

CHAPTER 5
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES

The Iowa beef industry council hereby adopts, with the following exceptions and amendments, rules of the Governor's Task Force on Uniform Rules of Agency Procedure relating to public records and fair information practices which are published at <https://www.legis.iowa.gov/docs/Rules/Current/UniformRules.pdf> on the General Assembly's Web site. [ARC 3082C, IAB 5/24/17, effective 6/28/17]

101—5.1(17A,22) Definitions. As used in this chapter:

“Agency” in these rules means the Iowa beef industry council.

“Cattle” means any live domesticated bovine animal regardless of age.

“Producer” means any person who owns or acquires ownership of cattle in this state. However, a person shall not be considered a producer if any of the following apply:

1. The person's only share in the proceeds of a sale of cattle or beef is a sales commission, handling fee, or other service fee.

2. The person acquired ownership of cattle to facilitate the transfer of ownership of such cattle from the seller to a third party; resold such cattle no later than ten days from the date on which the person acquired ownership; and certified as required by the rules adopted by the executive committee.

“Purchase” occurs when a purchaser enters into a verbal or written agreement with a producer to accept delivery of cattle from the producer.

“Purchaser” means a person who purchases cattle from a producer.

[ARC 3082C, IAB 5/24/17, effective 6/28/17]

101—5.3(17A,22) Requests for access to records.

5.3(1) Location of record. In lieu of the words “(insert agency head)”, insert “executive director”. In lieu of the words “(insert agency name and address)”, insert “Iowa Beef Industry Council, P.O. Box 451, Ames, Iowa 50010”.

5.3(2) Office hours. In lieu of the words “(insert customary hours and, if agency does not have customary office hours of at least thirty hours per week, insert hours specified in Iowa Code section 22.4)”, insert “8 a.m. to 4:30 p.m. daily, excluding Saturdays, Sundays, and legal holidays”.

5.3(7) Fees.

c. Supervisory fee. In lieu of “(specify time period)”, insert “one hour”.

[ARC 3082C, IAB 5/24/17, effective 6/28/17]

101—5.6(17A,22) Procedure by which additions, dissents, or objections may be entered into certain records. In lieu of the words “(designate office)”, insert “Iowa beef industry council”.

101—5.9(17A,22) Public records; confidential records. All records in the possession of the council other than confidential records are public records. The council shall deem to be confidential those categories of records enumerated in Iowa Code section 22.7 which are in its possession.

101—5.10(17A,22) Personally identifiable information. Agency records include the following personally identifiable information: state assessment remittances identifying individual producers and the amounts remitted, refund requests from producers, and personal information in confidential personnel records. This information is collected pursuant to the authority of Iowa Code chapter 181 and is stored in the office files of the council office. All information contained in the monthly remittance forms, private treaty forms, and refund requests submitted to the agency shall be confidential to the extent provided in Iowa Code section 22.7. Appropriate totals, summaries, aggregations, and other staff analyses of information contained in these files, when presented in a form not containing personally identifiable information, shall be public information.

[ARC 3082C, IAB 5/24/17, effective 6/28/17]

101—5.11(17A,22) Data processing. No data processing system collates or permits the comparison of personally identifiable information in one record system with personally identifiable information in another record system.

These rules are intended to implement Iowa Code section 22.11.

[Filed emergency 9/16/88—published 10/5/88, effective 9/16/88]

[Filed 4/14/89, Notice 10/5/88—published 5/3/89, effective 6/7/89]

[Filed ARC 3082C (Notice ARC 2999C, IAB 3/29/17), IAB 5/24/17, effective 6/28/17]