

## LEGAL PUBLICATIONS

### **2B.1 Iowa Code and administrative code editors.**

1. The director of the legislative services agency shall appoint the Iowa Code editor and the administrative code editor, subject to the approval of the legislative council, as provided in section 2.42. The Iowa Code editor and the administrative code editor shall serve at the pleasure of the director of the legislative services agency.

2. The Iowa Code and administrative code editors are responsible for the editing, compiling, and proofreading of the publications they prepare, as provided in this chapter. The Iowa Code editor is entitled to the temporary possession of the original enrolled Acts and resolutions as necessary to prepare them for publication.

[C51, § 46; R60, § 62, 113, 115, 144; C73, § 35, 155, 156; C97, p. 5, § 38, 216; S13, p. 3; SS15, § 224-c, -h; C24, 27, 31, 35, 39, § 156; C46, 50, 54, 58, 62, 66, § 14.3; C71, § 14.5; C73, 75, 77, 79, 81, § 14.1]

91 Acts, ch 258, §8

C93, § 2B.1

98 Acts, ch 1119, §13; 98 Acts, ch 1164, §1; 2003 Acts, ch 35, §13, 49

**2B.2 through 2B.4** Reserved.

### **2B.5 Duties of administrative code editor.**

The administrative code editor shall:

1. Cause the Iowa administrative bulletin and the Iowa administrative code to be published as provided in chapter 17A.
2. Cause the Iowa court rules to be published and distributed, as directed by the supreme court after consultation with the legislative council. The Iowa court rules shall consist of all rules prescribed by the supreme court. The Iowa court rules and supplements to the court rules shall be priced as provided in section 2A.5.
3. Cause to be published annually a correct list of state officers and deputies; members of boards and commissions; justices of the supreme court, judges of the court of appeals, and judges of the district courts including district associate judges and judicial magistrates; and members of the general assembly. The office of the governor shall cooperate in the preparation of the list.
4. Notify the administrative rules coordinator if a rule is not in proper style or form.
5. Perform other duties as directed by the director of the legislative services agency, the legislative council, or the administrative rules review committee and as provided by law.

91 Acts, ch 258, §9

CS91, § 14.5

C93, § 2B.5

98 Acts, ch 1115, §1, 21; 2003 Acts, ch 35, §14, 49; 2005 Acts, ch 19, §1

## **Footnotes**

See § 7.17, 17A.6

### **2B.6 Duties of Iowa Code editor.**

The Iowa Code editor shall:

1. Submit recommendations as the Iowa Code editor deems proper to each general assembly for the purpose of amending, revising, codifying, and repealing portions of the statutes which are inaccurate, inconsistent, outdated, conflicting, redundant, or ambiguous, and present the recommendations in bill form to the appropriate committees of the general assembly.
2. Cause the annual Iowa Acts to be published, as provided in section 2B.10, including copies of all Acts and joint resolutions passed at each session of the general assembly.
3. Cause the Iowa Code and Iowa Code Supplement to be published as provided in section 2B.12.
4. Perform other duties as directed by the director of the legislative services agency or the legislative council and as provided by law.

[C51, § 46; R60, § 62, 113, 115, 144; C73, § 35, 155, 156; C97, p. 5, § 38, 216; S13, p. 3; SS15, § 224-c, -h; C24, 27, 31, 35, 39, § **156**; C46, 50, 54, § 14.3; C54, 58, 62, 66, § 14.3, 17A.9; C71, 73, 75, 77, 79, 81, § 14.6; 82 Acts, ch 1061, § 1]

91 Acts, ch 258, §10

C93, § 2B.6

2003 Acts, ch 35, §15, 49

**2B.7 through 2B.9** Reserved.

### **2B.10 Iowa Acts.**

1. The arrangement of the Acts and resolutions, and the size, style, type, binding, general arrangement, and tables of the Iowa Acts shall be printed and published in the manner determined by the Iowa Code editor in accordance with the policies set by the legislative council as provided in section 2.42.
2. Chapters of the first regular session shall be numbered from one and chapters of the second regular session shall be numbered from one thousand one.
3. A list of elective state officers and deputies, supreme court justices, judges of the court of appeals, and members of the general assembly shall be published annually with the Iowa Acts.
4. A statement of the condition of the state treasury shall be included, as provided by the Constitution of the State of Iowa. The statement shall be furnished by the director of the department of administrative services.
5. The enrolling clerks of the house and senate shall arrange for the Iowa Code editor to receive suitable copies of all Acts and resolutions as soon as they are enrolled.

6. A notation of the filing of an estimate of a state mandate prepared by the legislative services agency pursuant to section 25B.5 shall be included in the Iowa Acts with the text of an enacted bill or joint resolution containing the state mandate.

[C73, § 36; C97, § 39; SS15, § 224-i; C24, 27, 31, 35, § 162, 162-d1, 163, 164, 165, 167; C39, § **221.1221.5**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 14.10]

83 Acts, ch 186, § 10004, 10201; 91 Acts, ch 258, §11; 92 Acts, ch 1123, § 3

C93, § 2B.10

98 Acts, ch 1115, § 2, 21; 2003 Acts, ch 35, §16, 45, 49; 2003 Acts, ch 145, §286; 2004 Acts, ch 1086, §1

## **Footnotes**

See Constitution, Art. III, § 18; § 7A.3

**2B.11** Reserved.

## **2B.12 Iowa Code and Code Supplement.**

1. A new Iowa Code shall be issued as soon as possible after the final adjournment of the second regular session of the general assembly. A new Code Supplement shall be issued as soon as possible after the first regular session of the general assembly. A Code Supplement may be issued after a special session of the general assembly or as required by the legislative council.
2. The entire Iowa Code shall be maintained on a computer database which shall be updated as soon as possible after each session of the general assembly. The Iowa Code and Code Supplement shall be prepared and printed on a good quality of paper in one or more volumes, in the manner determined by the Iowa Code editor in accordance with the policies of the legislative council, as provided in section 2.42.
3. An edition of the Iowa Code or Code Supplement shall contain each Code section in its new or amended form. However, a new section or amendment which does not take effect until after the probable publication date of a succeeding Iowa Code or Code Supplement may be deferred for publication in that succeeding Iowa Code or Code Supplement. The sections shall be inserted in each edition in a logical order as determined by the Iowa Code editor in accordance with the policies of the legislative council.
4. Each section of an Iowa Code or Code Supplement shall be indicated by a number printed in boldface type and shall have an appropriate headnote printed in boldface type.
5. Appropriate historical references or source notes may be placed following each section.
6. The Iowa Code published after the second regular session of the general assembly shall include:
  - a. An analysis of the Code by titles and chapters.
  - b. The Declaration of Independence.
  - c. The Articles of Confederation.
  - d. The Constitution of the United States.
  - e. The laws of the United States relating to the authentication of records.

- f. The Constitution of the State of Iowa, original and codified versions.
  - g. The Act admitting Iowa into the union as a state.
  - h. A chapter title, number, and chapter analysis at the head of each chapter. The chapter number shall be printed at the top of each page.
  - i. All of the statutes of Iowa of a general and permanent nature, except as provided in subsection 3.
  - j. A comprehensive index and a summary index covering the Constitution and statutes of the State of Iowa.
7. The Code Supplement published after the first regular session of the general assembly shall include:
- a. All of the statutes of Iowa of a general and permanent nature which were enacted or amended during that session, except as provided in subsection 3, and an indication of all sections repealed during that session, and any amendments to the Constitution of the State of Iowa approved by the voters at the preceding general election.
  - b. A chapter title and number for each chapter or part of a chapter included.
  - c. An index covering the material included.
8. A Code or Code Supplement may include appropriate tables showing the disposition of Acts of the general assembly, the corresponding sections from edition to edition of a Code or Code Supplement, and other reference material as determined by the Iowa Code editor in accordance with policies of the legislative council.

[C97, p. 5; S13, p. 3; C24, 27, 31, 35, 39, § 168; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 14.12; 82 Acts, ch 1061, § 24]

91 Acts, ch 258, §12

C93, § 2B.12

94 Acts, ch 1107, § 19; 2003 Acts, ch 35, §17, 49; 2005 Acts, ch 19, §2

## **Footnotes**

See also § 2.42

### **2B.13 Editorial powers and duties.**

1. The Iowa Code editor in preparing the copy for an edition of the Iowa Code or Iowa Code Supplement shall not alter the sense, meaning, or effect of any Act of the general assembly, but may:
- a. Correct manifestly misspelled words and grammatical and clerical errors, including punctuation, and change capitalization, spelling, and punctuation for purposes of uniformity and consistency in Code language.
  - b. Correct internal references to sections which are cited erroneously or have been repealed, amended, or renumbered.
  - c. Substitute the proper chapter, section, subsection, or other statutory reference for the term "*this Act*" or

references to another Act of the general assembly when there appears to be no doubt as to the proper method of making the substitution.

*d.* Substitute the proper date for references to the effective or applicability dates of an Act when there appears to be no doubt as to the proper method of making the substitution.

*e.* Correct names of agencies, officers, or other entities when there appears to be no doubt as to the proper method of making the correction.

*f.* Transfer, divide, or combine sections or parts of sections and add or amend headnotes to sections and subsections. Pursuant to section 3.3, the headnotes are not part of the law.

*g.* Change words that designate one gender to reflect both genders when the provisions apply to both genders.

*h.* If any Code section or part of a Code section, or any Act of the general assembly which is intended to be codified, is amended by more than one Act or more than one provision in an Act of the general assembly, and the amendments do not expressly refer to or amend one of the other Acts or Act provisions in question, harmonize the amendments, if possible, so that effect may be given to each and incorporate the amendments as harmonized in the Code section. If amendments made by several Acts are irreconcilable, unless one of the amendments repeals or strikes the language in question, the Iowa Code editor shall codify the amendment that is latest in date of enactment by the general assembly. If amendments made by provisions within an Act are irreconcilable, unless one of the amendments repeals or strikes the language in question, the Iowa Code editor shall codify the provision listed last in the Act. If one of the amendments repeals or strikes the language in question, the Iowa Code editor shall codify the amendment that repeals or strikes the language.

2. The administrative code editor in preparing the copy for an edition of the Iowa administrative code or bulletin shall not alter the sense, meaning, or effect of any rule, but may:

*a.* Correct misspelled words and grammatical and clerical errors, including punctuation, and change capitalization, spelling, and punctuation for purposes of uniformity and consistency.

*b.* Correct references to rules or sections which are cited erroneously or have been repealed, amended, or renumbered.

*c.* Correct names of agencies, officers, or other entities when there appears to be no doubt as to the proper method of making the correction.

*d.* Transfer, divide, or combine rules or parts of rules and add or amend catchwords to rules and subrules.

*e.* Change words that designate one gender to reflect both genders when the provisions apply to both genders.

*f.* Perform any other editorial tasks required or authorized by section 17A.6.

3. The Iowa Code editor may, in preparing the copy for an edition of the Iowa Code or Iowa Code Supplement, establish standards for and change capitalization, spelling, and punctuation in any Code provision for purposes of uniformity and consistency in Code language. The administrative code editor may establish standards for capitalization, spelling, and punctuation for purposes of uniformity and consistency in the administrative code.

4. The Iowa Code editor shall seek direction from the senate committee on judiciary and the house committee on judiciary when making Iowa Code or Iowa Code Supplement changes, and the administrative code editor

shall seek direction from the administrative rules review committee and the administrative rules coordinator when making Iowa administrative code changes, which appear to require substantial editing and which might otherwise be interpreted to exceed the scope of the authority granted in this section.

5. The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of printing a section or chapter of the Iowa Code. The Iowa Code editor shall maintain a record of all of the corrections made under subsection 1. The Iowa Code editor shall also maintain a separate record of the changes made under subsection 1, paragraphs "b" through "h". The records shall be available to the public.

6. The Iowa Code editor and the administrative code editor shall not make editorial changes which go beyond the authority granted in this section or other law.

7. The effective date of all editorial changes in an edition of the Iowa Code or Iowa Code Supplement is the date of the Iowa Code editor's approval of the final press proofs for the statutory text contained within that publication. The effective date of all editorial changes for the Iowa administrative code is the date those changes are published in the Iowa administrative code.

[C24, 27, 31, 35, 39, § 169; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 14.13]

84 Acts, ch 1117, § 1; 85 Acts, ch 195, §1; 86 Acts, ch 1242, § 5, 6; 91 Acts, ch 258, §13

C93, § 2B.13

95 Acts, ch 67, § 1; 96 Acts, ch 1099, §2; 2003 Acts, ch 35, §18, 49

**2B.14 through 2B.16** Reserved.

### **2B.17 Citations official statutes.**

1. The permanent and official printed versions of the Iowa Codes and Code Supplements published subsequent to the adjournment of the 1982 regular session of the Sixty-ninth General Assembly shall be known and may be cited as "Iowa Code chapter (or section) .....", or "Iowa Code Supplement chapter (or section) .....", inserting the appropriate chapter or section number. If the year of edition is needed, it may be inserted before or after the words "Iowa Code" or "Iowa Code Supplement". In Iowa publications, the word "Iowa" may be omitted if the meaning is clear.

2. The Acts of each general assembly shall be known as "Acts of the .... General Assembly, .... Session, Chapter (or File No.) .....", Section .... (inserting the appropriate numbers) and shall be cited as ".... Iowa Acts, chapter (or File No.) ....., section .... (inserting the appropriate year, chapter or file number, and section number).

3. The official printed versions of the Iowa Code, Iowa Code Supplement, and Iowa Acts published under authority of the state are the only authoritative publications of the statutes of this state. Other publications of the statutes of the state shall not be cited in the courts or in the reports or rules of the courts. The Iowa Code editor is the custodian of the official printed versions of the Iowa Code, Iowa Code Supplement, and Iowa Acts and may attest to and authenticate any portion of those official printed versions for purposes of admitting a portion of the official printed version in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

4. The Iowa administrative code and the Iowa administrative bulletin shall be cited as provided in section 17A.6.

5. The printed version of the Iowa administrative code is the permanent publication of administrative rules in this state and the Iowa administrative bulletin and the Iowa administrative code published pursuant to chapter 17A are the official publications of the administrative rules of this state, and are the only authoritative publications of the administrative rules of this state. Other publications of the administrative rules of this state shall not be cited in the courts or in the reports or rules of the courts. The Iowa administrative code editor is the custodian of the official printed versions of the Iowa administrative code and the Iowa administrative bulletin and may attest to and authenticate any portion of those official printed versions for purposes of admitting a portion of the official printed version in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

[C24, 27, 31, 35, 39, § 172; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 14.17; 82 Acts, ch 1061, § 5]

91 Acts, ch 258, §14

C93, § 2B.17

96 Acts, ch 1099, §3, 4; 2003 Acts, ch 35, §19, 49; 2004 Acts, ch 1086, § 2; 2005 Acts, ch 19, §3

**2B.18 through 2B.20** Reserved.

**2B.21 Availability of parts of the Iowa Code and administrative code.**

The Iowa Code editor and the administrative code editor, in accordance with policies established by the legislative council, may cause parts of the Iowa Code or administrative code to be made available for the use of public officers and other persons. This authority shall be exercised in a manner planned to avoid delay in the other publications of the editors.

[C97, p. 5; S13, p. 3; C24, 27, 31, 35, 39, § 176; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 14.21]

83 Acts, ch 181, § 1; 85 Acts, ch 197, § 2; 86 Acts, ch 1238, § 1; 91 Acts, ch 258, §15

C93, § 2B.21

2003 Acts, ch 35, §20, 49

**Footnotes**

See also § 7A.27

**2B.22 Appropriation.**

There is hereby appropriated out of any money in the treasury not otherwise appropriated an amount sufficient to defray all expenses incurred in the carrying out of the provisions of this chapter.

[C24, 27, 31, 35, 39, § 177; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 14.22]

C93, § 2B.22