

PUBLIC SAFETY DEPARTMENT[661]

Regulatory Analysis

Notice of Intended Action to be published: 661—Chapter 1
“The Department”

Iowa Code section(s) or chapter(s) authorizing rulemaking: 17A.3 and 80.45A
State or federal law(s) implemented by the rulemaking: Iowa Code section 17A.3 and chapter 80

Public Hearing

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

August 11, 2026
9:30 to 10 a.m.

125 Public Conference Room
Oran Pape State Office Building
Des Moines, Iowa

Public Comment

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

Josie Wagler
215 East 7th Street
Des Moines, Iowa 50319
Email: wagler@dps.state.ia.us

Purpose and Summary

Pursuant to Executive Order 10, the Department proposes to rescind Chapter 1 and adopt a new chapter in lieu thereof. The proposed chapter establishes how the Department is organized and where the offices are located, as well as how the public may make submissions or requests for information. This chapter also outlines the construction of the Department’s rules.

Analysis of Impact

1. **Persons affected by the proposed rulemaking:**
 - **Classes of persons that will bear the costs of the proposed rulemaking:**
Persons wishing to obtain information or make submissions or requests will bear the costs.
 - **Classes of persons that will benefit from the proposed rulemaking:**
Persons wishing to obtain information or make submissions or requests 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:**
The purpose of this rulemaking is informational only, thus no significant impact, economic or otherwise, exists.
 - **Qualitative description of impact:**
The purpose of this rulemaking is informational only, thus no significant impact, economic or otherwise, exists.

3. **Costs to the State:**

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

Not applicable.

- **Anticipated effect on State revenues:**

There is no anticipated effect on State revenues.

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

There is no cost to the public or to the Department to comply or enforce this rulemaking. Inaction could cause confusion for anyone attempting to learn where and how to obtain information or make submissions or requests to the Department.

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

The Department has determined that this is the least costly and least intrusive method for achieving the purpose of the proposed rulemaking.

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

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

None were identified.

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

Not applicable.

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?

There is no substantial impact on small business.

Text of Proposed Rulemaking

ITEM 1. Rescind 661—Chapter 1 and adopt the following new chapter in lieu thereof:

CHAPTER 1
THE DEPARTMENT

661—1.1(17A) Organization. The department of public safety is administered by a commissioner who is appointed consistent with Iowa Code section 80.2. The duties of the department shall be allocated consistent with Iowa Code section 80.4.

661—1.2(17A) Offices.

1.2(1) Office. The principal office for the department is that of the commissioner in the State Public Safety Headquarters Building in the Capitol Complex in Des Moines. Its mailing address is the Department of Public Safety, State Public Safety Headquarters Building, 215 East 7th Street, Des Moines, Iowa 50319. The principal offices of the divisions of the department are also located in the State Public Safety Headquarters Building.

1.2(2) Addresses of district headquarters, fire marshals, radio stations and other offices located outside the principal headquarters may be obtained at the department's principal office.

661—1.3(17A) Methods by which and location where the public may obtain information or make submissions or requests. Persons wishing to obtain information from, report information to, or make submissions to the department may contact any of the offices in rule 661—1.2(17A).

661—1.4(17A) Construction of rules. All of the rules of the commissioner and the department are promulgated to describe the department and its procedure, to elaborate on or define some statutory language and to regulate some activities. Iowa Code chapter 4 is hereby adopted by reference so as to apply when construing these rules. When the words “statutes” or “general assembly” appear in Iowa Code chapter 4, it is intended the words “rules” and “commissioner” are to be inserted in lieu thereof. Iowa Code chapter 4 is adopted by reference at least so far as is applicable and not inconsistent with the intent of these rules or repugnant to the context of these rules.

These rules are intended to implement Iowa Code section 17A.3.