

**PUBLIC HEALTH DEPARTMENT[641]**

**Notice of Intended Action**

**Proposing rulemaking related to plumbing and mechanical systems rulemaking procedure and providing an opportunity for public comment**

The Department of Inspections, Appeals, and Licensing (DIAL) hereby proposes to rescind Chapter 58, “Plumbing and Mechanical Systems Board—Agency Procedure for Rule Making,” Iowa Administrative Code.

*Legal Authority for Rulemaking*

This rulemaking is proposed under the authority provided in Iowa Code sections 17A.3 and 17A.4.

*State or Federal Law Implemented*

This rulemaking implements, in whole or in part, Iowa Code sections 17A.3 and 17A.4 and Executive Order 10 (January 10, 2023).

*Purpose and Summary*

This rulemaking proposes to rescind Chapter 58 in accordance with the goals and directives of Executive Order 10. Chapter 58 contains standard provisions that are uniform across many boards and agencies. In light of the Plumbing and Mechanical Systems Board’s realignment with DIAL resulting from 2023 Iowa Acts, Senate File 514, it is unnecessary and unreasonably duplicative to repromulgate this chapter. Rather, the Board will be able to rely on DIAL’s 481—Chapter 4, “Agency Procedure for Rule Making,” which is substantively analogous to 641—Chapter 58 and in line with a stated goal of Iowa Code chapter 17A to “simplify government by assuring a uniform minimum procedure to which all agencies will be held in the conduct of their most important functions.”

*Fiscal Impact*

This rulemaking has no fiscal impact to the State of Iowa in an amount requiring a fiscal impact statement pursuant to Iowa Code section 17A.4(4).

*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 Department for a waiver of the discretionary provisions, if any, pursuant to 481—Chapter 6.

*Public Comment*

Any interested person may submit written comments concerning this proposed rulemaking. Written comments in response to this rulemaking must be received by the Department no later than 4:30 p.m. on January 31, 2024. Comments should be directed to:

Ashleigh Hackel  
Iowa Department of Inspections, Appeals, and Licensing  
6200 Park Avenue  
Des Moines, Iowa 50321  
Email: [ashleigh.hackel@dia.iowa.gov](mailto:ashleigh.hackel@dia.iowa.gov)

*Public Hearing*

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

|                               |                                      |
|-------------------------------|--------------------------------------|
| January 30, 2024<br>9:20 a.m. | 6200 Park Avenue<br>Des Moines, Iowa |
| January 31, 2024<br>9:20 a.m. | 6200 Park Avenue<br>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 Department 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 and reserve **641—Chapter 58**.