

ECONOMIC DEVELOPMENT AUTHORITY[261]

Adopted and Filed

Rule making related to enhance Iowa board and CAT grants

The Economic Development Authority hereby amends Chapter 211, “Community Attraction and Tourism (CAT) Programs,” and Chapter 214, “Enhance Iowa Board,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is adopted under the authority provided in Iowa Code section 15.106A.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code chapter 15F and 2019 Iowa Acts, House File 305.

Purpose and Summary

2019 Iowa Acts, House File 305, amends portions of the Iowa Code that establish the Enhance Iowa Board, that establish the Board’s authority to adopt administrative rules, and that govern the allocation of Community Attraction and Tourism (CAT) funds.

House File 305 does three things. First, the legislation changes the duration of Board members’ terms from two-year terms to three-year terms. Second, the legislation strikes language that requires the Authority to adopt rules with the approval of the Enhance Iowa Board and makes it clear that the Enhance Iowa Board has the power to adopt administrative rules necessary to administer the programs established in Iowa Code chapter 15F, such as CAT and River Enhancement Community Attraction and Tourism (RECAT). Third, the legislation strikes language that allocates \$100,000 of CAT funds for the purpose of marketing CAT projects. The funds previously allocated to marketing will now be available for CAT projects.

The legislation impacts rules in Chapter 211 and Chapter 214. The amendments adopted in this rule making make corresponding changes to bring the rules into conformity with the statute.

Public Comment and Changes to Rule Making

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on September 25, 2019, as **ARC 4670C**. No public comments were received. No changes from the Notice have been made.

Adoption of Rule Making

This rule making was adopted by the Enhance Iowa Board on December 11, 2019.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

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

Waivers

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Authority for a waiver of the discretionary provisions, if any.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

Effective Date

This rule making will become effective on May 13, 2020.

The following rule-making actions are adopted:

ITEM 1. Rescind and reserve subrule **211.3(3)**.

ITEM 2. Amend subrule 214.2(2) as follows:

214.2(2) Terms. Members of the board are appointed for staggered terms of ~~two~~ three years beginning and ending as provided in Iowa Code section 69.19. A person appointed to fill a vacancy serves only for the unexpired portion of the term. A member is eligible for reappointment.

ITEM 3. Amend subrule 214.3(1) as follows:

214.3(1) The ~~authority, subject to approval by the board,~~ shall adopt administrative rules pursuant to Iowa Code chapter 17A necessary to administer the programs established pursuant to Iowa Code chapter 15F.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 4/8/20.