

CHAPTER 1011

ADMINISTRATIVE RULES — FILING AND PUBLICATION

S.F. 2316

AN ACT relating to the procedures for filing administrative rules.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 7.17, Code 2005, is amended to read as follows:

7.17 OFFICE OF ADMINISTRATIVE RULES CO-ORDINATOR COORDINATOR.

1. The governor shall establish the office of the administrative rules ~~co-ordinator~~ coordinator, and appoint its staff, which shall be a part of the governor's office. The administrative rules ~~co-ordinator~~ coordinator shall receive all notices and rules adopted pursuant to chapter 17A and provide the governor with an opportunity to review and object to any rule as provided in chapter 17A.

2. ~~The~~ In consultation with the administrative rules ~~co-ordinator~~ coordinator ~~in consultation with co-ordinator~~, the administrative code editor shall prescribe a uniform style and form by which an agency shall prepare and file a rule pursuant to chapter 17A, which shall correlate each rule to a uniform numbering system devised by the administrative rules ~~co-ordinator~~ code editor ~~and which shall provide for electronic filing and publication of the rules from the database used to produce the official publications of the administrative rules of this state.~~ The administrative rules ~~co-ordinator~~ code editor shall review all submitted rules for style and form ~~and notify the administrative rules coordinator if a rule is not in proper style or form as provided in section 2B.5,~~ and may return or revise a rule which is not in proper style and form. ~~In prescribing the~~ The style and form, ~~the administrative rules co-ordinator prescribed~~ shall require that the agency include a reference to the statute which the rules are intended to implement.

Sec. 2. Section 17A.4, subsection 1, paragraph a, Code 2005, is amended to read as follows:

a. Give notice of its intended action by submitting ~~three copies of~~ the notice to the administrative rules coordinator, ~~who and the administrative code editor.~~ The administrative rules co-ordinator shall assign an ARC number to each rulemaking document ~~and forward two copies to the.~~ The administrative code editor for publication shall publish each notice meeting the requirements of this chapter in the Iowa administrative bulletin created pursuant to section 17A.6. Any notice of intended action shall be published at least thirty-five days in advance of the action. The notice shall include a statement of either the terms or substance of the intended action or a description of the subjects and issues involved, and the time when, the place where, and the manner in which interested persons may present their views.

Sec. 3. Section 17A.5, subsection 1, Code 2005, is amended to read as follows:

1. Each agency shall file ~~in each rule adopted by the agency with~~ the office of the administrative rules coordinator ~~three certified copies of each rule adopted by it and provide an exact copy to the administrative code editor.~~ The administrative rules coordinator shall assign an ARC number to each rulemaking document and forward two copies to the administrative code editor. The administrative rules coordinator shall keep a permanent register of the rules open to public inspection. The administrative code editor shall publish each rule adopted in accordance with this chapter in the Iowa administrative code.

Sec. 4. Section 17A.6, subsection 2, Code 2005, is amended to read as follows:

2. ~~Subject to the direction of~~ In consultation with the administrative rules coordinator, the administrative code editor shall cause the Iowa administrative code to be compiled, indexed, and published in accordance with section 2.42 in a form containing all rules adopted and filed by each agency. The administrative code editor shall ~~cause publish~~ publish supplements to the Iowa administrative code ~~to be published as determined by the administrative rules coordina-~~

~~tor and the administrative rules review committee, containing all rules filed for publication in the prior time period. The supplements shall be in such form that they may be inserted in the appropriate places in the permanent compilation. The administrative rules coordinator code editor shall devise a uniform numbering system for rules and may renumber rules before publication to conform with the system.~~

Approved March 29, 2006

CHAPTER 1012

REAL PROPERTY —

APPROVAL OF SUBDIVISION PLAT NAME OR TITLE

H.F. 2177

AN ACT requiring the county auditor to evidence approval of the name of a subdivision plat and requiring such statement for filing the subdivision plat with the county recorder.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 354.6, subsection 2, Code 2005, is amended to read as follows:

2. A subdivision plat shall have a succinct name or title that is unique, as approved by the auditor, for the county in which the plat lies. The auditor shall evidence the approval of such name or title in a statement that shall accompany the plat as provided in section 354.11. The plat shall include an accurate description of the land included in the subdivision and shall give reference to two section corners within the United States public land survey system in which the plat lies or, if the plat is a subdivision of any portion of an official plat, two established monuments within the official plat. Each lot within the plat shall be assigned a progressive number. Streets, alleys, parks, open areas, school property, other areas of public use, or areas within the plat that are set aside for future development shall be assigned a progressive letter and shall have the proposed use clearly designated. A strip of land shall not be reserved by the subdivider unless the land is of sufficient size and shape to be of practical use or service as determined by the governing body. Progressive block numbers or letters may be assigned to groups of lots separated from other lots by streets or other physical features of the land. The surveyor shall not assign lot numbers or letters to a lot shown within a subdivision plat unless the lot has been surveyed by the surveyor in compliance with chapter 355. The auditor may note a permanent real estate index number upon each lot within a subdivision plat. Sufficient information, including dimensions and angles or bearings, shall be shown on the plat to accurately establish the boundaries of each lot, street, and easement. Easements necessary for the orderly development of the land within the plat shall be shown and the purpose of the easement shall be clearly stated.

Sec. 2. Section 354.11, Code 2005, is amended by adding the following new subsection:
NEW SUBSECTION. 6. A statement by the auditor approving the name or title of the subdivision plat.

Sec. 3. Section 354.11, unnumbered paragraph 2, Code 2005, is amended to read as follows:

A subdivision plat which includes no land set apart for streets, alleys, parks, open areas, school property, or public use other than utility easements, shall be accompanied by the docu-