

CHAPTER 5
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES
[481—Chapter 5 renumbered as 481—Chapter 11, IAB 2/10/88, effective 3/16/88]

Chapter rescission date pursuant to Iowa Code section 17A.7: 9/9/31

The department of inspections, appeals, and licensing hereby adopts, with the following additions, 7—Chapter 2505, “Fair Information Practices.” These rules are applicable to any division, board, or commission under the administrative authority of the department pursuant to Iowa Code chapter 10A unless a division, board, or commission has separate rulemaking authority and has adopted rules governing public records and fair information practices.

[ARC 0461D, IAB 8/5/26, effective 9/9/26]

481—5.1(10A,17A,22) Definitions. As used in this chapter:

“*Agency*” means the department of inspections, appeals, and licensing (department) or any division, board, or commission under the administrative authority of the department pursuant to Iowa Code chapter 10A, as applicable.

“*Custodian*” means an agency that owns and exercises control over public records. The originating agency, if any, is the custodian of records that are used to perform work or a service for the originating agency.

“*Originating agency*” means any government agency that has requested the department to perform work or a service on its behalf. An originating agency retains custody of all records provided by the originating agency to the department pursuant to Iowa Code section 10A.105.

[ARC 0461D, IAB 8/5/26, effective 9/9/26]

481—5.9(17A,22) Personally identifiable information, storage, and data processing systems. The department maintains systems of records that contain personally identifiable information. Records are collected in accordance with the agency’s duties set forth in Iowa Code chapters 10A and 272C and other state and federal law governing programs administered by the agency. Specific personally identifiable information collected and the agency’s authority to collect said information is contained in pertinent Iowa Code sections and Iowa Administrative Code rules governing such programs. The department stores information in paper and on a cloud-based system and other electronic data management and storage systems. All data processing systems that have common data elements can potentially match, collate, and compare personally identifiable information as appropriate and legally authorized.

[ARC 0461D, IAB 8/5/26, effective 9/9/26]

These rules are intended to implement Iowa Code chapters 10A, 22, and 272C.

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[Content rescinded by 2026 Iowa Acts, Senate File 2463, section 4—editorially removed in IAC Supplement 7/8/26, effective 7/1/26]

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