



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.

PROFESSIONAL LICENSURE DIVISION - PUBLIC HEALTH DEPARTMENT

ARC 5706B

Rule Summary Physician Assistants - Clarifies requirements concerning educational course documentation provided by an approved physician assistant program. Other changes noticed as a part of ARC 5522B will be adopted and filed at a later time following additional stakeholder discussion. The changes that are deferred for further discussion and adoption clarify that a physician assistant may be taught new procedures under either direct or remote supervision; clarifies the dual responsibility of both physician and physician assistant to be aware of who is designated as the supervising physician; and changes the timeframes for notifying the Board when supervisory changes occur.

Fiscal Impact No fiscal impact.

ARC 5725B

Rule Summary Physician Assistants - Clarifies that a physician assistant may be taught new procedures under either direct or remote supervision; clarifies the dual responsibility of both physician and physician assistant to be aware of who is designated as the supervising physician; and changes the timeframes for notifying the Board when supervisory changes occur. Other changes noticed as a part of ARC 5522B were previously adopted by the board and filed as ARC 5706B.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

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HUMAN SERVICES DEPARTMENT

ARC 5710B

Rule Summary Technical amendments to update references to the Department of Revenue and the Department of Administrative Services. The changes reflect the 2003 reorganization of State government.

Fiscal Impact No fiscal impact.

ARC 5700B

Rule Summary Implements the revised collection and reporting of racial and ethnic data by State agencies on persons receiving benefits from the Food Assistance Program.

Fiscal Impact No fiscal impact.

ARC 5758B

Rule Summary Provides reciprocal agreements between states that furnish medical assistance coverage to children who live in Iowa and receive non-IV-E subsidized adoption payments from another state.

Fiscal Impact No fiscal impact. The change is expected to be cost-neutral to the State

ARC 5716B

Rule Summary Makes a change to issue eligibility cards for Medicaid members annually rather than monthly. Additionally, Medicaid members will not have to wait to get their current card before receiving services.

Fiscal Impact By mailing cards annually instead of monthly, the State will save an estimated \$429,000 each year in printing and mailing cost and \$60,000 in computer processing costs. The total General Fund impact is a savings of \$489,000.

ARC 5701B

Rule Summary Increases the limits on costs under the Home and Community Based Services (HCBS) waivers by 3.0% to accommodate the 3.0% Medicaid provider rate increase provided for in HF 2734 (FY 2007 Health and Human Services Appropriations Act).

Fiscal Impact The estimated cost to the General Fund will be \$219,000 in FY 2007, and \$223,000 in FY 2008. Funding for FY 2007 was provided as part of the Medicaid appropriation in HF 2734.

ARC 5709B

Rule Summary Changes the components of the graduated sanction service, "supervised community treatment," due to the loss of federal Medicaid funds for Rehabilitative Treatment Services, and limits the funds for this service to the State funds previously used to match federal Medicaid expenditures. The goal is to allow chief juvenile court officers flexibility in order to continue providing services to this population and maximize the available funds.

Fiscal Impact No fiscal impact. The State funds for this service already exist in the Child and Family Services appropriation.

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ARC 5714B

Rule Summary Clarifies Child Care Assistance eligibility rules, including depreciation not being an allowable business expense for self-employment, and that a net loss can not be offset from other earned or unearned income. Also, clarifies the effective date of untimely reported changes; adds a new fee schedule table that will be effective when a service area is converted to the new child care computer system; and removes a reference to suspension.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942) Jess Benson (Ext. 14613) Sue Lerdal (Ext. 17794)

COLLEGE STUDENT AID COMMISSION

ARC 5717B

Rule Summary Makes minor modifications, revisions, and updates language in the Teacher Shortage Forgivable Loan Program.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Mary Shipman (Ext. 14617)

CORRECTIONS DEPARTMENT

ARC 5707B

Rule Summary Updates internal references regarding the Department's headquarters, and descriptions of organizational structure to reflect the current practice.

Fiscal Impact No fiscal impact.

ARC 5708B

Rule Summary Provides for a centralized approval process for visitors, and a centralized banking system headquartered at the Fort Dodge Correctional Facility.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Beth Lenstra (Ext. 16301)

LABOR SERVICES DIVISION - WORKFORCE DEVELOPMENT DEPARTMENT

ARC 5756B

Rule Summary Changes outdated language relating to asbestos removal projects, requests for access to public records, and removes from the amusement ride rules a sentence that is inconsistent with the statute.

Fiscal Impact No fiscal impact.

ARC 5704B

Rule Summary Details procedures and the method of calculating penalties for violations as established in Chapter 91A, Code of Iowa.

Fiscal Impact No fiscal impact.

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ARC 5619B

Rule Summary Begins the process of extending safety and health inspection to certain water heaters that fall within the scope of Chapter 89, Code of Iowa, which have previously not been inspected, and makes other water heater required changes.

Fiscal Impact Fiscal Impact cannot be determined. There are no statistics available concerning the number of water heaters in places of public assembly that have not been previously inspected. There is no information available concerning the condition of the water heaters or the possible cost of repairs that may be required. It is also unknown what the fees will be in 2009 when the inspections begin.

STAFF CONTACT: Ron Robinson (Ext. 16256)

REGENTS BOARD

ARC 5748B

Rule Summary Makes changes to reflect the Board's recently adopted policy regarding admissions requirements. The Board approved this policy at its meeting on December 11, 2006. The current policy requires applicants to be ranked in the top 50.0% of their high school graduating class and completion of certain core subject area courses. The new policy implements a Regent Admission Index (RAI) that utilizes class rank, ACT score, and number of core courses completed. The new policy is effective for applicants for the Fall of 2009.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Mary Shipman (Ext. 14617)

TRANSPORTATION DEPARTMENT

ARC 5724B

Rule Summary Prescribes the manner by which governmental entities are to administer the quotation process established by HF 2713 (FY 2007 Public Improvement Contracts and Bid Procedures Act).

Fiscal Impact The estimated fiscal impact is unknown; however, a cost savings to government entities is anticipated. Prior to the enactment of HF 2713, governmental entities were required to use a public bidding process for public improvement projects exceeding \$25,000. With the enactment of HF 2713 and adoption of the rules, government entities will not have to obtain quotes for up to \$100,000, which is the competitive bid threshold.

STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

IOWA VETERAN AFFAIRS DEPARTMENT

ARC 5719B and 5718B

Rule Summary Creates a new eligibility for War Orphans Educational Assistance, for children of persons who died during active federal military service in the armed forces or in the National Guard, or other military component, after September 11, 2001. A child may receive up to \$5,500 per year or \$27,500 lifetime limit.

Fiscal Impact The fiscal impact can not be determined. The Department has not provided an estimate of the number of children, and their ages from those who have died since September 11, 2001. The FY 2007 appropriation was \$27,000.

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ARC 5721B and 5720B

Rule Summary Creates a Veteran County Grant Program for the counties to obtain up to \$10,000 for a match to a county expenditure of \$10,000 for veterans projects.

Fiscal Impact No fiscal impact. The FY 2007 appropriation was \$1,000,000. If each county proceeds with the project applications for FY 2007, the expenditure would be \$990,000.

STAFF CONTACT: Sue Lerdal (Ext. 17794)

ELDER AFFAIRS DEPARTMENT

ARC 5607B

Rule Summary Establishes the nomination and objection procedure to be used when replacing a member of an Area Agency on Aging Board Director.

Fiscal Impact Minimal fiscal impact.

STAFF CONTACT: Lisa Burk (Ext. 17942)

ENVIRONMENTAL PROTECTION COMMISSION - NATURAL RESOURCES DEPARTMENT – DEPARTMENT OF NATURAL RESOURCES

ARC 5755B

Rule Summary Updates the State's air quality rules to be consistent with federal regulations:

- Clarifies the requirements for variance eligibility.
- Updates references to federal regulations with national attainment, nonattainment, and unclassified area designations.
- Updates a reference to federal hazardous air program rules.
- Corrects cross-references to the Title V permit rules, other operating permit rules, and the Acid Rain Program rules.
- Amends Chapter 23 to adopt New Source Performance Standards.
- Amends Chapter 23 to adopt National Emissions Standards for Hazardous Air Pollutants (NESHAPS).
- Amends Chapter 25 to update cross-references to New Source Performance Standards (NSPS).
- Amends Chapter 34 to adopt changes to the federal Clean Air Mercury Rule.

Fiscal Impact No fiscal impact to the State. The rule changes will primarily affect regulated parties (industry) with applicable air emissions or emission equipment. The changes will provide a better description and updated references to existing federal regulations. The most evident impact of this rulemaking will be incorporation of the federal amendments to NSPS and NESHAP. In particular, the amendments to the NESHAP for dry cleaners will impose additional control requirements and a ban on the use of the perchloroethylene at new dry cleaning facilities that are located in the same building as apartment units ("co-residential" facilities). The Department of Natural Resources (DNR) is not aware of any such "co-residential" dry cleaners in Iowa at this time. Owners and operators of affected air emissions sources are subject to the federal requirements whether or not the State incorporates the federal requirements into the Iowa Administrative Code. Therefore, the incorporation by reference of the federal standards will not impose any additional costs to the effected sources.

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ARC 5753B

Rule Summary Reissues General Permits Nos. 1, 2 and 3 which authorize the discharge of storm water. One change was added prohibiting a discharge until the discharge authorization has been issued by the Department.

Fiscal Impact No fiscal impact to the State.

STAFF CONTACT: Debra Kozel (Ext. 16767)

NATURAL RESOURCE COMMISSION - NATURAL RESOURCES DEPARTMENT

ARC 5751B

Rule Summary Includes the reauthorization of general permits that exempt the owners of most private docks from obtaining individual permits and paying administrative fees. Slip and dock permit fees have not been increased since 1986 and the fees currently charged do not cover the Department's administrative costs.

Fiscal Impact Fiscal impact is less than \$100,000. It is estimated the fee increase will generate less than \$100,000 per year, and will be used to pay for related administrative expenditures.

ARC 5752B

Rule Summary These amendments clarify the following for game management areas:

- Specifies where horses can be on game management areas.
- Prohibits the use of paintball guns on game management areas.
- Allows handicapped persons to use ATV's and snowmobiles on game management areas.

Fiscal Impact No fiscal impact.

ARC 5754B

Rule Summary Closes the commercial harvest of mussels in waters of the Mississippi River common with the state of Illinois and updates sport harvest regulations.

Fiscal Impact No fiscal impact.

ARC 5750B

Rule Summary Determines quotas for nonresident licenses and requires successful hunters to report their kill. One comment was received that requested a clarification of method of take for the Holiday season which was changed to indicate method of take during the Holiday season and to make the season dates for the nonresident disabled hunters consistent with the resident youth season.

Fiscal Impact Minimal fiscal impact.

STAFF CONTACT: Debra Kozel (Ext. 16767)

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AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT

ARC 5723B

Rule Summary The Department is terminating the rule making commenced in ARC 5569B because the rule was Adopted and Filed Emergency as ARC 5570B. There were no public comments on the rule.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Debra Kozel (Ext. 16767)

ARCHITECTURAL EXAMINING BOARD - PROFESSIONAL LICENSING BUREAU - COMMERCE DEPARTMENT

ARC 5703B

Rule Summary Provides a registrant the opportunity to certify architectural documents with a secure electronic signature that meets statutory requirements

Fiscal Impact No fiscal impact.

STAFF CONTACT: Sam Leto (Ext. 16764)

DENTAL EXAMINERS BOARD - PUBLIC HEALTH DEPARTMENT

ARC 5727B

Rule Summary Changes the license renewal date to allow the Board to receive revenue at the beginning of a fiscal year and plan accordingly for expenditures. Also, technical changes to provide for clarification.

Fiscal Impact No fiscal impact.

ARC 5726B

Rule Summary Adds nursing facilities to the list of public health settings where public health supervision of a dental hygienist may take place.

Fiscal Impact There may be some cost to Medicaid programs if dental hygienists provide services in nursing facilities and those services are reimbursed by Medicaid. There are currently 22 dental hygienists working under public health supervision agreements, limiting the impact.

ARC 5730B

Rule Summary Clarifies how examination failures will be counted for dental and dental hygiene examinees. Also, specifies the requirements for dental and dental hygiene examinees to obtain remedial education following examination failures.

Fiscal Impact No fiscal impact.

ARC 5728B

Rule Summary Changes allow licensees or registrants to obtain continuing education credit for a course in Iowa jurisprudence.

Fiscal Impact No fiscal impact.

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ARC 5729B

Rule Summary Changes clarify the training, facility, and equipment requirements for applicants for deep sedation/general anesthesia and conscious sedation permits. Also, the changes increase the amount the Board may recoup for the cost of an on-site evaluation of the facility where sedation services are provided, which will include only actual costs up to a maximum of \$500.

Fiscal Impact The fiscal impact is minimal. There are approximately five to 10 inspections per year. If the maximum is received for each inspection, the Board will receive an additional \$2,500 to \$5,000 from these fees to cover these costs.

STAFF CONTACT: Lisa Burk (Ext. 17942)

EDUCATION EXAMINERS BOARD

ARC 5757B

Rule Summary Creates a nonrenewable three-year International Teacher Exchange license to facilitate international teacher exchanges.

Fiscal Impact No fiscal impact.

ARC 5763B

Rule Summary Technical change to move the fees for paraeducator certificates and eliminate a superfluous date.

Fiscal Impact No fiscal impact.

ARC 5760B

Rule Summary Changes “the handicapped” to “individuals with disabilities” in language regarding the Exceptional Learner Program.

Fiscal Impact No fiscal impact.

ARC 5761B

Rule Summary Clarifies the authority of a licensee to teach two grades above or below the current endorsement.

Fiscal Impact No fiscal impact.

ARC 5764B

Rule Summary Expands ability of paraeducators who hold substitute authorization to work in K-6 special education classrooms.

Fiscal Impact No fiscal impact to the State. Reductions in costs to local school districts will be minimal.

ARC 5765B

Rule Summary Provides for an extension of an initial administrator license if the individual is involved in a mentoring program or has one year of administrative experience in a nonpublic school or an out-of-state school and needs an additional year of experience to convert to a standard license.

Fiscal Impact No fiscal impact.

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ARC 5762B

Rule Summary Eliminates several criteria for waiving the requirement for an evaluator endorsement. Complies with statutory requirements found in Chapter 272, Code of Iowa.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Robin Madison (Ext. 15270)

HISTORICAL DIVISION - CULTURAL AFFAIRS DEPARTMENT

ARC 5759B

Rule Summary The proposed rules streamline the Historical Resource Development Program grants application and review process.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

INSPECTIONS AND APPEALS DEPARTMENT

ARC 5713B

Rule Summary Strikes a requirement that residential care, and nursing, facilities with fire and water pumps have backup emergency electric service.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Douglas Wulf (Ext. 13250)

LANDSCAPE ARCHITECTURAL EXAMINING BOARD - PROFESSIONAL LICENSING BUREAU - COMMERCE DEPARTMENT

ARC 5712B

Rule Summary Changes the number of continuing education hours needed to reinstate a lapsed registration to 12 hours per year. Also, changes the number of hours needed to renew a registration to 24 hours of health, safety, and welfare subjects, per biennial renewal period, and limits the number of self-study hours to six hours per reporting period.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Sam Leto (Ext. 16764)

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MEDICAL EXAMINERS BOARD - PUBLIC HEALTH DEPARTMENT

ARC 5722B

Rule Summary Various updates to Chapter 1. Determining eligibility for renewal will be added under the authority of the Board. "Monitoring committee" will no longer oversee allied health issues. Licensure committee will take on the role of reviewing and making recommendations to the full Board on whether the Board should recommend that the State indemnify volunteer physician applicants who are under investigation or who have had disciplinary action against a license in the past or present. The dates and locations of Board meetings will be available from the Board office or on the Board's web site. Cross references from old Chapter 12 will be updated to new Chapter 25 in regard to the method of service, time of filing, and proof of mailing.

Fiscal Impact No fiscal impact.

ARC 5745B

Rule Summary Imposes a service charge for making a service available on-line, eliminates the current convenience fee, and updates the Medical Examiners Board's web site address in order to implement a web-based database for licensure and purchase of various services from the Board.

Fiscal Impact It is anticipated that an estimated \$90,000 in revenue will be received by the Board from service charges for on-line renewals, new applications processing, and other applications. Individuals that utilize these on-line services will pay a service charge up to \$15.00, depending on the service.

ARC 5747B

Rule Summary Updates the definition of "reportable conduct" to mean wrongful acts or omissions that are grounds for license revocation or suspension under these rules or that otherwise constitute negligence, careless acts or omissions demonstrating an inability to practice medicine competently, safely, or within the bounds of medical ethics in accordance with Sections 272C.3(2) and 272C.4(6), Code of Iowa, and the Board's rules. Also, amends the rule that established a failure to report child abuse or dependent adult abuse as grounds for discipline so that knowingly and willfully failing to report child abuse or dependent adult abuse may be grounds for discipline.

Fiscal Impact No fiscal impact.

ARC 5746B

Rule Summary Proposed amendment establishes that the Board may take disciplinary action against a physician who has entered into a voluntary agreement in another jurisdiction. The changes define how the Board identifies whether a physician has entered into a voluntary agreement. Also, the amendment states that a certified copy of the voluntary agreement shall be considered prima facie evidence. The changes are a result of the Court's ruling in *Robert L. Solomon vs. Iowa Board of Medical Examiners*.

Fiscal Impact No fiscal impact to the State. The physician involved will pay \$100 per quarter for being monitored. According to the Board, a disciplinary action of this nature does not occur often.

STAFF CONTACT: Lisa Burk (Ext. 17942)

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PETROLEUM UST FUND BOARD, IOWA COMPREHENSIVE

ARC 5749B

Rule Summary The rules change the statute of limitations for claiming a refund of the environmental protection charge from five years to three years and changes the time period for protesting a refund denial from 30 to 60 days. The rules implement Iowa Code Section 424.15, Code of Iowa.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Ron Robinson (Ext. 16256)

PHARMACY EXAMINERS BOARD - PUBLIC HEALTH DEPARTMENT

ARC 5731B

Rule Summary Changes require an applicant for licensure to practice pharmacy to submit evidence of satisfactory completion of required internship experience before the Board will certify the applicant as eligible to take any of the licensure examination components.

Fiscal Impact No fiscal impact.

ARC 5733B

Rule Summary Changes authorize pharmacists in charge to designate pharmacy technicians who may be present in the pharmacy to perform authorized activities in the absence of a pharmacist. The changes specifically identify activities that may not be performed when the pharmacy is closed and requires the technician to maintain a log identifying each period of time that the technician worked in the pharmacy when the pharmacist was not on site.

Changes also reference the procedures relating to pharmacy technicians authorized by deleting the listed examples or suggestions of pharmacy references within each category of required references for a hospital pharmacy, and establish requirements for pharmacist review of medication orders when the hospital and pharmacy utilize an integrated electronic record system or a paperless electronic medical record system.

Also, changes provide for the administration of a controlled substance to a patient in the hospital emergency department following examination by the nurse and consultation with the on-call prescriber pending arrival of the on-call prescriber and provided the prescriber examines the patient in the emergency room to determine further treatment needs.

Fiscal Impact No fiscal impact.

ARC 5732B

Rule Summary Changes delete the listed examples or suggestions of pharmacy references within each category of required reference for a general pharmacy.

Fiscal Impact No fiscal impact.

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ARC 5734B

Rule Summary Changes to require that the walls enclosing a pharmacy department consist of a substantial physical barrier capable of being securely locked to prevent entry when the department is closed.

Fiscal Impact No fiscal impact.

ARC 5739B

Rule Summary Establishes requirements for a continuous quality improvement program to be implemented and maintained in each pharmacy providing pharmaceutical services to patients in Iowa, identifies events to be recorded, processes to be followed upon discovery of a reportable event, event analysis, and response procedures, and recordkeeping requirements. Also, establishes requirements related to stocking of bulk drug counting machines, establishes a deadline for completion of the pharmacy licensure process, and addresses a pharmacist's refusal to fill a prescription or dispense a drug based on various factors including conscientious objection.

Fiscal Impact No fiscal impact.

ARC 5742B

Rule Summary Replaces current Board rule pertaining to sterile compounding.

Fiscal Impact No fiscal impact to the State. A pharmacy that wishes to engage in sterile compounding may need to install or update equipment and implement facility improvements to comply with these regulations.

ARC 5740B

Rule Summary Clarifies the requirements for pharmacist to check and verify each dose of a prescription medication prior to the medication being removed from the pharmacy and stocked by a non-pharmacist in a component of the automated medication distribution system.

Fiscal Impact No fiscal impact.

ARC 5741B

Rule Summary Amends the rule relating to the dispensing of Schedule V controlled substances, excluding methamphetamine precursor substances, without a prescription and establishes criteria, in compliance with both federal and State laws, relating to the dispensing of products containing ephedrine, pseudoephedrine, and phenylpropanolamine without a prescription.

Also, establishes requirements for a perpetual inventory of Schedule II controlled substances in Iowa pharmacies and amends the requirements for a physical inventory of controlled substances, changing the interval between physical inventories from biennial to annual, changing the period for retention of the written inventory record from four to two years, and requiring that counts of hydrocodone-containing products be exact rather than estimated.

Establishes the criteria for ordering, or distributing, Schedule I or II substances, by way of the Drug Enforcement Agency (DEA) Controlled Substances Ordering System (CSOS), instead of using the multi-copy paper order form, and also, clarifies situations requiring the completion and submission of a report of theft or loss of controlled substances.

Fiscal Impact No fiscal impact.

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Rule Summary	Changes authorize a pharmacy technician over the age of 18 to witness the wastage of the unused portion of a controlled substance resulting from administration to a patient or from drug compounding operations.	ARC 5735B
Fiscal Impact	No fiscal impact.	
Rule Summary	Changes eliminate the list of example publications within each category of pharmacy reference required in correctional facility pharmacy practice.	ARC 5736B
Fiscal Impact	No fiscal impact.	
Rule Summary	Establishes a deadline for completion of the wholesale drug licensure process, defines misrepresentative deeds and unethical conduct or behavior, and establishes the licensed drug wholesaler's responsibility for actions of the wholesaler's managerial agent.	ARC 5743B
Fiscal Impact	No fiscal impact.	
Rule Summary	Authorizes a pharmacy to sell to a hospital pharmacy a compounded drug product prepared pursuant to a prescriber's authorization for administration to a specific patient and includes specific requirements regarding labeling and record keeping.	ARC 5737B
Fiscal Impact	No fiscal impact.	
Rule Summary	Changes clarify certain requirements for prescriptions authorized utilizing an electronic signature, whether or not the prescription itself is transmitted from the prescriber to the pharmacy via electronic means, reiterating the pharmacist's responsibility for ensuring the validity of the prescription. Also, identifies optional security features that may be used on prescription blanks when those blanks are used to print an electronically-signed prescription for delivery to the patient.	ARC 5738B
Fiscal Impact	No fiscal impact.	
Rule Summary	Emphasizes that the drugs to be included in the emergency/first dose drug supply provided by a pharmacy to a care facility be limited to the drugs necessary to meet the emergency needs of the facility's patients and that the drug supply is not intended to relieve the provider pharmacy of the responsibility for ensuring timely delivery of each patient's medications. Also, provides that the drugs maintained in an emergency/first dose drug supply be made available for the treatment of all facility patients, without discrimination, and that any service charge assessed for the administration of a drug from the emergency/first dose drug supply be assessed to each patient to whom a drug from that drug supply is administered, regardless of the patient's choice of pharmacy for routine pharmaceutical services.	ARC 5744B
Fiscal Impact	No fiscal impact.	

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STAFF CONTACT: Lisa Burk (Ext. 17942)

PROFESSIONAL LICENSING AND REGULATION BUREAU - COMMERCE DEPARTMENT

ARC 5702B

Rule Summary Amends chapters to reflect the merger of the Professional Licensing and Regulation Division with the Banking Division authorized in HF 2521 (FY 2007 Administration and Regulation Appropriation Act). Under the new arrangement, the Professional Licensing and Regulation Division became a bureau in the Banking Division. The amendments also reflect the addition of the Interior Design Examining Board established in Chapter 544C, Code of Iowa, in 2005.

Fiscal Impact No fiscal impact. As part of the merger, there was an estimated \$70,000 savings with the reduction of the division director position. This savings was factored into the FY 2007 appropriation for the Banking Division. Costs for name changes will be minimal.

STAFF CONTACT: Sam Leto (Ext. 16764)

RACING AND GAMING COMMISSION - INSPECTIONS AND APPEALS DEPARTMENT

ARC 5705B

Rule Summary The rule changes include the following:

- Increases the upfront investigative fee that an applicant for initial licensure must remit to the Department of Public Safety. The applicant's total fee will not be impacted.
- Allows a gaming representative to revoke the license of a person who refuses to take a drug test.
- Allows the stewards to enter into an informal settlement with a licensee.
- Adds refusal to submit to drug testing to the information included in personnel records that the facility is required to retain and store.
- Updates the web site address of the Commission.
- Update existing rules to correspond with the national uniform rules of racing as they relate to medication of a racing animal.
- Requires the public to have access to rules of play, payout schedules and permitted wagering amounts.
- Requires notification to the Commission on the movement of gambling games or implements of gambling.
- Outlines how tickets with expired redemption periods will be accounted for.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Douglas Wulf (Ext. 13250)

TRANSPORTATION DEPARTMENT

ARC 5715B

Rule Summary Adopts the current 2006 Code of Federal Regulations (CFR) to interstate for-hire carriers.

Fiscal Impact No fiscal impact.

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STAFF CONTACT: Mary Beth Mellick (Ext. 18223)

UTILITIES DIVISION - COMMERCE DEPARTMENT

ARC 5711B

Rule Summary Requires natural gas and electric utilities, with over 50,000 customers, to provide Board contact information to customers monthly, and the Board is also updating the Board's email address.

Fiscal Impact No fiscal impact.

STAFF CONTACT: Sam Leto (Ext. 16764)
