

APRIL 2006 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Monday, April 10, 2006, at 8 a.m. in Room 22, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 19, 20 (3/15/06, 3/29/06)

Also refer to: [11/23/05](#), [12/21/05](#), [1/4/06](#), [1/18/06](#), [2/1/06](#)

		Bulletin	Page
8:00	LSA OVERVIEW Mary Beth Mellick		
8:10	EDUCATION DEPARTMENT[281] Carol Greta (281-5296) Extracurricular interscholastic competition, 36.1, 36.4(3), 36.14(2), 36.14(7), 36.15(2) to 36.15(4), 36.15(5)“b” and “c,” 36.16, <u>Filed ARC 4986B</u>	3/29/06	1479
8:30	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438) Medicaid HCBS waiver—consumer choices option, amendments to chs 77 to 79, 83, <u>Notice ARC 4980B</u>	3/15/06	1374
	HCBS children’s mental health waiver services, 77.29(2), 77.46, 78.33, 78.33(1)“c,” 78.33(3), 78.52, 79.1(2), 79.1(15), 79.1(15)“a”(1), 79.1(15)“b”(1), (5) and (8), 83.102(5)“a”(2), 83.112 to 83.120, ch 83 div VII, 83.121 to 83.129, ch 90 preamble, 90.1, <u>Filed ARC 5007B</u>	3/29/06	1482
	Drugs used to treat sexual dysfunction excluded from Medicaid coverage, 78.1(2)“a”(2)“9,” <u>Notice ARC 4979B</u>	3/15/06	1390
	Decategorization of child welfare and juvenile justice funding, amend ch 153 title; adopt ch 153 div II, 153.11 to 153.19, <u>Filed ARC 5008B</u>	3/29/06	1491
	Nonrehabilitative family–centered services, 182.2(4), <u>Filed Emergency ARC 5009B</u>	3/29/06	1477
8:50	ELDER AFFAIRS DEPARTMENT[321] Mary Ann Young (242-3312) Introduction, abbreviations and definitions, ch 1, <u>Filed ARC 4947B</u>	3/15/06	1403
	Department of elder affairs, ch 2, <u>Filed ARC 4949B</u>	3/15/06	1403
	Department planning responsibilities, ch 4, <u>Filed ARC 4950B</u>	3/15/06	1404
	Department fiscal policy, ch 5, <u>Filed ARC 4951B</u>	3/15/06	1405
	Area agency on aging planning and administration, ch 6, <u>Filed ARC 4952B</u>	3/15/06	1405
	Area agency on aging service delivery, ch 7, <u>Filed ARC 4948B</u>	3/15/06	1405
	Senior internship program (SIP)—definitions, 10.2 to 10.7, <u>Filed ARC 4953B</u>	3/15/06	1406
	Elder abuse, neglect or exploitation prevention and awareness and mandatory reporter training, ch 12, <u>Filed ARC 4954B</u>	3/15/06	1406
	Elder abuse initiative, emergency shelter and support services projects, ch 15, <u>Filed ARC 4955B</u>	3/15/06	1407
	Senior living coordinating unit, ch 16, <u>Filed ARC 4956B</u>	3/15/06	1408
	Case management plan for frail elders, rescind ch 21, <u>Filed Emergency ARC 4994B</u>	3/29/06	1477
	Iowa senior living program—home– and community–based services for seniors, ch 28, <u>Filed ARC 4957B</u>	3/15/06	1408
9:15	SECRETARY OF STATE[721] Sandy Steinbach (281-5823) Voter declaration of eligibility, 21.4(3), 21.5, <u>Notice ARC 5005B</u> , also <u>Filed Emergency ARC 5004B</u>	3/29/06	1478
	Voting systems—memory card security, AutoMARK voter assist terminals, 22.51, 22.261(20), <u>Notice ARC 4974B</u>	3/15/06	1392
9:30	VOTER REGISTRATION COMMISSION[821] Sara Throener 281–5865 Specifications for voter registration data processing services contracts and approval procedure for such contracts, rescind ch 4, <u>Notice ARC 4970B</u>	3/15/06	1399
	Data processing system requirements for voter registration, rescind ch 6, <u>Notice ARC 4969B</u>	3/15/06	1399
	County maintenance file input specifications, rescind ch 7, <u>Notice ARC 4968B</u>	3/15/06	1400
	National change of address program, ch 9, <u>Notice ARC 4967B</u> , also <u>Filed Emergency ARC 4966B</u>	3/15/06	1401
9:50	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678) NATURAL RESOURCES DEPARTMENT[561]“umbrella” Environmental covenants, adopt ch 13; 135.12(8)“a”“4,” 137.7(2)“e,” 137.7(3), 137.7(6), 137.7(8), <u>Notice ARC 4983B</u>	3/15/06	1362
	Air pollution—equipment and processes exempt from construction permit requirement, 22.1(2)“m,” 22.1(2)“x”(27), 22.1(2)“jj” to “mm,” <u>Filed ARC 4984B</u>	3/15/06	1409

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ENVIRONMENTAL PROTECTION COMMISSION[567] continued

Water use/water allocation program, 50.2, 50.3, 50.4(1), 50.4(1)“a,” “c” and “d,” 50.5(2), 50.6, 50.6(1)“a,” 50.6(2) to 50.6(5), 50.7(3)“a,” 50.7(5), 50.8, 51.2, 51.5 to 51.8, 52.1, 52.2(1), 52.2(4)“b,” 52.3(1)“a,” “b” and “d,” 52.3(2)“a” and “c” to “e,” 52.4(1) to 52.4(4), 52.6(1), 52.6(4), 52.7(1), 52.8(2), 52.8(3), 52.9(1), 52.9(2), 52.9(3)“b,” 52.9(3)“c”(3), 52.10(2)“c” and “d,” 52.10(3)“c” and “d,” 52.11, 53.2, 53.4, 53.7(1), 54.7(2)“a” and “b,” 54.7(4), <u>Notice ARC 4982B</u>	3/15/06	1365
Fee structure for wastewater permits, 64.16, (Notice <u>ARC 4652B</u> , <u>11/9/05 IAB</u>) <u>Regulatory Analysis</u>	3/15/06	1361
Water quality—revolving funds, set-aside programs, 40.2, ch 44, 90.1 to 90.3, 91.1, 91.2, 91.8(1)“a” to “e,” 91.9(1)“a,” 91.10(1)“a,” 91.11(1)“a,” chs 92, 93, <u>Filed ARC 4981B</u>	3/15/06	1410

10:20 to 10:30 break

10:30	NATURAL RESOURCE COMMISSION[571] Marla Gallardo (281-8678)		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	Nighttime speed limit on lakes in Dickinson County; zoning of Mud Lake backwater on Mississippi River, 40.52, 40.53, <u>Filed ARC 5014B</u>	3/29/06	1492
	Removal of Iowa River Corridor Area, Iowa County, from list of wildlife refuges, 52.1(2)“a,” <u>Notice ARC 5019B</u>	3/29/06	1445
	Waterfowl and coot hunting—season dates updated, 91.1(2), 91.1(3), 91.3(2), 91.3(3), 91.3(7), 91.3(8)“b,” 91.4(2)“l,” 91.6, <u>Notice ARC 5018B</u>	3/29/06	1446
	Game harvest reporting and landowner–tenant registration, adopt ch 95, <u>Notice ARC 5020B</u>	3/29/06	1446
	Wild turkey spring hunting, 98.1, 98.3, 98.5(8), 98.6(1), 98.7, 98.15, <u>Notice ARC 5021B</u>	3/29/06	1448
	Deer hunting by residents, 106.1(1)“b,” 106.1(6), 106.1(7), 106.2(5), 106.6, 106.7(3), 106.7(5), 106.7(7), 106.8(3), 106.10(1)“a” and “b,” 106.12(7), 106.12(8), 106.13, <u>Notice ARC 5015B</u>	3/29/06	1449
	Jackrabbit hunting—bag limit, 107.2, <u>Notice ARC 5016B</u>	3/29/06	1453
	River otter trapping season, ch 108 title, 108.6 to 108.8, <u>Notice ARC 5017B</u>	3/29/06	1454
10:50	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344)		
	Laboratory testing of samples for detection of alcohol or drugs—definition of “sample,” 12.2, 12.4(3), <u>Filed ARC 4998B</u>	3/29/06	1495
	Private well testing, reconstruction, and plugging—grants to counties, adopt ch 24, <u>Filed ARC 5000B</u>	3/29/06	1496
	Radiation, amendments to chs 38 to 42, 45, 46, <u>Filed ARC 5002B</u>	3/29/06	1496
	Radiologist assistants, 42.1(2), 42.2(3)“a”(8), 42.6, ch 42 appendix A, <u>Notice ARC 5001B</u>	3/29/06	1456
	County medical examiners—deaths for which autopsies are required, 127.3(1)“k,” 127.3(2)“c,” 127.3(4)“b”(1) to (6), 127.7(2)“b”(2), <u>Filed ARC 4997B</u>	3/29/06	1498
	Substance abuse commission—transfer of duties to state board of health, rescind 643—chs 1, 2, 4, 5, 7, 10; transfer 643—chs 3, 6, 8, 9 to 641—chs 155 to 158 and amend, <u>Filed ARC 4999B</u>	3/29/06	1498
11:10	REVENUE DEPARTMENT[701] Dave Casey (281-6163)		
	Hotel and motel tax; local option sales and service tax; streamlined sales and use tax agreement; excise taxes not governed by streamlined sales and use tax agreement, amendments to chs 103 to 105, 107, 211, 219, 230, 231; adopt ch 241, <u>Notice ARC 5013B</u>	3/29/06	1463
	Child and dependent care credit; early childhood development tax credit, 42.9(1), 42.29, <u>Notice ARC 5012B</u>	3/29/06	1474
	Pilot program for rebate of sales tax paid—automobile racetrack facilities, adopt ch 235, <u>Filed ARC 4978B</u>	3/15/06	1415
11:30	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Ronald R. Rowland (281-8619)		
	SPECIAL REVIEW		
	Quarter horse breeding, Embryo transfer for Iowa–foaled status, 62.37		IAC
11:50	COMMITTEE BUSINESS		
	Approval of minutes		
	May meeting		
	Miscellaneous		

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No representative requested

XX:00	BANKING DIVISION[187] COMMERCE DEPARTMENT[181]"umbrella" Mobile offices, courier services, convenience offices, 2.4(3), 2.12(2), 2.17, 8.10, <u>Filed</u> ARC 5010B 3/29/06 1479 Mortgage bankers and mortgage brokers, adopt ch 18, <u>Notice</u> ARC 5011B 3/29/06 1436
XX:00	BLIND, DEPARTMENT FOR THE[111] Facility security; business enterprises program, 1.4, 1.13, 7.8(1), 7.10(5) to 7.10(13), 7.17, 7.17(4), <u>Filed</u> ARC 4965B 3/15/06 1403
XX:00	CIVIL RIGHTS COMMISSION[161] Mailing of documents, 2.1(6), 3.4(3), 3.5(3), 3.5(5)"c," 3.5(6), 3.5(7)"c," 3.5(8)"e" and "f," 3.5(9), 3.5(10), 3.6, 3.10(5), 3.12(1)"b"(2), 3.12(2)"c," 3.13(3), 3.13(6), 3.14(8)"a," 3.16(2)"b," 3.16(3)"e" to "g," 3.16(10), 9.5(4)"a"(1), 9.5(4)"b"(1), 9.5(4)"d," <u>Filed Emergency After Notice</u> ARC 4964B 3/15/06 1401
XX:00	ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Professional Licensing and Regulation Division[193] COMMERCE DEPARTMENT[181]"umbrella" Professional conduct—services offered by business entities, 8.5, <u>Notice</u> ARC 4985B 3/15/06 1360
XX:00	IOWA FINANCE AUTHORITY[265] ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]"umbrella" Title guaranty division, 9.6(1), 9.6(2)"a," 9.6(2)"h""3," 9.6(3)"f" to "i," 9.8, 9.12(1), <u>Notice</u> ARC 5006B 3/29/06 1444
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" OSHA regulations—adoption by reference, 10.20, 26.1, <u>Filed</u> ARC 5003B 3/29/06 1492
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Membership of impaired practitioner review committee, 16.3(7), 16.3(8), 16.4(2), <u>Notice</u> ARC 4990B 3/29/06 1455 Dietetic examiners—overpayments, 80.1, <u>Notice</u> ARC 4988B 3/29/06 1455 Dietetic examiners—competency examination, 83.5, <u>Filed</u> ARC 4987B 3/29/06 1493 Mortuary science examiners, 100.7(2)"b"(5), 100.10(2), 100.10(4)"a"(3) and (4), 100.10(6)"a" and "b," 103.7, <u>Filed</u> ARC 4996B 3/29/06 1493 Massage therapy examiners—overpayments, 130.1, <u>Notice</u> ARC 4993B 3/29/06 1455 Massage therapy examiners—proof of passage of examination, 131.2(7), <u>Filed</u> ARC 4991B 3/29/06 1494 Massage therapy examiners—national examination required for endorsement, competency examination, 131.6"5," 134.6, <u>Filed</u> ARC 4992B 3/29/06 1494 Optometry examiners—continuing education, 181.3(2)"a"(4), 181.3(2)"c," 181.4(2), <u>Notice</u> ARC 4976B 3/15/06 1390 Physical and occupational therapy examiners—overpayments, 199.1, <u>Notice</u> ARC 4961B 3/15/06 1391 Physical and occupational therapy examiners—competency examination, 202.5, <u>Filed</u> ARC 4963B 3/15/06 1411 Physical and occupational therapy examiners—overpayments, 205.1, <u>Notice</u> ARC 4960B 3/15/06 1391 Physical and occupational therapy examiners—supervision of occupational therapy assistants during screening process, 206.1, 206.8(2), 206.8(3), <u>Notice</u> ARC 4989B 3/29/06 1456 Physical and occupational therapy examiners—competency examination, 209.5, <u>Filed</u> ARC 4962B 3/15/06 1412 Social work examiners—overpayments, continuing education sponsors, 279.1, 281.3(2)"f" to "k," <u>Notice</u> ARC 4958B 3/15/06 1391 Social work examiners—verification of transcripts and licensure in other states, 280.3(12), 280.4(6), 280.7, <u>Filed</u> ARC 4945B 3/15/06 1413 Social work examiners—competency examination, fees, 283.5, 284.1(2), 284.1(4), <u>Filed</u> ARC 4946B 3/15/06 1413 Interpreters for the hearing impaired examiners—overpayments, 360.1, <u>Notice</u> ARC 4973B 3/15/06 1392

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PROFESSIONAL LICENSURE DIVISION[645] continued

Interpreters for the hearing impaired examiners—continuing education, adopt ch 362, <u>Filed</u> ARC 4971B	3/15/06	1414
Interpreters for the hearing impaired examiners—discipline, adopt ch 363, <u>Filed</u> ARC 4972B	3/15/06	1415

XX:00 PUBLIC SAFETY DEPARTMENT[661]

Certification of automatic fire extinguishing system contractors, adopt ch 275, <u>Notice</u> ARC 4753B <u>Terminated</u> , also <u>Notice</u> ARC 5022B	3/29/06	1458
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XX:00 TRANSPORTATION DEPARTMENT[761]

Acquisition and relocation assistance, 111.1, <u>Filed</u> ARC 4959B	3/15/06	1415
Motor carrier regulations—federal regulation citation updated, 529.1, <u>Notice</u> ARC 4975B	3/15/06	1394

XX:00 UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]“umbrella” Eligibility, certification, and reporting requirements for eligible telecommunications carriers, 1.9(5)“c,” 22.2(7), 39.2(3)“c” to “l,” 39.5, 39.6, <u>Notice</u> ARC 4977B	3/15/06	1395
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