

**CITY DEVELOPMENT BOARD[263]**

**Notice of Intended Action**

**Proposing rulemaking related to agency procedure for rulemaking  
and providing an opportunity for public comment**

The City Development Board hereby proposes to rescind Chapter 2, “Agency Procedure for Rule Making,” Iowa Administrative Code, and to adopt a new Chapter 2, “Agency Procedure for Rulemaking.”

*Legal Authority for Rulemaking*

This rulemaking is proposed under the authority provided in Iowa Code section 368.10.

*State or Federal Law Implemented*

This rulemaking implements, in whole or in part, Iowa Code chapter 17A.

*Purpose and Summary*

Pursuant to Executive Order 10, the Board proposes to rescind Chapter 2 and adopt a new chapter in lieu thereof. The new chapter will omit statutory language from the rules and clarify how the Board can be contacted regarding its rules.

*Fiscal Impact*

This rulemaking has no fiscal impact to the State of Iowa.

*Jobs Impact*

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

*Waivers*

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Board for a waiver of the discretionary provisions, if any, pursuant to 263—Chapter 6.

*Public Comment*

Any interested person may submit written or oral comments concerning this proposed rulemaking. Written or oral comments in response to this rulemaking must be received by the Board no later than 4:30 p.m. on January 9, 2024. Comments should be directed to:

Lisa Connell  
Iowa Economic Development Authority  
1963 Bell Avenue, Suite 200  
Des Moines, Iowa 50315  
Phone: 515.348.6163  
Email: [lisa.connell@iowaeda.com](mailto:lisa.connell@iowaeda.com)

*Public Hearing*

Public hearings at which persons may present their views orally or in writing will be held as follows:

January 2, 2024  
12:45 to 1 p.m.

1963 Bell Avenue  
Des Moines, Iowa  
Registration information for online  
participation may be found at  
[www.iowaeda.com/red-tape-review](http://www.iowaeda.com/red-tape-review)

January 9, 2024  
8:45 to 9 a.m.

1963 Bell Avenue  
Des Moines, Iowa  
Registration information for online  
participation may be found at  
[www.iowaeda.com/red-tape-review](http://www.iowaeda.com/red-tape-review)

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the Board and advise of specific needs.

*Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking 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).

The following rulemaking action is proposed:

ITEM 1. Rescind 263—Chapter 2 and adopt the following **new** chapter in lieu thereof:

CHAPTER 2  
AGENCY PROCEDURE FOR RULEMAKING

**263—2.1(17A) Incorporation by reference.** The city development board incorporates by this reference all such matters in Iowa Code chapter 17A that relate to procedures for rulemaking.

**263—2.2(17A) Contact information.**

**2.2(1) General.** Inquiries about board rules and the rulemaking process may be directed to City Development Board, 1963 Bell Avenue, Suite 200, Des Moines, Iowa 50315.

**2.2(2) Comments on proposed rules.** Any public comment on a Notice of Intended Action or similar document relating to rules may be directed to City Development Board, 1963 Bell Avenue, Suite 200, Des Moines, Iowa 50315, or as directed in the Notice of Intended Action or similar document.

These rules are intended to implement Iowa Code chapter 17A.