



THE RULES DIGEST

July
2015

Scheduled for Committee review
Tuesday, July 14, 2015
Room #22

Reference
XXXVII IAB No. 23(05/13/15)
XXXVII IAB No. 25(06/10/15)
XXXVII IAB No. 26(06/24/15)

HIGHLIGHTS IN THIS ISSUE:

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Dental Board

10:10

General supervision of dental assistants, 06/10/15 IAB, ARC 2030C, ADOPTED.

Dental assistants—expanded function procedures, general and public health supervision, 06/10/15 IAB, ARC 2028C, ADOPTED.

These amendments make a variety of changes to the board's rules relating to dental assistants.

Current rules regarding the general supervision of a dental assistant have been interpreted to require that a dentist first examine the patient prior to delegating services to be provided by a dental assistant. The amendments specify this requirement.

The amendments increase the number of services a dentist may delegate to a dental assistant under general supervision by adding the use of a curing light and intraoral camera.

The amendments increase the number of expanded function procedures that a licensed dentist may delegate to a dental assistant under general supervision from 9 procedures to 16, define the supervision requirements for the performing of all expanded functions, and set education and training requirements for all expanded functions.

Current rules authorize dental assistants to work under the personal, direct, or general supervision of a licensed dentist. The amendments would authorize an Iowa-licensed dentist to provide public health supervision to a registered dental assistant if

the services are provided in a public or private school, public health agencies, hospitals, or the armed forces.

Dental Board

10:10

Authorized practice, expanded function procedures and education and training for dental hygienists, 06/24/15 IAB, ARC 2043C, NOTICE.

These proposed amendments make a variety of changes to the board's rules relating to dental hygienists.

These amendments clarify that the removal of adhesives and the preliminary charting of existing dental restorations and teeth are permissible services a dental hygienist may perform under the supervision of a licensed dentist by listing those specific procedures in the rules.

Current rules do not allow a dentist to delegate expanded function procedures to a dental hygienist. These amendments would allow a dentist to delegate expanded function procedures to a dental hygienist. The amendments list each expanded functions procedure, define the supervision requirements when each procedure is performed, and set the education and training requirements for the procedure.

Natural Resource Commission

10:45

Waterfowl and coot hunting—season dates, 06/10/15 IAB, ARC 2033C, NOTICE.

Common snipe, Virginia rail and sora, woodcock, ruffed grouse and dove hunting—possession limits, 06/10/15 IAB, ARC 2032C, NOTICE.

These proposed rules revise the season dates for waterfowl and coot, and the possession limits for common snipe, Virginia rail and sora, woodcock, ruffed grouse and doves for the 2015-2016 hunting season. These revisions comply with the 2015-2016 federal regulations as anticipated by the Department of Natural Resources, based on meetings with the U.S. Fish and Wildlife Service (USFWS) this year. The final USFWS regulations are not published until July, yet the season begins in September. Therefore, the department must begin the rulemaking process before the final federal parameters have been set in order to ensure timely adoption. The rules also include a special teal season.

Racing and Gaming Commission

10:55

Iowa greyhound pari-mutuel racing fund, 06/24/15 IAB, ARC 2045C, NOTICE.

This proposed rule establishes the Iowa Greyhound Pari-Mutuel Racing Fund, pursuant to 2014 Iowa Acts, Senate File 2362. The rule establishes criteria for annual distributions of money from the fund. Fifty percent of the money in the fund will be distributed to the Iowa Greyhound Association. Additional payments will be made to greyhound adoption agencies, greyhound kennel owners, trainers, assistant trainers, and industry participants who are able to demonstrate financial hardship caused by the closing of the pari-mutuel dog racetrack located in Pottawattamie County. The department will retain money to cover administrative expenses for the fund. The rule establishes an application process, criteria, and distribution formula for any money remaining in the fund after such payments have been made. The rule also provides for an application process for one time payments to be provided if live greyhound racing should cease in Dubuque County in or after calendar year 2015 but prior to 2022.

Corrections Department

11:15

Iowa Prison Industries, 05/13/15 IAB, ARC 1990C, NOTICE, HELD OVER FROM JUNE.

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 defined “wage range” as the 10th percentile and 90th percentile wages.

At the committee’s June meeting, further review of this noticed rule was scheduled for the committee’s July meeting. Since then, the department has made revisions to the noticed rule and adopted it. The adopted and filed rule has been published in the 7/8/15 Administrative Bulletin. The revisions include criteria for when products can be sold to a general contractor on behalf of an authorized customer and a newly revised definition of “wage range.” The adopted and filed rule defines “wage range” as the wage paid that is commensurate to wages paid to persons in similar jobs outside the correctional institution.