

AUGUST 2007 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, August 14, 2007, and Wednesday, August 15, 2007, 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. 2, 3 (7/15/07, 8/1/07)

Also refer to: [3/28/07](#), [4/11/07](#), [5/9/07](#), [5/23/07](#), [6/6/07](#)

Bulletin Page

Tuesday, August 14th, 2007

9:00	FISCAL OVERVIEW		
9:10	INSPECTIONS AND APPEALS DEPARTMENT[481] Steve Mandernach (281-0148)		
	Iowa targeted small business certification program—definition of “minority,” annual gross income limit, 25.1, Filed Emergency ARC 6061B	7/18/07	201
	Inspection of nonaccredited Iowa–licensed hospitals, 51.2(5), 51.2(6), 51.6, 51.53(7), Notice ARC 6078B	8/1/07	257
	Hospitals—authentication of medication orders, 51.14(3), Filed Emergency ARC 6076B	8/1/07	282
	Hospitals—authentication of verbal orders, 51.14(3), Notice ARC 6077B	8/1/07	258
	Card game tournaments by veterans organizations, ch 106, Notice ARC 6054B , also Filed Emergency ARC 6053B	7/18/07	202
	Game nights, 100.31, 100.60 to 100.63, ch 107, Notice ARC 6123B , also Filed Emergency ARC 6122B	8/1/07	282
9:40	VETERANS AFFAIRS, IOWA DEPARTMENT OF[801] Pat Palmersheim (242-5331)		
	Injured veterans grant program—expansion of coverage, 11.1, 11.3(1), 11.3(2), 11.4(1)“b”(4), 11.4(2)“b,” Filed Emergency ARC 6094B	8/1/07	294
	Vietnam conflict veterans bonus, ch 13, Filed Emergency ARC 6093B	8/1/07	295
	Veterans trust fund, ch 14, Notice ARC 6126B	8/1/07	271
10:00	NURSING BOARD[655] Lorinda Inman (281-4822)		
	PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
	Nursing education programs, ch 2, Notice ARC 6040B	7/18/07	180
	Duplicate wallet cards or certificates; temporary licenses, 3.5(3)“c” and “d,” 3.7(6), Filed ARC 6039B	7/18/07	219
10:15 to 10:25 break			
10:25	IOWA FINANCE AUTHORITY[265] Mark Thompson (281-4868)		
	State housing trust fund, 19.1, 19.2, Filed ARC 6058B	7/18/07	217
10:40	UTILITIES DIVISION[199] Amy Christensen (281-6326)		
	COMMERCE DEPARTMENT[181]“umbrella”		
	Certificates of franchise authority for cable and video service, ch 44, Notice ARC 6124B	8/1/07	268
10:50	ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Charlie Smithson (281-3489)		
	Use of information obtained from statements and reports filed with the board, 2.18, Filed Without Notice ARC 6079B	8/1/07	298
	Disclosure reports, 4.8, Filed Without Notice ARC 6080B	8/1/07	298
	Filing of disclosure reports by statewide and local ballot issue committees, 4.9(12), Filed Without Notice ARC 6090B	8/1/07	299
	Disclosure reports—time of filing, 4.10, Filed Without Notice ARC 6089B	8/1/07	299
	Anonymous contributions in excess of ten dollars, 4.30(2), Filed Without Notice ARC 6087B	8/1/07	300
	Verified statements of registration, 4.32(2), 4.32(4), Filed Without Notice ARC 6081B	8/1/07	300
	Permanent organizations that temporarily engage in campaign activities—cross–reference correction, 4.35, Filed Without Notice ARC 6088B	8/1/07	301
	Sale of goods or services to state agencies by state officials and employees, 6.10, Filed Without Notice ARC 6082B	8/1/07	301
11:00	LABOR SERVICES DIVISION[875] Kathleen Uehling (281-5915)		
	WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella”		
	Professional shoot–fighting events—promoter responsibilities, 177.2(2), Filed ARC 6121B	8/1/07	304
	Professional shoot–fighting events—attendance of labor commissioner, 177.9, Filed ARC 6120B	8/1/07	304
	Insurance coverage for professional shoot fighters, 177.10, Filed ARC 6125B	8/1/07	305

AUGUST 2007 AGENDA

11:50 COMMITTEE BUSINESS

---Approve minutes---September 2007 meeting--- Miscellaneous

12:00-1:00 lunch

1:00	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)	
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"	
	Air quality regulation of ethanol production facilities, 22.100, 33.3(1), 33.3(9), <u>Notice ARC 6091B</u>	8/1/07 243
	Clean air interstate rule (CAIR); clean air mercury rule (CAMR), 34.201, 34.210, 34.221, 34.301, <u>Notice ARC 6092B</u>	8/1/07 244
	Minor water main construction permits, 40.3(1), 40.4(1), 40.4(4), 43.3(3)"c"(2), 43.3(3)"e," <u>Filed ARC 6074B</u>	8/1/07 297
	Underground storage tank systems, 135.1(3)"d," 135.2, 135.3(3)"j," 135.3(5)"d," 135.3(8), 135.3(9), 135.5(4)"g"(1), 135.5(5)"d," <u>Notice ARC 6072B</u>	8/1/07 246
	Underground storage tank installer and inspector licensing, ch 134 title, 134.17 to 134.28, 135.3(1)"e"(2), <u>Filed Emergency ARC 6073B</u>	8/1/07 274
	HELD OVER FROM JULY	
	Sanitary landfills for municipal solid waste—groundwater protection systems for the disposal of nonhazardous wastes, 101.13(1)"j"(4), 104.25, chs 111, 113, <u>Filed ARC 5999B</u>	7/4/07 89

Wednesday, August 15th, 2007

8:30	SECRETARY OF STATE[721] Sandy Steinbach (281-5823)	
	Use of voting equipment; paper record, 21.1(10), 21.25, 22.1, 22.5(8), 22.5(10) 22.9(1), 22.10(2)"o" and "p," 22.11(1)"a" to "d," 22.12, 22.18(1)"d," 22.40, 22.41, 22.43, 22.100 to 22.102, 22.340 to 22.342, 22.431, 22.461, 22.463(4), 22.464(4), 26.2(2), 26.2(4), 26.4(1), 26.4(3), 26.12, 26.62, 26.104(1)"d," 26.105(2), 26.105(3), <u>Notice ARC 6127B</u> , also <u>Filed Emergency ARC 6129B</u>	8/1/07 286
	Absentee voting, 21.300, 212.303, 21.350 to 21.355, 21.359(4), 21.370 to 21.376, <u>Filed Emergency ARC 6063B</u>	8/1/07 292
	Absentee voting; electioneering at satellite absentee voting station, 21.300, 21.300(8)"c," 21.303, 21.350 to 21.355, 21.359(4), 21.370 to 21.376, <u>Notice ARC 6128B</u>	8/1/07 265
	Testing of voting equipment, 22.39, 22.41 to 22.43, <u>Notice ARC 6130B</u>	8/1/07 266
9:00	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344)	
	Center for congenital and inherited disorders, 4.3(2), 4.3(4)"c"(2), 4.3(4)"d"(2) and (3), 4.3(5)"e," "h" and "i," 4.3(6)"b" and "c," 4.3(8), 4.3(10)"e," 4.4(3)"a" and "b," 4.4(6), 4.4(7), 4.5(3), 4.6(3), <u>Notice ARC 6118B</u>	8/1/07 259
	Definitions, rescind ch 10, <u>Filed Without Notice ARC 6116B</u>	8/1/07 306
	Radiation, amendments to chs 38, 39, 41, 42, 45, 46, <u>Filed ARC 6106B</u>	8/1/07 306
	Brain injury services program, ch 56, <u>Filed ARC 6108B</u>	8/1/07 307
	Statewide indigent obstetrical and orthopedic patient care program, rescind ch 82, <u>Filed Without Notice ARC 6117B</u>	8/1/07 307
	Abuse education review panel, 93.2(1), 93.3, <u>Filed ARC 6109B</u>	8/1/07 308
	Emergency medical services advisory council, ch 130, <u>Notice ARC 6111B</u>	8/1/07 262
	Emergency medical services providers—education, training and certification, 131.1, 131.4(1)"e," 131.4(4)"c," 131.4(4)"d"(5), 131.4(4)"j," 131.4(6)"a," "d" and "e," 131.7(2)"t" and "aa," <u>Filed ARC 6110B</u>	8/1/07 308
	Trauma registry—data dictionary for reportable patient data, 136.2(1)"a" and "c," <u>Notice ARC 6114B</u>	8/1/07 263
	Substance abuse treatment and assessment programs—drinking drivers course, 157.1 to 157.8, <u>Filed ARC 6112B</u>	8/1/07 309
	Subpoenas, 173.14, <u>Filed ARC 6115B</u>	8/1/07 309
9:30	EDUCATIONAL EXAMINERS BOARD[282] George Maurer (281-5849)	
	EDUCATION DEPARTMENT[281]"umbrella"	
	Board membership, 1.2, <u>Notice ARC 6071B</u>	8/1/07 239
	Practitioner licenses—applicants from foreign institutions, 14.104, <u>Filed ARC 6069B</u>	8/1/07 297
	Middle school endorsement, 14.140(15), <u>Notice ARC 6103B</u>	8/1/07 240
	Language arts endorsement, 14.141(20), <u>Notice ARC 6102B</u>	8/1/07 240

AUGUST 2007 AGENDA

EDUCATIONAL EXAMINERS BOARD[282]-continued

	Substitute authorization for paraeducators, 14.143, Filed ARC 6067B	8/1/07	297
	Removal or reinstatement of endorsement, 14.144, Notice ARC 6104B	8/1/07	242
9:45	PUBLIC SAFETY DEPARTMENT[661] Mike Coveyou (281-5042)		
	Access to national criminal history record checks of teacher applicants, 11.21(4), Notice ARC 6046B , also Filed Emergency ARC 6047B	7/18/07	205
	Confidentiality of records containing security procedures or emergency preparedness information; release of official photographs of department employees, 25.3(1), 25.3(3), 25.3(4), 25.3(6), 25.13“9,” 25.15, Notice ARC 6048B , also Filed Emergency ARC 6049B	7/18/07	206
	Fire training facilities, 259.302, 259.303, 259.304(1)“h,” 259.305, Notice ARC 6064B , also Filed Emergency ARC 6065B	8/1/07	285
10:00	HISTORICAL DIVISION[223] Kathy Gourley (281-6913)		
	CULTURAL AFFAIRS DEPARTMENT[221]“umbrella” Historic preservation and cultural and entertainment district tax credits, ch 48, Filed Emergency ARC 6062B	7/18/07	191
10:15 to 10:20 break			
10:20	REAL ESTATE APPRAISER EXAMINING BOARD[193F] Sylvia King		
	Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella” Examination; work product review, 3.2(5), 3.5(1), 3.5(2), 3.5(4), 3.5(5), Notice ARC 6113B	8/1/07	264
	Fees; enforcement proceedings against nonlicensees, 12.1, ch 16, Filed ARC 6107B	8/1/07	310
10:30	REVENUE DEPARTMENT[701] Dave Casey (281-6163)		
	Individual income tax—filing thresholds, special tax computation, social security benefits, 39.1(1) to 39.1(3), 39.5(12), 39.5(13), 39.7(1), 39.9, 39.15, 40.23, 40.23(2) to 40.23(4), 40.47 Filed ARC 6056B	7/18/07	219
	Tax rates for gasoline and E-85 gasoline, 68.2(1), Notice ARC 6055B	7/18/07	189
10:45	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Disability services management, 25.11, 25.13(1)“m,” 25.20, Notice ARC 6101B	8/1/07	251
	Data reporting by county central point of coordination (CPC) administrators, 25.41(2)“d,” 25.41(3), Notice ARC 6043B , also Filed Emergency ARC 6042B	7/18/07	195
	Food assistance program eligibility, 65.8(1)“b”(4), 65.8(5)“b”(4), 65.8(7), 65.8(7)“a” to “c,” 65.22(1)“c,” Filed ARC 6100B	8/1/07	302
	Mandatory interviews eliminated for Medicaid programs, 75.1(35)“j”(2), 75.52(1), 75.52(1)“a,” 75.52(3), 75.57(9)“a”(1), 76.1(3), 76.1(7)“b”(4), 76.2(1), 76.2(5), Filed Emergency After Notice ARC 6097B	8/1/07	279
	Rehabilitative treatment services and rehabilitation services for adults with chronic mental illness—references eliminated, 77.38, 77.42, 78.42, 78.48, 79.1(2), 79.1(19), 79.6, 80.2(2)“e,” 80.4(1), 80.4(2), 88.5(3)“h,” 88.25(3), 88.65(6), Filed ARC 6098B	8/1/07	303
	Medicaid payment for routine physical examinations, 78.1(1)“b,” 92.8(1), 92.8(4), Filed Emergency After Notice ARC 6095B	8/1/07	279
	Medicaid reimbursement for nonemergency transportation, 78.13, Notice ARC 6045B	7/18/07	174
	Medicaid reimbursement for nonemergency transportation, 78.13(5)“a,” Filed Emergency ARC 6083B	8/1/07	280
	IowaCare, 92.1, 92.2, 92.2(4)“b,” 92.5(3)“c,” 92.5(4)“a,” 92.5(7), 92.5(8), 92.7, 92.7(1)“a” and “b,” 92.7(2)“a,” 92.7(5) “a,” “c” and “d,” 92.12“2,” Notice ARC 6051B	7/18/07	175
	IowaCare premium not required for members whose income is at or below 100 percent of the federal poverty level, 92.7(1)“a” and “b,” Filed Emergency ARC 6084B	8/1/07	281
	IowaCare—hardship exemption, eligibility of newborns, 92.7(3), 92.7(3)“c,” 92.8(3)“b,” Notice ARC 6075B	8/1/07	254
	PROMISE JOBS—transportation allowance, 93.110(6)“b,” Notice ARC 6086B , also Filed Emergency ARC 6085B	8/1/07	281
	Withholding of income to collect court-ordered child support, 98.24, 98.24(3)“b,” 98.24(4), 98.35, 98.40, 98.41, 98.42(2)“d” and “f,” 98.43, 98.43(1), 98.43(2)“a,” 98.43(2)“b”(2) and (8), 98.43(2)“c” and “d,” 98.43(3), 98.45, 98.45(2) to 98.45(5), 98.46, 98.46(2), 98.46(3), Notice ARC 6119B	8/1/07	255
	Purchase of family planning services; adult services, 130.7, 150.3(4)“a,” 153.5(2)“a”; rescind ch 173; 176.6(7), Filed ARC 6099B	8/1/07	303

AUGUST 2007 AGENDA

HUMAN SERVICES DEPARTMENT[441] continued

SPECIAL REVIEW

Medicaid audits-Overpayments and default settings
personal needs allowance-held over from July

No Representative Requested to appear

XX:00	ADMINISTRATIVE SERVICES DEPARTMENT[11] Procurement of goods and services of general use, 105.2, 105.3(3), 105.4(2)“a,” 105.7(1)“a,” 105.7(3), 105.7(4), <u>Notice ARC 6050B</u> 7/18/07	171
XX:00	CAPITAL INVESTMENT BOARD, IOWA[123] Correction of cross references; taxpayer identification numbers, 2.1, 2.3, 2.5(1)“d,” 2.5(2)“c,” 3.1, <u>Notice ARC 6057B</u> 7/18/07	171
XX:00	EMPLOYMENT APPEAL BOARD[486] INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella” Elevator appeals, rescind ch 10, <u>Notice ARC 6096B</u> 8/1/07	242
	Boilers and unfired steam pressure vessels appeals, rescind ch 11, <u>Notice ARC 6105B</u> 8/1/07	243
XX:00	INTERIOR DESIGN EXAMINING BOARD[193G] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]“umbrella” Continuing education, ch 3, <u>Notice ARC 6044B</u> 7/18/07	177
	Registration renewal and reinstatement, ch 8, <u>Notice ARC 6041B</u> 7/18/07	179
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella” Elevators—terminology updated, amendments to chs 66, 71 to 73, 75, 76, <u>Filed ARC 6068B</u> 8/1/07	304
	Elevator maintenance, repairs and alterations, 73.8, <u>Notice ARC 6070B</u> 8/1/07	259
	Galvanic action; water heaters, 91.6, ch 95, <u>Filed ARC 6052B</u> 7/18/07	217
XX:00	MEDICINE BOARD[653] PUBLIC HEALTH DEPARTMENT[641]“umbrella” Authorized pharmacist—training required to administer immunizations, 13.3(1)“a,” <u>Filed ARC 6066B</u> 8/1/07	305
XX:00	SOIL CONSERVATION DIVISION[27] AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]“umbrella” Financial incentive program for soil erosion control, amendments to ch 10, <u>Filed Emergency After Notice ARC 6060B</u> 7/18/07	207
	Water protection fund, 12.51(2) to 12.51(6), 12.61, 12.62(1), 12.62(3), 12.63(1), 12.63(3)“b,” 12.73(7), 12.76, 12.77, 12.82(1), 12.83, 12.84(1), <u>Filed Emergency After Notice ARC 6059B</u> 7/18/07	213
XX:00	WORKERS’ COMPENSATION DIVISION[876] WORKFORCE DEVELOPMENT DEPARTMENT[871]“umbrella” Use of voice or video technology in contested case hearings, 4.49, <u>Notice ARC 6038B</u> , also <u>Filed Emergency ARC 6037B</u> 7/18/07	215
	Payroll tax tables, 8.8, <u>Filed Emergency ARC 6036B</u> 7/18/07	216