

CHAPTER 72
IOWA EXPORT TRADE ASSISTANCE PROGRAM

[Prior to 11/15/89, see 261—Ch 56]

[Prior to 7/19/95, see 261—Ch 61]

[Prior to 9/6/00, see 261—Ch 68]

[Prior to 7/4/07, see 261—Ch 132]

Chapter rescission date pursuant to Iowa Code section 17A.7: 1/1/28

261—72.1(78GA,ch197) Purpose. The purpose of the Iowa export trade assistance program is to promote the development of international trade activities and opportunities for exporters in the state of Iowa through encouraging increased participation in international trade shows and trade missions by providing financial assistance to successful applicants.

[ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.2(78GA,ch197) Definitions.

“*Authority*” means the Iowa economic development authority.

“*Exporter*” means a person or business that sells one of the following outside of the United States:

- A manufactured product.
- A value-added product.
- An agricultural product.
- A service.

“*Sales representative*” means a contracted representative of an Iowa firm with the authority to consummate a sales transaction.

“*Trade mission*” means a mission event led by the authority or designated representative. Qualified trade missions must include each of the following:

- Advanced operational and logistical planning.
- Advanced scheduling of individualized appointments with prequalified prospects interested in participants’ product or service being offered.
- Background information on individual prospects prior to appointments.

Trade missions may also include:

- In-depth briefings on market requirements and business practices for the targeted country.
- Interpreter services.
- Development of a trade mission directory prior to the event containing individual company data regarding the Iowa company and the products being offered.
- Technical seminars delivered by the mission participants.

[ARC 9064B, IAB 9/8/10, effective 10/13/10; ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.3(78GA,ch197) Eligible applicants. The export trade assistance program is available to Iowa firms either producing or adding value to products, or both, or providing exportable services in the state of Iowa. To be eligible to receive trade assistance, applicants must meet all five of the following criteria:

1. Be an entity employing fewer than 500 individuals, 75 percent or more of whom are employed within the state of Iowa,
2. Exhibit products or services or samples of Iowa manufactured, processed or value-added products or agricultural commodities in conjunction with an international trade show or trade mission,
3. Have at least one full-time employee or sales representative participate in the trade show or participate in the trade mission,
4. Provide proof of deposit or executed payment agreement for a trade show, or payment of the trade mission participation fee, and
5. Be considered by the authority as compliant with past ETAP contractual agreements.

[ARC 9064B, IAB 9/8/10, effective 10/13/10; ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.4(78GA,ch197) Eligible reimbursements. The authority’s reimbursement to approved applicants for assistance shall not exceed 75 percent of eligible expenses. Total reimbursement shall not exceed

\$4,000 per event. Payments will be made by the authority on a reimbursement basis upon submission of proper documentation and approval by the authority of paid receipts received by the authority. Reimbursement is limited to the following types of expenses:

72.4(1) *Trade shows.*

- a. Space rental.
- b. Booth construction at show site.
- c. Booth equipment or furniture rental.
- d. Shipping costs associated with shipment of equipment or exhibit materials to the participant's booth and return.
- e. Booth utility costs.
- f. Interpreter fees for the duration of the trade show.
- g. Per diem (lodging and meals) for the day immediately before the opening day of the trade show through the day immediately after the closing day of the trade show; per diem is calculated at 50 percent of the rate schedules provided by the U.S. Department of State for travel in international areas; and per diem will be paid for only one sales representative.

72.4(2) *Trade mission.*

- a. Mission participation fee.
- b. Per diem (lodging and meals) for each day identified in the official mission itinerary. Per diem is calculated at 50 percent of the rate schedules provided by the U.S. Department of State for travel in international areas and will be paid for only one sales representative.
- c. Shipping costs associated with shipment of equipment or exhibit materials to the participant's meeting site and return.
- d. Interpreter fees, if not included in the participation fee, and as needed during the trade mission.

[ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.5(78GA,ch197) Applications for assistance. The application for assistance shall be available on the authority's website. To qualify for the export trade assistance program, the applicant shall:

72.5(1) Complete the export trade assistance program's application form and submit it to the authority prior to trade event participation. Successful applicants will be required to enter into a contract for reimbursement with the authority prior to trade event participation.

72.5(2) Exhibit products or services or samples of Iowa products in conjunction with an international trade show or trade mission.

72.5(3) Have in attendance at the trade show or trade mission at least one full-time employee or sales representative of the applicant.

72.5(4) Pay all expenses related to participation in the trade event and submit eligible, documented expenses for reimbursement from the authority.

72.5(5) Complete the final report form and submit it to the authority before final reimbursement can be made.

[ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.6(78GA,ch197) Selection process. Applications will be reviewed in the order received by the authority. Successful applicants will be funded on a first-come, first-served basis to the extent funds are available. When all funds have been committed, applications shall be held in the order they are received. In the event that committed funds are subsequently available, the applications shall be processed in the order they were received for events that have not yet occurred.

[ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.7(78GA,ch197) Limitations. A participant in the export trade assistance program shall not utilize the program's benefits more than three times during the state's fiscal year. Participants shall not utilize export trade assistance program funds for participation in the same trade show more than two times. Participants shall not utilize export trade assistance program funds for participation in multiple trade shows in the same country during the same state fiscal year.

[ARC 4375C, IAB 3/27/19, effective 5/1/19]

261—72.8(78GA, ch197) Forms. The following forms are available from the authority and will be used by the authority in the administration of the export trade assistance program:

1. ETAP application form,
2. ETAP final report (claim) form,
3. Grant agreement.

[ARC 4375C, IAB 3/27/19, effective 5/1/19]

These rules are intended to implement 1999 Iowa Acts, chapter 197, section 1, subsection 4.

[Filed emergency 7/1/88—published 7/27/88, effective 7/1/88]

[Filed emergency 8/19/88—published 9/7/88, effective 8/19/88]

[Filed 1/20/89, Notice 7/27/88—published 2/8/89, effective 3/15/89]

[Filed 1/18/91, Notice 12/12/90—published 2/6/91, effective 3/13/91]

[Filed emergency 7/19/91—published 8/7/91, effective 7/19/91]

[Filed 1/17/92, Notice 8/7/91—published 2/5/92, effective 3/11/92]

[Filed 3/25/93, Notice 1/6/93—published 4/14/93, effective 5/19/93]

[Filed emergency 9/23/94—published 10/12/94, effective 9/23/94]

[Filed emergency 5/19/95—published 6/7/95, effective 7/1/95]

[Filed 6/26/95, Notice 5/10/95—published 7/19/95, effective 8/23/95]

[Filed emergency 9/19/97 after Notice 8/13/97—published 10/8/97, effective 9/19/97]

[Filed 8/20/98, Notice 7/15/98—published 9/9/98, effective 10/14/98]

[Filed 4/21/00, Notice 3/8/00—published 5/17/00, effective 6/21/00]

[Filed without Notice 8/18/00—published 9/6/00, effective 10/11/00]

[Filed emergency 6/15/07—published 7/4/07, effective 6/15/07]

[Filed 8/22/07, Notice 7/4/07—published 9/26/07, effective 10/31/07]

[Filed ARC 9064B (Notice ARC 8833B, IAB 6/2/10), IAB 9/8/10, effective 10/13/10]

[Filed ARC 4375C (Notice ARC 4203C, IAB 1/2/19), IAB 3/27/19, effective 5/1/19]

OBJECTION

At its meeting held February 3, 1992, the Administrative Rules Review Committee voted to object to the amendments to rule 261 IAC 61.3“1”¹ on the grounds those amendments are unreasonable. This rule originally appeared as part of **ARC 2215A**, published in IAB Vol. XIV No. 3 (08-07-91). The previous rule provided export trade assistance to Iowa residents or entities with corporate offices in Iowa. The amendment will provide the assistance to out-of-state entities, as long as they employ fewer than 500 people and 75 percent of those people are employed in Iowa. This rule has now been repromulgated as **ARC 2763A**, but the language of concern to the Committee remains unchanged, and for that reason the objection remains in place.

The Committee believes this amendment is unreasonable because it believes there are ample numbers of Iowa-based corporations that desire to participate in this program and that it is unnecessary to use Iowa-generated revenue to benefit out-of-state corporations.

¹ Renumbered 68.3“1,” IAB 7/19/95; renumbered 132.3“1,” IAB 9/6/00; renumbered 72.3“1,” IAB 7/4/07.