

481—6.12(10A,17A,ExecOrd11) Public availability.

6.12(1) Subject to the provisions of Iowa Code section 17A.3(1) “e,” the department shall maintain a record of all orders granting or denying waivers under this chapter. All final rulings in response to requests for waivers shall be indexed and available to members of the public at the director’s office.

6.12(2) Within 60 days of granting or denying a waiver, the department must make a submission on the Internet site established pursuant to Iowa Code section 17A.9A for the submission of waiver information.

a. The submission shall:

- (1) Identify the rules for which a waiver has been granted or denied;
- (2) Identify the number of times a waiver was granted or denied for each rule;
- (3) Include a citation to the statutory provisions implemented by these rules; and
- (4) Include a general summary of the reasons justifying the department’s actions.

b. To the extent practicable, the department shall include information detailing the extent to which the granting of a waiver has established a precedent for additional waivers and the extent to which the granting of a waiver has affected the general applicability of the rule itself.

[ARC 5719C, IAB 6/16/21, effective 7/21/21]