

Regulatory Analysis

Notice of Intended Action to be published: 289—Chapter 4
“Agency Procedure for Rulemaking”

Iowa Code section(s) or chapter(s) authorizing rulemaking: 257.30(2)

State or federal law(s) implemented by the rulemaking: Iowa Code sections 257.30 through 257.32

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

January 28, 2025
8 to 9 a.m.

Room B100
Grimes State Office Building
Des Moines, Iowa

Public Comment

Any interested person may submit written or oral comments concerning this Regulatory Analysis, which must be received by the School Budget Review Committee no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

Stephanie Edler
School Budget Review Committee
Grimes State Office Building, Second Floor
400 East 14th Street
Des Moines, Iowa 50319-0146
Phone: 515.689.2258
Email: stephanie.edler@iowa.gov

Purpose and Summary

This proposed rulemaking removes duplicative and obsolete language and provides some additional flexibility when allowed by statute.

Analysis of Impact

1. **Persons affected by the proposed rulemaking:**
 - **Classes of persons that will bear the costs of the proposed rulemaking:**
School districts will bear the cost of compliance with these rules to demonstrate they are entitled to relief from the Committee.
 - **Classes of persons that will benefit from the proposed rulemaking:**
Entities interacting with the Committee, as well as Iowa’s taxpayers, will benefit.
2. **Impact of the proposed rulemaking, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred:**
 - **Quantitative description of impact:**
No impact noted.
 - **Qualitative description of impact:**
No impact noted.
3. **Costs to the State:**
 - **Implementation and enforcement costs borne by the agency or any other agency:**
No additional costs noted.

- **Anticipated effect on state revenues:**
No appreciable effects on state revenue are noted.
- 4. **Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:**
Not applicable. The statute requires rules.
- 5. **Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:**
Not applicable. The statute requires rules.
- 6. **Alternative methods considered by the agency:**
 - **Description of any alternative methods that were seriously considered by the agency:**
Not applicable. The statute requires rules.
 - **Reasons why alternative methods were rejected in favor of the proposed rulemaking:**
Not applicable. The statute requires rules.

Small Business Impact

If the rulemaking will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rulemaking on small business:

- Establish less stringent compliance or reporting requirements in the rulemaking for small business.
- Establish less stringent schedules or deadlines in the rulemaking for compliance or reporting requirements for small business.
- Consolidate or simplify the rulemaking’s compliance or reporting requirements for small business.
- Establish performance standards to replace design or operational standards in the rulemaking for small business.
- Exempt small business from any or all requirements of the rulemaking.

If legal and feasible, how does the rulemaking use a method discussed above to reduce the substantial impact on small business?

None noted.

Text of Proposed Rulemaking

ITEM 1. Rescind 289—Chapter 4 and adopt the following new chapter in lieu thereof:

CHAPTER 4

AGENCY PROCEDURE FOR RULEMAKING

The school budget review committee hereby adopts, with the following exceptions and amendments, the Uniform Rules of Agency Procedure relating to agency procedure for rulemaking, which are published at www.legis.iowa.gov/DOCS/Rules/Current/UniformRules.pdf on the general assembly’s website.

289—4.3(17A) Public rulemaking docket.

4.3(2) Anticipated rulemaking. In lieu of the words “(commission, board, council, director)”, insert “school budget review committee”.

289—4.4(17A) Notice of proposed rulemaking.

4.4(3) Notices mailed. In lieu of the words “(specific time period)”, insert “three years”.

289—4.5(17A) Public participation.

4.5(1) *Written comments.* In lieu of the words “(identify office and address)”, insert “the School Budget Review Committee, Grimes State Office Building, 400 East 14th Street, Des Moines, Iowa 50319-0146”.

289—4.6(17A) Regulatory analysis.

4.6(3) *Mailing list.* In lieu of the words “(designate office)” insert “the School Budget Review Committee, Grimes State Office Building, 400 East 14th Street, Des Moines, Iowa 50319-0146”.

289—4.10(17A) Exemptions from public rulemaking procedures. Delete subrule 4.10(2) entitled “Categories exempt”.

289—4.11(17A) Concise statement of reasons.

4.11(1) *General.* In lieu of the words “(specify the office and address)”, insert “the School Budget Review Committee, Grimes State Office Building, 400 East 14th Street, Des Moines, Iowa 50319-0146”.

289—4.13(17A) Agency rulemaking record.**4.13(2)** *Contents.*

c. In lieu of the words “(agency head)”, insert “chairperson”.
These rules are intended to implement Iowa Code section 17A.4.