



Fiscal Services Division

ADMINISTRATIVE RULES – FISCAL and JOB IMPACTS SUMMARIES

May 10, 2011

Section 17A.4(4) Iowa Code requires the Legislative Services Agency (LSA) to analyze the fiscal impact of all administrative rules with an impact of \$100,000 or more and provide a summary of the impact to the Administrative Rules Review Committee (ARRC). Fiscal Impact Statements filed by State agencies can be found on our website at http://staffweb.legis.state.ia.us/lfb/docs/Admin_Rules/arfiscal_notes.htm

Department of Agriculture and Land Stewardship

ARC 9456B

Rule Summary Allows the Department of Agriculture and Land Stewardship to inspect the premises and review the records of a commercial establishment with a federal permit.

Fiscal Impact No fiscal impact to the State.

STAFF CONTACT: Debra Kozel (Ext. 16767)

Department of Economic Development

ARC 9455B

Rule Summary Increases eligibility of the Main Street Program to include Iowa cities of any population size. Expands Main Street Iowa district designation to include historic traditional neighborhood commercial districts as well as historic downtown areas. Removes references to operational grants for startup local Main Street programs.

Fiscal Impact No fiscal impact.

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ARC 9485B

Rule Summary Implements a new site development program to increase the availability and expedite the development and redevelopment of potential commercial and industrial sites in Iowa

Fiscal Impact Senate File 2389 (FY 2011 Infrastructure Appropriations Act) appropriated \$175,000 from the School Infrastructure Fund for FY 2011 to provide site development consultations. Any unspent money from this appropriation will revert at the end of the fiscal year unless changed by the 2011 General Assembly. The Department of Economic Development (DED) is permitted to use up to \$75,000 of the appropriation for contracting with third parties to provide the site development consultations. The DED is permitted to charge a reasonable fee to cover the costs of consultation to be paid for by the local government or local economic development official. An estimate of the amount of fees that will be collected and deposited in the General Fund is not yet available. The DED plans on establishing fees through a cost sharing formula that would charge for a percentage, up to a designated cap, of the services of a site development consultant if the local government or local development official wants a site development consultation. The DED held a design kaizen for the Site Certified Program December 13-17, 2010, to establish definitive parameters for the Program.

STAFF CONTACT: Kenneth Ohms (Ext. 52200)

Iowa Finance Authority

ARC 9454B

Rule Summary Rescinds rules relating to the Homeless Shelter Assistance Program that were superseded by the Shelter Assistance Fund rules that established the parameters for the Emergency Shelter Grant Program that provides assistance to homeless and domestic violence shelters.

Fiscal Impact No fiscal impact.

ARC 9457B

Rule Summary Deletes the requirement that temporary jobs be included as part of mandatory I-JOBS reporting.

Fiscal Impact No fiscal impact.

ARC 9499B

Rule Summary Rescinds rules relating to the Entrepreneurs with Disabilities Program that was transferred to the Department of Education's Vocational Rehabilitation Services Division.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Kenneth Ohms (Ext. 52200)

Department of Education

ARC 9475B

Rule Summary Clarifies a variety of provisions regarding extracurricular interscholastic competition, including:

- Redefines the term “all-star” to mean a secondary student from a high school interscholastic athletic team that has an outstanding performance as the basis for the student’s selection to compete as an all-star.
- Redefines the term “all-star contest” as an event when an admission is charged and where all-stars compete during the school year against other all-stars, individually or as a team.
- Specifies that the 30-day grace period for updating athletic physical examinations is based on calendar days.
- Specifies that awards presented by secondary school or registered organizations to students for participation in interscholastic athletics cannot exceed a value of \$50. Specifies that awards for participation in non-school programs cannot exceed \$50 in value.
- Specifies that the 10-day eligibility period for a transfer student to participate is based on school days.
- Permits school personnel to coach a senior student from the coach’s school in an all-star contest once the student’s interscholastic athletic season for that sport has concluded.
- Specifies that the 20-day limit on athletics governing organizations for scheduling a hearing on objections to an eligibility decision is based on calendar days.
- Specifies that the five-day notice of such a hearing and the five-day limit for issuance of a written decision after the hearing are based on business days.
- Specifies that the 10-day deadline for filing an appeal after the decision of the governing organization is based on business days.
- Specifies that the 20-day deadline for scheduling a hearing on the appeal is calendar days. Specifies that the five-day notice to the appellant of the hearing is based on business days.
- Specifies that the 10-day deadline for denial by the governing organizations of agreements between schools to allow students to participate in the activities of another school is based on calendar days.
- Specifies that the 45-day notice of appeal of a governing organization’s denial of such an agreement is based on calendar days.

Fiscal Impact No fiscal impact.

ARC 9477B

Rule Summary Strikes the exemption from the requirement for a physical examination prior to participation in interscholastic athletics for secondary students based on religious beliefs.

Fiscal Impact No fiscal impact.

ARC 9476B

Rule Summary Allows local school administrators to make decisions regarding the posting of notices of open gyms.

Fiscal Impact No fiscal impact.

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ARC 9472B

Rule Summary Strikes a requirement that new school bus drivers take both the new driver course and the annual course for all drivers in their first year of employment. Permits the employer to impose additional training requirements for any driver.

Fiscal Impact No fiscal impact.

ARC 9474B

Rule Summary Creates standards and procedures for the approval of training programs for individuals seeking authorization from the Board of Educational Examiners required to be employed as school business officials responsible for the financial operations of a school district.

Fiscal Impact No significant fiscal impact.

ARC 9473B

Rule Summary Modifies the definition of fund balance to conform with Generally Accepted Accounting Principles (GAAP) as specified by the Governmental Accounting Standards Board (GASB).

Fiscal Impact No fiscal impact.

STAFF CONTACT: Robin Madison (Ext. 15270) Shawn Snyder (Ext. 17799)

Department of Revenue

ARC 9478B

Rule Summary Updates references to data used to value agricultural properties. Removes references to the Iowa Crop and Livestock Reporting Service as it is no longer an applicable agency.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Department of Public Health

ARC 9443B

Rule Summary Revises the levels of emergency medical services (EMS) to emergency medical responder, emergency medical technician, advanced emergency medical technician, and paramedic. Requires current emergency medical providers to transition to the new levels to be consistent with nationwide standards. Specifies requirements for EMS training programs and requires accreditation for training programs conducting paramedic courses.

Fiscal Impact No fiscal impact.

ARC 9444B

Rule Summary Requires ambulance services to submit reportable patient data electronically to the Department of Public Health.

Fiscal Impact No fiscal impact.

ARC 9445B

Rule Summary Updates trauma categorization criteria for Iowa's 118 hospitals to comply with national recommendations.

Fiscal Impact No fiscal impact.

ARC (number not available)

Rule Summary Clarifies requirements relating to surgery conducted in facilities protected under the Volunteer Health Care Provider Program (VHCPP). Provides for where the surgery can be performed, who can perform the surgery, and the required follow-up for the surgery. Adds definitions and alphabetically organizes the health care providers eligible to received VHCPP protection.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Thompson (Ext. 16764)

State Public Defender – Department of Inspections and Appeals

ARC 9447B

Rule Summary Clarifies and modifies attorney fee contracts in appellate cases and fee limitations. The rules bring the State Public Defender's Office in compliance with two recent Supreme Court decisions. State v. Dudley (May 2009) and Simmons v. Iowa State Public Defender (November 2010). The Dudley case addressed the recovery of restitution payments while the Simmons case dealt with attorney fee limits and contracts at the appellate level. Results in formally implementing the emergency rules filed in January 2011.

Fiscal Impact Minimizes the fiscal impact of two recent Supreme Court decisions regarding indigent defense.

STAFF CONTACT: Beth Lenstra (Ext. 16301)

Iowa Telecommunications and Technology Commission

ARC 9469B

Rule Summary Removes references to the multiple advisory committees of the Iowa Telecommunications and Technology Commission that no longer exist. Aligns rules with the description of the current agency organization.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Utilities Division – Department of Commerce

ARC 9494B

Rule Summary Implements various changes relating to cable franchising. Changes include:

- Creates new notice and application requirements. Requires applicants to provide documentation that proves sufficient managerial, technical, and financial capability to provide cable or video service to a proposed area. Requires applicants to provide copies of advertisements or news releases announcing the intent to provide cable or video services to a proposed area.
- Allows the Iowa Utilities Board 30 days to issue a certificate of franchise authority, unless more time is needed for review.

- Eliminates the application fee and other fees included in the current rules in light of allowing the Board to assess its costs associated with a certificate. The Board plans to use assessment authority for review of applications or processing certificates.
- Creates new provisions regarding what happens when a certificate holder fails to commence operations or ceases providing service.

Fiscal Impact No fiscal impact. The Board will use assessment authority instead of application and other fees, and anticipates the assessment to be an amount similar to the previous fees.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Department of Veterans Affairs

ARC 9471B

Rule Summary Department of Veterans Affairs: Expands eligibility for the Injured Veteran Grant Program to include an injury requiring at least 30 consecutive days of hospitalization at a military hospital. The change applies regardless of whether the veteran was evacuated from the combat zone at or near the time of the injury. Permits an additional time of eligibility if a veteran receives a subsequent unrelated injury.

Fiscal Impact Depending upon the severity of the injury, each veteran could receive up to \$10,000 for an injury. The original appropriation for the Program was \$3.0 million. Since then, 283 members of the military have received grants ranging from \$2,500 to \$10,000. As of March 31, 2011, approximately \$528,000 of the appropriation remained.

The Department of Veterans Affairs is unable to estimate the number of veterans that may benefit from the eligibility expansion.

ARC 9492B

Rule Summary Iowa Veterans Home: Permits Gold Star parents to be eligible for admission to the Iowa Veterans Home if the parent has lost at least one child in active military service. Clarifies the support billing process and the resident financial obligations at the Home.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

Environmental Protection Commission

ARC 9366B

Rule Summary Proposes different budget options for air quality programs at the Department of Natural Resources (DNR) based on a request from the Environmental Protection Commission at the December 2010 meeting. Currently, the Title V Operating Permit fee is \$56 per ton for air pollutants emitted. At the noted meeting, the request was to increase the fee to \$65 per ton. This rulemaking provides status quo services for the air quality program. For more information refer to: <http://www.iowadnr.gov/air/prof/progdev/progdev.html> . The options include:

- Option #1 establishes the Title V fee cap at \$65/ton. This fee cap is based on a one-year projection of expenditures and emissions levels.
- Option #2 establishes a Title V fee cap of \$89/ton with a likely fee of \$65/ton. This fee cap is based on a five-year projection of expenditures and emissions levels.

- Option #3 establishes an annual minimum fee of \$5,000 and increases the Title V fee cap to \$65/ton. Under this option, the \$65/ton fee cap is anticipated to be sufficient for two years.
- Option #4 removes the 4,000-ton ceiling on emissions, reduces the Title V fee to \$47/ton, and retains the existing Title V fee cap of \$56/ton.
- Option #5 establishes pre-construction permit fees for Title V facilities.

Fiscal Impact

The DNR is approved to issue federal Title V Operating Permits and collects annual emission fees. Iowa's Title V fee is based on the first 4,000 tons of each regulated air pollutant emitted each calendar year from each major stationary source. Currently the Iowa fee is \$56 per ton for the first 4,000 tons of each regulated pollutant. The fees are deposited in the Air Contaminant Source Fund and the funds are transferred to the DNR Air Quality Bureau to pay for the cost of issuing construction, prevention of significant deterioration (PSD), and operating permits. Funds are also used for stack test observation, emission inventory, monitoring, compliance assistance, and inspections.

Owners or operators of approximately 275 air pollutant sources that are subject to the Title V operating permit program will be affected by these options. These are major sources that actually (or have the potential to) emit 100 or more tons/year of a regulated air pollutant or 10 tons per year (25 tons per year combined) of any hazardous air pollutant. The fiscal impact to an individual facility will depend on the outcome of the rulemaking, but could depend on actual air emissions reported for the facility each calendar year, the fee set by the Environmental Protection Commission in any given year, or the number of projects requiring pre-construction application reviews. Emissions will be reported by facility by March 31, 2011.

STAFF CONTACT: Debra Kozel (Ext. 16767)

Petroleum Underground Storage Tank Fund Board

ARC 9461B

Rule Summary Removes copayment requirements for contaminated Underground Storage Tank (UST) sites eligible for State cleanup reimbursement through the UST Marketability Fund (see Iowa Code Section 455G.21).

Fiscal Impact The statutory change that this rule implements will potentially increase the State-funded share of cleanup costs at impacted sites. However, those cleanup costs may already be eligible under other provisions of Iowa Code Chapter 455G, so the fiscal impact will depend on the individual ownership characteristics of the sites. This rule implements the statutory change made in the 2010 Legislative Session (HF 2581 – FY 2011 Standings Appropriations Act).

ARC 9460B

Rule Summary Changes the responsible party payment requirements relating to the Underground Storage Tank (UST) Fund reimbursement.

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Fiscal Impact The change allows the UST Board to reimburse tank removal expenses paid on sites that would previously have been ineligible. The reimbursement from the UST Fund is limited to \$15,000 per site.

The UST Administrator projects that more than seven sites may receive this new benefit each year so the impact on the UST Fund is potentially greater than \$100,000 per year. The UST Fund balance, combined with the ongoing revenue stream of the UST Program, is sufficient to absorb the new UST Program costs.

STAFF CONTACT: Jeff Robinson (Ext. 14614)

Department of Human Services

ARC 9439B

Rule Summary Updates and clarifies the Family Investment Program (FIP) and Medicaid Program eligibility for persons that are not United States citizens.

Fiscal Impact No fiscal impact.

ARC 9479B

Rule Summary Provides the annual update of the premium levels for the Medicaid coverage group for employed people that are disabled (MEPD). Limits the premium to less than five percent of the income. Results in most of the poverty level income increments and premium amounts being changed to maintain a sliding scale with a reasonable number of gradually increasing income and premium increments. Requires those eligible to mail a money order or personal check for the cost of the premium to the Department of Human Services.

Fiscal Impact These changes are estimated to save the General Fund \$34,000 in FY 2012 and \$76,000 in FY 2013.

ARC 9440B

Rule Summary Adds Assertive Community Treatment (ACT) to the array of services under the Medicaid Program.

Fiscal Impact Minimal fiscal impact. Most Medicaid members are currently in the Iowa Plan, where ACT is an optional service paid by that Plan.

ARC 9448B

Rule Summary The rule makes the following changes:

- Removes the requirement for making emergency access to the Medicaid Program case manager available 24 hours per day.
- Requires the Medicaid Program member's crisis plan to contain after-hours contact information for all persons or resources identified for the member and an alternate contact to be used in the event that an individual provider not employed by an agency does not appear to provide services as scheduled.

Fiscal Impact No fiscal impact.

ARC 9441B

Rule Summary Clarifies record check requirements for persons that volunteer or substitute for staff at a child care center when the volunteer or substitute:

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

Fiscal Impact No fiscal impact.

ARC 9481B

Rule Summary Sets a variety of policies for the Civil Commitment Unit for Sexual Offenders (CCUSO) that is located on the campus of the Cherokee Mental Health Institute. Adds policies relating to visitations, grievances, photographing and recording of individuals committed to the facility, release of information, communications with individuals committed to the facility, use of the buildings and grounds, gifts and bequests to the facility, and recovery of the cost of an individual's care from the individual or a responsible party.

Fiscal Impact No fiscal impact.

ARC 9487B

Rule Summary Renames the Medicaid Program remedial services the Medicaid Program behavioral health interventions and transfers the administration of the service to the mental health managed care contractor.

Fiscal Impact The transfer to a managed care contractor is estimated to save the General Fund \$1.5 million per year in FY 2012 and FY 2013. The Governor's FY 2012 General Fund Medicaid Program appropriation recommendation includes this estimated savings.

ARC 9497B

Rule Summary Makes the following changes to the Medicaid Home and Community-Based Services (HCBS) intellectual disability (ID) waiver:

- Allows supported community living (SCL) service providers to include transportation costs to and from work and day services as reimbursable costs of the SCL service.
- Changes the frequency of psychological evaluations and re-evaluations of a member to determine a diagnosis of mental retardation for meeting the level of care requirements.
- Develops the criteria and process for implementation of one statewide waiting list to assure that all applicants have equal access to funding slots.

Fiscal Impact The changes for transportation will only shift the entities that provide the transportation services in certain instances and have no fiscal impact.

Changes in the number of psychological evaluations performed are estimated to save the State \$100,000 annually. The savings was included in the FY 2011 budget.

The Centers for Medicare and Medicaid Services (CMS) is requiring the State to convert to a statewide waiting list for the ID Waiver from the current 99 county lists and one State waiting list. As individuals drop off the waiver the next person in line for the Waiver will be added regardless of funding. This change is estimated to cost the State \$761,000 in FY 2012 and \$1.1 million in FY 2013. Counties will also be adversely affected by this change, but the fiscal impact cannot be determined due to insufficient county data. The Governor did not include this cost in the FY 2012 Medicaid appropriation recommendation.

ARC 9488B

Rule Summary Prohibits the use of prone restraints in foster group care facilities, emergency juvenile shelters, and juvenile detention facilities. Prone restraint is a physical restraint technique when a child is held face down on the floor. Permits attestations of employee health for those employees that have direct contact with clients or are involved in food preparation, to be provided by advanced registered nurse practitioners or physician assistants, as well as physicians. Requires 24-hour supervision by staff that are awake for their entire shift as opposed to being available by sleeping at the facility.

Fiscal Impact No fiscal impact.

ARC 9489B

Rule Summary Updates the Child Abuse Prevention Program providing for:

- Alignment with the current procurement of services requirements.
- New federal requirements for States relating to community-based prevention of child abuse.
- A more generalized description of the Program for flexibility when conducting the RFP and contracting processes.

The Department of Human Services (DHS) made one technical change to the Noticed Rule due to public comment received to clarify that it is the intent of the DHS to begin a one-year contract for program administration that can be extended at the discretion of the DHS for five one-year increments.

Fiscal Impact No fiscal impact. The DHS is undergoing a new Request for Proposal (RFP) issuance for the Program for FY 2012.

ARC 9490B

Rule Summary Updates the sliding fee schedule for the Care Assistance Program for State FY 2012 based on the federal poverty income guidelines issued in federal FY 2011.

Fiscal Impact No fiscal impact. Increasing the fee schedule income levels holds families that have increased income harmless when compared to the increase in the poverty level. These families will maintain eligibility for the Child Care Assistance Program without paying higher fees.

ARC 9491B

Rule Summary Updates family-centered child welfare services to align with the language in the RFP and the new contacts that will begin in FY 2012. This includes:

- Updates terminology to reflect the State contracting terminology.
- Clarifies the entities that may be included in the provision of services.

- Conforms the expectations for contractors to the language that is in the current RFP.

Changes were made to the Noticed Rule due to public comment received, to clarify that the DHS does not intend to refer a family for safety services if the family's safety plan is sufficient to make the child conditionally safe without services. Clarifies that service activities may be delineated in more detail during contract negotiations.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Jess Benson (Ext. 14611) Deborah Thompson (Ext. 16764)

Real Estate Commission

ARC 9486B

Rule Summary Creates a timeframe for reporting disciplinary action in another State or jurisdiction. Specifies that failure to notify the Real Estate Commission within 15 days after entry of an adverse action taken by another state or jurisdiction is cause for disciplinary action.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Natural Resource Commission

ARC 9446B

Rule Summary Updates the operating speed for boats with motors larger than 1.5 horsepower operated on artificial lakes of 100 acres or less from a "no-wake speed" to a speed of not greater than 5 miles per hour.

Fiscal Impact No fiscal impact to the State.

ARC 9496B

Rule Summary Designates the procedures used by the Department of Natural Resources (DNR) to develop a three-year pilot program to public hunting on private lands.

Fiscal Impact No fiscal impact.

ARC 9495B

Rule Summary Adds a mourning dove hunting season and sets the season dates, bag and possession limits, shooting hours, and areas open for hunting.

Fiscal Impact The fiscal impact in terms of generating new revenue to the Fish and Game Protection Fund will be minimal as most mourning dove hunters currently purchase a Migratory Bird License and pay the Habitat Fee. However, the DNR estimates there will be 15,000 to 20,000 hunters based on the number of hunters in surrounding states. The average number of days for mourning dove hunting is 3.3 days and the National Hunting and Fishing Survey in 2006 stated that Iowa hunters spend an average of \$104 per day hunting. If there are 15,000 hunters that hunt for 3.3 days and spend \$104 per day, the economic impact is \$5.4 million. If there are 20,000 hunters the economic impact would be \$6.9 million, equating to \$345 per hunter.

Jobs Impact The same survey indicates that a possible 90 additional jobs would be created with these additional hunters. This is derived from the existing data that in Iowa upland bird hunters expenditures support 1,800 jobs in Iowa for the 1.3 million days of upland hunting or one job is supported for every 733 days of hunting. Using this estimate, if there are 66,000 days of dove hunting in Iowa (maximum range of 20,000 hunters and 3.3 days of hunting), this would generate 90 additional jobs in Iowa.

STAFF CONTACT: Debra Kozel (Ext. 16767)

Accountancy Examining Board

Rule Summary Updates the definition of “attest” to include crucial services that should continue to be performed by licensed accountants. **ARC 9484B and 9483B**

Fiscal Impact No fiscal impact.

Rule Summary Changes definitions to reflect the shift from Generally Accepted Accounting Principles (GAAP) and to International Financial Reporting Standards (IFRS). Updates references to the Accountancy Licensing Database (ALD). Updates the reinstatement application. **ARC 9482B**

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Department of Corrections

Rule Summary Permits sheriff discretion to determine if electronic devices can be carried by staff in a jail. Complies with a statutory change from 2010 requiring veteran status verification of newly admitted prisoners. Addresses installation of mirrors, ensures adequate meals are served, and requires annual staff training on suicide prevention. **ARC 9442B**

Fiscal Impact No significant fiscal impact.

STAFF CONTACT: Beth Lenstra (Ext. 16301)

Board of Educational Examiners

Rule Summary Authorizes the Executive Director of the Board of Educational Examiners to deny an application for a Class B license if the applicant is currently under investigation by the Board and probable cause has been found. **ARC 9450B**

Fiscal Impact No fiscal impact.

Rule Summary Requires administrators seeking renewal of a license to obtain the signature of the superintendent if they do not meet the renewal requirements. For superintendents, the signature of the local school board president is required. **ARC 9453B**

Fiscal Impact No fiscal impact.

ARC 9451B

Rule Summary Updates the renewal of five-year teaching licenses to reflect current practice.

Fiscal Impact No fiscal impact.

ARC 9452B

Rule Summary Updates the renewal of Professional Services licenses to reflect current practice.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Robin Madison (Ext. 15270)

Engineering and Land Surveying Examining Board

ARC 9462B

Rule Summary Clarifies and updates requirements of academic transcripts for license and examination applicants.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Insurance Division – Department of Commerce

ARC 9498B

Rule Summary Prohibits unfair trade practices, including provisions prohibiting unfair discrimination against individuals of the same class. Provides reasonable standardization and simplification of terms and coverages of individual accident and sickness insurance policies.

The proposed rules are intended to implement the federal Patient Protection and Affordable Care Act (PPACA) by setting forth the requirements and procedures to be followed by insurance companies for individual health insurance coverage for children under the age of 19. Persons and entities must comply with the rules beginning May 25, 2011, for policies offered for sale on or after May 25, 2011.

Fiscal Impact No fiscal impact. The cost of administering these rules can be done with existing staff and budget levels of the Insurance Division. The Division is not able to estimate a possible cost impact to policy premiums.

ARC 9500B

Rule Summary Requires State of Iowa employees group health plans to provide coverage benefits to individuals less than twenty-one years of age for the diagnostic assessment of Autism Spectrum Disorders and for the treatment of Autism Spectrum Disorders.

Fiscal Impact No fiscal impact.

There is little or no fiscal impact on the Insurance Division. The estimated fiscal impact of the Autism Spectrum Disorders provision is a \$57,000 increase in General Fund expenditures and \$75,000 in Other Funds expenditures for FY 2011 and additional fiscal years. The cost is for the State's share of insurance premium increases for this additional benefit.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

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Interior Design Examining Board

ARC 9480B

Rule Summary Eliminates outdated language pertaining to biennial registration renewals.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Professional Licensure Division – Department of Public Health

ARC 9459B

Rule Summary All Professional Boards: Removes the requirement to use Robert's Rules of Order when conducting Board meetings. Removing the requirement does not preclude the use of Robert's Rules of Order if circumstances merit.

Fiscal Impact No fiscal impact.

ARC 9449B

Rule Summary Iowa Podiatry Board: Clarifies that conviction of a crime includes when the judgment of conviction or sentence was deferred.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Thompson (Ext. 16764)

Real Estate Commission

ARC 9458B

Rule Summary Requires real estate licensees to provide verification of coverage for mandated errors and omission insurance within 30 days of written notice by the Real Estate Commission.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Secretary of State

ARC 9463B

Rule Summary Terminates the Noticed Rule relating to the removal of a requirement to include a level of government heading on ballots. The removal of the heading frees up space on ballots that could be used to provide other information if needed.

Fiscal Impact No fiscal impact.

ARC 9464B

Rule Summary Terminates the Noticed Rule relating to the removal of a restriction from allowing satellite absentee voting stations to connect to the statewide voter registration system (I-Voters).

Fiscal Impact No fiscal impact.

ARC 9467B and 9466B

Rule Summary Extends a deadline for county auditors to calculate voter registration totals to determine the number of signatures needed by school board candidates to gain ballot access if May 1 falls on a day that the office is closed for business. Rescinds an absentee ballot postmarking provision that was ruled inapplicable by a district court judge in November 2010.

Fiscal Impact No fiscal impact.

ARC 9468B

Rule Summary Removes obsolete references relating to direct recording electronic devices (DREs) or voting machines. The devices are no longer used by counties and have been replaced with optical scan voting systems.

Fiscal Impact No fiscal impact.

STAFF CONTACT: David Reynolds (Ext. 16934)

Soil Conservation Division – Department of Agriculture and Land Stewardship

ARC 9470B

Rule Summary Updates mining rules with date changes to be consistent with the Code of Federal Regulations.

Fiscal Impact No fiscal impact to the State.

STAFF CONTACT: Debra Kozel (Ext. 16767)

Department of Transportation

ARC 9493B

Rule Summary Adopts the latest edition, October 2010, of the Code of Federal Regulations (CFR) containing the Federal Motor Carrier Safety Regulations and the Federal Hazardous Materials Regulations in accordance with Iowa statutes that require the Department of Transportation to cite the most current CFR.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Marcia Tannian (Ext. 17942)
