

# MARCH 2006 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Monday, March 13, 2006, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 17, 18 (2/15/06, 3/1/06)**

Also refer to: 9/14/05, 10/26/05, 11/9/05, 11/23/05, 12/7/05, 12/21/05, 1/4/06

	Bulletin	Page
<b>8:00 LSA FISCAL OVERVIEW</b> Mary Beth Mellick		
<b>8:10 HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg (281-8438)		
State supplementary assistance program—annual adjustments to eligibility and payment levels, 51.4(1), 51.7, 52.1(1) to 52.1(3), 52.1(3)“a”(2), <u>Filed ARC 4934B</u> .....	3/1/06	1340
Collection of food assistance claims, 65.16, 65.21(1), 65.21(2), 65.28(8)“d,” <u>Notice ARC 4822B Terminated ARC 4899B</u> .....	2/15/06	1234
Medicaid eligibility and financial participation of a married person residing in a medical institution, 75.5(3)“d,” 75.16(2)“d”(3), <u>Filed ARC 4935B</u> .....	3/1/06	1340
Providers of lead inspection services, 77.40, <u>Notice ARC 4889B</u> .....	2/15/06	1235
Infant and toddler program and local education agency providers—certification of nonfederal share of costs of services, 78.1(23), 78.21(3), 78.39(3), 78.49(5)“a” and “c,” 78.50(4)“a” and “c,” <u>Notice ARC 4902B</u> .....	2/15/06	1235
Distribution of payments to hospitals from graduate medical education and disproportionate share fund, amendments to ch 79, <u>Notice ARC 4901B</u> .....	2/15/06	1236
Maintenance of records by providers of service, 79.3, <u>Notice ARC 4890B</u> .....	2/15/06	1239
Child support obligations, 98.24(5), 98.43(2)“e,” 98.45(5), 98.45(6), 98.47, <u>Notice ARC 4900B</u> .....	2/15/06	1240
Rehabilitative treatment service providers—deemed certification status, 185.1, 185.11(1), <u>Notice ARC 4936B</u> .....	3/1/06	1321
<b>8:45 EDUCATIONAL EXAMINERS BOARD[282]</b> Barb Henderson (281-5849)		
EDUCATION DEPARTMENT[281]“umbrella”		
Testing required for applicants from recognized non-Iowa institutions, 14.103, 14.115, 14.120(1)“a” and “c,” <u>Filed ARC 4937B</u> .....	3/1/06	1338
Requirements for a class G license, 14.132, <u>Notice ARC 4940B</u> .....	3/1/06	1320
Renewal of substitute authorization, 14.143(2), 14.143(3), <u>Notice ARC 4939B</u> .....	3/1/06	1320
Media specialist endorsement—terminology updated, 14.140(8) to 14.140(10), <u>Filed ARC 4938B</u> .....	3/1/06	1338
HELD OVER FROM FEBRUARY		
Petition to remove letter of reprimand from public information access system, 11.38, 11.39, <u>Notice ARC 4812B</u> .....	1/18/06	1127
<b>9:10 LATINO AFFAIRS DIVISION[433]</b> Rossany Brugger 242-6534		
HUMAN RIGHTS DEPARTMENT[421]“umbrella”		
Qualification of language interpreters, ch 2, <u>Notice ARC 4030B Terminated</u> , also <u>Notice ARC 4930B</u> .....	3/1/06	1326
<b>9:20 AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Ronald R. Rowland (281-8619)		
Farmers’ market nutrition programs, 50.3, 50.8(2)“f,” 50.8(7), 50.8(8), 50.9(3), 50.10“3,” “20,” and “21,” 50.11(2)“a”(3), <u>Notice ARC 4892B</u> .....	2/15/06	1228
<b>9:40 UTILITIES DIVISION[199]</b> Sharon Mayer (281-5256)		
COMMERCE DEPARTMENT[181]“umbrella”		
Certification of eligibility for wind energy and renewable energy tax credits, 15.18, 15.19, <u>Filed ARC 4878B</u> .....	2/15/06	1294
<b>9:50 MEDICAL EXAMINERS BOARD[653]</b> Ann Mowery (242-3268)		
PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
Public records—board—ordered dismissal of charges, 2.14(4), <u>Notice ARC 4861B</u> .....	2/15/06	1241
Mandatory reporting; discipline; contested cases, rescind ch 12; adopt chs 22 to 26, <u>Notice ARC 4871B</u> .....	2/15/06	1242
Supervision of pharmacists engaged in collaborative drug therapy management, 13.4, 13.5, <u>Notice ARC 4872B</u> .....	2/15/06	1257
<b>10:10 TO 10:20 break</b>		
<b>10:20 COLLEGE STUDENT AID COMMISSION[283]</b> Julie Leeper (242-3370)		
EDUCATION DEPARTMENT[281]“umbrella”		
Osteopathic physician recruitment program, 14.1, 14.3(7)“a”(1) to (3), 14.4, <u>Filed ARC 4870B</u> .....	2/15/06	1282
Iowa work—study program, ch 18, <u>Filed ARC 4869B</u> .....	2/15/06	1282
Registered nurse recruitment program, adopt ch 34, <u>Filed ARC 4868B</u> .....	2/15/06	1283

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<b>10:35</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b> Marla Gallardo (281-8678)	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Animal feeding operations, 65.5(3), 65.103(5), <u>Notice ARC 4898B</u> .....	2/15/06 1231
	Animal feeding operations—revisions to list of major water sources, 65.11(2), ch 65 table 1, <u>Filed ARC 4921B</u> .....	3/1/06 1338
	Solid waste comprehensive planning, 101.12 to 101.14, 101.14(4), 101.14(5)"a," <u>Filed ARC 4896B</u> .....	2/15/06 1285
	Composting of dead livestock, 105.1(2)"b," 105.3(3), 105.5(1), 105.5(3), 105.5(4), 105.6, 105.7(8), 105.8(1), 105.8(2)"g," 105.14(1)"b," 105.14(2), <u>Notice ARC 4893B</u> .....	2/15/06 1233
	Regional collection centers and mobile unit collection and consolidation centers; financial assistance for the collection of household hazardous materials and waste from small quantity generators, chs 123, 211, <u>Filed ARC 4894B</u> .....	2/15/06 1286
	Water quality standards—general use classification, 61.2(5), 61.3(1)"a" and "b," 61.3(2), 61.3(5), <u>Filed ARC 4897B</u> .....	2/15/06 1284
	Water quality standards—use designations, 61.3(1)"b"(8) to (13), 61.3(3)"b," 61.3(3)"b"(3)"3," 61.3(3)"b"(4) and (6), 61.3(3)"d," 61.3(3) tables 1, 2 and 3a, 61.3(5), 61.3(7), <u>Filed ARC 4895B</u> .....	2/15/06 1285
<b>11:30</b>	<b>COMMITTEE BUSINESS</b>	
	Approve minutes---April, 2006 meeting---Miscellaneous	
	<b>No representative requested to appear</b>	
<b>XX:00</b>	<b>NATURAL RESOURCE COMMISSION[571]</b>	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Commercial fishing—shovelnose sturgeon, 82.2(2), 82.2(8), 82.2(9), <u>Notice ARC 4922B</u> .....	3/1/06 1330
	Nonresident deer hunting, 94.1, 94.6, 94.7(3), 94.8, <u>Filed ARC 4924B</u> .....	3/1/06 1342
	Nuisance wildlife control, ch 114, <u>Filed ARC 4923B</u> .....	3/1/06 1343
<b>XX:00</b>	<b>DENTAL EXAMINERS BOARD[650]</b>	
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"	
	Services provided to new patients, 10.3(2) to 10.3(6), <u>Filed ARC 4905B</u> .....	2/15/06 1283
	Licensure examinations, 11.2(2)"e," 11.5(2)"e," 12.1, 12.2(5), 12.3, 12.4(1)"a," 12.4(5), <u>Notice ARC 4908B</u> .....	2/15/06 1229
	Continuing education—clinical component required for CPR course, 14.1(4), 14.3(4), 14.5(1)"i," 25.2(10), <u>Notice ARC 4907B</u> .....	2/15/06 1230
	Renewal and reinstatement of deep sedation/general anesthesia and conscious sedation permits, 29.11, <u>Filed ARC 4906B</u> .....	2/15/06 1284
<b>XX:00</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]</b>	
	Iowa community development block grant program, 23.4(4), 23.4(8), 23.6(3)"e" to "g," <u>Notice ARC 4879B</u> .....	2/15/06 1231
<b>XX:00</b>	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b>	
	Voluntary registration of campaign committees, 4.1(1)"a"(4), 4.11, <u>Filed ARC 4919B</u> .....	3/1/06 1339
	"Paid for by" attribution statement, 4.41(1), <u>Filed ARC 4918B</u> .....	3/1/06 1339
	Sales by regulatory agency officials or employees, 6.11, <u>Filed ARC 4920B</u> .....	3/1/06 1340
<b>XX:00</b>	<b>INSURANCE DIVISION[191]</b>	
	COMMERCE DEPARTMENT[181]"umbrella"	
	Electronic delivery of accident and health group insurance certificates, 40.25, <u>Filed ARC 4941B</u> .....	3/1/06 1341
<b>XX:00</b>	<b>IOWA FINANCE AUTHORITY[265]</b>	
	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella"	
	Title guaranty division—definition of terms applicable to refinanced or junior mortgages, 9.3, 9.6(4), <u>Filed Emergency After Notice ARC 4925B</u> .....	3/1/06 1337
	State housing trust fund—2007 allocation plan, 19.1, 19.2, <u>Notice ARC 4926B</u> .....	3/1/06 1322
<b>XX:00</b>	<b>IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]</b>	
	Benefits advisory committee; contribution rates for special service members, 1.1, 1.2, 2.1"7," 3.2(1), 3.2(4), 3.2(5), 3.3, 4.6(2), 4.6(3), 4.6(6), 8.5(3)"e," 17.9(2)"e," <u>Notice ARC 4927B</u> .....	3/1/06 1323

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<b>XX:00</b>	<b>LABOR SERVICES DIVISION[875]</b>		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
	Federal occupational safety and health regulations—adoption by reference,		
	10.20, <u>Filed</u> <b>ARC 4942B</b> .....	3/1/06	1341
	Construction safety and health—federal regulations adopted by reference,		
	26.1, <u>Notice</u> <b>ARC 4943B</b> .....	3/1/06	1326
	Elevators—safety standards, permits, inspections, 71.2(2)"c," 72.1(5) to 72.1(7),		
	73.8, 76.4(1), 76.7, <u>Filed</u> <b>ARC 4944B</b> .....	3/1/06	1342
<b>XX:00</b>	<b>LAW ENFORCEMENT ACADEMY[501]</b>		
	Training requirements for law enforcement officers and jailers, 3.5(2)"n," 3.5(4)"a," 3.5(7)"k,"		
	3.6(1)"e," 3.6(3)"c," 3.8(4)"c," 3.9(1)"b," 8.1(2), 9.1(1)"a"(1)"1," 9.1(2), 9.3(1)"a"(1)"1,"		
	9.3(1)"a"(2), 9.3(2), 10.10, <u>Filed</u> <b>ARC 4863B</b> .....	2/15/06	1286
<b>XX:00</b>	<b>PHARMACY EXAMINERS BOARD[657]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Delegation of functions to pharmacy technicians, 3.21, 7.2, 7.6(2), 7.8(1)"b,"		
	7.8(3), <u>Notice</u> <b>ARC 4880B</b> .....	2/15/06	1259
	Collaborative drug therapy management, 8.34, <u>Notice</u> <b>ARC 4874B</b> .....	2/15/06	1261
<b>XX:00</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b>		
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
	Barber examiners—overpayment, clinical competency examination, 20.1, 25.5, <u>Notice</u> <b>ARC 4915B</b> .....	3/1/06	1330
	Barber examiners, 21.16(3)"a"(2), 21.16(3)"b"(3), 25.2(26), 26.1, <u>Filed</u> <b>ARC 4912B</b> .....	3/1/06	1343
	Behavioral science examiners—overpayment, 30.1, <u>Notice</u> <b>ARC 4933B</b> .....	3/1/06	1331
	Behavioral science examiners—licensee record keeping, 31.12, <u>Filed</u> <b>ARC 4932B</b> .....	3/1/06	1344
	Behavioral science examiners—clinical competency examination, 33.5, <u>Filed</u> <b>ARC 4931B</b> .....	3/1/06	1344
	Chiropractic examiners—overpayment, clinical competency examination, 40.1, 45.5, <u>Notice</u> <b>ARC 4883B</b> .....	2/15/06	1263
	Chiropractic examiners, 41.8(2), 44.3(2)"b"(1), (3) and (5), 45.2(25), 46.1, <u>Filed</u> <b>ARC 4882B</b> .....	2/15/06	1287
	Chiropractic examiners—utilization and cost control review, 43.3, <u>Notice</u> <b>ARC 4885B</b> .....	2/15/06	1264
	Chiropractic examiners—continuing education, 44.3(2)"a"(1), 44.3(2)"c" and "d," <u>Notice</u> <b>ARC 4886B</b> .....	2/15/06	1266
	Cosmetology arts and sciences examiners—overpayment, 59.1, <u>Notice</u> <b>ARC 4913B</b> .....	3/1/06	1332
	Cosmetology arts and sciences examiners, 60.2(1)"g," 60.2(2)"f," 60.7"4," 61.2(6), 61.2(6)"c,"		
	61.5(2), 61.7(1)"a" to "c," 61.10 to 61.22, 61.22(3), 61.23, 61.24, 63.3, 63.4, 63.11"4," 63.12(1)"c,"		
	63.13, 63.16(1), 63.16(3), 63.18, 63.22(2), 63.25, 65.2(36), <u>Filed</u> <b>ARC 4910B</b> .....	3/1/06	1345
	Cosmetology arts and sciences examiners—clinical competency examination, 65.6, <u>Filed</u> <b>ARC 4911B</b> .....	3/1/06	1345
	Hearing aid dispenser examiners—overpayment, clinical competency examination,		
	120.1, 124.5, <u>Notice</u> <b>ARC 4914B</b> .....	3/1/06	1332
	Nursing home administrator examiners—overpayment, clinical competency examination,		
	140.1, 144.5, <u>Notice</u> <b>ARC 4867B</b> .....	2/15/06	1266
	Nursing home administrator examiners, 141.9(3)"a," 141.9(8), 144.2(28), 145.1, <u>Filed</u> <b>ARC 4865B</b> .....	2/15/06	1287
	Psychology examiners—overpayment, 239.1, <u>Notice</u> <b>ARC 4916B</b> .....	3/1/06	1333
	Psychology examiners, 240.2(1)"e," 242.5, <u>Filed</u> <b>ARC 4917B</b> .....	3/1/06	1346
	Respiratory care examiners—overpayment, 260.1, <u>Notice</u> <b>ARC 4884B</b> .....	2/15/06	1267
	Respiratory care examiners—clinical competency examination, 263.5, <u>Filed</u> <b>ARC 4881B</b> .....	2/15/06	1288
	Physician assistant examiners—overpayment, license reactivation, clinical competency examination,		
	325.1, 326.8(1)"d," 329.3, 329.5, <u>Notice</u> <b>ARC 4866B</b> .....	2/15/06	1267
	Physician assistant examiners, 328.3(2)"c," 329.2(25), 330.1, <u>Filed</u> <b>ARC 4864B</b> .....	2/15/06	1288
<b>XX:00</b>	<b>PUBLIC SAFETY DEPARTMENT[661]</b>		
	Fire safety rules, 5.2, 5.10, 5.11(3), 5.11(8), 5.15, 5.15(3)"d," 5.15(16), 5.50, 5.51,		
	5.100(2), 5.100(6), 5.230(4), 5.230(5), 5.301(3), 5.301(4), 5.502(1)"b," 5.502(2)"c"(5),		
	5.607, 5.607(1), 5.608(2), 5.620(7)"a," 5.653(1), 5.661, 5.661(2) to 5.661(5), 5.661(7),		
	5.666(1), 5.667(2), 5.675(1), 5.759, 5.759(2) to 5.759(5), 5.759(7), 5.760, 5.764(8), 5.801(1)"a,"		
	5.801(4), 5.802(1) to 5.802(8), 5.803(4)"c," 5.804(4), 5.805, 5.806(4)"c," 5.820(6),		
	<u>Notice</u> <b>ARC 4904B</b> , also <u>Filed Emergency</u> <b>ARC 4903B</b> .....	2/15/06	1276

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

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"

Contested cases; racing; gambling games; accounting and cash control, 4.4(8), 9.2(10)"e"(2),

9.4(5)"c," 9.4(8)"b," 9.5(1)"a"(11), 9.6(1)"l" and "w," 9.6(10)"b," 9.6(18)"a"(11),

9.6(18)"e"(2), 9.6(18)"g," 9.6(19)"a"(2), 9.6(20)"s," 10.2(9), 10.4(5)"f," 10.4(17)"g,"

11.9(2)"b," 11.9(5), 11.10(2), 11.10(4), 11.12(2), 12.14(4), Notice ARC 4873B..... 2/15/06 1269

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

Professional Licensing and Regulation Division[193]

COMMERCE DEPARTMENT[181]"umbrella"

Registration as associate residential or general real property appraiser,

4.1(1), 4.1(3), 4.2, 4.4(2), Notice ARC 4929B ..... 3/1/06 1333

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<b>XX:00</b>	<b>REGENTS BOARD[681]</b> University of Iowa hospitals; purchasing; public records, ch 6, 8.2(4), 8.3, 8.5, 8.6(1), 8.6(2)“c,” “e” and “f,” 8.6(3), 8.7(2), 8.7(14), 8.9(2), 10.1 to 10.3, 17.13(2)“b,” 17.14(3)“o” and “p,” <u>Notice</u> <b>ARC 4928B</b>	3/1/06	1334
<b>XX:00</b>	<b>REVENUE DEPARTMENT[701]</b> Investment tax credits, 42.2(10)“a” and “b,” 42.2(11)“d” and “e,” 42.19, 42.27, 42.28, 52.10, 52.14, 52.22, 52.28, 52.29, 58.12, 58.17, 58.18, <u>Filed</u> <b>ARC 4888B</b> Property tax credit or rent reimbursement—unreasonable hardship, 73.34, <u>Notice</u> <b>ARC 4887B</b>	2/15/06 2/15/06	1289 1271
<b>XX:00</b>	<b>SECRETARY OF STATE[721]</b> Temporary waiver of accessibility requirements for polling places, 21.50(7), <u>Filed</u> <b>ARC 4875B</b>	2/15/06	1289
<b>XX:00</b>	<b>SOIL CONSERVATION DIVISION[27]</b> AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]“umbrella” Watershed improvement review board, adopt chs 101 to 107, <u>Filed</u> <b>ARC 4891B</b>	2/15/06	1290
<b>XX:00</b>	<b>TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b> Organization, 1.5, 1.5(2), 5.2(1)“a,” 5.4, 17.3, 17.3(4), 17.3(5), <u>Filed</u> <b>ARC 4876B</b> Authorized network users; rates for telemedicine and federal government users, 7.1, 7.5“17,” 12.5, <u>Notice</u> <b>ARC 4877B</b>	2/15/06 2/15/06	1294 1272
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Secondary road fund distribution committee, adopt ch 102, <u>Notice</u> <b>ARC 4862B</b>	2/15/06	1272
<b>XX:00</b>	<b>WORKFORCE DEVELOPMENT DEPARTMENT[871]</b> Mandatory and prohibited successorships; waiver of overpayments during appeal process; classification of construction employers, 23.32, 23.43(3)“b”(3), 23.82(1)“a,” <u>Filed</u> <b>ARC 4909B</b>	2/15/06	1300