



THE RULES DIGEST

February 2011

Scheduled for committee review
Friday, February 11th, 2011
Senate Committee Room #116

Reference
XXXIII IAB No. 14(01/12/11)
XXXIII IAB No. 13(01/26/11)

HIGHLIGHTS IN THIS ISSUE:

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NURSING BOARD

8:15

Expanded intravenous therapy for the licensed practical nurse, IAB Vol. XXXIII, No. 14, ARC 9329B, ADOPTED.

Under the previous rules, a licensed practical nurse (LPN), under the supervision of a registered nurse, may engage in the limited scope of practice of intravenous therapy.

This filing allows:

- addition of intravenous solutions without adding medications to established intravenous sites.
- regulation of the rate of nonmedicated intravenous solutions.
- administration of maintenance doses of analgesics via the patient-controlled analgesic pump.
- discontinuation of peripheral intravenous therapy.
- administration of a prefilled heparin or saline syringe flush.

The rules also set out the role of a LPN in hemodialysis treatment, including:

- initiation and discontinuation of the hemodialysis treatment utilizing an established vascular access.
- administration of local anesthetic.
- administration of prescribed dosages of heparin or saline solution.
- administration of certain routine intravenous medications.

The rules detail additional procedures related to the expanded scope of practice of intravenous therapy, that the LPN can perform under the supervision of a registered nurse and upon completion of the board-approved expanded intravenous therapy certification course. These additional procedures may only be performed in a licensed hospital, a licensed skilled nursing facility and a certified end-stage renal dialysis unit.

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These rules were controversial when first reviewed under notice in August, 2010. Opponents contend that the employing hospital or facility may compel a registered nurse to provide the required supervision, and thus assume responsibility for any harm cause by the LPN. Opponents also noted that the term “supervision” was not defined and could be differently interpreted facility-by-facility. Opponents also questions the adequacy of training and experience requirements, noting that experience requirements were actually being reduced.

DEPARTMENT OF MANAGEMENT

8:50

Fiscal oversight of the early childhood Iowa initiative, IAB Vol. XXXIII, No. 14, ARC 9334B, ADOPTED.

2010 Iowa Acts, Senate File 2088, §282 provides for fiscal oversight of early childhood Iowa area boards by the Department of Management. this oversight includes:

- Reporting and other requirements to address the financial activities employed by area boards.
- Regular audits and other requirements of fiscal agents for area boards.
- Requirements for area boards to undertake and report on fiscal and performance reviews of the programs, contracts, services, and other functions funded by the area boards.

The Act creates both a state board and local area boards which implement the state policy. Each area must encompass not more than four counties; have contiguous borders; and have a minimum population, of children zero through age five, in excess of five thousand. the area boards are responsible for administering “school ready children” grant funds made available through the state.

DEPARTMENT OF ECONOMIC DEVELOPMENT

9:00

Iowa main street program, IAB Vol. XXXIII, No. 14, ARC 9336B, NOTICE.

This rulemaking amends the Department’s Chapter 39, “Iowa Main Street Program,” by updating language and descriptions, expanding eligibility to include Iowa cities of any population size (previously limited to communities under 50,000 in population), eliminating reference to operational grants for start-up local Main Street programs, and expanding designation of Main Street Iowa districts to include historic traditional neighborhood commercial districts as well as historic downtowns. Additionally, minor administrative changes were made to the rules.

A public hearing will be held February 1, 2011.

NATURAL RESOURCES DEPARTMENT

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9:25

State parks and recreation areas, IAB Vol. XXXIII, No. 14, ARC 9324B, ADOPTED.

This rulemaking implements portions of Iowa Code chapter 461A and includes proposed amendments to the Commission's rules governing campsite and facility reservations. The proposed amendments increase the percentage of campsites that may be reserved to 75%, remove the three percent credit card processing fee referenced throughout the rules, establish an online reservation change fee of \$5 and increase the call center change fee to \$7, establish an online cancellation fee of \$5 and increase the call center cancellation fee to \$7, and change the last day to make a rental facility reservation during the off season to seven days prior to the arrival date.

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Public access to private land for hunting; landowner grants for wildlife habitat, IAB Vol. XXXIII, No. 14, ARC 9325B, NOTICE.

This rulemaking designates the procedures used by the Department to develop a three-year pilot program to open up private lands for access to hunting. Funding is through a Voluntary Public Access and Habitat Incentive Program (VPA-HIP) Grant awarded to the Department by the U.S. Department of Agriculture as well as from wildlife habitat fees. The funds will be used to create, manage, and enhance wildlife habitat on private land in exchange for allowing public access for hunting.

A public hearing will be held February 3, 2011.

HUMAN SERVICES DEPARTMENT

9:35

Record checks for volunteers or substitutes at child care centers, IAB Vol. XXXIII, No. 14, ARC 9333B, NOTICE.

In this rulemaking, the Department proposes an amendment to clarify when record checks are required for persons who volunteer or substitute for staff at a child care center. The amendment provides that criminal and child abuse record checks are required when the volunteer or substitute:

- Is included in meeting the required child-to-staff ratio,
- Has direct responsibility for a child or children, or
- Has access to a child or children with no other staff present.

The child care center is responsible for the cost of the record checks and must maintain documentation that the checks were completed when required.

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