

## HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	House File 688 (HSB 81)	House Committee:	<b>PASSED</b> March 30 (23-0)
Committee:	State Government	House Floor:	<b>PASSED</b> April 12 (99-0)
Floor Manager:	Rep. Sexton	Senate Floor:	<b>PASSED</b> April 24 (49-0)
Date:	May 11, 2023	Governor:	<b>SIGNED</b> May 3
Staff:	Jason Covey (1-3626)		

### ARRC Rules Bill

- Codifies several current practices regarding the content and publication of the Administrative Bulletin.
- Clarifies in code that all fees, including increases and decreases, are adopted by rules.

### Section by Section Analysis

#### Division I

#### Rulemaking Procedures and Related Matters

Section 1 – Editorial powers and duties (Iowa Code 2B.13(2)(b,d,f))

Change to conform to current practice to allow the Iowa Code and administrative code editors to correct references to Iowa Code which were cited erroneously or have been repealed, amended, or renumbered.

Section 2 – Official legal publications – citations (Iowa Code 2B.17(5)(a))

Adds the citation of the publication date of the Administrative Bulletin. This is current practice.

Section 3 – Definitions (Iowa Code 17A.2(1))

Clarifies that components of the general assembly are not included in the definition of agency

Section 4 – Definitions (Iowa Code 17A.2(11)(a))

Conforming change for section 9 of this bill.

Section 5 – Procedure for adoption of rules (Iowa Code 17A.4(1)(a))

Eliminate committee chairs and ranking members receiving copies of noticed rules. Replace with email notification.

Section 6 – Procedure for adoption of rules (Iowa Code 17A.4(8))

Clarifying language regarding effect of ARRC 70-day suspension of notices of intended action.

Section 7 – Filing and taking effect of rules (Iowa Code 17A.5(1))

Permanent archive of all rules and rule changes--conform to existing practices.

Section 8 – Publications – copy of standards adopted by reference (Iowa Code 17A.6)

Remove requirement that LSA dedicate a website to standards adopted by reference. Require that standards adopted by reference, other than state laws and rules, include a date certain.

Section 9 – Agency fees — rules (Iowa Code 17A.6C)

New Section - clarifies existing requirement that fees, including increases or decreases, are adopted by rules.

Section 10 – Administrative rules review committee (Iowa Code 17A.8(9))

Codifies current practice that publication of ARRC session delays and suspensions are included in the Administrative Code and Bulletin.

Section 11 – Administrative rules review committee (Iowa Code 17A.8(10)(b))

Codifies current practice that ARRC 70-day suspensions are included in the Administrative Code and Bulletin.

Section 12 – (Iowa Code 256.54(2)(b))

Conforming change to reflect changes made in section 8 of this bill.

Section 13 – Adoption of standards by reference – rules (Iowa Code 505.35)

Section 14 - EFFECTIVE DATE

Takes effect January 1, 2024.

**Division II  
Agency Statutes and Rules**

Section 15 - Organizational structure (Iowa Code 7E.7(2))

Strikes reference to the Iowa Advance Funding Authority that is repealed by section 19 of this bill.

Section 16 - Centralized financing for state agency purchase of real and personal property (Iowa Code 12.28(1)(b))

Strikes reference to Chapter 257C (Iowa Advance Funding Authority) that is repealed by section 19 of this bill.

Section 17 - Coordination of bonding activities (Iowa Code 12.30(1)(a))

Strikes reference to Chapter 257C (Iowa Advance Funding Authority) that is repealed by section 19 of this bill.

Section 18 – Iowa capital investment board (Iowa Code 15E.63(11))

Gives Dept. of Revenue rulemaking authority over the recently defunct Iowa Capitol Investment Board to clean up the board's rules.

Section 19 – REPEAL (Iowa Code 257C)

Repeals the Iowa Advance Funding Authority, chapter 257C. This agency has evidently not existed in decades. Also rescinds their rules.

Section 20 – RESCISSION OF ADMINISTRATIVE RULES

Rescinds rules of the Uniform State Laws Commission. The commission's rules have not been updated since 1988, and they have not been responsive to various emails. The commission is not a regulatory body that needs to have rules at all.