

PUBLIC HEALTH DEPARTMENT[641]

Adopted and Filed

Rulemaking related to special supplemental nutrition program for WIC

The Department of Health and Human Services hereby rescinds Chapter 73, “Special Supplemental Nutrition Program for Women, Infants, and Children (WIC),” Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is adopted under the authority provided in Iowa Code section 234.6(1)“f.”

State or Federal Law Implemented

This rulemaking implements, in whole or in part, 2023 Iowa Acts, Senate File 514; 42 U.S.C. §1786; and 7 CFR 246.

Purpose and Summary

WIC must follow United States Department of Agriculture (USDA) regulations. States do have some flexibility in how some of the federal regulations are implemented; therefore, the Iowa Administrative Code can provide more Iowa-specific practices, but the USDA federal regulations would take precedence.

Pursuant to 2023 Iowa Acts, Senate File 514, Chapter 73 is being rescinded and moved from the legacy Public Health Department[641] agency to a new chapter within the Human Services Department[441] agency (**ARC 9149C**, IAB 4/30/25).

Public Comment and Changes to Rulemaking

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on December 11, 2024, as **ARC 8539C**. A public hearing was held on the following date(s):

- January 16, 2025
- January 21, 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 April 4, 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 July 1, 2025.

The following rulemaking action is adopted:

ITEM 1. Rescind and reserve **641—Chapter 73**.

[Filed 4/4/25, effective 7/1/25]

[Published 4/30/25]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 4/30/25.