

*State of Iowa Bill No. 265 (p. 128)*

FILED FEB 16 1991

*H.F. 274 substituted 4/7/91*

SENATE FILE **192**  
BY ADMINISTRATIVE RULES REVIEW  
COMMITTEE

(COMPANION TO LSB 2037HV BY  
ADMINISTRATIVE RULES REVIEW  
COMMITTEE)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the omission of nullified administrative rules  
2 from the Iowa administrative code.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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**SF 192**

1 Section 1. Section 3.6, Code 1991, is amended by adding  
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. The secretary of state shall  
4 submit to the administrative code editor a copy of any  
5 resolution nullifying an administrative rule which is passed  
6 by the general assembly pursuant to Article III, section 40 of  
7 the Constitution of the State of Iowa. The administrative  
8 code editor shall publish the resolution in the Iowa  
9 administrative bulletin.

10 Sec. 2. Section 17A.6, subsection 1, Code 1991, is amended  
11 to read as follows:

12 1. The Code editor shall cause the "Iowa Administrative  
13 Bulletin" to be published in pamphlet form at least every  
14 other week containing the following:

15 a. Notices of intended action and adopted rules prepared  
16 in such a manner so that the text of a proposed or adopted  
17 rule shows the text of any existing rule being changed and the  
18 change being made.

19 b. All proclamations and executive orders of the governor  
20 which are general and permanent in nature.

21 c. Notices of rules nullified by the general assembly and  
22 the effective date of the nullification.

23 d. Other materials deemed fitting and proper by the  
24 administrative rules review committee.

25 Sec. 3. Section 17A.6, subsection 3, Code 1991, is amended  
26 by adding the following new unnumbered paragraph:

27 NEW UNNUMBERED PARAGRAPH. The administrative code editor  
28 shall omit or cause to be omitted from the Iowa administrative  
29 code any rule or portion of a rule nullified by the general  
30 assembly pursuant to Article III, section 40 of the  
31 Constitution of the State of Iowa.

32 Sec. 4. The administrative code editor shall omit or cause  
33 to be omitted from the Iowa administrative code all rules or  
34 portions of rules which have been nullified by the general  
35 assembly pursuant to Article III, section 40 of the

1 Constitution of the State of Iowa prior to the effective date  
2 of this Act. The administrative code editor shall also notify  
3 all affected agencies that the nullified rules are to be  
4 omitted.

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EXPLANATION

6 This bill establishes a procedure for the deletion of rules  
7 in the Iowa administrative code which have been nullified by  
8 the general assembly. The secretary of state is required to  
9 provide the administrative code editor with a copy of any  
10 nullification resolution passed by the general assembly which  
11 is then to be published in the administrative bulletin. The  
12 bill also instructs the administrative code editor to omit  
13 from the administrative code rules which have been nullified  
14 prior to the effective date of this Act.

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