



**July 2018 ARRC Agenda  
 Administrative Rules Review Committee  
 Tuesday, July 10, 2018  
 9 a.m.  
 Room 116, State Capitol, Des Moines, Iowa**

**MEMBERS**

Mark Chelgren, Chair  
 Jim Carlin  
 Mark Costello  
 Wally E. Horn  
 Pam Jochum

Dawn E. Pettengill, Vice Chair  
 Megan Jones  
 Amy Nielsen  
 Rick Olson  
 Guy Vander Linden

**BULLETINS NEEDED FOR THIS MEETING: 6/6/18, 6/20/18, 7/4/18**

**NOTICE**

**Times listed for review are approximate. If you will be attending a particular review, please arrive 30 minutes before the scheduled time**

	Bulletin	Page
<b>9:05</b> <b>Fiscal Overview</b> - Christin Mechler 515.281.6561		
<b>9:10</b> <b>HUMAN SERVICES DEPARTMENT[441]</b> Nancy Freudenberg, 515.281.8438 Provision of mental health services—documentation, 24.4		
<u>Filed ARC 3855C</u> .....	6/20/18	3180
Statewide average private-pay cost of nursing facility services and average charges and maximum rate for institutional care, 75.23(3), 75.24(3)“b”(1), (2) and (4)		
<u>Filed Emergency After Notice ARC 3869C</u> .....	7/4/18	24
Statewide average charge for care in mental health institute, 75.24(3)“b”(3)		
<u>Filed Emergency After Notice ARC 3870C</u> .....	7/4/18	26
Appeals—filing on behalf of Medicaid member, withdrawal, continuation of assistance, 7.2(5), 7.5(2), 7.6(2), 7.8, 7.9		
<u>Filed ARC 3871C</u> .....	7/4/18	34
Quality assurance assessment levels for nursing facilities, 36.6(2)		
<u>Filed ARC 3872C</u> .....	7/4/18	38
Medicaid for employed people with disabilities—premiums, 75.1(39)“b”(3)		
<u>Filed ARC 3873C</u> .....	7/4/18	39
Settings for home- and community-based services (HCBS) provision to Medicaid members, amendments to chs 77, 78, 83		
<u>Filed ARC 3874C</u> .....	7/4/18	41

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

Bulletin Page

<b>9:55</b>	<b>SOIL CONSERVATION AND WATER QUALITY DIVISION[27]</b> AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella" Margaret Thomson, 515.725.1036 Water protection practice standards—update of reference to forestry technical guide, 12.83 <u>Notice ARC 3819C</u> .....	6/6/18	3042
	Closure of agricultural drainage wells; watershed improvement review board, amend ch 30; rescind chs 101 to 107 <u>Filed ARC 3839C</u> .....	6/6/18	3117
	Water quality initiative—eligible practices, cost-share limitation, amendments to ch 16 <u>Notice ARC 3847C</u> .....	6/20/18	3153
<b>10:00</b>	<b>VETERINARY MEDICINE BOARD[811]</b> Margaret Thomson, 515.725.1036 Veterinary technician state examination—fee, 8.3(1) <u>Notice ARC 3821C</u> .....	6/6/18	3047
<b>10:05</b>	<b>ALCOHOLIC BEVERAGES DIVISION[185]</b> COMMERCE DEPARTMENT[181]"umbrella" Stephanie Strauss, 515.281.7432 Licenses; permits; forms, amend chs 4, 5; rescind ch 12 <u>Notice ARC 3817C</u> .....	6/6/18	2995
<b>10:15</b>	<b>ECONOMIC DEVELOPMENT AUTHORITY[261]</b> Jennifer Klein, 515.348.6144 Iowa energy center, ch 403 <u>Notice ARC 3842C</u> .....	6/20/18	3142
<b>10:25</b>	<b>EDUCATION DEPARTMENT[281]</b> Nicole Proesch, 515.281.8661 Accreditation standards—statewide summative assessment, policy prohibiting the aiding and abetting of sexual abuse, 12.3(14), 12.8(1)“h” <u>Notice ARC 3822C</u> .....	6/6/18	3002
	Iowa learning online—provision of distance education to students receiving private instruction, 15.10, 15.12 to 15.15 <u>Notice ARC 3823C</u> .....	6/6/18	3004
	Community colleges—career and technical general education credits, transfer major programs, developmental education, 21.2 to 21.4 <u>Notice ARC 3824C</u> .....	6/6/18	3007
<b>10:40</b>	<b>EDUCATIONAL EXAMINERS BOARD[282]</b> EDUCATION DEPARTMENT[281]"umbrella" Darcy Hathaway, 515.242.6506 Expiration date of licenses, 13.6, 13.30, 18.4, 23.2, 27.2 <u>Notice ARC 3827C</u> .....	6/6/18	2999
	Coursework for out-of-state applicants; license renewal for applicant with specialist’s or doctor’s degree, 13.5, 18.6, 20.6, 20.9, 27.5 <u>Filed ARC 3829C</u> .....	6/6/18	3050

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

	Bulletin	Page
<b>10:45 COLLEGE STUDENT AID COMMISSION[283]</b>		
EDUCATION DEPARTMENT[281]"umbrella"		
Todd Brown, 515.725.3405		
Meetings of and voting by the commission, 1.2(3)		
<u>Notice ARC 3843C</u> , also		
<u>Filed Emergency ARC 3844C</u> .....	6/20/18	316866
Membership of commission; barber and cosmetology arts and sciences tuition grant program, amend 1.2(2); rescind ch 17		
<u>Filed ARC 3854C</u> .....	6/20/18	3178
<b>10:50 INSPECTIONS AND APPEALS DEPARTMENT[481]</b>		
David Werning, 515.281.7376		
Tuberculosis (TB) screening, ch 59		
<u>Notice ARC 3818C</u> .....	6/6/18	3020
Economic assistance fraud bureau, rescind ch 74		
<u>Filed ARC 3875C</u> .....	7/4/18	53
<b>11:00 IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]</b>		
Gregg Schochenmaier, 515.281.0054		
Bona fide retirement for newly elected officials, 11.5(1)		
<u>Notice ARC 3885C</u> .....	7/4/18	10
<b>11:05 PUBLIC EMPLOYMENT RELATIONS BOARD[621]</b>		
Amber DeSmet, 515.281.4045		
Initialization of a retention and recertification election, 5.6(1)		
<u>Notice ARC 3825C</u> .....	6/6/18	3029
<b>11:10 PUBLIC HEALTH DEPARTMENT[641]</b>		
Susan Dixon, 515.725.2183		
Maternal and child health program, amendments to ch 76		
<u>Notice ARC 3814C</u> .....	6/6/18	3031
Center for rural health and primary care, amendments to ch 110		
<u>Notice ARC 3815C</u> .....	6/6/18	3034
Iowa law enforcement emergency care provider, rescind ch 139		
<u>Notice ARC 3816C</u> .....	6/6/18	3041
Childhood lead poisoning prevention program, 72.1 to 72.3		
<u>Filed ARC 3833C</u> .....	6/6/18	3066
Trauma registry—updates for clarification, 136.1, 136.2		
<u>Filed ARC 3834C</u> .....	6/6/18	3070
Regionalized system of perinatal health care, amendments to ch 150		
<u>Filed ARC 3835C</u> .....	6/6/18	3072
Medical cannabidiol program, amendments to ch 154		
<u>Filed ARC 3836C</u> .....	6/6/18	3090
<b>11:40 Lunch</b>		

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

Bulletin      Page

<b>12:35</b>	<b>ARCHITECTURAL EXAMINING BOARD[193B]</b> PROFESSIONAL LICENSING AND REGULATION BUREAU[193] COMMERCE DEPARTMENT[181]"umbrella" Lori SchraderBachar, 515.725.9030 Need for professional architectural services—exceptions, 5.1, 5.3, 5.4 <u>Filed ARC 3853C</u> .....	6/20/18	3171
<b>12:40</b>	<b>INTERIOR DESIGN EXAMINING BOARD[193G]</b> PROFESSIONAL LICENSING AND REGULATION BUREAU[193] COMMERCE DEPARTMENT[181]"umbrella" Lori SchraderBachar, 515.725.9030 Registration; continuing education, 2.2(1), 2.3, 2.4, 3.1, 3.2(3) <u>Notice ARC 3841C</u> .....	6/20/18	3148
<b>12:45</b>	<b>DENTAL BOARD[650]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Jill Stuecker, 515.281.6935 Unauthorized practice by dental hygienist; public health supervision; name and address changes; use of silver diamine fluoride, 10.4 to 10.6, 16.2(2) <u>Notice ARC 3849C</u> .....	6/20/18	3138
<b>12:55</b>	<b>MEDICINE BOARD[653]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Mark Bowden, 515.242.3268 Standards of practice—medical cannabidiol, 13.15 <u>Filed ARC 3830C</u> .....	6/6/18	3053
<b>1:00</b>	<b>PHARMACY BOARD[657]</b> PUBLIC HEALTH DEPARTMENT[641]"umbrella" Andrew Funk, 515.281.5944 Repackaging of VA medications, 22.6 <u>Notice of Termination ARC 3845C</u> .....	6/20/18	3152
	Correctional pharmacy practice, 15.4, 15.5(3), 15.7, 15.8(1) <u>Notice ARC 3848C</u> .....	6/20/18	3150
	Imitation controlled substances, 1.2, 3.29, 3.30(1), 4.10, 4.11(1), 5.24, 5.26(1), 10.44, 17.18, 19.11, 41.6 <u>Filed ARC 3857C</u> .....	6/20/18	3185
	Practice standards, amend chs 4, 8, 13, 18, 19; adopt ch 39 <u>Filed ARC 3858C</u> .....	6/20/18	3188
	Care facility pharmacy practice, amendments to chs 10, 23 <u>Filed ARC 3859C</u> .....	6/20/18	3212
	Temporary designation of controlled substances—synthetic opioids, opioid analgesic; precursor substances, 10.39, 10.42 <u>Filed ARC 3860C</u> .....	6/20/18	3219
	Registration—medical director-based service program, 11.3(1) <u>Filed ARC 3861C</u> .....	6/20/18	3221
	Telepharmacy practice—functions of pharmacy support person, 13.8(7) <u>Filed ARC 3862C</u> .....	6/20/18	3222
	Centralized prescription filling and processing, 18.3, 18.5(2), 18.10, 18.15 <u>Filed ARC 3863C</u> .....	6/20/18	3223

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

	Bulletin	Page
<b>1:30 REGENTS BOARD[681]</b>		
Andrea Anania, 515.281.6531		
Regent admission index, change in calculation, 1.1(2)		
<u>Notice</u> <u>ARC 3867C</u> .....	7/4/18	12
Traffic and parking at universities, amendments to ch 4		
<u>Filed</u> <u>ARC 3877C</u> .....	7/4/18	58
<b>1:40 LABOR SERVICES DIVISION[875]</b>		
WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"		
Kathleen Uehling, 515.725.5615		
Conveyances, amendments to chs 66 to 73		
<u>Filed</u> <u>ARC 3856C</u> .....	6/20/18	3181
<b>1:45 ENVIRONMENTAL PROTECTION COMMISSION[567]</b>		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Christina Iiams, 515.725.8240		
Solid waste management and disposal—regional collection centers and satellite facilities, household hazardous materials, financial assistance for management of household hazardous materials and waste from very small quantity generators, amend chs 119, 211; rescind chs 123, 144, 214; adopt ch 123		
<u>Notice</u> <u>ARC 3826C</u> .....	6/6/18	3010
<b>1:50 NATURAL RESOURCE COMMISSION[571]</b>		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Christina Iiams, 515.725.8240		
Snowmobile fee grants, cost-share programs, and contracts, adopt 47.10; rescind 47.30 to 47.47		
<u>Notice</u> <u>ARC 3828C</u> .....	6/6/18	3027
Deer hunting by residents and nonresidents, amendments to chs 94, 106		
<u>Filed</u> <u>ARC 3831C</u> .....	6/6/18	3056
Wild turkey spring and fall hunting, amendments to chs 98, 99		
<u>Filed</u> <u>ARC 3832C</u> .....	6/6/18	3063

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

	Bulletin	Page
<b>2:20 TRANSPORTATION DEPARTMENT[761]</b>		
Tracy George, 515.239.1358		
Special registration plates, amendments to ch 401		
<u>Notice</u> <u>ARC 3820C</u> .....	6/6/18	3044
Federal motor carrier safety and hazardous materials regulations—adoption by reference, 520.1, 529.1, 529.2, 607.10(1)“c”		
<u>Filed</u> <u>ARC 3840C</u> .....	6/6/18	3119
Automated traffic enforcement on the primary road system, rescind ch 144		
<u>Notice</u> <u>ARC 3864C</u> .....	7/4/18	15
Driver’s license issuance, amendments to ch 605		
<u>Notice</u> <u>ARC 3865C</u> .....	7/4/18	16
Driver’s licenses for undercover law enforcement officers, amendments to ch 625		
<u>Notice</u> <u>ARC 3866C</u> .....	7/4/18	20
Highway bridge program for cities and counties; swapping of surface transportation block grant funds, amendments to chs 161, 162		
<u>Filed</u> <u>ARC 3878C</u> .....	7/4/18	61
Reimbursable services and supplies, 174.3(1)“a”		
<u>Filed</u> <u>ARC 3879C</u> .....	7/4/18	63
Aeronautics and aviation vertical infrastructure—correction of citations, amendments to chs 700, 710, 715, 716, 717		
<u>Filed</u> <u>ARC 3880C</u> .....	7/4/18	65
Railroad transportation and safety, amendments to chs 800, 810, 813		
<u>Filed</u> <u>ARC 3881C</u> .....	7/4/18	67
Notification of railroad accidents/incidents, amendments to ch 802		
<u>Filed</u> <u>ARC 3882C</u> .....	7/4/18	71
Railroad revolving loan and grant fund program, amendments to ch 822		
<u>Filed</u> <u>ARC 3883C</u> .....	7/4/18	74
<b>2:40 HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT[605]</b>		
John Benson, 515.725.3231		
Adoption of hazard mitigation plan and disaster recovery plan, 9.3, 9.4		
<u>Notice</u> <u>ARC 3846C</u> .....	6/20/18	3146
911 telephone systems, 10.2, 10.4(2), 10.7, 10.9, 10.13		
<u>Filed</u> <u>ARC 3868C</u> .....	7/4/18	29
<b>2:45 UTILITIES DIVISION[199]</b>		
COMMERCE DEPARTMENT[181]“umbrella”		
Matthew Oetker, 515.725.7349		
Complaint procedures, amendments to ch 6		
<u>Notice</u> <u>ARC 3850C</u> .....	6/20/18	3155
Civil penalties, amendments to ch 8		
<u>Notice</u> <u>ARC 3851C</u> .....	6/20/18	3160
Evaluation of management efficiency of rate-regulated utilities, amendments to ch 29		
<u>Notice</u> <u>ARC 3852C</u> .....	6/20/18	3164

**NO REPRESENTATIVE REQUESTED TO APPEAR**

**AGENDA, ADMINISTRATIVE RULES REVIEW COMMITTEE**

	Bulletin	Page
<b>XX:00 WORKERS' COMPENSATION DIVISION[876]</b> <small>WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"</small> Payroll tax tables, 8.8 <u>Filed ARC 3884C</u> .....	7/4/18	81
<b>XX:00 REVENUE DEPARTMENT[701]</b> Sales and use tax ineligible for refund; workforce housing tax incentives program, 12.19, 42.53, 52.46, 58.23 <u>Filed ARC 3837C</u> .....	6/6/18	3108
Assessor and deputy assessor examination—preliminary education requirements, 72.1(1), 72.3 <u>Filed ARC 3838C</u> .....	6/6/18	3115
<b>XX:00 PROFESSIONAL LICENSURE DIVISION[645]</b> <small>PUBLIC HEALTH DEPARTMENT[641]"umbrella"</small> Physical therapists and physical therapist assistants, occupational therapists and occupational therapy assistants—licensure, continuing education, 200.6, 203.3(2), 206.8 <u>Filed ARC 3876C</u> .....	7/4/18	54