



IOWA GENERAL ASSEMBLY

Administrative Rules Review Committee

THE RULES DIGEST

May 2013

Scheduled for Committee review
Thursday, May 16th 2013
Room #116

Reference
XXXV IAB No. 218(04/17/13)
XXXV IAB No 22(05/01/13)

HIGHLIGHTS IN THIS ISSUE:

EXPANDED FUNCTION: LICENSED DENTAL HYGIENIST, Dental Board 1
MEDICAID PAYMENTS FOR SPECIAL EDUCATION, Education Department 2
BACKGROUND CHECKS, Human Resources Department 4

DENTAL BOARD

8:35

Expanded function: licensed dental hygienist, 05/01/13 IAB, ARC 0722C, NOTICE.

This proposal would allow a dentist to delegate an expanded function duty to a licensed dental hygienist if the dental hygienist has completed board-approved training. The preamble to the notice states: "The ability to perform expanded function duties would provide dental hygienists with increased access to job opportunities in a competitive job market."

The training requirements were put into place in 2012, specifically for dental assistants. Training must be accredited by the Commission on Dental Accreditation of the American Dental Association or be prior-approved by the board, and may include on-the-job training offered by a licensed dentist.

The expanded functions include:

- Taking occlusal registrations;
• Placement and removal of gingival retraction;
• Taking final impressions;
• Fabrication and removal of provisional restorations;
• Applying cavity liners and bases, desensitizing agents, and bonding systems;
• Placement and removal of dry socket medication;
• Placement of periodontal dressings;
• Testing pulp vitality;
• Monitoring of nitrous oxide inhalation analgesia.

EDUCATIONAL EXAMINERS BOARD

9:00

National certification, 05/01/12 IAB, ARC 0706C, NOTICE.

The proposal would allow an applicant for licensure, who has attained National Board Certification, to obtain an Iowa teaching license with the equivalent endorsement. the applicant must:

- Hold a BA degree with a minimum cumulative grade point average of 2.50
- Provide a valid out-of-state teaching license based on a state-approved teacher preparation program.
- Provide a recommendation from a regionally accredited institution, a state department of education, or a state's standards board indicating the completion of a state-approved teacher preparation program.
- Provide an official institutional transcript.
- Have 160 days of teaching experience during the previous five-year period or complete six semester hours of college credit within the five-year period.
- Provide verification of successfully passing the Iowa-mandated assessment.
- Provide valid, current National Board Certification.

EDUCATION DEPARTMENT

9:20

Medicaid payments for special education, 04/17/13 IAB, ARC 0693C, NOTICE.

The federal government now allows schools to access Medicaid to pay for special education services, as part of the “free and appropriate education” (FAPE) standards. Federal regulation requires one-time consent and written notification for schools to access Medicaid or other public insurance benefits and then annual notification. The Medicaid expansion ensures that all services necessary to provide FAPE are provided to children with disabilities at no cost to the parent, including services such as assistive technology devices or assistive technology services, related services, supplementary aids and services, and transition services.

EDUCATION DEPARTMENT

9:20

Standards for school administration manager programs, 04/17/13 IAB, ARC 0694C, NOTICE.

These rules set out a process for approving training programs for school administrators. Approval of new programs is for a period of seven years. Existing programs are “grandfathered” for five year; at that point they must complete the approval process.

The proposal sets out six general standards and a variety of criteria that detail the components of school administration; the standards set out technological competencies, human resources management requirements, and professional qualities.

EDUCATION DEPARTMENT

9:20

Community colleges: associate of professional studies, 04/17/12 IAB, ARC 0687C, ADOPTED.

The Department revises degree requirements for community colleges. The rules create an “Associate of professional studies” as a pilot program. The associate degree consists of between 62 and a maximum of 68 semester credit hours. The general education component consists of a minimum of 30 semester credit hours including 3 credit hours of each of the following: speech, mathematics, humanities, social and behavioral sciences, science; 6 credit hours of writing; and 9 credit hours distributed among mathematics, social and behavioral sciences, humanities, and science.

The technical specialty component of the associate degree consists of a minimum of 16 credit hours of career and technical coursework accepted by a receiving baccalaureate degree-granting institution as applying toward a specific major or program of study. The technical specialty component of the degree also consists of a minimum of 16 additional credit hours of career and technical coursework accepted by the receiving institution as electives.

An associate of professional studies degree program of study must have a minimum of three agreements with baccalaureate degree-granting institutions, at least one of which must be a public institution. The agreements shall provide for the application of no fewer than 60 credit hours toward the graduation requirements of each baccalaureate degree program.

INSURANCE DIVISION

9:35

Securities regulation, 05/01/12 IAB, ARC 0716C, NOTICE.

This proposal contains a general revision of the divisions’ regulation of securities; most of the amendments update existing regulations. Many of the amendments are based on the North American Securities Administrators Association (NASAA) model.

NATURAL RESOURCES COMMISSION

10:20

Furbearer regulations, 05/01/12 IAB, ARC 0718C, NOTICE.

This rulemaking adds six counties to the open area for bobcats and remove the statewide quotas for bobcats and river otters. These amendments allow the season for river otters and bobcats to run concurrently with the other furbearer seasons. Federal

regulations require that a CITES tag must be obtained for each bobcat and river otter harvested. These amendments reduce the number of river otters a fur harvester may take during the season from three to two to prevent the taking of too many river otters in any one area. Populations of these furbearers are at a level that will sustain this additional level of harvest and allow Iowa's hunters and trappers additional opportunities without negatively impacting these populations.

HUMAN SERVICES DEPARTMENT

10:45

National criminal history checks for registered child development homes, child care homes, and providers receiving child care assistance payments, 01/23/13 IAB, ARC 0715C, ADOPTED.

These amendments implement legislation requiring the Department to conduct national criminal history record checks on all registered child development homes, child care homes, and providers receiving child care assistance payments, starting July 1, 2013. All persons subject to a record check in registered child development homes and child care homes and persons subject to a record check for the purpose of receiving child care assistance payments will be required to submit fingerprints for a national criminal history record check. All individuals subject to the record check will be responsible for any costs associated with the "rolling" or preparation of the prints. The Department is responsible for the costs of the national criminal history record check.