

**PUBLIC HEALTH DEPARTMENT[641]**

**Adopted and Filed**

**Rulemaking related to blood lead testing**

The Department of Health and Human Services hereby rescinds Chapter 67, “Blood Lead Testing,” Iowa Administrative Code, and adopts a new chapter with the same title.

*Legal Authority for Rulemaking*

This rulemaking is adopted under the authority provided in Iowa Code section 135.102.

*State or Federal Law Implemented*

This rulemaking implements, in whole or in part, Iowa Code section 135.105D and 2008 Iowa Acts, Senate File 2111.

*Purpose and Summary*

This rulemaking was undertaken in response to Executive Order 10. These rules are intended to help ensure that all Iowa children receive at least one blood lead screening prior to age six.

*Public Comment and Changes to Rulemaking*

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on January 8, 2025, as **ARC 8720C**. A public hearing was held on the following date(s):

- January 28, 2025
- January 29, 2025

No one attended the public hearings. No public comments were received. No changes from the Notice have been made.

*Adoption of Rulemaking*

This rulemaking was adopted by the Department on March 14, 2025.

*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 Department for a waiver of the discretionary provisions, if any, pursuant to 441—Chapter 6.

*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).

*Effective Date*

This rulemaking will become effective on June 1, 2025.

The following rulemaking action is adopted:

ITEM 1. Rescind 641—Chapter 67 and adopt the following **new** chapter in lieu thereof:

CHAPTER 67  
BLOOD LEAD TESTING

**641—67.1(135) Definitions.** For purposes of this chapter, the following definitions apply:

“*Applicant*” means any person seeking first-time enrollment in kindergarten in a public or accredited nonpublic elementary school in Iowa.

“*Transfer student*” means an applicant from any school outside Iowa who is seeking enrollment in kindergarten in a school in Iowa.

**641—67.2(135) Persons included.** The blood lead testing requirement specified in this chapter applies to all applicants and transfer students as defined in this chapter.

**641—67.3(135) Persons excluded.** Exclusions to these rules are permitted on an individual basis for religious reasons and for children determined by the department to be at very low risk for elevated blood lead levels. The parent or guardian of an applicant or transfer student approved for a religious exemption or an exemption for very low risk shall submit to the board of directors of each school district and the authorities in charge of each nonpublic school a valid department certificate of blood lead testing exemption.

**641—67.4(135) Records.** Within the constraints of the privacy rights of the parents or guardians and students, the local board of health, the department of education, and the department or its designee have the right to access the department’s determination that a child has received a blood lead test and the certificates of blood lead testing exemption of children enrolled in kindergarten.

These rules are intended to implement Iowa Code chapter 135.

[Filed 3/14/25, effective 6/1/25]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 4/2/25.