



Fiscal Services Division

ADMINISTRATIVE RULES – FISCAL IMPACT SUMMARIES

January 5, 2010

Section 17A.4(3) Iowa Code Supplement 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 Public Safety

ARC 8396B

Rule Summary Corrects the fee listed for Apprentice electrician to reflect the statutory fee. Adds a fee for an Inactive Master Electrician. Requires an annual permit for owners of properties with multiple electrical installations.

Fiscal Impact There were 391 Apprentice electricians licensed in Iowa in 2009. The \$20.00 fee generated \$7,820. The rule also adds a \$75.00 fee for a three-year license for an inactive Master electrician. The fiscal impact of this is unknown as the number of people that may apply for an Inactive Master Electrician license is not known. In 2009, there were 1,574 Master A licenses and 1,771 Master B licenses issued for three years for a fee of \$375.00. The fiscal impact of the \$100.00 annual permit for owners of properties with multiple electrical installations cannot be determined at this time.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

Board of Educational Examiners

ARC 8406B

Rule Summary Eliminates a requirement to notify the respondent of the complaint when it is filed. Under the change, the respondent would be notified only after the Board of Educational Examiners has found probable cause.

Fiscal Impact No fiscal impact.

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ARC 8400B

Rule Summary Specifies methods for licensure applicants from non-Iowa institutions to verify that they meet the requirements of a highly-qualified teacher.

Fiscal Impact No fiscal impact.

ARC 8401B

Rule Summary Specifies methods for licensure applicants from non-Iowa institutions to verify that they meet the requirements of a highly-qualified teacher.

Fiscal Impact No fiscal impact.

ARC 8402B

Rule Summary Provides methods for elementary teachers to show they are highly qualified.

Fiscal Impact No fiscal impact.

ARC 8408B

Rule Summary Clarifies what elementary teachers must know for each core content area and places greater emphasis on content and meeting the needs of a wide range of learners.

Fiscal Impact No fiscal impact.

ARC 8403B

Rule Summary Updates the requirements for the agriculture endorsement to reflect the current status of agriculture.

Fiscal Impact No fiscal impact.

ARC 8404B

Rule Summary Updates the requirements for the agriculture endorsement to reflect the current status of agriculture science and agribusiness.

Fiscal Impact No fiscal impact.

ARC 8409B

Rule Summary Rescinds the requirement of an Iowa drivers' license for the Behind the Wheel Authorization. This will permit the employment of driver education instructors from bordering states.

Fiscal Impact No fiscal impact.

ARC 8405B

Rule Summary Adds an optional area of concentration to the paraeducator certificate for those working with speech language pathologists.

Fiscal Impact No fiscal impact.

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ARC 8410B

Rule Summary Specifies the renewal requirements for the recently established Professional Service license.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Robin Madison (Ext. 15270)

Department of Education

ARC 8386B

Rule Summary Rescinds rules related to school district attendance centers.

Fiscal Impact No fiscal impact.

ARC 8390B

Rule Summary Updates certain rules regarding community colleges to finalize the removal of certain accreditation references. Aligns rules with certain statutory changes made to staff licensure and the new senior year plus programs.

Fiscal Impact No fiscal impact.

ARC 8389B

Rule Summary Eliminates all references to a State Advisory Council for adult education. The Council was originally required by federal law but later rescinded. Reflects current practice.

Fiscal Impact No fiscal impact.

ARC 8388B

Rule Summary Updates certain community college accreditation rules to provide greater clarity about the accreditation process.

Fiscal Impact No fiscal impact.

ARC 8387B

Rule Summary Conforms special education rules to federal regulatory changes, special education eligibility determination, residency status of students within a care facility, and general education provisions.

Fiscal Impact No fiscal impact.

ARC 8382B

Rule Summary Makes technical changes to the Gifted and Talented Children Program.

Fiscal Impact No fiscal impact.

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ARC 8383B

Rule Summary Conforms funding provisions for limited English proficient students that were enacted in HF 2792 (Government Operations and Education Programs Act) during the 2006 Legislative Session.

Fiscal Impact The length of time English proficient students are eligible to receive additional weighting through the school aid formula was increased from three to four years effective for FY 2007. The impact to State school aid was an increase of approximately \$3.3 million in FY 2007, \$3.4 million in FY 2008, and \$4.4 million in FY 2009. The funding is included in each district's school aid formula allocation.

ARC 8384B

Rule Summary Makes technical changes relating to statewide school infrastructure funding. Requires a school district with an enrollment less than 250 students to receive approval for certain expenditures from the tax funding. Eliminates a class size requirement relating to a required feasibility study in the application form for the expenditure approval.

Fiscal Impact No fiscal impact.

ARC 8385B

Rule Summary Rescinds rules for the School Infrastructure Program. Funding for the Program was eliminated during the 2005 Legislative Session in HF 882 (State and Local Government Financial and Regulatory Matters Act) and was retroactive to the beginning of FY 2005.

Fiscal Impact No fiscal impact.

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

Environmental Protection Commission

ARC 8397B

Rule Summary Establishes criteria for transparency and chlorophyll-(a) to protect recreational uses in lakes with a mean depth of three meters or more. The criteria will be used to determine if the water quality in a lake can fully support recreational uses such as swimming, water skiing, and boating.

Fiscal Impact A lake not meeting the criteria for recreational uses is considered impaired as outlined in the federal Clean Water Act. A Total Maximum Daily Load (TMDL) is required to be calculated for each source of pollutant that contributes to the impaired condition. The TMDL calculations quantify the source of the pollutant and the local reduction necessary to meet the State's water quality standards. Each TMDL must account for seasonal variations, potential new sources, and provide a margin of safety. The cost to develop a TMDL varies with the size of the water body and the number of parameters that must be sampled for to determine causes but total costs for a large complicated TMDL could exceed \$100,000. The cost would be the responsibility of the Department of Natural Resources.

Rule Summary Changes rules for animal feeding operations and includes:

Confinement Feeding Operations

- Amends definitions for adjacent, anaerobic lagoon, animal feeding operation, animal feeding operation structure, animal units for poultry, animal unit capacity, applicant, cemetery, common management, construction permit, designated area, document, freeboard, indemnity fund, manure storage structure, owner and residence.
- Adds new definitions for alluvial aquifer area, alluvial soils, bedding, construction approval letter, construction design statement, dry bedded confinement feeding operation, dry bedded confinement feeding operation structure, dry bedded manure, dry bedded manure confinement feeding operation building, dry bedded manure storage structure, dry manure, frozen ground, liquid manure, long term stockpile, qualified stockpile cover, qualified stockpile structure, snow covered ground, stockpile, stockpile dry manure, stockpile dry bedded manure, surface water drain tile intake, threshold requirements for an engineer and water well.
- Deletes definitions of family, family farm member, nonpublic water supply, primary highway, substantial improvements, substantial labor and watercourse.
- Changes rules for manure storage related to emergency land application of liquid manure on frozen or snow-covered ground and for dry manure stockpiles.
- Includes new restrictions during land application of liquid manure on frozen or snow covered ground and clarifies the applicator certification requirements for land application.
- Specifies permit requirements, construction approval letter information, and permit issuance limitations.
- Prohibits construction of confinement feeding operation structures on alluvial soils and unformed manure storage structures on agricultural drainage well areas.
- Details information required for a construction permit.
- Clarifies the master matrix enrollment period.
- Details the minimum separation distance requirements for confinement feeding operation structures, dry bedded manure, and dry manure stockpiles.
- Changes various fertilizer and confinement separation requirement tables to bring in line with current requirements.
- Changes separation distance exemptions for confinement feeding operation structures, dry bedded manure, and dry manure stockpiles.
- Changes minimum design standards for drain tile removal clarification, sample port requirements, soil suitability for unformed storage structures, groundwater hydrology, karst terrain and alluvial aquifer areas, cold and hot weather concreting recommendations, berm erosion control and secondary containment barrier design standards.
- Updates and clarifies manure management plan (MMP) provisions.
- Clarifies construction certification issues to address animal feeding operations that are not required to have an engineer.
- Updates and clarifies manure applicator requirements.
- Updates and corrects statutory references.

Open Feedlots:

- Clarifies definitions of animal units, livestock market, partially roofed animal feeding operations and water wells.
- Clarifies requirements for manure stockpiling.
- Clarifies solid settling permit requirements.
- Clarifies water well separation distances for open feedlot operations.
- Clarifies the calculations to complete nutrient management plans for combined operations.

Fiscal Impact Minimal fiscal impact to the Department of Natural Resources (DNR). The fiscal impact to affected animal feeding operations is unknown. As of November 30, 2009, there were 6,212 animal confinement operations and 694 (11.2%) of the operations have less than 500 animal units. There are also 1,949 open feedlot operations and 1,720 (88.3%) operations have less than 1,000 animal units.

STAFF CONTACT: Debra Kozel (Ext. 16767)

Department of Inspections and Appeals

ARC 8431B

Rule Summary Makes technical changes to incorporate several statutory changes over the last several years relating to the organization of the Department of Inspections and Appeals.

Fiscal Impact No fiscal impact.

ARC 8433B

Rule Summary Implements SF 433 (Nursing Home Regulation Act) enacted in the 2009 Legislative Session. Adds new requirements for exit interviews, plans of correction, revisits, and sets forth the process for handling complaints and self-reported incidents. Updates requirements for service and includes inspector conflict of interest provisions. Adds waiver provisions for violations, self-identification procedures, and procedures for the 35.0% reduction provisions for double Class I fines for intentional violations. Updates the appeals and informal conference portions to conform with the new law. Adds training requirements for nursing facility inspectors to conform with the new law.

Fiscal Impact Fiscal impact is unknown. The number of penalty waivers granted is unknown at this time. Additional penalty waivers could have a negative impact on revenue to the Department. Additional costs for processing penalty waivers could occur.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Department of Revenue

ARC 8430B

Rule Summary Implements numerous changes to tax credits passed by the General Assembly during the 2009 legislative session. These changes relate to the Research Activities Credit, Wind Energy Production Tax Credit, Renewable Energy Tax Credit, Film Expenditure and Film Investment Tax Credit, Historic Preservation and Cultural and Entertainment District Tax Credit, Endow Iowa Tax Credit and the Agricultural Assets Transfer Tax Credit. Caps were placed on certain credits issued by the Department of Economic Development. Net operating losses will no longer be allowed to be carried back for corporation income and franchise tax filers for tax years beginning on or after January 1, 2009.

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Fiscal Impact The changes are expected to increase revenues to the General Fund by \$18.0 million for FY 2010 and \$3.0 million for FY 2011, as estimated in the Fiscal Notes during the 2009 Legislative Session.

Rule Summary Requires the use of a three-year average of land values for the 2011 assessment year and a five-year average of land values for the 2013 assessment year rather than just using one year in determining the agricultural factor to be applied to agricultural buildings and structures. **ARC 8428B**

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Board of Pharmacy – Department of Public Health

Rule Summary Establishes a registration program for pharmacy support persons including: **ARC 8380B**

- Identifies individuals required to register or exempt from registration as a pharmacy support person, timeliness of registration, the information to be provided with an application for registration, registration and renewal fees, and penalties for late registration or renewal.
- Identifies the tasks that can and cannot be performed by a pharmacy support person under the direct supervision of a pharmacist and places the ultimate responsibility for tasks performed by a pharmacy support person with the supervising pharmacist.
- Identifies the basis for denial of an application for registration.
- Identifies the grounds for disciplinary action against the registration of a pharmacy support person.
- Makes technical changes to terminology to maintain consistency when referring to pharmacy support persons.
- Authorizes the pharmacist in charge of a pharmacy to identify tasks that a pharmacy support person may perform in the temporary absence of the supervising pharmacist subject to the final approval of the supervising pharmacist.
- Establishes requirements for the utilization of pharmacy support persons in general and hospital pharmacy practice and in nuclear pharmacy practice.
- Identifies the registration of pharmacy support persons as a responsibility of the Board of Pharmacy.
- Identifies the types and format of program records that will be maintained, including designation of confidential and public records.
- Identifies registrations issued to pharmacy support persons as subject to suspension or revocation due to nonpayment of certain debts including nonpayment of child support, debts owed to the State of Iowa, and nonpayment of student loan obligations.
- Delineates language regarding the delegation of technical functions to pharmacy technicians.

Fiscal Impact No fiscal impact to the State. Minimal impact to Board revenues. This is a new program that will generate fees from registration (\$30.00 for initial registration and renewal). The Board anticipates that persons currently registered under the Pharmacy Technician Program will likely become registered under the Pharmacy Support Person Program due to its lower fees. This will offset most of the new revenue from the new Program in lieu of generating additional revenue. The Board retains fees charged for its Programs to conduct their activities.

ARC 8429B

Rule Summary Decreases fees for the licensure and registration of pharmacists, pharmacy technicians, pharmacies, drug wholesalers, permits for precursor substances, and individuals involved in the distribution of controlled substances in Iowa. Reduces late payment penalty fees and examination or license transfer fees. The following chart delineates the changes.

<u>Category</u>	<u>Current</u>	<u>Revised</u>	<u>Category</u>	<u>Current</u>	<u>Revised</u>
Pharmacists			Registration for services related to		
License	\$200.00	\$100.00	controlled substances	\$100.00	\$60.00
License transfer/reciprocity	\$100.00	\$50.00	Late registration charges	\$100.00	\$60.00
Processing fee	\$80.00	\$50.00	Permits to purchase, transfer,		
Late renewal charges			otherwise receive precursor drugs	\$200.00	\$100.00
After July 1	\$200.00	\$100.00	Late permit renewal charges	\$200.00	\$100.00
After August 1	\$300.00	\$200.00	Wholesale Drugs		
After September 1	\$400.00	\$300.00	License	\$300.00	\$150.00
After October 1	\$500.00	\$400.00	Late renewal charges		
Fines cannot exceed	\$700.00	\$500.00	After January 1	\$300.00	\$150.00
Pharmacy Technician Registration	\$50.00	\$30.00	After February 1	\$400.00	\$250.00
Pharmacies			After March 1	\$500.00	\$350.00
License to operate	\$150.00	\$100.00	After April 1	\$600.00	\$450.00
Late renewal charges			Fines cannot exceed	\$900.00	\$600.00
After January 1	\$150.00	\$100.00			
After February 1	\$250.00	\$150.00			
After March 1	\$350.00	\$200.00			
After April 1	\$450.00	\$250.00			
Fines cannot exceed	\$600.00	\$350.00			

Fiscal Impact The Board retains fees charged to licensees to conduct their activities. Revenues generated by the Board’s current fee schedule total nearly \$2.0 million annually. Reducing fees to the proposed levels will result in revenues of approximately \$1.1 million, a reduction of more than \$850,000 annually.

ARC 8412B

Rule Summary Defines continuing education for the practice of pharmacy. Corrects the name of the Accreditation Council on Pharmacy Education (ACPE) from the American Council on Pharmaceutical Education. Identifies additional programs that qualify for the drug therapy course requirements. Clarifies the information required on the program attendance certificate and on reports to the Board. Clarifies the process for exemption from continuing education requirements. Identifies the types of non-ACPE provider programs that will be accepted for no more than 50.0% of the total continuing education credits required during a renewal period.

Fiscal Impact No fiscal impact. The Board retains fees charged to licensees to conduct their activities.

ARC 8413B

Rule Summary Establishes criteria for the administration and dispensing of prescription drugs through hospital outpatient services and a hospital emergency department. Defines terms specifically related to these hospital services and department. Addresses accountability controls for drugs maintained, administered, or dispensed through these services. Provides for the use of an InstyMeds dispensing system in a hospital emergency department.

Fiscal Impact No fiscal impact. The Board retains fees charged to licensees to conduct their activities.

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ARC 8414B
Rule Summary Prohibits, with exceptions delineated, animals allowed inside a licensed pharmacy.

Fiscal Impact No fiscal impact. The Board retains fees charged to licensees to conduct their activities.

ARC 8411B
Rule Summary Adds the drug, Fospropofol, to the list of Schedule IV controlled substances. Includes the drug in the recordkeeping process, security, and control requirements applicable to other substances in the same classification.

Fiscal Impact No fiscal impact. The Board retains fees charged to licensees to conduct their activities.

ARC 8416B
Rule Summary Rewrites rules related to correctional pharmacy practice. A pharmacy licensed as a correction pharmacy is issued a limited use pharmacy license subject to the new requirements. Defines terms and establishes the purpose and scope of correctional pharmacy practice. Reference library requirements are identified and the responsibilities of the pharmacist in charge are enumerated. Security requirements are established, including requirements for training and utilization of pharmacy technicians or pharmacy support persons, identification of individuals authorized to access the pharmacy in the absence of the pharmacist, and identification of individuals authorized to access drug supplies and to administer patient drugs. Establishes requirements for prescription drug orders, administration records, unit dose and med-pak dispensing, and dispensing for patient self-administration, including requirements for labeling of drug packaging. Permits that an emergency/first dose drug supply be maintained for the care of facility patients and establishes the requirements for administration of a drug from the emergency supply. Requires policies and procedures relating to all aspects of the correctional pharmacy be developed and implemented by the pharmacist in charge.

Fiscal Impact No fiscal impact. The Board retains fees charged to licensees to conduct their activities. The proposed changes will not directly impact the Department of Corrections (DOC). The DOC has not yet created a centralized pharmacy.

ARC 8415B
Rule Summary Requires drug wholesalers to complete an annual inventory of all controlled substances in stock and to maintain a record of that inventory for a period of two years from the date of the inventory.

Fiscal Impact No fiscal impact. The Board retains fees charged to licensees to conduct their activities.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

Professional Licensure Division – Department of Public Health

ARC 8371B

Rule Summary Board of Social Work: Reduces the number of members from seven to five. Changes the name of the Board from the Board of Social Work Examiners to the Board of Social Work.

Fiscal Impact No fiscal impact. The Board of Social Work retains fees charged for licensing to fund their activities.

ARC 8368B

Rule Summary Board of Social Work: Removes duplications that have been placed in common rules for multiple licensing boards.

Fiscal Impact No fiscal impact. The Board retains fees charged for licensure to conduct their activities.

ARC 8374B

Rule Summary Board of Social Work: Clarifies the requirements for supervised professional practice for licensed independent social worker (LISW) candidates. Requires candidates to perform diagnosis and treatment of mental and emotional disorders or conditions and psychosocial therapy, in preparation for independent licensure as a private practice.

Fiscal Impact No fiscal impact. The Board retains fees charged for licensure to conduct their activities.

ARC 8373B

Rule Summary Board of Sign Language Interpreters and Transliterators: Makes technical changes to replace the word “felony” with the word “crime” where applicable. Licensees will have misdemeanors and felonies reviewed by the Board.

Fiscal Impact No fiscal impact. The Board retains fees charged for licensing to conduct their activities.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

Department of Agriculture and Land Stewardship

ARC 8375B

Rule Summary Rescinds the Grape and Wine Development Funding Program rules since the Program was transferred to Iowa State University due to limited funding.

Fiscal Impact Minimal fiscal impact.

ARC 8432B

Rule Summary Updates references to handbooks used for dairy inspections and eliminates a grandfathering provision for a milk truck to approach a dairy farm.

Fiscal Impact No fiscal impact.

ARC 8434B

Rule Summary Changes the labeling on biodiesel fuel pumps to specify the volume percent of ethanol blended in the fuel. Requires wholesalers to specify the exact percentage of ethanol in biodiesel on the invoices sent to purchasers.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Debra Kozel (Ext. 16767)

Architectural Examining Board

ARC 8392B

Rule Summary Adopts a new rolling clock for retention of examination scores on the Architecture Registration Examination that is administered by the National Council of Architecture Registration Boards (NCARB). This change is a result of a resolution from the NCARB.

Fiscal Impact Minimal fiscal impact. The change will affect less than twenty-five applicants per year.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Dental Board – Department of Public Health

ARC 8369B

Rule Summary Updates definitions relating to supervision. Clarifies the definition of inactive status and the existing procedures used to place or reinstate a license or registration on inactive status. Adopts a new definition for overpayments. Specifies that a licensee may not self-prescribe, self-administer or self-dispense controlled substances or Tramadol, or prescribe, administer, or dispense these medications to members of their immediate family. Clarifies that graduates of accredited dental assistant programs are eligible for dental assistant registration. Requires a dentist to provide radiographs that are of diagnostic quality when transferring patient records. Specifies standards for use and recordkeeping requirements for nitrous oxide inhalation analgesia.

Increases the quarterly fee from \$100.00 to \$300.00 that covers the Dental Board's expenses associated with monitoring a licensee's or registrant's compliance with the settlement agreement. The licensee or registrant must agree to the fee provision as part of a settlement agreement to resolve a contested case. Allows continuing education credit for sexual boundaries courses.

One change was made to the Noticed Rule ARC #8044B due to public comment received. A dentist that is supervising a person performing dental assistant duties must notify the Board, in writing, of such employment within seven days of the time the dental assistant begins work.

Fiscal Impact Minimal fiscal impact. Additional fee revenue will be retained by the Dental Board.

ARC 8370B

Rule Summary Changes the use of sedation and anti-anxiety premedication. Incorporates existing requirements for training for obtaining a moderate sedation or deep sedation permit. Requires a dentist to complete a Board-approved course in moderate (conscious) sedation that consists of a minimum of sixty hours of instruction plus the management of at least twenty patient in order to qualify for a moderate sedation permit. Requires all dentists that administer moderate sedation, regardless of the route of administration, meet the same training requirements. Requires a dentist utilizing moderate sedation on pediatric (ages 12 and under) or American Society of Anesthesiologists (ASA) category three or four patients to have completed additional postgraduate training approved by the Board.

Fiscal Impact No fiscal impact. The changes incorporate current practices.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

Department of Economic Development

ARC 8418B

Rule Summary Extends the Housing Fund Program timeframe for waiver of a local match requirement through September 30, 2010. Increases the allowable interest rate on participating mortgages by 2.00% to a total of 4.00% above the federal prime interest rate at the time of loan closing. Clarifies the maximum dollar amounts allowable under the Program for various activities, while retaining the same overall allowable maximum cost per unit.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

Department on Aging

ARC 8427B

Rule Summary Combines provisions for the Elder Abuse Prevention Initiative with the Department's responsibilities for mandatory reporter training.

Fiscal Impact No fiscal impact.

ARC 8419B

Rule Summary Rescinds rules related to the Senior Living Coordinating Unit (SLCU). The SLCU was eliminated beginning in FY 2010.

Fiscal Impact No fiscal impact.

ARC 8420B

Rule Summary Rescinds rules for adult day service programs. The regulatory authority for this program was transferred to the Department of Inspections and Appeals in FY 2008.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Jess Benson (Ext. 14611)

Engineering and Land Surveying Examining Board

ARC 8393B

Rule Summary Eliminates both the \$25.00 fee to take the Fundamentals of Engineering examination and the \$30.00 fee to take the Fundamentals of Land Surveying examination that were paid to a third party exam administrator. Increases the \$45.00 fee to take the Principles and Practice of Engineering and the Principles and Practice of Land Surveying to \$100.00. These exams are administered by the Engineering and Land Surveying Examining Board.

Fiscal Impact Minimal fiscal impact. The Board administers approximately 130 Principles and Practice of Engineering and the Principles and Practice of Land Surveying exams per year. The increase in fees would result in increased revenue to the Board of approximately \$7,150 per year.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Department of Human Services

ARC 8407B

Rule Summary Eliminates verification of dependent care expenses for purposes of determining Food Assistance eligibility and Medicaid eligibility related to the Family Medical Assistance Program.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Jess Benson (Ext. 14611)

Labor Services Division – Department of Workforce Development

ARC 8378B

Rule Summary Adopts by reference, changes to the Federal Occupational Safety and Health Standards. The federal changes update references to the Compressed Gas Association standards and the National Fire Protection Association standards pertaining to acetylene in general industry workplaces. Removes an obsolete clause concerning procedures for conducting an occupational safety and health inspection.

Fiscal Impact No fiscal impact.

ARC 8395B

Rule Summary Adopts changes to the occupational safety and health standards concerning personal protective equipment in general industry workplaces. Clarifies the re-inspection fee is equal to the annual inspection fee for amusement rides. Makes various technical changes.

Fiscal Impact No fiscal impact.

ARC 8391B

Rule Summary Updates three references to the American Society of Mechanical Engineers codes to keep Iowa current with national equipment standards.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

Board of Medicine – Department of Public Health

ARC 8379B

Rule Summary Defines the expedited endorsement process that eliminates the verification of course credentials for physicians that have an unrestricted license in another United States jurisdiction or Canada and that have been in practice for a least five years and hold current specialty board certification by the American Board of Medical Specialties or the American Osteopathic Association Board.

Fiscal Impact Minimal impact. The Board will likely save on staff time due to a slight decrease in the review of applications. Board activities are paid for by retaining licensing fees.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

Department of Public Health

ARC 8399B and ARC 8377B

Rule Summary Updates the childhood vaccination schedule, specifically affecting the polio vaccine, based on a new recommendation from the Centers for Disease Control (CDC). Authorizes the use of the immunization registry to allow the Department of Public Health to track inventory or utilization of pharmaceutical agents to prepare for or respond to an emergency event.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764)

Soil Conservation Division – Department of Agriculture and Land Stewardship

ARC 8367B

Rule Summary Eliminates administrative rules for the following programs that have been discontinued:

- Organic Nutrient Management Program.
- Levee Reconstruction and Repair Program.
- Soil Practices Loan Program.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Debra Kozel (Ext. 16767)

State Public Defender

ARC 8372B

Rule Summary Revises the procedure for appointment of court-appointed attorneys and submission of fee claims.

Fiscal Impact No fiscal impact

STAFF CONTACT: Beth Lenstra (Ext. 16301)

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Utilities Division – Department of Commerce

ARC 8435B
Rule Summary Establishes an abbreviated franchise process for upgrades, conversion, or reconstruction of 34.5 kilovolt (kV) electric lines to 69 kV lines. Establishes a limit on acquiring new or additional property interests and notice to property owners and tenants.

Fiscal Impact No fiscal impact.

ARC 8394B
Rule Summary Requires electric utilities to notify the Utilities Board in specific instances when customers lose electric service. The notification is required to allow the Board to notify emergency responders and local and State agencies to protect the welfare of Iowa citizens.

Fiscal Impact No fiscal impact.

ARC 8376B
Rule Summary Rescinds the requirement that telecommunications providers notify the Utilities Board when the provider files an outage notification with the Federal Communications Commission.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Joseph Brandstatter (Ext. 18223)

Department of Veterans Affairs - Iowa Veterans Home

ARC 8417B
Rule Summary Permits residents to leave the Iowa Veterans Home on a pass status. Clarifies the discharge process for emergency discharge proceedings and the responsibility for discharge appeals.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Sue Lerdal (Ext. 17794)
