Regulatory Analysis

Notice of Intended Action to be published: 17—Chapters 1, 2, 4 through 8, 14, 15, 19, 21, and 22
"Agency Realignment"

Iowa Code section(s) or chapter(s) authorizing rulemaking: 231 and 231E

State or federal law(s) implemented by the rulemaking: Iowa Code chapters 231 and 231E and 2023 Iowa Acts, Senate File 514

Public Hearing

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

June 3, 2025 11 a.m.	Microsoft Teams Meeting ID: 244 623 271 706 Passcode: Fe7Jj6DN

Public Comment

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

Victoria L. Daniels
321 East 12th Street
Des Moines, Iowa 50319
Phone: 515.829.6021
Email: compliancerules@hhs.iowa.gov

Purpose and Summary

This proposed rulemaking is being undertaken in response to 2023 Iowa Acts, Senate File 514, which realigned the Department on Aging within the Department of Health and Human Services (HHS). To further effectuate that realignment, HHS is proposing to rescind the chapters under the Department of Aging[17] and, in a separate rulemaking, repromulgate them under HHS[441]. The repromulgation will also take into account changes pursuant to 2024 Iowa Acts, House File 2673, as well as changes to the federal Older Americans Act.

Analysis of Impact

1. **Persons affected by the proposed rulemaking:**

- **Classes of persons that will bear the costs of the proposed rulemaking:**

There is no cost to the proposed rulemaking.

- **Classes of persons that will benefit from the proposed rulemaking:**

No one will benefit from or be harmed by the proposed rulemaking.

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:**

This rulemaking rescinds 12 Iowa Administrative Code chapters. Together with **ARC 9253C**, all 14 remaining chapters under the Department on Aging (Department) will be rescinded.

- **Qualitative description of impact:**

HHS is taking steps to further the realignment of Department functions within the Division of Aging and Disability Services.

3. **Costs to the State:**

- **Implementation and enforcement costs borne by the agency or any other agency:**

There are no implementation or enforcement costs associated with the chapter rescissions.

- **Anticipated effect on state revenues:**

There is no effect on state revenues associated with the chapter rescissions.

4. **Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:**

Not applicable.

5. **Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:**

Not applicable.

6. **Alternative methods considered by the agency:**

- **Description of any alternative methods that were seriously considered by the agency:**

The Department could choose to leave the chapters where they are.

- **Reasons why alternative methods were rejected in favor of the proposed rulemaking:**

Having chapters under more than one agency number is confusing and cumbersome.

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?

This rulemaking has no impact on small business.

Text of Proposed Rulemaking

ITEM 1. Rescind and reserve **17—Chapter 1**.

ITEM 2. Rescind and reserve **17—Chapter 2**.

ITEM 3. Rescind and reserve **17—Chapter 4**.

ITEM 4. Rescind and reserve **17—Chapter 5**.

ITEM 5. Rescind and reserve **17—Chapter 6**.

ITEM 6. Rescind and reserve **17—Chapter 7**.

ITEM 7. Rescind and reserve **17—Chapter 8**.

ITEM 8. Rescind and reserve **17—Chapter 14**.

ITEM 9. Rescind and reserve **17—Chapter 15**.

ITEM 10. Rescind and reserve **17—Chapter 19**.

ITEM 11. Rescind and reserve **17—Chapter 21**.

ITEM 12. Rescind and reserve **17—Chapter 22**.