



# THE RULES DIGEST

June  
2015

**Scheduled for Committee review**  
**Tuesday, June 9, 2015**  
**Room #116**

Reference  
XXXVII IAB No. 23(05/13/15)  
XXXVII IAB No. 24(05/27/15)

**HIGHLIGHTS IN THIS ISSUE:**

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## Human Services Department

9:15

*Implementation of Preventing Sex Trafficking and Strengthening Families Act, 05/27/15 IAB, ARC 1997C, NOTICE.*

These amendments implement the federal Preventing Sex Trafficking and Strengthening Families Act, which requires state child welfare agencies to implement procedures for the identification of and provision of services to victims of sex trafficking. The law also includes requirements for state child welfare agencies to enhance foster care transition programs in such a way that caretakers will make better decisions that better prepare youth for adulthood. The requirements include, for example, providing a child who ages out of foster care proper identification needed to gain employment.

## Natural Resources Department

9:35

*State Lands Volunteer Program, 05/13/15 IAB, ARC 1989C, NOTICE.*

This new chapter implements the State Lands Volunteer Program created by the passage of 2014 Iowa Acts, House File 2397. The chapter establishes a registration program for select nonprofit organizations that, along with individuals providing services on behalf of those nonprofits, will be eligible for liability protections under Iowa Code chapter 669, the Iowa Tort Claims Act, while performing qualifying volunteer services. Qualifying “volunteer” services, triggering volunteer liability protection under Iowa Code section 669.24, will include more than the manual labor assistance activities traditionally associated with the term “volunteer,” all of which are still covered. For

example, in addition to more routine activities, like trail work, litter pickup, mowing, and other maintenance-type activities, concession operations in which the net proceeds are donated to the state park and park fundraising events may now be considered “volunteer” activities.

## **Iowa Public Information Board**

10:00

*Open meetings, 05/27/15 IAB, ARC 2010C, NOTICE.*

This amendment reflects board decisions on complaints to the board involving the open meetings laws in Iowa Code chapter 21. The amendment covers when notice of a meeting of a government body must be posted, where such notice must be posted, and procedures for notice in tentative agendas of closed session items.

## **Labor Services Division**

10:15

*Child labor, 05/27/15 IAB, ARC 2014C, NOTICE.*

These amendments implement 2015 Iowa Acts, House File 397, remove obsolete language, and make other updates to the division’s rules regarding child labor. The amendments provide that child labor work permits are issued only by the Labor Commissioner and strike language providing for the issuance of work permits through schools. The amendments require submission of an application for a work permit within three days of when a child begins work. The amendments update other requirements for applications. The amendments update the procedures for counting child labor violations.

## **Labor Services Division**

10:15

*Amusement rides and devices, concession booths, and bungee jump operations, 05/13/15 IAB, ARC 1987C, NOTICE.*

These proposed amendments rescind and replace rules governing amusement rides and devices. Current rules have seen only minor modifications in the past 40 years and are obsolete.

The proposals reflect new technologies and national industry trends, including adoption by reference of ASTM Standards on Amusement Rides and Devices. The ASTM safety standards are national consensus standards developed with input from the amusement ride and device industry and are flexible to cover new equipment. Members

of the regulated community have already achieved significant compliance with these industry standards. Separate standards specific to zip lines and tramways and a new chapter for bungee jumping are also proposed.

The proposed rules also clarify the scope of jurisdiction over amusement devices and concession booths; set minimum standards for employees of amusement operations; codify existing practices for many administrative functions; set forth procedures for denial, termination, suspension, or revocation of an operating permit or sticker; set forth procedures for leasing covered equipment; and conform to various statutory provisions.

Prior to submitting these amendments, the Labor Commissioner obtained input from stakeholders and made changes based on that feedback.

The compliance deadline for certain provisions is July 1, 2020.

## **Corrections Department**

10:30

*Iowa Prison Industries, 05/13/15 IAB, ARC 1990C, NOTICE.*

These proposed amendments make a variety of changes to rules for Iowa Prison Industries, including matters such as addresses, hours of operation, and location of product catalogs. The amendments also clarify that products may be sold to contractors when the products will be sold to a public entity, adopt by reference the provisions of Department of Administrative Services rules dealing with procurement of goods and services, and replace the term “prevailing wage” with “wage range.” The amendments define “wage range” as the 10th percentile and 90th percentile wages.