ARC 9560C

PUBLIC HEALTH DEPARTMENT[641]

Adopted and Filed

Rulemaking related to central registry for brain and spinal cord injuries

The Department of Health and Human Services hereby rescinds Chapter 21, "Central Registry for Brain and Spinal Cord Injuries," Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is adopted under the authority provided in Executive Order 10.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Executive Order 10.

Purpose and Summary

Chapter 21 describes the central registry for brain and spinal cord injuries. Data from the registry is used to facilitate prevention strategies and the provision of appropriate rehabilitative services by the Department and other State agencies. Chapter 21 was scheduled for a Red Tape Review in 2025 pursuant to Executive Order 10. Upon its review, the Department found that there was no statutory authority for rules. While Iowa Code section 135.22 authorizes the Department to create and manage the registry, it does not give the Department authority to promulgate rules. As such, the chapter is being rescinded, but the registry will continue to exist under the authority in Iowa Code section 135.22.

Public Comment and Changes to Rulemaking

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on July 23, 2025, as **ARC 9421C**. Public hearings were held on the following date:

- August 12, 2025

The public hearings covered multiple chapters, so there were members of the public in attendance. No public comments were received. No changes from the Notice have been made.

Adoption of Rulemaking

This rulemaking was adopted by the Department on August 27, 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 November 1, 2025.

The following rulemaking action is adopted:

ITEM 1. Rescind and reserve **641—Chapter 21**.

[Filed 8/27/25, effective 11/1/25]
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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/17/25.