

INSPECTIONS AND APPEALS DEPARTMENT[481]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 10A.104(5) and 10A.801(7), the Department of Inspections and Appeals hereby gives Notice of Intended Action to adopt new Chapter 11, “Procedure for Contested Cases Involving Permits to Carry Weapons and Acquire Firearms,” Iowa Administrative Code.

The new chapter implements provisions contained in 2010 Iowa Acts, Senate File 2379, section 14, requiring the Department to establish a procedural process through which Iowans who have been denied a permit to acquire firearms or carry weapons or whose permit has been suspended or revoked may appeal the decision of the sheriff or Commissioner of Public Safety to an administrative law judge.

Consideration will be given to all written suggestions or comments on the proposed rules on or before January 18, 2011. Such written materials should be sent to the Director’s Office, Department of Inspections and Appeals, Lucas State Office Building, Third Floor, Des Moines, Iowa 50319; fax (515)242-6863; or E-mailed to david.werning@dia.iowa.gov.

Also, there will be a public hearing on January 19, 2011, at 1 p.m. in the offices of the Administrative Hearings Division, Wallace State Office Building, 502 East Ninth Street, Des Moines, Iowa, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the rules.

Any person who intends to attend the public hearing and has special requirements, such as those relating to hearing or mobility impairments, should contact the Department of Inspections and Appeals and advise of special needs.

These rules were also Adopted and Filed Emergency and are published herein as **ARC 9299B**. The content of that submission is incorporated by reference.

These rules are intended to implement 2010 Iowa Acts, Senate File 2379, section 14.