

**PUBLIC HEALTH DEPARTMENT[641]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code sections 144.3 and 144.46, the Department of Public Health amends Chapter 95, "Vital Records: General Administration," Iowa Administrative Code.

The rules in Chapter 95 describe the general administration of vital records, including definitions, fees, the handling of records, access to records, issuance of certified copies, and confidentiality.

Adopted and Filed amendments to Chapter 95 were published in the October 2, 2013, Iowa Administrative Bulletin as **ARC 1074C**, with an effective date of January 1, 2014. The Administrative Rules Review Committee voted a 70-day delay of subrule 95.6(2) at the Committee's October 2013 meeting. This amendment addresses the Committee's concerns that precipitated the vote to delay. This amendment reduces the overpayment amount to be retained by the Department to \$5 or less.

Notice of Intended Action was published in the January 22, 2014, Iowa Administrative Bulletin as **ARC 1294C**. No comments were received. A clarification change has been made to the Noticed amendment. The Noticed amendment read "of less than \$5." The change was made to match the language in the preamble which read "\$5 or less."

The State Board of Health adopted this amendment on March 12, 2014.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code sections 144.46 and 144.46A.

This amendment will become effective on May 7, 2014.

The following amendment is adopted.

Rescind subrule 95.6(2) and adopt the following **new** subrule in lieu thereof:

**95.6(2) Overpayments.** Any overpayment of \$5 or less received by the state registrar for the copying of or search for vital records or for the preparation or amending of a certificate shall not be refunded and shall be retained by the department.

[Filed 3/12/14, effective 5/7/14]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 4/2/14.