

Red Tape Review Rule Report (Due: September 1, 2025)

Department Name:	IEDA	Date:	9/12/24	Total Rule Count:	4
IAC #:	261	Chapter/ SubChapter/ Rule(s):	Chapter # 197	Iowa Code Section Authorizing Rule:	17A.7
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To describe the form for petitions for rulemaking required by IEDA and the procedure for the submission, consideration, and disposition of petitions.

Is the benefit being achieved? Please provide evidence.

Yes. The chapter adequately describes the items required by Iowa Code section 17A.7 relating to petitions for rulemaking.

What are the costs incurred by the public to comply with the rule?

Members of the public that want to submit a petition for rulemaking process may incur costs to draft and submit petitions.

What are the costs to the agency or any other agency to implement/enforce the rule?

Authority staff time is required to review, evaluate, and respond to petitions for rulemaking.

Do the costs justify the benefits achieved? Please explain.

No additional costs are imposed by the rules chapter beyond the authority’s statutory obligations in section 17A.7.

Are there less restrictive alternatives to accomplish the benefit? YES NO

If YES, please list alternative(s) and provide analysis of less restrictive alternatives from other states, if applicable. If NO, please explain.

IEDA did not identify any less restrictive alternatives.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language? [list chapter/rule number(s) that fall under any of the above categories]

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Yes. The chapter does contain repetition of statutory language and language that is otherwise unnecessary. A new rule 261.197.1 is proposed to incorporate chapter 17A by reference. The other rules in the chapter will be updated to be more clear and concise.

RULES PROPOSED FOR REPEAL (list rule number[s]):

197.2
197.3

***RULES PROPOSED FOR RE-PROMULGATION* (list rule number[s] or include text if available):**

CHAPTER 197
PETITION FOR RULE MAKING

261—197.1(17A) Incorporation by reference. The authority incorporates by this reference all such matters in Iowa Code chapter 17A that relate to petitions for rulemaking.

261—197.2(17A) Petition for rule making. Petitions for rule making or inquiries about such petitions may be directed to Director, Iowa Economic Development Authority, 1963 Bell Avenue, Suite 200, Des Moines, Iowa 50315 or director@iowaeda.com. A petition for rulemaking that substantially conforms to the following form will be considered by the authority:

BEFORE THE IOWA ECONOMIC DEVELOPMENT AUTHORITY

Petition by (Name of Petitioner) for
the (adoption, amendment, or repeal)
of rules relating to (state subject
matter).

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PETITION FOR
RULE MAKING

The petition should provide the following information:

1. A statement of the specific rule-making action sought by the petitioner including the text or a summary of the contents of the proposed rule or amendment to a rule.
2. The name, mailing address, and telephone number of the petitioner and any other person to whom communications concerning the petition should be directed.
3. An explanation of petitioner's arguments in support of the action urged in the petition, including but not limited to a citation to any law deemed relevant to the petition and any data supporting the action requested.
4. The names and addresses of other persons, or a description of any class of persons, known by petitioner to be affected by, or interested in, the proposed action which is the subject of the petition.

261—197.3(17A) Consideration and disposition of petition. Prior granting or denying a petition for rulemaking, the authority may request additional information from the petitioner. The authority may schedule a meeting between the petitioner and the authority. The final decision on whether the circumstances justify the granting of a petition is in the sole discretion of the authority. A decision will be issued in accordance with Iowa Code section 17A.7, subsection 1.

These rules are intended to implement Iowa Code section 17A.7.

****For rules being re-promulgated with changes, please attach a document with suggested changes.***

METRICS

Total number of rules repealed:	1
Proposed word count reduction after repeal and/or re-promulgation	372
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	13

ARE THERE ANY STATUTORY CHANGES YOU WOULD RECOMMEND INCLUDING CODIFYING ANY RULES?

No.