

EXECUTIVE COUNCIL[361]

Notice of Intended Action

Proposing rulemaking related to group insurance for state employees, deferred compensation program, and health maintenance organizations and providing an opportunity for public comment

The Executive Council hereby proposes to adopt new Chapter 1, “Group Insurance for State Employees,” and rescind Chapter 5, “Deferred Compensation Program,” and Chapter 6, “Health Maintenance Organizations,” Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code section 509A.8.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code sections 509A.6 and 509A.12.

Purpose and Summary

This proposed rulemaking authorizes the director of the Department of Administrative Services (DAS) to administer the deferred compensation and health benefits programs for state employees.

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 Council for a waiver of the discretionary provisions, if any, pursuant to Iowa Code section 17A.9A.

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 Council no later than 4:30 p.m. on January 5, 2024. Comments should be directed to:

Nate Ristow
Governor’s Office, Iowa State Capitol
1007 East Grand Avenue
Des Moines, Iowa 50319
Phone: 515.314.2998
Email: nate.ristow@governor.iowa.gov

Public Hearing

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

January 4, 2024
11:30 a.m. to 12 noon

Room G9, Iowa State Capitol
1007 East Grand Avenue
Des Moines, Iowa

January 5, 2024
11:30 a.m. to 12 noon

Room G9, Iowa State Capitol
1007 East Grand Avenue
Des Moines, Iowa

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 Council 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. Adopt the following **new** 361—Chapter 1:

CHAPTER 1
GROUP INSURANCE FOR STATE EMPLOYEES

361—1.1(509A) Administration. The executive council authorized the director of the department of administrative services or designee to administer the deferred compensation program and the health maintenance organization program for employees of the state of Iowa. The rules for administering the program are as provided for in 11—Chapter 64.

This rule is intended to implement Iowa Code sections 509A.6 and 509A.12.

ITEM 2. Rescind and reserve **361—Chapter 5.**

ITEM 3. Rescind and reserve **361—Chapter 6.**