

HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	House File 645 (Formerly HF 415)	House Committee:	PASSED on March 3 (20-0)
Committee:	Judiciary	House Floor:	
Floor Manager:	Rep. Gustoff	Senate Floor:	
Date:	March 15, 2023	Governor:	
Staff:	Amanda Wille (1-5230)		

Administrative Law- Judicial Review

- A court must reverse, modify, or grant appropriate relief from agency action if the agency has an erroneous interpretation of a provision of law.
- If there is doubt regarding the agency's authority the court must rule in favor of a reasonable interpretation that limits agency authority.

Section by Section Analysis

Section 1 – Iowa Administrative Procedure Act- Judicial Review (17A.19)

Conforming

Section 2 – Iowa Administrative Procedure Act- Judicial Review (17A.19)

Conforming

Section 3- Iowa Administrative Procedure Act- Judicial Review (17A.19)

Conforming

Section 4-Iowa Administrative Procedure Act- Construction- Delegation of Authority (17A.23)

When interpreting state statute or a rule or other agency document, a court shall not defer to the agency's interpretation of the statute, rule or document. The court must interpret the meaning and effect de novo (anew).

In an action brought by or against an agency, after the court applies all customary tools of interpretation, they must exercise any doubt in favor of a reasonable interpretation that limits agency authority

Amendment Analysis

H- 1128- Olson

Striking lines 12-22 (Section 4)

When interpreting a state statute or a rule or other agency document, a court shall not defer to an agency's interpretation of the statute, rule or document and must interpret the meaning and effect de novo (new).

In an action brought by or against an agency, after the court applies all customary tools of interpretation, they must exercise any doubt in favor of a reasonable interpretation that limits agency authority

This subsection does not apply where a standard of review for agency interpretation is otherwise prescribed by statute or by rule if the agency is authorized by statute to adopt a rule regarding standard of review.