



ADMINISTRATIVE RULES – FISCAL IMPACT SUMMARIES

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.

PUBLIC SAFETY DEPARTMENT

ARC 6222B

Rule Summary Requires the standard uniforms to be worn by Sheriffs and Deputy Sheriffs to be based on guidelines developed, ratified, and issued by the Iowa State Sheriffs and Deputies Association (ISSDA).

Fiscal Impact No fiscal impact. Most Sheriff's Departments are already in compliance with the ISSDA guidelines.

ARC 6256B

Rule Summary Rescinds current rules on transportation, handling, storage, and use of flammable and combustible liquids and adopts a new Chapter containing rules for the transportation, storage, handling, and use of flammable and combustible liquids.

Fiscal Impact The fiscal impact cannot be determined. Section 100.1, Code of Iowa, establishes fees for plan reviews and inspections. Revenues from fees generated for plan reviews and inspections cannot be projected since the number of reviews and inspections is unknown at this time.

ARC 6255B

Rule Summary Rescinds current rules on registration of aboveground petroleum storage tanks and adopts a new Chapter establishing procedures and requirements related to the Aboveground Storage Tank Registration Program.

Fiscal Impact Fees are established in the rules. Increased revenues to the State are anticipated to exceed any increase in costs. Plan review fees are estimated to generate approximately \$15,000 annually. Other new revenue amounts cannot be determined at this time.

Table of Contents			
Page	Agency	Page	Agency
1	Public Safety Department	11	Capital Investment Board, Iowa
2	Secretary of State	11	Educational Examiners Board
2	Elder Affairs Department	12	Inspections and Appeals Department
3	Revenue Department	13	Interior Design Examining Board
4	Economic Development, Iowa Dept. of	13	Professional Licensure Division
7	Iowa Finance Authority	14	Utilities Division
7	Human Services Department	14	Volunteer Service, Iowa Comm. On
8	Environmental Protection Commission	15	Workers' Compensation Division
11	Administrative Services Department		

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

2

ARC 6223B

Rule Summary Adds language to current rules governing transportation, storage, handling, and use of propane. Requires pressure testing of propane piping systems and establishes a protocol for addressing damage to propane piping systems.

Fiscal Impact No fiscal impact.

ARC 6214B

Rule Summary Updates and clarifies various provisions of the State Building Code including an increase in the filing fee for energy review from \$15 to \$25.

Fiscal Impact The fiscal impact cannot be determined at this time but is expected to be minimal. The fee is being increased to reflect actual costs.

STAFF CONTACT: Jennifer Acton (Ext. 17846)

SECRETARY OF STATE

ARC 6127B and 6254B

Rule Summary Implements the requirements of SF 369 (Voting Machines, Verified Paper Trail Act). Senate File 369 makes changes to the laws governing the use of voting equipment, including a requirement that direct recording electronic voting equipment include a paper record for review by the voter. Senate File 369 repeals all provisions of Iowa law relating to lever voting machines and central count of optical scan ballots (other than absentee and provisional ballots).

Rule 6254B terminates 6127B. The provisions in Rule 6127B were previously adopted in rule 6129B.

Fiscal Impact No fiscal impact.

ARC 6266B

Rule Summary Provides instructions regarding absentee ballots. Clarifies language regarding satellite absentee voting. These amendments were previously Noticed and adopted and filed as emergency rules. Two of the amendments have been changed to conform with current Statute.

Fiscal Impact No fiscal impact.

ARC 6265B

Rule Summary Streamlines the process of testing voting equipment before it is used in an election by combining the pre-election and public test procedures.

Fiscal Impact No fiscal impact.

STAFF CONTACT: David Reynolds (Ext. 16934) Deborah Helsen (Ext. 16764)

ELDER AFFAIRS DEPARTMENT

ARC 6226B

Rule Summary Clarifies the Department's complaint and contested case procedures and adds a severability clause for persons affected by actions of an Area Agency on Aging, the Department, or the Commission of Elder Affairs.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

3

Fiscal Impact No fiscal impact.

ARC 6228B

Rule Summary Clarifies procedures for appealing decisions of sub-project sponsors related to enrollees, and removes an obsolete word in reference to the Director of the Department.

Fiscal Impact No fiscal impact.

ARC 6229B

Rule Summary Updates references to rule waiver language and adds a severability clause.

Fiscal Impact No fiscal impact.

ARC 6231B

Rule Summary Establishes informal settlement and contested case procedures with Area Agencies on Aging or the Department.

Fiscal Impact No fiscal impact.

ARC 6232B

Rule Summary Establishes procedures for requesting declaratory orders from the Department.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

REVENUE DEPARTMENT

ARC 6264B

Rule Summary Conforms the rule's language to statutory language mandated by the Streamlined Sales and Use Tax Agreement as it relates to the collection of sales tax by retailers from tax exempt purchasers, such as governmental entities.

Fiscal Impact No fiscal impact.

ARC 6241B

Rule Summary Implements the following legislation enacted by the 2007 General Assembly:

- House File 923 (Department of Revenue Policy and Technical Act),
- Senate File 566 (Historic Tax Credit Program Enhancements Act),
- Senate File 590 (State Earned Income Tax Credit (EITC) Refundable Act), and
- Senate File 601 (Standings Appropriations Act).

The following changes will be made:

- Increases EITC percentage of federal EITC to 7.0%.
- Makes the State EITC refundable.
- Makes the historic preservation and cultural and entertainment district tax credit refundable.
- Allows for non-cash contributions to be made by a taxpayer for the school tuition organization tax credit.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

4

Fiscal Impact The following table shows the fiscal impact of reductions to the General Fund revenues.

	<u>FY 2008</u>	<u>FY 2009</u>
SF 566	\$ (350,000)	\$ (8,100,000)
SF 590	(10,000,000)	(9,900,000)
SF 601	0	(2,500,000)
Total	<u>\$ (10,350,000)</u>	<u>\$ (20,500,000)</u>

Rule Summary **ARC 6240B**
Implements Section 82 of SF 601 (FY 2008 Standing Appropriations Act) that provides \$4.0 million in FY 2008 Wage-Benefits Program Tax Credits. The credits are available for FY 2008 and subsequent fiscal years.

Fiscal Impact Decreasing the maximum allowed credits under the Wage-Benefit Program is estimated to increase General Fund revenue by \$6.0 million per year, beginning in FY 2008.

Rule Summary **ARC 6243B**
Provides technical changes to the taxpayers' ability to change the amount withheld on their income for taxes.

Fiscal Impact A minimal fiscal impact to the State.

Rule Summary **ARC 6244B**
Changes the tax rates for gasoline from 21¢ to 20.7¢ per gallon and for E-85 gasoline from 17¢ to 19¢ per gallon for the tax period beginning July 1, 2007, and ending June 30, 2008.

Fiscal Impact The estimated fiscal impact is a decrease of \$7.9 million to the Road Use Tax Fund for FY 2008.

Rule Summary **ARC 6242B**
Requires records subject to the replacement tax which relate to transferred or disposed of property be kept by local taxing districts. Clarifies the valuation methods used by assessors. Permits electronic filing from taxpayers filing property assessment protests with boards of review. Allows owners of properties eligible for the Property Tax Exemption, but purchased after the deadline, to still be eligible for the Exemption. Provides for the implementation of a new property tax exemption to certain web search portal businesses.

Fiscal Impact A minimal fiscal impact to the State.

STAFF CONTACT: Deborah Helsen (Ext. 16764) David Reynolds (Ext. 16934)

ECONOMIC DEVELOPMENT, IOWA DEPARTMENT

Rule Summary **ARC 6247B**
Consolidates and streamlines various administrative provisions pertaining to requirements that apply to all job creation programs administered by Department. The rules have been revised since the first Notice was published to remove outdated rules and clarify the final rules.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

5

Fiscal Impact	No fiscal impact.	
Rule Summary	Extends the Department established due date for specified community college reports, from April 30 to August 15 of each year. Also adds language describing how community colleges may utilize funds allocated in HF 927 (Iowa Power Fund Appropriation Act). Adds technical changes to conform to the <u>Code of Iowa</u> have been made since the first Notice was published.	ARC 6220B
Fiscal Impact	No fiscal impact. The community colleges were allocated \$2.5 million annually for four years in HF 927 to be deposited in the Workforce Training Economic Development Funds at the community colleges.	
Rule Summary	Clarifies and expands the definition of “technical services,” adds Habitat for Humanity as another allowable principal mortgage loan provider, and requires separate procurement transactions for contracted services related to the Department’s administration of the Housing Fund.	ARC 6221B
Fiscal Impact	No fiscal impact.	
Rule Summary	Implements the Regional Tourism Marketing Grant Program established during the 2006 Legislative Session by HF 2791 (Distribution of Gaming Revenues Act). Describes the application requirements, review process, and contract administration requirements.	ARC 6216B
Fiscal Impact	The estimated \$100,000 available from gaming revenues is anticipated to be awarded in grants during FY 2008 and grants in future years will depend upon the amount of gaming revenue.	
Rule Summary	Implements a Film, Television, and Video Project Promotion Program authorized in HF 892 (Film Promotion and Tax Credits Act). Describes the application process, tax credit benefits available if approved, and the contract administration processes.	ARC 6218B
Fiscal Impact	The tax credits and income exclusion contained in HF 892 will reduce net General Fund revenue by the following estimated amounts: <ul style="list-style-type: none">▪ FY 2008 = \$201,000▪ FY 2009 = \$536,000▪ FY 2010 = \$786,000 The fiscal impact is projected to increase at the rate of inflation for future fiscal years.	
Rule Summary	Defines a “business closure” and a “permanent layoff” and includes a permanent layoff as additional criteria for establishing an enterprise zone as required in HF 648 (Enterprise Zones, Significant Lay-Offs Act).	ARC 6219B
Fiscal Impact	Sufficient information is not available to determine how many additional enterprise zones would be created by future unknown layoffs. However, if a county was added each year, FY 2007 through FY 2010, State General Fund revenue would be reduced as follows:	

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

6

- \$1.2 million in FY 2009
- \$2.9 million in FY 2010
- \$5.1 million in FY 2011
- \$7.7 million in FY 2012
- \$9.1 million in FY 2013
- \$10.0 million in FY 2014
- \$10.5 million annually in FY 2015 through FY 2017.

ARC 6215B and 6217B

Rule Summary Implements HF 829 (Targeted Industries Development Fund Programs Act) by describing the purpose of the Fund, the application submittal requirements, review and approval procedures, and the contract administration provisions. The Department is required to establish and administer a Program that provides financial and technical assistance for commercially viable products and services. Financial assistance must be awarded on a per project basis with approval of the Economic Development Board. A single project is limited to \$150,000 in financial assistance. A match of \$1 for every \$2 received from the Department is required.

Fiscal Impact The Department is allocated \$3.0 million from the Grow Iowa Values Fund for the Program. The funding is available each year for FY 2008 through FY 2015. The Department anticipates spending \$500,000 annually for a contract for services related to the Statewide commercialization development in the targeted industries of advanced manufacturing, biosciences, and information technology. The Department anticipates spending the remaining \$2.5 million annually for financial and technical assistance for commercially viable projects and services.

(From September meeting) ARC 6144B

Rule Summary Implements a new program authorized by HF 911 (FY 2008 Infrastructure Appropriations Act). The rules establish the process for a Convention and Visitors Bureau to be designated a certified Regional Sports Authority District, apply for funding available to certified Regional Sports Authority Districts, and outline the contract administration process.

Fiscal Impact House File 911 included an FY 2008 appropriation of \$500,000 for 10 grants of \$50,000 per grant.

(From September meeting) ARC 6143B

Rule Summary Implements HF 890 (Targeted Small Business Supplemental Appropriations Act) and creates a new Targeted Small Business Financial Assistance Board, revises the definition of “small business” and “minority person”, and makes other required changes.

Fiscal Impact House File 890 included an FY 2007 supplemental appropriation of \$3.9 million. The majority of the funding is allocated for the Targeted Small Business Financial Assistance Program and the Advocate Service Providers.

(From September meeting) ARC 6138B and (Filed Emergency) 6137B

Rule Summary Implements HF 829 (Commercialization and Economic Development Act) that created related programs for the development and commercialization of businesses in the targeted industry areas of advanced manufacturing, bioscience, and information technology.

Fiscal Impact House File 829 included FY 2008 allocations totaling \$3.9 million from moneys that may become available from loan repayments or other recapture of awards that would

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

7

otherwise return to economic development loan programs from Federal Economic Stimulus funds, to support the recommendations made in consultant reports regarding targeted industries.

STAFF CONTACT: Ron Robinson (Ext. 16256)

IOWA FINANCE AUTHORITY (IFA)

(From September meeting) ARC 6195B

Rule Summary Updates the Low Income Housing Tax Credit Qualified Allocation Plan ("QAP") to make the tax credit award process easier for developers and low income tenants. Minor changes were made to the QAP rules since the rules were published, based upon public comment.

Fiscal Impact No fiscal impact.

(From September meeting) ARC 6194B

Rule Summary Establishes purchasing rules, including requirements for competitive bidding.

Fiscal Impact No fiscal impact.

(From September meeting) ARC 6159B

Rule Summary Adopts an allocation plan for the project-based portion of the State Housing Trust Fund Program.

Fiscal Impact No fiscal impact.

(From September meeting) ARC 6160B

Rule Summary Clarifies that Entrepreneurs with Disabilities Program awards may be used for consulting services deemed necessary by the client, the counselor, and the business planner; adds a standard of "demonstrated need and evidence of business progression" as a condition of grant awards; provides for grants to be provided in three phases; and clarifies that the Authority has monitoring rights over records that are related to the Program.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

HUMAN SERVICES DEPARTMENT

ARC 6268B

Rule Summary Provides two methods of increasing Medicaid reimbursement to nursing facility providers related to the cost of renovation or construction, for the purpose of rectifying a violation of life safety code requirements, or developing Home-and-Community-Based Waiver Program services.

Fiscal Impact House File 911 (FY 2008 Infrastructure Appropriations Act) appropriated \$1,000,000 from the Rebuild Iowa Infrastructure Fund (RIIF) for the purpose of providing additional reimbursement to nursing facilities for renovation and construction consistent with the provisions of new Chapter 249K, Code of Iowa. House File 911 also provides that the Iowa Medicaid Enterprise is to approve instant relief and enhanced non-direct care limit only to the extent that funding is available.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

8

Rule Summary	Implements the eligibility requirements for the Mental Health Risk Pool.	Special
Fiscal Impact	House File 909 (FY 2008 Health and Human Services Appropriations Act) included one-time allocations of \$560,000 for FY 2008 for the Risk Pool.	
Rule Summary	Implements the increased reimbursement rate for the Psychiatric Medical Institutions for Children (PMICs).	Special
Fiscal Impact	House File 909 (FY 2008 Health and Human Services Appropriations Act) included \$260,000 for this rate increase for FY 2008.	

STAFF CONTACT: Jess Benson (Ext. 14611) Lisa Burk (Ext. 17942)

ENVIRONMENTAL PROTECTION COMMISSION - NATURAL RESOURCES DEPARTMENT

Rule Summary	The rules revise the federal ambient air quality standards for particulate matter as finalized by the federal Environmental Protection Agency (EPA).	ARC 6252B
Fiscal Impact	<p>For FY 2008 this change is expected to increase expenditures by an estimated \$675,000 for ambient monitoring of the new standard to install new equipment. Approximately \$400,000 of the \$675,000 increase offset by an increase in the Title V operating permit fee. This fee is based on tons of regulated air pollutant emitted on a calendar year basis from sources that are classified as major sources under the Clean Air Act. There are approximately 290 major sources in Iowa. Assuming 235,000 tons Statewide of air pollutant emitted with no offsetting decreases in expenditures that are paid for with Title V fees, this will equate to an increase of \$1.75 per ton of air pollutant emitted. The remaining \$275,000 will be offset by the ambient monitoring money previously allocated to animal feeding operations monitoring.</p> <p>The Department has requested that this funding be directed to monitoring for the new standard. Ongoing operation and maintenance of the monitoring network is expected to require increased expenditures of approximately 6.0% annually.</p>	
Rule Summary	The proposed amendment adopts the Department's Recreational Use Assessment and Attainability Analysis Protocol by reference that identifies the data gathering procedures used to determine the appropriate recreational use designation for Iowa streams.	ARC 6251B
Fiscal Impact	Minimal fiscal impact.	
Rule Summary	A regulatory analysis has been completed for ARC 5636B, that will limit, and potentially ban, liquid manure and settled open feedlot effluent application to a planned or planted soybean crop. The regulatory analysis is available at the following web site: http://www.iowadnr.gov/afo/files/soybeans_limit.pdf .	ARC 6250B and 5636B
Fiscal Impact	The fiscal impact is expected to be minimal for the Department. The financial costs to the producer are unknown. If manure must be transported a greater distance to	

apply to the land, there will be added expenses. New equipment may be required for applicators to apply at a reduced rate. Owners of feeding operations may be required to develop new manure management plans or nutrient management plans that will require additional time and additional fees.

ARC 6253B

Rule Summary

Implements the financial assurance requirements for all sanitary disposal projects. Financial assurance for municipal solid waste, composting facilities, and transfer stations are currently in place, and this rulemaking expands the requirement for other categories of sanitary disposal projects to have financial assurance by January 2008. This includes coal combustion residue landfills, solid waste processing facilities, solid waste composting facilities, solid waste transfer stations, biosolids monofill sanitary landfills, construction and demolition waste landfills, appliance demanufacturing facilities, persons engaged in the permitted land application of solid wastes and petroleum contaminated soils, cathode ray tube collection facilities, and household hazardous waste regional collection centers.

Fiscal Impact

A minimal fiscal impact to the State.

The additional cost to the regulated community includes:

Landfills other than Municipal Solid Waste – Total estimated closing costs for landfill closure and post-closure care will vary depending on the overall capacity of the landfill. These cost estimates range from \$600,000 for smaller landfills and up to \$10.0 million for large landfills. The amount of the surety bonds will be based on the number of years of life available for disposal divided by the total estimated cost.

Appliance Demanufacturing Facilities – A surety bond in the amount of \$20,000 will act as financial assurance for appliance demanufacturing facilities. The estimated cost for maintaining the surety bond is 1.0% of the bond amount or approximately \$200 per year.

Landfarming Petroleum Contaminate Soils – The financial assurance requirements for landfarming sites has been defined as obtaining and maintaining a surety bond for \$10,000. The estimated annual cost for maintaining the surety bond is 1.0% of the bond amount or approximately \$100 per year.

Land Application of Industrial Solid Wastes – Financial assurance requirements for land application sites apply only if on-site storage has been requested and approved by the Department. If on-site storage has been approved, a surety bond in the amount of \$10,000 must be obtained and maintained, at an estimated annual cost if \$100 per year.

Cathode Ray Tube (CRT) Collection and Recycling – Financial assurance in the form of a cash account, trust fund, surety bond, letter of credit, or government dedicated fund is required for CRT collection facilities that store more than 2,000 CRTs on site at any one time. This equates to 40,000 lbs of CRT material contained in 48 Gaylord-size boxes or similar storage containers. The amount of the financial assurance instrument is \$1.00 per pound of CRTs stored above the storage limit described above. It is anticipated that most facilities will fall within the allowed limit of 48 gaylord boxes or less and therefore will not have to maintain financial assurance. If they exceed the limit, they would determine the over and above amount and obtain financial assurance in an amount equal to \$1.00 per lb.

Household Hazardous Waste (HHW) Regional Collection Sites – Financial assurance for HHW collection sites must be in the form of a cash account. The owner of the collection site must have a balance in the account equal to the average annual disposal costs incurred during the most recent three-year period. Disposal costs are already required to be provided to the DNR on an annual basis and will be used as the mechanism to determine whether the account balance is adequate. Using historical figures from past reports, the average annual disposal costs for an HHW collection site were determined to be \$15,000. Depending on the actual amount of material accepted at each individual facility, this amount may need to be increased or decreased.

(From September meeting) ARC 5999B

Rule Summary

Implements the minimum federal standards promulgated by the federal EPA for municipal solid waste landfills (MSWLFs) that must be in compliance by October 1, 2007.

Fiscal Impact

Department Expenditures: Additional expenditures by the DNR are estimated to be less than \$100,000 per year. Since the proposed rules are adopting current federal requirements, the implementation of most of these regulations is taking place now.

Landfill Expenditures: The following is a cost estimate for Iowa landfills based on information provided by Shaw Environmental, Inc. There are 59 landfills operating in Iowa and 11 sites plan to close prior to the proposed rules going into effect. There are 13 landfills that will be required to construct a new disposal area with a liner that complies with the federal requirements to continue accepting waste after October 1, 2007. Of the remaining landfills, several have already installed a bottom liner in a new disposal area but may be required to construct an additional side slope liner that is comparable to the liner on the bottom of the new disposal area. A landfill may also be required to perform an engineering model that verifies that the existing side slope liner is compliant with the rule requirements. The following are estimated additional one-time costs associated with this proposed rulemaking:

- One-time permitting costs that include site investigations, permit application fees, and plan preparation, that range between no additional cost and \$168,000 per site for a total estimated cost of \$2.2 million (for 13 sites). One-time costs for cell construction that range between no additional cost to \$250,000 per site for a total estimated cost of up to \$12.0 million (for 48 sites).
- One-time costs for installing a leachate storage system that are estimated to range between no additional cost to \$250,000 per site for a total estimated cost of \$3.3 million (for 13 sites).
- A one-time cost for adding two additional groundwater monitoring wells at an average of \$6,000 per site for a total estimated cost of \$378,000 (for 63 sites). One-time costs for establishing background water quality are estimated to range between \$24,000 and \$131,000 per site.

The following are estimated additional annual costs associated with this proposed rulemaking:

Annual estimated costs for routine groundwater monitoring conducted twice a year are estimated to range between \$10,000 and \$67,000 per year per site. If additional sampling is required, the estimated costs range from \$13,000 to \$85,000 per site per

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

11

year. It is unlikely that all sites would require additional sampling. Annual incremental operating costs are estimated to range between no additional cost to \$17,000 per site per year. Total estimated costs range with a minimum of \$20,000 per year and a maximum of \$236,000 per year.

STAFF CONTACT: Debra Kozel (Ext. 16767)

ADMINISTRATIVE SERVICES DEPARTMENT

ARC 6233B

Rule Summary Updates rules pertaining to the procurement of goods and services of general use to conform to the Code of Iowa.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764) David Reynolds (Ext. 16934)

CAPITAL INVESTMENT BOARD, IOWA

ARC 6245B

Rule Summary Corrects Code of Iowa references pertaining to taxes imposed on credit unions as required by SF 557 (Credit Union Act). Specifies taxpayer identification numbers of investors do not have to be submitted with the initial application filed by a qualifying business or a community-based seed capital fund and specifies the rules are intended to implement Sections 15E.44 and 15E.45, Code of Iowa.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764) David Reynolds (Ext. 16934)

EDUCATIONAL EXAMINERS BOARD - EDUCATION DEPARTMENT

ARC 6246B

Rule Summary Permits employees of the Department of Education to initiate complaints to the Board. Authorizes the Executive Director to initiate complaints against teachers that do not report inappropriate assignments and against administrators responsible for inappropriate assignments. The rule reflects a change in statute enacted in SF 588 (FY 2008 Education Appropriations Act) during the 2007 session.

Fiscal Impact No fiscal impact.

ARC 6237B

Rule Summary Changes the initial administrator license from a two-year license to a one-year license, reflecting changes to statute enacted in SF 277 (Student Achievement and Teacher Quality Program Act) during the 2007 session.

Fiscal Impact No significant fiscal impact. If the cost of an initial administrator license remains the same, there may be a minimal increase in fee revenue for the Board of Educational Examiners as a result of requiring a new license after one year, instead of two.

ARC 6234B

Rule Summary Correction to rules to reflect the 2005 fee increase. The rules regarding licensure fees were updated in 2005 when the last fee increase was implemented, but the fee for coaching authorization was not updated in the rules at that time.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

12

Fiscal Impact No fiscal impact. **ARC 6235B**

Rule Summary Changes the requirements for Statements of Professional Recognition (SPR) so that only applicants with a Bachelor's degree may obtain an SPR. The change impacts only school nurses and reflects a change in statute enacted in SF 277 (Student Achievement and Teacher Quality Program Act) during the 2007 session.

Fiscal Impact No significant fiscal impact.

ARC 6230B

Rule Summary Consolidates various business endorsements into one single endorsement to allow school districts more flexibility when assigning teachers.

Fiscal Impact No significant fiscal impact.

ARC 6227B

Rule Summary Changes the course requirements for obtaining a mathematics endorsement to include any geometry course. Currently, the requirements specify "postcalculus geometry." The change will enable more applicants to fulfill the requirements.

Fiscal Impact No fiscal impact.

ARC 6238B

Rule Summary Clarifies rules for renewal of administrator licenses. Specifies that applicants must provide documentation of completion of the evaluator training required by statute.

Fiscal Impact No fiscal impact.

ARC 6225B

Rule Summary Makes minor language changes to requirements for an evaluator license or endorsement to reflect changes in the statute.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Robin Madison (Ext. 15270)

INSPECTIONS AND APPEALS DEPARTMENT

ARC 6263B

Rule Summary Provides definitions, standards for licensing, rules for game nights, and provides clarification.

Fiscal Impact A minimal fiscal impact. The Department anticipates a limited fiscal impact; however, since the number of organizations requesting a license is unknown, the Department can not provide a definitive impact.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

13

ARC 6236B

Rule Summary Provides rules pertaining to licensing card tournaments by veterans' organizations.

Fiscal Impact A minimal fiscal impact. The Department anticipates a limited fiscal impact; however, since the number of organizations requesting a license is unknown, the Department can not provide a definitive impact. The Department anticipates the impact is less than \$100,000.

STAFF CONTACT: Deborah Helsen (Ext. 16764) David Reynolds (Ext. 16934)

INTERIOR DESIGN EXAMINING BOARD - COMMERCE DEPARTMENT

ARC 6259B

Rule Summary Provides for an administrative procedure to divide the filing for interior designer continuing education. The rule pertaining to continuing education is to be refilled as a separate rule. The rule pertaining to renewal and reinstatement procedures for registered interior designers is provided in ARC 6258B below.

Fiscal Impact No fiscal impact.

ARC 6258B

Rule Summary Provides rules for renewal and reinstatement procedures for registered interior designers.

Fiscal Impact A minimal fiscal impact. With approximately 50 registrants renewing biennially at the rate of \$350 each, there is a projected biennial impact of \$17,500 or \$8,750 annually.

STAFF CONTACT: Deborah Helsen (Ext. 16764) David Reynolds (Ext. 16934)

PROFESSIONAL LICENSURE DIVISION - PUBLIC HEALTH DEPARTMENT

ARC 6224B

Rule Summary Removes the temporary license provision for individuals that have not passed the required examination; removes the issuance of initial manicurist licenses, and updates rules for consistency with national and professional standards pertaining to cosmetology arts and sciences.

Fiscal Impact No fiscal impact.

ARC 6239B

Rule Summary Changes the Cosmetology Arts and Sciences Board-approved examination and licensure requirements associated with Board action following sale of the previous contractor. In addition, changes consolidate multiple license certificates provided to individual licensees into one publicly displayed certificate to assist the Board and consumers in identifying licensure compliance.

Fiscal Impact No fiscal impact. Any increase in costs associated with these changes will be absorbed by the Board. The Board retains 100.0% of licensure fees received to cover Board responsibilities. Licensure fees will not be increased to cover any costs related to this change.

ARC 6262B

Rule Summary Allows the Massage and Bodywork Licensing Examination (MBLEx) to be used for licensure.

Fiscal Impact No fiscal impact.

Administrative Rules – Fiscal Impact Summaries

October 9, 2007

14

ARC 6257B

Rule Summary Requires Iowa massage therapy school curriculums to be reviewed every two years. In addition, implements changes pursuant to the enactment of SF 74 (Licensure Board Renaming Act).

Fiscal Impact A minimal fiscal impact. There are approximately 32 massage therapy schools in Iowa and the review fee will be in the range of \$120 every two years.

ARC 6248B

Rule Summary Clarifies requirements for foreign-trained Physical Therapy initial and endorsement applicants; adds clarity to supervision requirements and Physical Therapy Assistants (PTA's) supervisor documentation on patient charts, and amends requirements for skilled nursing requirements regarding direct client contact. In addition, implements the changes as required by SF 74 (Health Licensing Boards Name Changes Act).

Fiscal Impact No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

UTILITIES DIVISION - COMMERCE DEPARTMENT

ARC 6267B

Rule Summary Requires natural gas, electric, and water utilities; communications providers; and owners and operators of electric facilities and companies, to notify the Utilities Board if an outage or incident occurs.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Deborah Helsen (Ext. 16764) David Reynolds (Ext. 16934)

VOLUNTEER SERVICE, IOWA COMMISSION ON

ARC 6261B

Rule Summary Establishes the procedures for administration of the Retired and Senior Volunteer Program (RSVP) awards.

Fiscal Impact No fiscal impact.

ARC 6260B

Rule Summary Establishes the procedures for certification of youth mentoring programs.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

**WORKERS' COMPENSATION DIVISION - WORKFORCE DEVELOPMENT
DEPARTMENT**

ARC 6249B

Rule Summary Permits the Department to hold contested case hearings using voice and video technology including internet-based video.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)
