



**November 2018 ARRC meeting
Administrative Rules Review Committee
Tuesday, November 13, 2018
9 a.m.
Room 103, State Capitol, Des Moines, Iowa**

MEMBERS

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

Dawn E. Pettengill, Vice Chair
Steven Holt
Megan Jones
Amy Nielsen
Rick Olson

BULLETINS NEEDED FOR THIS MEETING: 10/10/18, 10/24/18

NOTICE

Times listed for review are approximate. If you will be attending a particular review, please arrive 30 minutes before the scheduled time. The progress of the meeting can be tracked in real time through the ARRC's Twitter feed, which is embedded here: <https://www.legis.iowa.gov/law/administrativeRules/arrc>.

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9:00	Procedural Business	
	<ul style="list-style-type: none">• Approve minutes• Tuesday, December 11th meeting: 9am?• Miscellaneous	
9:05	Fiscal Overview - Christin Mechler 515.281.6561	

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9:10 HUMAN SERVICES DEPARTMENT[441]		
Nancy Freudenberg, 515.281.8438		
Mental health and disability services regions, amendments to ch 25		
<u>Amended Notice ARC 4044C</u>	10/10/18	831
Special population nursing facility criteria—increase in age limit, inclusion of residents in an intermediate care facility for persons with medical complexity, 81.1, 82.1		
<u>Filed Emergency After Notice ARC 4052C</u>	10/10/18	861
Waiver of right to administrative disqualification hearing for alleged intentional food assistance program violation, 7.8(6)“f,” 7.10(3)“b,” 7.16, 7.21		
<u>Filed ARC 4064C</u>	10/10/18	910
Provider reimbursement for case management and targeted case management, 79.1(1)“d,” 79.1(2)		
<u>Filed ARC 4065C</u>	10/10/18	913
Adjustment of home health agency reimbursement rates, 79.1(2)		
<u>Filed ARC 4066C</u>	10/10/18	917
Medical assistance—inpatient hospital readmission policy, 79.1(5)“g”		
<u>Filed ARC 4067C</u>	10/10/18	918
Medicaid—pharmacy copayment, 79.1(13)“a”		
<u>Filed ARC 4068C</u>	10/10/18	920
Family planning program—participating providers, distribution of funds, amendments to ch 87		
<u>Filed ARC 4069C</u>	10/10/18	921
Medicaid—health and disability waiver, 83.2		
<u>Notice ARC 4089C</u>	10/24/18	973
9:30 ADMINISTRATIVE SERVICES DEPARTMENT[11]		
Tami Wiencek, 515.725.2017		
Applicants for executive branch positions—disclosure requirements, 50.1, 54.2, 54.8		
<u>Notice ARC 4045C</u>	10/10/18	818
Procurement policies and procedures, amendments to chs 103, 117, 118		
<u>Notice ARC 4050C</u>	10/10/18	820
Update of references—department organization, statutory citations, addresses, amendments to chs 1, 4 to 9, 41, 42, 48, 55, 56, 58, 59, 61, 62, 64 to 66, 71, 100 to 103, 119		
<u>Filed ARC 4053C</u>	10/10/18	863
Capitol complex operations, 100.3, 100.4(12)		
<u>Notice ARC 4084C</u>	10/24/18	969
Procurement—certification of targeted small businesses, 117.2, 117.5(2)		
<u>Filed ARC 4097C</u>	10/24/18	1024
9:40 CHIEF INFORMATION OFFICER, OFFICE OF THE[129]		
Matt Behrens, 515.281.0768		
Broadband grants program, ch 22		
<u>Filed ARC 4098C</u>	10/24/18	1025

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9:50	BANKING DIVISION[187] COMMERCE DEPARTMENT[181]"umbrella" Zak Hingst, 515.242.0332		
	Organizational structure of the division, 1.3		
	<u>Filed</u> <u>ARC 4054C</u>	10/10/18	876
	Application procedures, amendments to ch 2		
	<u>Filed</u> <u>ARC 4055C</u>	10/10/18	879
	Public records and fair information practices, amendments to ch 7		
	<u>Filed</u> <u>ARC 4056C</u>	10/10/18	882
	General banking powers, 8.8, 8.9		
	<u>Filed</u> <u>ARC 4057C</u>	10/10/18	884
	Real estate lending; leasing, 9.2, 9.3		
	<u>Filed</u> <u>ARC 4058C</u>	10/10/18	885
	Contested cases, amendments to ch 11		
	<u>Filed</u> <u>ARC 4059C</u>	10/10/18	888
	Waivers and variances—update of citations, amendments to ch 12		
	<u>Filed</u> <u>ARC 4060C</u>	10/10/18	895
	Debt management, ch 20		
	<u>Filed</u> <u>ARC 4061C</u>	10/10/18	897
10:00	UTILITIES DIVISION[199] COMMERCE DEPARTMENT[181]"umbrella" Matthew Oetker, 515.725.7349		
	Rate cases, tariffs, and rate regulation election practice and procedure, amendments to ch 26		
	<u>Notice</u> <u>ARC 4046C</u>	10/10/18	836
	Evaluation of management efficiency of rate-regulated utilities, amendments to ch 29		
	<u>Filed</u> <u>ARC 4104C</u>	10/24/18	1048
10:10	CORRECTIONS DEPARTMENT[201] Michael Savala, 515.314.2635		
	Institutions administration—pornographic materials ban, 20.2, 20.6		
	<u>Filed</u> <u>ARC 4062C</u>	10/10/18	903
	Emergency filing, ARRC authorization required: Policies and procedures, chs 1, 38, 42, 43, 44, 45		
10:20	REVENUE DEPARTMENT[701] Tim Reilly, 515.725.2294		
	Assessment/sales ratio study—supplementary tools, 71.12		
	<u>Notice</u> <u>ARC 4042C</u>	10/10/18	834
	Water service excise tax, ch 97		
	<u>Amended Notice</u> <u>ARC 4083C</u>	10/24/18	1015

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10:30 ECONOMIC DEVELOPMENT AUTHORITY[261]		
Jennifer Klein, 515.348.6144		
Renewable chemical production tax credit program—definition of “building block chemical,” 81.2		
<u>Notice</u> <u>ARC 4043C</u>	10/10/18	824
Iowa energy center, ch 403		
<u>Filed</u> <u>ARC 4063C</u>	10/10/18	906
10:35 IOWA FINANCE AUTHORITY[265]		
Mark Thompson, 725.4937		
Private activity bond allocation, amendments to ch 8		
<u>Notice</u> <u>ARC 4087C</u>	10/24/18	975
Wastewater and drinking water treatment financial assistance program, amendments to ch 28		
<u>Notice</u> <u>ARC 4090C</u>	10/24/18	981
10:40 EDUCATION DEPARTMENT[281]		
Nicole Proesch, 515.281.8661		
Career and technical education, 46.1, 46.6, 46.7, 46.9, 46.10, 46.11(4)		
<u>Notice</u> <u>ARC 4048C</u>	10/10/18	826
Supplemental career information systems for use in career and academic planning, 49.6(4)		
<u>Notice</u> <u>ARC 4049C</u>	10/10/18	829
10:45 COLLEGE STUDENT AID COMMISSION[283]		
EDUCATION DEPARTMENT[281]"umbrella"		
Todd Brown, 515.725.3405		
Changes to address of commission, 1.2(1)		
<u>Notice</u> <u>ARC 4080C</u>	10/24/18	971
Registered nurse and nurse educator loan forgiveness program, rescind ch 34		
<u>Notice</u> <u>ARC 4081C</u>	10/24/18	972
10:50 NATURAL RESOURCE COMMISSION[571]		
NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Christina Iiams, 515.725.8240		
Licenses—fees, 15.1, 15.12		
<u>Filed</u> <u>ARC 4072C</u>	10/10/18	927

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10:55 PUBLIC HEALTH DEPARTMENT[641]		
Susan Dixon, 515.725.2183		
Outpatient diabetes education programs, amendments to ch 9		
<u>Filed</u> <u>ARC 4074C</u>	10/10/18	932
Maternal and child health program, amendments to ch 76		
<u>Filed</u> <u>ARC 4075C</u>	10/10/18	935
Center for rural health and primary care, amendments to ch 110		
<u>Filed</u> <u>ARC 4076C</u>	10/10/18	938
Iowa law enforcement emergency care provider, rescind ch 139		
<u>Filed</u> <u>ARC 4077C</u>	10/10/18	945
Medical cannabidiol program, 154.26, 154.27(5), 154.28(4), 154.51(3), 154.52(4), 154.69, 154.71, 154.72(1)		
<u>Filed</u> <u>ARC 4078C</u>	10/10/18	946
11:05 BREAK		
11:20 PROFESSIONAL LICENSURE DIVISION[645]		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Tony Alden, 515.281.4401; Venus Vendoures-Walsh, 515.242.6529		
Podiatrists, orthotists, prosthetists, and pedorthists—continuing education, practice, discipline, 222.3, 223.5, 224.2(32)		
<u>Notice</u> <u>ARC 4051C</u>	10/10/18	832
Physical therapists and physical therapy assistants—licensure compact, criminal history background check, 200.2, 200.3, 200.7(1)		
<u>Filed</u> <u>ARC 4102C</u>	10/24/18	1044
11:25 DENTAL BOARD[650]		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Jill Stuecker, 515.281.6935		
Advertising; designation of specialty, amend ch 26; rescind ch 28		
<u>Filed</u> <u>ARC 4099C</u>	10/24/18	1036
11:30 MEDICINE BOARD[653]		
PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Kent Nebel, 515.242.3268		
Standards of practice—medical cannabidiol, 13.15		
<u>Notice</u> <u>ARC 4082C</u>	10/24/18	992
Standards of practice for medical directors at medical spas—delegation and supervision of medical aesthetic services performed by qualified licensed or certified nonphysician persons or qualified laser technicians, 13.8		
<u>Notice</u> <u>ARC 4093C</u>	10/24/18	988
Application and licensure fees—acupuncturists, genetic counselors, 8.2(2), 8.14		
<u>Notice</u> <u>ARC 4094C</u>	10/24/18	987
Licensure of genetic counselors, ch 20		
<u>Notice</u> <u>ARC 4095C</u>	10/24/18	994

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11:40	PHARMACY BOARD[657] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Sue Mears, 515.281.5944 Correctional pharmacy practice, 15.4, 15.5(3), 15.7, 15.8(1) <u>Filed ARC 4073C</u> 10/10/18	930
	Temporary scheduling of cannabidiol drug products as Schedule V controlled substances, 10.39(4) <u>Notice ARC 4086C</u> , also <u>Filed Emergency ARC 4085C</u> 10/24/18	1022
	Universal practice standards—licenses, fees; telepharmacy, 8.35, 13.16 <u>Notice ARC 4092C</u> 10/24/18	1005
	Supervision of pharmacist-interns, 4.9 <u>Notice ARC 4091C</u> 10/24/18	1004
	Expanded practice standards—statewide protocols, amendments to ch 39 <u>Notice ARC 4096C</u> 10/24/18	1010
11:50	REGENTS BOARD[681] Andrea Anania, 515.281.6531 Regent admission index—change in calculation, 1.1(2) <u>Filed ARC 4079C</u> 10/10/18	952
11:55	SECRETARY OF STATE[721] Michael Ross, 515.725.2874 Elections technology security, ch 29 <u>Filed ARC 4103C</u> 10/24/18	1046
12:00	WORKFORCE DEVELOPMENT DEPARTMENT[871] David Steen, 515.725.5492 Overpayment of benefits—repayment, 25.7(6), 25.8(1) <u>Notice ARC 4047C</u> 10/10/18	858
12:05	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Kathleen Uehling, 515.725.5615 Federal occupational safety and health standards for exposure to beryllium—adoption by reference, 10.20 <u>Filed ARC 4071C</u> 10/10/18	925
	Hoistway lighting and conduit, 71.1, 72.10, 72.13(7), 73.8(8) <u>Notice ARC 4088C</u> 10/24/18	985

NO REPRESENTATIVE REQUESTED TO APPEAR

XX:00	INSPECTIONS AND APPEALS DEPARTMENT[481] Minimum construction standards for hospitals, 51.50 <u>Filed ARC 4070C</u> 10/10/18	923
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XX:00 IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495]		
Bona fide retirement for newly elected officials, 11.5(1)		
<u>Filed</u> <u>ARC 4100C</u>	10/24/18	1039
XX:00 IOWA PUBLIC INFORMATION BOARD[497]		
Advisory opinion requests; petitions for declaratory orders and rule making, 1.2(1), 3.1,		
3.3(3), 5.1		
<u>Filed</u> <u>ARC 4101C</u>	10/24/18	1041
XX:00 VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]		
Veterans trust fund, 14.4		
<u>Filed</u> <u>ARC 4105C</u>	10/24/18	1052