

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Proposing rulemaking related to contracting out department of human services employees and property and providing an opportunity for public comment

The Department of Health and Human Services (HHS) hereby proposes to rescind Chapter 2, “Contracting Out Department of Human Services Employees and Property,” Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 23A.2 and 225C.13.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code sections 23A.2 and 225C.13 and Executive Order 10 (January 10, 2023).

Purpose and Summary

This chapter describes legacy Department of Human Services procedures for entering into contracts with service providers (contractors) for the use of Department of Human Services employees in a service program or the use of buildings and grounds of state institutions. However, the HHS no longer engages in the activities described in this chapter.

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 HHS for a waiver of the discretionary provisions, if any, pursuant to 441—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 HHS no later than 4:30 p.m. on April 15, 2024. Comments should be directed to:

Joe Campos
Lucas State Office Building
321 East 12th Street
Des Moines, Iowa 50319
Phone: 515.304.0963
Email: compliancerules@idph.iowa.gov

Public Hearing

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

April 10, 2024
11 to 11:30 a.m.

Microsoft Teams meeting ID: 266 326 244 672
Passcode: RSVaFR

April 15, 2024
12 noon to 12:30 p.m.

Microsoft Teams meeting ID: 260 668 126 347
Passcode: jcaKdL

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 HHS 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 **441—Chapter 2**.