cz” and “dd,” 25.1(9), Notice **ARC 4059B** ..... 3/16/05 1220  
 Air pollution—special requirements for visibility protection,  
 22.9, Filed **ARC 4061B** ..... 3/16/05 1275  
 Training fires; controlled burn of demolished buildings, 23.2(2), 23.2(3),  
 23.2(3)“g” and “j,” Filed **ARC 4060B** ..... 3/16/05 1276  
 Solid waste comprehensive planning requirements,  
 101.1 to 101.13, Notice **ARC 4062B** ..... 3/16/05 1226
- 10:45 NATURAL RESOURCE COMMISSION[571]** Marla Gallardo (281-8678)  
 NATURAL RESOURCES DEPARTMENT[561]“umbrella”  
 Removal of portable blinds from game management areas, 51.5(2)“b,” Notice **ARC 4084B**..... 3/30/05 1306  
 Gladys Black Eagle Refuge, 52.1(2)“c,” Filed **ARC 4085B** ..... 3/30/05 1322  
 Waterfowl hunting, 91.1, 91.3, 91.4(2)“e,” “f,” “h” and “i,” Notice **ARC 4091B** ..... 3/30/05 1306  
 Nonresident deer hunting—tagging of deer, 94.4, Notice **ARC 4086B** ..... 3/30/05 1308  
 Wild turkey spring hunting, ch 98, Notice **ARC 4090B** ..... 3/30/05 1309  
 Wild turkey fall hunting by residents, 99.2, 99.4(9), 99.5(1)“i,” 99.8(2), 99.10, Notice **ARC 4087B** ..... 3/30/05 1312

# APRIL 2005 AGENDA

**NATURAL RESOURCE COMMISSION[571] Continued**

Deer hunting by residents, 106.1, 106.2(4), 106.5, 106.6(5), 106.7(5), 106.8(3), <u>Notice</u> <b>ARC 4088B</b> .....	3/30/05	1313
Muskrat season; continuous closed season for bobcat and gray (timber) wolf, ch 108 title, 108.1(2), 108.6, <u>Notice</u> <b>ARC 4089B</b> .....	3/30/05	1315

**No representative requested to appear**

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

EDUCATION DEPARTMENT[281]"umbrella"		
Teacher intern licensure, 14.129(1), 14.129(3)"d" and "e," 14.129(4)"a," "b" and "e," 14.129(5), 14.129(6)"a" and "c," 14.129(7), <u>Filed</u> <b>ARC 4070B</b> .....	3/30/05	1321

**XX:00 ELDER AFFAIRS DEPARTMENT[321]**

Adult day services—medication administration and storage, 24.30(2)"c," <u>Notice</u> <b>ARC 4055B</b> .....	3/16/05	1219
Assisted living—medication administration and storage, 25.29(2)"c," <u>Notice</u> <b>ARC 4054B</b> .....	3/16/05	1219

**XX:00 ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]**

Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella"		
Reinstatement of lapsed licenses—fees, 2.1, <u>Filed</u> <b>ARC 4078B</b> .....	3/30/05	1321
Professional development, 7.2, 7.3, 7.4(3), 7.4(4), <u>Filed</u> <b>ARC 4077B</b> .....	3/30/05	1321

**XX:00 ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]**

Participation in presidential caucus by board members and staff, 1.6(5), <u>Notice</u> <b>ARC 4046B</b> .....			3/16/05	1238
Filing of Iowa election campaign fund report, 3.8, <u>Notice</u> <b>ARC 4044B</b> .....	3/16/05	1238		
Definition of "candidate," 4.1(4), <u>Notice</u> <b>ARC 4043B</b> .....	3/16/05	1239		
Dissolution of campaign committees, 4.54 to 4.57, <u>Notice</u> <b>ARC 4045B</b> .....	3/16/05	1239		
Executive branch—misuse of public property, 6.8, <u>Filed</u> <b>ARC 4083B</b> .....	3/30/05	1321		
Prohibition on receipt of an honorarium by executive branch official or employee, 6.19, <u>Notice</u> <b>ARC 4041B</b> .....	3/16/05	1240		
Contribution by a lobbyist to the lobbyist's own campaign, 8.15(2)"d," <u>Notice</u> <b>ARC 4042B</b> .....	3/16/05	1241		

**XX:00 IOWA FINANCE AUTHORITY[265]**

ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella"		
Home and community-based services revolving loan program—partial refund of fee, 21.5(4)"c," <u>Notice</u> <b>ARC 4071B</b> .....	3/30/05	1305

**XX:00 IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]**

Contribution rates for sheriffs and deputy sheriffs, 4.6(2), 4.6(3), 4.6(6), <u>Notice</u> <b>ARC 4074B</b> .....	3/30/05	1305
--	---------	------

**XX:00 PHARMACY EXAMINERS BOARD[657]**

PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Pharmacy reference library resources, 6.3, 7.3, 15.4, 16.5, <u>Notice</u> <b>ARC 4047B</b> .....	3/16/05	1241
Remote pharmacist preview of patient-specific drugs or devices when hospital pharmacy is closed, 7.7, 7.8(3), <u>Notice</u> <b>ARC 4051B</b> .....	3/16/05	1242
Electronic signatures, prescriptions and transmissions, 7.13(1), 8.19, 21.1, 21.7, 21.9, <u>Notice</u> <b>ARC 4048B</b> .....	3/16/05	1243
Emergency drug supply for home health agency or hospice, 22.9, 22.9(2), 22.9(4), 22.9(5), <u>Notice</u> <b>ARC 4049B</b> .....	3/16/05	1244
Impaired pharmacy professional and technician recovery program, 30.5(5), 30.6, 30.6(1), 30.6(2), <u>Notice</u> <b>ARC 4050B</b> .....	3/16/05	1245

**XX:00 PROFESSIONAL LICENSURE DIVISION[645]**

PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Dietitians, 81.1, 81.7"6," 81.9(1), 81.9(3), 81.9(5), 81.9(7), 81.9(8), 81.10, 81.13 to 81.16, 82.1, 82.2(3), 82.2(4), 82.3, 82.3(1), 82.3(1)"c," 82.3(1)"e"(2) and (3), 82.4 to 82.11, 84.1(4) to 84.1(9), <u>Notice</u> <b>ARC 4072B</b> .....	3/30/05	1316
Dietitians—discipline, 83.2(31), <u>Notice</u> <b>ARC 4073B</b> .....	3/30/05	1319
Respiratory care practitioners, 261.1, 261.2(1)"d"(1), 261.4(2)"a" and "c," 261.6"4" and "7," 261.8(1), 261.8(3), 261.8(5), 261.8(7), 261.8(8), 261.9, 261.10, 261.13 to 261.15, 262.1,		

# APRIL 2005 AGENDA

	262.2(3), 262.2(4), 262.3, 262.3(1), 262.3(1)“c,” 262.3(1)“e”(2) and (3), 262.3(2)“d,” 262.3(2)“f”(2), 262.4(1)“a”(3) and (4), 262.4(1)“b,” 262.4(1)“d”(1), 262.4(1)“e” to “g,” 262.4(2) to 262.4(5), 262.5 to 262.11, 264.1(4) to 264.1(6), <u>Notice</u> <b>ARC 4037B</b> .....	3/16/05	1245
	Respiratory care practitioners—discipline, 263.2(30), <u>Notice</u> <b>ARC 4038B</b> .....	3/16/05	1249
	Interpreters for the hearing impaired, adopt chs 360, 364, <u>Filed</u> <b>ARC 4039B</b> .....	3/16/05	1280
	Interpreters for the hearing impaired, adopt ch 361, <u>Notice</u> <b>ARC 4040B</b> .....	3/16/05	1249
<b>XX:00</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b>		
	Reporting of reportable diseases, 1.2, 1.3(1)“b,” 1.4(2), 1.4(4), 1.5(4), 1.6(9), <u>Notice</u> <b>ARC 4081B</b> .....	3/30/05	1319
	Swimming pools and spas, ch 15, <u>Filed</u> <b>ARC 4082B</b> .....	3/30/05	1323
	Radiation, amendments to chs 38 to 42, 45, 46, <u>Filed</u> <b>ARC 4079B</b> .....	3/30/05	1325
	Certificate of need program—reestablishment of deleted beds in hospitals, 202.1(9), <u>Filed</u> <b>ARC 4080B</b> .....	3/30/05	1327
<b>XX:00</b>	<b>REAL ESTATE APPRAISER EXAMINING BOARD[193F]</b>		
	Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]“umbrella”		
	Appraiser qualification board requirements, 3.2(5), 3.5(1), 3.5(10), 3.5(11), ch 4 note, 4.1(5) to 4.1(9), 4.2, 4.3, ch 5 note, 5.2(1), 5.3, ch 6 note, ch 9, 11.2(1)“c,” 11.2(9), 11.2(10), 11.6, 11.7(2), 12.1, chs 13 to 15, <u>Notice</u> <b>ARC 4063B</b> .....	3/16/05	1257
<b>XX:00</b>	<b>REAL ESTATE COMMISSION[193E]</b>		
	Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]“umbrella”		
	Enforcement proceedings against unlicensed persons, adopt ch 21, <u>Notice</u> <b>ARC 4052B</b> .....	3/16/05	1263
<b>XX:00</b>	<b>REVENUE DEPARTMENT[701]</b>		
	Additional first-year depreciation allowance and increased expensing allowance, 40.60, 40.65, 53.22, 53.23, 59.23, 59.24, <u>Filed Emergency</u> <b>ARC 4058B</b> .....	3/16/05	1269
<b>XX:00</b>	<b>SOIL CONSERVATION DIVISION[27]</b>		
	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]“umbrella”		
	Coal mining—update of references to CFR, 40.1(1), 40.1(4), 40.3, 40.4, 40.4(2), 40.4(3), 40.4(9), 40.4(11), 40.5, 40.6, 40.6(2), 40.7, 40.11 to 40.13, 40.21, 40.21(4) to 40.21(6), 40.22, 40.22(2), 40.23, 40.30, 40.30(1), 40.30(4), 40.31, 40.32, 40.32(1), 40.32(2), 40.32(4), 40.33, 40.34, 40.34(2), 40.34(3), 40.35, 40.35(3), 40.36, 40.37, 40.37(4), 40.38, 40.38(2), 40.38(3), 40.39, 40.41, 40.41(3), 40.51, 40.61, 40.61(4), 40.62, 40.63, 40.63(6), 40.63(9), 40.64, 40.64(4), 40.64(6), 40.65 to 40.67, 40.71, 40.73(2)“g,” 40.73(4)“d,” 40.74, 40.74(9), 40.75, 40.75(2), 40.81, 40.82, 40.92(8), <u>Filed</u> <b>ARC 4069B</b> .....	3/30/05	1327
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	Regulations applicable to carriers, 520.1(1)“a” and “b,” 520.5, <u>Filed</u> <b>ARC 4068B</b> .....	3/30/05	1328
	First aid and medical treatment for railroad employees, 810.4, <u>Notice</u> <b>ARC 3888B Terminated</b> , also <u>Notice</u> <b>ARC 4053B</b> .....	3/16/05	1265
<b>XX:00</b>	<b>UTILITIES DIVISION[199]</b>		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Affiliate reporting requirements, 31.4 to 31.9, <u>Notice</u> <b>ARC 4065B</b> .....	3/16/05	1266
	Quality of service reporting by eligible telecommunications carriers, 39.3(1)“b,” 39.5, <u>Notice</u> <b>ARC 4064B</b> .....	3/16/05	1267