

# NOVEMBER 2006 AGENDA

The Administrative Rules Review Committee will hold a special meeting on Monday, November 20, 2006, at 1 p.m. and Tuesday, November 21, 2006, at 8:30 a.m. in Room 22, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

**BULLETINS NEEDED FOR THIS MEETING: No. 8, 9 (10/11/06, 10/25/06)**

Also refer to: [5/24/06](#), [6/7/06](#), [7/5/06](#), [7/19/06](#), [8/2/06](#), [8/16/06](#), [8/30/06](#)

Bulletin Page

## Monday, November 20, 2006

<b>1:00</b>	<b>LSA OVERVIEW</b> Mary Beth Mellick			
<b>1:10</b>	<b>PHARMACY EXAMINERS BOARD[657]</b> Lloyd Jessen/Terry Witkowski (281-5944)			
	PUBLIC HEALTH DEPARTMENT[641]"umbrella"			
	Pharmacist licenses—completion of internship, 2.4, <a href="#">Notice ARC 5473B</a> .....		<a href="#">10/25/06</a>	547
	Delegation of functions to pharmacy technicians, 3.21, 7.2, 7.6(2), 7.8(1)"b,"			
	7.8(3), <a href="#">Notice ARC 4880B Terminated ARC 5465B</a> .....		<a href="#">10/25/06</a>	548
	Delegation of functions to pharmacy technicians; hospital pharmacy practice, 3.21, 7.2, 7.3,			
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	General pharmacy practice—reference library update, 6.3, <a href="#">Notice ARC 5470B</a> .....		<a href="#">10/25/06</a>	550
	Universal practice standards—secure barrier, 8.5(3) to 8.5(7), <a href="#">Notice ARC 5467B</a> .....		<a href="#">10/25/06</a>	551
	Witnessing of disposal of controlled substances, 10.18(2), <a href="#">Notice ARC 5468B</a> .....		<a href="#">10/25/06</a>	551
	Correctional facility pharmacy practice—reference library update, 15.4, <a href="#">Notice ARC 5477B</a> .....		<a href="#">10/25/06</a>	552
	Resale of compounded drug products, 20.3(4), <a href="#">Notice ARC 4815B Terminated ARC 5464B</a> .....		<a href="#">10/25/06</a>	552
	Pharmacy compounding practices—sales to hospitals, labeling, record keeping, 20.3(4), <a href="#">Notice ARC 5469B</a> .....		<a href="#">10/25/06</a>	553
	Ensuring validity of electronic signature on prescriptions, 21.3, 21.7 to 21.9, <a href="#">Notice ARC 5463B</a> .....		<a href="#">10/25/06</a>	553
<b>1:30</b>	<b>PUBLIC HEALTH DEPARTMENT[641]</b> Barb Nervig (281-4344)			
	Sharing of newborn hearing screening information, 3.10(3)"d" and "e," 3.12(1),			
	3.12(2), <a href="#">Filed ARC 5421B</a> .....		<a href="#">10/11/06</a>	528
	Radon testing, analysis, and mitigation, 43.2, 43.3(2)"b" to "d," 43.3(3), 43.3(5)"b" to "d," 43.4(1),			
	43.4(5), 43.4(6), 43.5, 43.7, 43.8"3" to "5," 44.1, 44.2, 44.3(2)"c," 44.3(4)"c," 44.3(5)"a," "c" and "d,"			
	44.4(1), 44.4(4) to 44.4(6), 44.4(6)"b" to "e," 44.5, 44.7, 44.9, <a href="#">Filed ARC 5422B</a> .....		<a href="#">10/11/06</a>	529
	Emergency information system on pesticides—correction of cross references,			
	71.3(1)"a," "b" and "h," <a href="#">Filed Without Notice ARC 5457B</a> .....		<a href="#">10/11/06</a>	529
<b>1:45</b>	<b>ADMINISTRATIVE SERVICES DEPARTMENT[11]</b> Marianne Mickelson (281-6904)			
	Information technology enterprise operational standards, 25.9, <a href="#">Filed ARC 5485B</a> .....			
	Security operational standards—assessment and enforcement, 25.11, <a href="#">Filed ARC 5484B</a> .....		<a href="#">10/25/06</a>	569
	<b>SPECIAL REVIEW</b> -by Rep. Carroll			
	Procurement procedures, Ch. 105.....			IAC
<b>2:15</b>	<b>AGRICULTURAL DEVELOPMENT AUTHORITY[25]</b> Jeff Ward			
	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella"			
	Beginning farmer tax credit program, ch 6, <a href="#">Notice ARC 5489B</a> , also			
	<a href="#">Filed Emergency ARC 5483B</a> .....		<a href="#">10/25/06</a>	561
<b>2:30</b>	<b>ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]</b> Charlie Smithson (281-3489)			
	Agency description; code of ethics; use of information prohibited, 1.1, 1.4 to 1.7,			
	2.18, <a href="#">Filed ARC 5472B</a> .....		<a href="#">10/25/06</a>	570
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	Use of campaign funds to purchase tickets to a meal—removal of monetary cap,			
	4.25(1)"h," <a href="#">Filed ARC 5475B</a> .....		<a href="#">10/25/06</a>	571
	Violation of requirement that political material include an attribution statement,			
	4.41, <a href="#">Filed ARC 5476B</a> .....		<a href="#">10/25/06</a>	571
	Penalty for failure to file form related to contribution made by a permanent organization,			
	4.59(8), <a href="#">Filed ARC 5478B</a> .....		<a href="#">10/25/06</a>	572
	Holders of certain government positions prohibited from engaging in political activities,			
	5.8, <a href="#">Filed ARC 5479B</a> .....		<a href="#">10/25/06</a>	572
	Sales or leases by regulatory agency officials or employees, 6.11, <a href="#">Filed ARC 5480B</a> .....		<a href="#">10/25/06</a>	572
	Sales or leases by members of the office of the governor, 6.12, <a href="#">Filed ARC 5471B</a> .....		<a href="#">10/25/06</a>	573
	Grounds for disciplinary action, 9.3, <a href="#">Filed ARC 5461B</a> .....		<a href="#">10/25/06</a>	573

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## 2:50-3:00 break

<b>3:00</b>	<b>UTILITIES DIVISION[199]</b> Amy Christensen (281-6326) Sharon Mayer (281-5256)	
	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," 39.2(7), 39.5, 39.6, <u>Filed ARC 5502B</u> .....	10/25/06 580
	Prohibition of unauthorized changes in telecommunications service, 22.23(2)"a"(5), <u>Notice ARC 5423B</u> .....	10/11/06 506
	OCTOBER-70 DAY DELAY	
	Delegation of authority to issue procedural orders, 7.1(8), <u>Filed ARC 5380B</u> .....	9/13/06 368
<b>3:30</b>	<b>INSURANCE DIVISION[191]</b> Susan E. Voss (281-6836)	
	COMMERCE DEPARTMENT[181]"umbrella"	
	Contested cases, 3.5(5), 3.6(4), 3.8(2), 3.12(2), 3.12(6), 3.26(4), <u>Filed ARC 5490B</u> .....	10/25/06 573
	Licensing of insurance producers, 10.1(2), 10.2, 10.4, 10.5(1), 10.5(2), 10.6(2) to 10.6(4), 10.7, 10.8, 10.9(2), 10.10 to 10.13, 10.13(1), 10.13(3), 10.14 to 10.25, <u>Filed ARC 5498B</u> .....	10/25/06 574
	Continuing education for insurance producers, 11.1 to 11.14, <u>Filed ARC 5499B</u> .....	10/25/06 574
	Property and casualty insurance—rate and form filing procedures, 20.1 to 20.4, <u>Filed ARC 5492B</u> .....	10/25/06 575
	Life insurance policies—rate and form filing requirements, 30.5, <u>Filed ARC 5495B</u> .....	10/25/06 575
	Accident and health insurance—general filing requirements, 35.7, <u>Filed ARC 5497B</u> .....	10/25/06 575
	Individual accident and sickness coverage, 36.5(6)"d," 36.6, <u>Filed ARC 5444B</u> .....	10/11/06 525
<b>3:50</b>	<b>EDUCATION DEPARTMENT[281]</b> Carol Greta (281-5296)	
	Open enrollment, 17.2, 17.3(2), 17.4, 17.4(5), 17.4(6), 17.5(1), 17.7, 17.8(4), 17.8(6), 17.8(7), 17.10, 17.14(4)"b," <u>Notice ARC 5415B</u> .....	10/11/06 486
	School buses, amendments to ch 44, <u>Filed ARC 5424B</u> .....	10/11/06 520
	Educational improvement projects, ch 62, <u>Notice ARC 5416B</u> .....	10/11/06 488
<b>4:10</b>	<b>INSPECTIONS AND APPEALS DEPARTMENT[481]</b> David Werning (281-7376)	
	Licensure of long-term acute care hospital within a currently licensed hospital, 51.1, 51.2, 51.4, 51.51(3), <u>Notice ARC 5431B</u> .....	10/11/06 493
	Residential and intermediate care facilities—death records, resident records, 57.16(1)"s," 58.15(2)"j," 62.18(1)"p," 63.17(1)"s," 64.18, 65.20(1)"p," <u>Filed ARC 5432B</u> .....	10/11/06 524
	Person directed care environments in long-term care facilities, amendments to chs 58, 61, <u>Notice ARC 5429B</u> .....	10/11/06 495
	Admission procedures for long-term care facilities, 58.12(1)"l," 64.6, 65.10, <u>Notice ARC 5430B</u> .....	10/11/06 503
	Intermediate care facilities for the mentally retarded—reimbursement for contractual services, 64.17(7)"b," <u>Filed ARC 5433B</u> .....	10/11/06 525
<b>4:30</b>	<b>RECORDS COMMISSION[671]</b> Kathy Gourley (281-6913)	
	Management of government records—definitions, 1.2, <u>Notice ARC 5447B</u> .....	10/11/06 505

## Tuesday, November 21

<b>8:30</b>	<b>HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg (281-8438)	
	Food assistance program—electronic filing of applications, 65.2(1), <u>Filed Emergency ARC 5413B</u> .....	10/11/06 507
	Case management added as covered service under HCBS elderly waiver, 77.33(21), 78.37(10), 78.37(17), 79.1(2), 83.21, 83.22(1)"f," 83.22(2), 83.22(3), 83.26, <u>Notice ARC 5414B</u> , also <u>Filed Emergency ARC 5417B</u> .....	10/11/06 507
	Medicaid—reimbursement rates, 78.13(5)"a," 79.1(2), 79.1(5)"y"(2), (5) and (8), 79.1(8)"g," 79.1(16)"v"(2), 93.110(6)"b," 150.3(5)"p"(1) and (2), 150.3(5)"p"(2)"1," 156.6(1), 156.6(4)"e," 156.8(7), 156.8(8), 156.8(8)"e" and "f," 156.11(3)"a"(2) to (4), 156.11(3)"c," 185.112.1(1)"k," 185.112(14)"c" and "d," <u>Filed ARC 5438B</u> .....	10/11/06 522
	IowaCare, ch 92 preamble, 92.1, 92.2(1)"a"(1), 92.3(1), 92.4(1), 92.7, 92.7(1)"a," 92.11(1), 92.11(2), <u>Filed ARC 5436B</u> .....	10/11/06 522
	Waiver of foster or adoptive parent preservice training, 113.8(1)"c," 200.4(4)"a"(3), <u>Filed ARC 5434B</u> .....	10/11/06 523
	Funding for local services, 153.51, 153.53(1)"a," 153.53(2)"a" to "c" 153.53(3)"a" and "b," 153.53(4), 153.53(5), 153.55(1)"b"(1) and (4), 153.56(1), 153.56(1)"c," 153.57(1) d," 153.57(2)"a"(2), 153.57(2)"b," 153.57(3), <u>Notice ARC 5418B</u> , also <u>Filed Emergency ARC 5419B</u> .....	10/11/06 510

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**HUMAN SERVICES DEPARTMENT[441] continued**

	Subsidized adoptions—reimbursement rate increase for nonrecurring expenses, 201.6(1)“a”(7), <u>Filed ARC 5435B</u> .....	<a href="#">10/11/06</a>	524
	Subsidized guardianship program, ch 204 preamble, 204.1, 204.2(1), 204.2(3), 204.2(4), 204.3(2), 204.3(4), 204.4(2) to 204.4(4), 204.5 to 204.7, <u>Filed Emergency After Notice ARC 5420B</u> .....	<a href="#">10/11/06</a>	512
<b>9:30</b>	<b>ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862)</b>		
	High quality job creation program, grow Iowa values fund—definition of “benefits,” 2.4(2)“b,” 68.1, 68.3(3)“a,” <u>Filed ARC 5439B</u> .....	<a href="#">10/11/06</a>	516
	Enterprise zones, 59.2, 59.3, 59.3(1)“b,” 59.3(2)“b,” 59.3(3)“a” to “c,” 59.3(4), 59.3(5), 59.3(5)“d” to “f,” 59.3(6), 59.4, 59.4(1)“b,” 59.6(1), 59.6(1)“g,” <u>Filed ARC 5440B</u> .....	<a href="#">10/11/06</a>	516
	Port authority grant program, ch 70, <u>Filed ARC 5441B</u> .....	<a href="#">10/11/06</a>	517
	Targeted jobs withholding tax credit program, ch 71, <u>Filed ARC 5442B</u> .....	<a href="#">10/11/06</a>	517
	Definition of “employee,” ch 168 div V, 168.301, 168.302, <u>Filed ARC 5443B</u> .....	<a href="#">10/11/06</a>	520
	<b>SPECIAL REVIEW</b> -by Sen McKinley		
	Grow Iowa Values, Ch. 2.....		IAC

## 10:15-10:25 break

<b>10:25</b>	<b>ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)</b>		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	Tax exemption for property used to process waste glass products, 11.6(1), 11.6(3)“b”(5), 11.6(3)“e,” <u>Notice ARC 5450B</u> .....	<a href="#">10/11/06</a>	489
	Public water supply systems—fees, 43.3(3)“c”(3) and (4), <u>Notice ARC 5449B</u> .....	<a href="#">10/11/06</a>	490
	Private well sampling, rehabilitation, and closure—grants to counties, ch 47, <u>Filed Without Notice ARC 5460B</u> .....	<a href="#">10/11/06</a>	520
	Update of references to federal effluent and pretreatment standards, 60.2, 62.4, 62.5, 63.1(1)“a,” <u>Filed Without Notice ARC 5459B</u> .....	<a href="#">10/11/06</a>	521
	<b>SPECIAL REVIEW</b> by Rep. Eichhorn		
	Landfill manual		
<b>11:00</b>	<b>IOWA FINANCE AUTHORITY[265] Mark Thompson (281-4868)</b>		
	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]“umbrella”		
	Title guaranty division—closing protection letters, 9.22, <u>Filed ARC 5452B</u> .....	<a href="#">10/11/06</a>	526
	Home and community–based services revolving loan program, 21.1, 21.3, 21.5(1)“d” to “j,” <u>Filed ARC 5456B</u> .....	<a href="#">10/11/06</a>	527
<b>11:10</b>	<b>PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (281-5042)</b>		
	Sprinklers in elevators, 5.52, <u>Filed ARC 5427B</u> .....	<a href="#">10/11/06</a>	530
	Flammable and combustible liquids—stationary storage, deadline for usage of dispensing equipment, 51.200, 51.202(1), <u>Notice ARC 5501B</u> .....	<a href="#">10/25/06</a>	554
	Contractor certification for installation of preengineered dry chemical and wet agent extinguishing systems, 275.3(4)“c,” 275.5(1), 275.6, <u>Notice ARC 5425B</u> , also <u>Filed Emergency ARC 5426B</u> .....	<a href="#">10/11/06</a>	513
	Energy conservation for residential and nonresidential construction, 303.2, 303.3, <u>Filed ARC 5500B</u> .....	<a href="#">10/25/06</a>	577
	Peace officers’ retirement, accident, and disability system—line-of-duty death benefit, medical board, administrative procedures, service purchases, 400.2, 400.10, ch 401, ch 402 div III, 402.300 to 402.306, <u>Filed ARC 5446B</u> .....	<a href="#">10/11/06</a>	530
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	Weapons permits, 4.1 to 4.12, ch 91, <u>Notice ARC 5396B</u> .....	<a href="#">9/27/06</a>	428
	Disposition of seized and forfeited weapons and ammunition, 4.51 to 4.59, ch 95, <u>Notice ARC 5395B</u> .....	<a href="#">9/27/06</a>	430
	Fire marshal; general fire safety; fire safety for specific occupancies; smoke detectors, ch 5 title, 5.16, 5.35, 5.40, 5.42, 5.50, 5.51, 5.100 to 5.105, 5.230, 5.301, 5.607 to 5.613, 5.650 to 5.661, 5.663 to 5.667, 5.675, 5.749 to 5.759, 5.761 to 5.765, 5.775, 5.800 to 5.806, chs 201, 202, 210, <u>Notice ARC 5375B</u> .....	<a href="#">9/13/06</a>	347
	State building code, ch 300, 301.1 to 301.4, 301.6(1), 301.7, 301.8, <u>Notice ARC 5404B</u> .....	<a href="#">9/27/06</a>	435

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<b>11:50</b>	<b>REVENUE DEPARTMENT[701]</b> Dave Casey (281-6163)		
	Ethanol blended gasoline, biodiesel blended fuel and E-85 gasoline promotion tax credits, 42.16, 42.16(1), 42.16(3), 42.31, 42.32, 52.19, 52.19(1), 52.19(3), 52.30, 52.31, <u>Filed ARC 5494B</u> .....	<a href="#">10/25/06</a>	578
	Soy-based transformer fluid tax credit, 42.33, 52.32, <u>Filed ARC 5493B</u> .....	<a href="#">10/25/06</a>	578
	Property tax, 70.12, 71.20(4)“c”(4), 71.21(2)“h,” 71.21(4), 71.22(3), 80.1(2)“k,” 80.2(2)“c,” 80.3(7), 80.4(11), 80.19, 80.21, 80.23 to 80.25, <u>Filed ARC 5491B</u> .....	<a href="#">10/25/06</a>	579
<b>12:10</b>	<b>SECRETARY OF STATE[721]</b> Sandy Steinbach (281-5823)		
	Election instructions, voting systems, vote counting—guidance and clarification, 21.2(1)“k,” 21.2(3)“b” and “c,” 21.6, 21.301, 22.39 to 22.43, 22.52, 22.201(2), 22.240(3), 22.261(20)“c” and “j,” 22.350, 22.463(1)“a,” 22.464, 22.464(4), 26.2(4), 26.105(2), 26.105(3), <u>Filed Emergency After Notice ARC 5482B</u> .....	<a href="#">10/25/06</a>	562
<b>12:30</b>	<b>COMMITTEE BUSINESS</b>		
	Approve minutes		
	December meeting---Tuesday, December 12		
	Miscellaneous		

## No Representative requested to appear

<b>XX:00</b>	<b>AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]</b>		
	Grape and wine development funding program, ch 52, <u>Filed ARC 5458B</u> .....	<a href="#">10/11/06</a>	515
	Registration of quarter horse foals, 62.37(1), <u>Filed ARC 5453B</u> .....	<a href="#">10/11/06</a>	515
<b>XX:00</b>	<b>ARCHITECTURAL EXAMINING BOARD[193B]</b>		
	Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”		
	Reinstatement of certificate of registration to inactive status, 2.6, 2.6(1)“a”(4), 2.6(2)“a”(4), 2.7 to 2.10, 2.10(2), 2.10(4) to 2.10(7), 2.11, <u>Notice ARC 5445B</u> .....	<a href="#">10/11/06</a>	485
<b>XX:00</b>	<b>BANKING DIVISION[187]</b>		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Electronic transfer of funds—debit cards at merchant locations, 10.2, 10.4(3), 10.4(3)“b”(4) and (5), <u>Filed ARC 5487B</u> .....	<a href="#">10/25/06</a>	569
<b>XX:00</b>	<b>COLLEGE STUDENT AID COMMISSION[283]</b>		
	EDUCATION DEPARTMENT[281]“umbrella”		
	Federal family education loan programs, ch 10, <u>Filed ARC 5448B</u> .....	<a href="#">10/11/06</a>	515
	Student loan debt collection, ch 37, <u>Filed ARC 5462B</u> .....	<a href="#">10/25/06</a>	570
<b>XX:00</b>	<b>CREDIT UNION DIVISION[189]</b>		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Electronic transfer of funds—debit cards at merchant locations, 24.2, 24.4(3) 24.4(3)“b”(4) and (5), <u>Filed ARC 5488B</u> .....	<a href="#">10/25/06</a>	570
<b>XX:00</b>	<b>INTERIOR DESIGN EXAMINING BOARD[193G]</b>		
	Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella”		
	Organization; registration, chs 1, 2, <u>Filed ARC 5455B</u> .....	<a href="#">10/11/06</a>	526
<b>XX:00</b>	<b>PAROLE BOARD[205]</b>		
	CORRECTIONS DEPARTMENT[201]“umbrella”		
	Board address updated, 1.3, 2.5(1), 2.6(2), 3.1, 3.3, 4.1, 4.3(3), 4.5, 4.6(2), 5.3(1), 5.6, <u>Filed ARC 5454B</u> .....	<a href="#">10/11/06</a>	528
	Voluntary termination of parole, 11.1, <u>Filed ARC 5504B</u> .....	<a href="#">10/25/06</a>	576
	Work release day reporting revocation, 11.2, <u>Filed ARC 5503B</u> .....	<a href="#">10/25/06</a>	576
	Automatic revocation of parole, 11.6(2)“f,” <u>Filed ARC 5505B</u> .....	<a href="#">10/25/06</a>	576
<b>XX:00</b>	<b>SAVINGS AND LOAN DIVISION[197]</b>		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Electronic transfer of funds—debit cards at merchant locations, 14.2, 14.4(3), 14.4(3)“b”(4) and (5), 14.5(1), 14.6, <u>Filed ARC 5486B</u> .....	<a href="#">10/25/06</a>	579

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<b>XX:00</b>	<b>TRANSPORTATION DEPARTMENT[761]</b>		
	Consent for the sale of goods and services, ch 26, <u>Filed</u> <b>ARC 5428B</b> .....	<a href="#">10/11/06</a>	531
<b>XX:00</b>	<b>VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]</b>		
	Iowa Veterans home, amendments to ch 10, <u>Notice</u> <b>ARC 5481B</b> .....	<a href="#">10/25/06</a>	556
<b>XX:00</b>	<b>WORKERS' COMPENSATION DIVISION[876]</b>		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Workers' compensation settlements and commutations—forms and procedures, 3.1(5), 3.1(15), 3.1(16), 3.1(20) to 3.1(25), 4.9(1), 4.30, 6.1, 6.2(9), 6.5 to 6.8, <u>Filed</u> <b>ARC 5496B</b> .....	<a href="#">10/25/06</a>	583