

CHAPTER 4  
AGENCY PROCEDURE FOR RULE MAKING

The society adopts the agency procedure for rule making segments of the Uniform Administrative Rules which are printed in the first volume of the Iowa Administrative Code with the following amendments:

**223—4.4(17A) Notice of proposed rule making.**

**4.4(3) Notices mailed.** In lieu of the words “specify time period” insert “one year”.

**223—4.5(17A) Public participation.**

**4.5(1) Written comments.** In lieu of the words “identify office and address” insert “Administrator, State Historical Society of Iowa, Capitol Complex, Des Moines, Iowa 50319, (515)281-8837”.

**4.5(4) Additional information.** Add the following sentence at the end of the subrule: The society may send notices of proposed rule making and a request for comments to an agency, organization, association, or individual known to have a direct interest or expertise pertaining to the proposed rule.

**223—4.6(17A) Regulatory flexibility analysis.**

**4.6(3) Mailing list.** In lieu of the words “designate office” insert “Administrator, State Historical Society of Iowa, Capitol Complex, Des Moines, Iowa 50319, (515)281-8837”.

**223—4.10(17A) Exemptions from public rule-making procedures.**

**4.10(2) Categories exempt.** Insert the following sentence for the parenthetical sentences:

These rules shall be those that are mandated by federal law or regulations; where the department has no option but to adopt the rules as specified; where federal funding is contingent upon the adoption of the rules, and the rules are promulgated in accordance with the National Historic Preservation Act of 1966; Federal Regulations 36 CFR Part 61, April 13, 1984, and August 30, 1985; 36 CFR Part 63, September 21, 1977; 36 CFR Part 60, November 16, 1981, and October 2, 1983; 36 CFR Part 67, March 12, 1984; 36 CFR Part 800, September 21, 1986; 26 CFR Parts 1, 20, 25, and 602, October 11, 1988.

Notice and public participation would be unnecessary since the provisions of the law or regulation must be adopted in order to maintain federal funding and the department would have no option in the rule which was adopted.

**223—4.11(17A) Concise statement of reasons.**

**4.11(1) General.** In lieu of the words “specify the office and address” insert “Administrator, State Historical Society of Iowa, Capitol Complex, Des Moines, Iowa 50319, (515)281-8837”.

**223—4.13(17A) Agency rule-making record.**

**4.13(2) Contents.** In lieu of the words “agency head” insert “administrator”.

These rules are intended to implement Iowa Code section 17A.4(1) “b.”

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