

# MAY 2006 AGENDA

The Administrative Rules Review Committee will hold a regular meeting on Tuesday, May 9, 2006, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 21, 22 (4/12/06, 4/26/06)**

Also refer to: 1/18/06, 2/1/06, 2/15/06, 3/1/06

		Bulletin	Page
<b>9:00</b>	<b>LSA FISCAL OVERVIEW</b> Mary Beth Mellick		
<b>9:10</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg (281-8438)		
	Medicaid eligibility for limited services to aliens, 75.11(4), 76.7(5), <u>Notice</u> <b>ARC 5047B</b> .....	4/12/06	1518
	Medicaid providers' obligation to report changes and to pay tax-reporting penalties, 79.14(11), <u>Notice</u> <b>ARC 5063B</b> .....	4/26/06	1580
	<b>Special review-emergency effective filing</b>		
	Medicaid resource policies, 75.5(3), 75.6, 75.15, 75.23, adopted and filed emergency		
<b>9:25</b>	<b>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>Filed</u> <b>ARC 5062B</b> .....	4/26/06	1584
<b>9:35</b>	<b>EDUCATION DEPARTMENT[281]</b> Carol Greta (281-5296)		
	Special education, 41.56, 41.67(1) to 41.67(5), 41.71, 41.72, 41.77, 41.113(1)"c," 41.113(6) to 41.113(13), <u>Filed</u> <b>ARC 5053B</b> .....	4/26/06	1585
	Pupil transportation, 43.10(5)"c" to "f," 43.10(6), 43.15, 43.16, 43.41, 43.43, 43.44, <u>Notice</u> <b>ARC 5054B</b> .....	4/26/06	1577
	Vocational rehabilitation services, 56.16(4)"a," 56.23(2), <u>Notice</u> <b>ARC 5055B</b> .....	4/26/06	1577
<b>9:50</b>	<b>EMPOWERMENT BOARD, IOWA[349]</b> Shanell Wagler (281-4321)		
	Community empowerment, 1.1, 1.2, 1.4, 1.5(3), 1.5(4), 1.6(1), 1.6(3), 1.7(1), 1.8(2)"a"(7), 1.10(1), 1.10(3)"d" to "g," 1.10(4), <u>Filed</u> <b>ARC 5051B</b> .....	4/26/06	1585
<b>10:00</b>	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b> Charlie Smithson (281-3489)		
	Statement of organization—financial activity threshold exceeded for new office, 4.6(2), <u>Notice</u> <b>ARC 5058B</b> .....	4/26/06	1578
	Filing of disclosure reports, 4.7(1), <u>Notice</u> <b>ARC 5057B</b> .....	4/26/06	1579
	Use of corporate facilities, rescind 4.48, <u>Notice</u> <b>ARC 5060B</b> .....	4/26/06	1579
	Submittal of fundraising letter and solicitation letter to board, 4.52(2), <u>Notice</u> <b>ARC 5059B</b> .....	4/26/06	1579
<b>10:15 a.m. to 10:25 a.m. Break</b>			
<b>10:25</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567]</b> Marla Gallardo (281-8678)		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Air quality—adoption of federal regulations, clarification of construction permit exemptions, 22.1(1)"b," 22.1(2)"x"(5), 22.4(1), 22.100, 22.101(1) to 22.101(3), 22.102, 22.105(2), 23.1(2), 23.1(2)"www," 23.1(4), 23.1(4)"be," <u>Notice</u> <b>ARC 5041B</b> .....	4/12/06	1511
	Confinement feeding operations; open feedlots, ch 65 div I title, 65.1, 65.2(1), 65.2(2), 65.2(9), 65.2(9)"a," 65.2(9)"c"(6), 65.4, 65.5(2)"a," 65.6(12), 65.9(2), 65.10(10)"i," 65.14, ch 65 div II, 65.100 to 65.114, ch 65 appendix A, <u>Filed</u> <b>ARC 5046B</b> .....	4/12/06	1526
	Corrective amendment—vegetation cover required for areas of concentrated flow located downslope and within 200 feet of stockpile, 65.101(8)"b," <u>Filed Emergency</u> <b>ARC 5070B</b> .....	4/26/06	1583
	Commercial septic tank cleaners, ch 68, 69.17, 69.17(1), <u>Notice</u> <b>ARC 5042B</b> .....	4/12/06	1515
	Certification of underground storage tank compliance inspectors, ch 134 title, parts A and B headings; 134.6 to 134.16, 135.20, <u>Filed</u> <b>ARC 5044B</b> .....	4/12/06	1551
<b>10:45</b>	<b>NATURAL RESOURCE COMMISSION[571]</b> Marla Gallardo (281-8678)		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	State preserves, 61.2, <u>Filed Without Notice</u> <b>ARC 5043B</b> .....	4/12/06	1555
<b>10:55</b>	<b>CORRECTIONS DEPARTMENT[201]</b> Michael Savala (242-5715)		
	Sex offender management and treatment—hormonal intervention therapy, 38.4(3)"a"(2), 38.4(5)"b," <u>Notice</u> <b>ARC 5026B</b> .....	4/12/06	1511
<b>11:05</b>	<b>REVENUE DEPARTMENT[701]</b> Dave Casey (281-6163)		
	Property tax credit or rent reimbursement—unreasonable hardship, 73.34, <u>Filed</u> <b>ARC 5048B</b> .....	4/12/06	1561
<b>11:15</b>	<b>LOTTERY AUTHORITY, IOWA[531]</b> Mary Newbauer		
	Monitor vending machines, 1.3, 12.1(1)"f," 14.21(4), <u>Filed</u> <b>ARC 5069B</b> .....	4/26/06	1586

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<b>11:25</b>	<b>IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]</b> Kelly Lovell (281-3081) 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>Filed</u> <b>ARC 5066B</b> .....	4/26/06	1586
<b>11:35</b>	<b>COMMITTEE BUSINESS</b> Approve minutes . . . June meeting (13?)-discuss summer meetings . . . Miscellaneous <div style="text-align: center; font-weight: bold; margin: 5px 0;">11:55 a.m. to 1:00 p.m. Lunch</div>		
<b>1:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b> Julie Fitzgerald (239-1362) Secondary road fund distribution committee, adopt ch 102, <u>Filed</u> <b>ARC 5050B</b> .....	4/26/06	1589
<b>1:10</b>	<b>SECRETARY OF STATE[721]</b> Sandy Steinbach (281-5823) Voter registration file (I-VOTERS) management, adopt ch 28, <u>Notice</u> <b>ARC 5056B</b> .....	4/26/06	1581
<b>1:20</b>	<b>PHARMACY EXAMINERS BOARD[657]</b> Lloyd Jessen (281-5944) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Licensure, registration, and permit fees, 2.3(1), 2.6, 2.9(4), 2.11, 3.10(1), 3.10(2), 8.35(4), 10.3, 12.7(2)"a," 17.3(2), <u>Notice</u> <b>ARC 5030B</b> .....	4/12/06	1520
	Time period for registration as pharmacy technician, 3.3(2), <u>Filed</u> <b>ARC 5032B</b> .....	4/12/06	1557
	Duties of pharmacist in charge, 6.2, <u>Filed</u> <b>ARC 5034B</b> .....	4/12/06	1557
	Patient counseling for new prescriptions, 6.14(1), <u>Filed</u> <b>ARC 5033B</b> .....	4/12/06	1558
	Definition of "kickbacks"; fee for license changes, 8.11(5), 8.35(6), <u>Filed</u> <b>ARC 5035B</b> .....	4/12/06	1558
	Documentation of waste of controlled substances, 10.18(2), 10.18(3), 23.21(2), <u>Filed</u> <b>ARC 5037B</b> .....	4/12/06	1559
	Record of dispensing of pseudoephedrine, 10.31(7)"a," <u>Filed</u> <b>ARC 5036B</b> .....	4/12/06	1559
<b>1:40</b>	<b>PROFESSIONAL LICENSURE DIVISION[645]</b> Lois Churchill (242-6385) PUBLIC HEALTH DEPARTMENT[641]"umbrella" Mortuary science examiners—overpayments, 99.1, <u>Notice</u> <b>ARC 5029B</b> .....	4/12/06	1521
	Mortuary science examiners—course in Iowa law and rules, 101.3(1)"c," 101.3(2)"d," 101.8(6), 101.10(2), 101.18(3)"a"(3), 101.18(3)"b"(3), 102.2(1), 102.3(2)"f," <u>Notice</u> <b>ARC 5023B</b> .....	4/12/06	1521
	Nursing home administrator examiners—overpayments, competency examination, 140.1, 144.5, <u>Filed</u> <b>ARC 5067B</b> .....	4/26/06	1587
	Podiatry examiners—overpayments, competency examination, 219.1, 224.5, <u>Filed</u> <b>ARC 5068B</b> .....	4/26/06	1587
	Speech pathology and audiology examiners—overpayments, 299.1, <u>Notice</u> <b>ARC 5025B</b> .....	4/12/06	1522
	Speech pathology and audiology examiners—competency examination, 304.5, <u>Filed</u> <b>ARC 5024B</b> .....	4/12/06	1560
	Athletic training examiners—overpayments, 350.1, <u>Notice</u> <b>ARC 5027B</b> .....	4/12/06	1523
	Athletic training examiners—competency examination, 353.5, <u>Filed</u> <b>ARC 5028B</b> .....	4/12/06	1560
	Interpreters for the hearing impaired examiners—overpayments, 360.1, <u>Notice</u> <b>ARC 4973B</b> , <u>Terminated</u> <b>ARC 5052B</b> .....	4/26/06	1581
<b>1:55</b>	<b>REAL ESTATE APPRAISER EXAMINING BOARD[193F]</b> 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), <u>Filed</u> <b>ARC 5061B</b> .....	4/26/06	1588

## No Representative Requested to Appear

<b>XX:00</b>	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b> Animal exhibition requirements, 64.34(2), 64.34(5)"b," <u>Filed Emergency After Notice</u> <b>ARC 5045B</b> .....	4/12/06	1525
<b>XX:00</b>	<b>DENTAL EXAMINERS BOARD[650]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" 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>Filed</u> <b>ARC 5065B</b> .....	4/26/06	1584
	Continuing education—clinical component required for CPR course, 14.1(4), 14.3(4), 14.5(1)"i," 25.2(10), <u>Filed</u> <b>ARC 5064B</b> .....	4/26/06	1584
<b>XX:00</b>	<b>NURSING BOARD[655]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" License renewal fee, 3.1, <u>Filed</u> <b>ARC 5039B</b> .....	4/12/06	1556
	Electronic processing of records, 11.5(1) to 11.5(3), 11.5(5), <u>Notice</u> <b>ARC 5038B</b> .....	4/12/06	1519

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<b>XX:00</b>	<b>PHARMACY EXAMINERS BOARD[657]</b>		
	PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
	Foreign pharmacy graduates—Internet–based test of English as a foreign language, 2.10(1), 4.7, <u>Filed</u> <b>ARC 5031B</b>	4/12/06	1557
<b>XX:00</b>	<b>TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]</b>		
	Authorized network users; rates for telemedicine and federal government users, 7.1, 7.5“17,” 12.5, <u>Filed</u> <b>ARC 5049B</b> .....	4/12/06	1562
<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	Driver’s license renewal, 605.25(2), <u>Notice</u> <b>ARC 5040B</b> .....	4/12/06	1523