
FISCAL UPDATE Article

Fiscal Services Division

May 10, 2018



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Des Moines, Iowa 50319

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END OF SESSION — HF 2343 — STATUTORY CONSTRUCTION, EXPLICIT DELEGATION OF AUTHORITY

Description. [House File 2343](#) prohibits State agencies from implementing or enforcing any standard, requirement, or threshold without clear authorization by statute, rule, or regulation. Iowa Code section [17A.23](#), relating to rulemaking construction and delegation of authority, states that a State agency shall only exercise the authority or discretion delegated or conferred upon the agency by law, and shall not expand or enlarge its authority or discretion beyond such delegated or conferred powers.

[House File 2343](#) establishes explicit prohibition on implementing or enforcing a rulemaking without authorization by statute, rule, or regulation, unless provided by Iowa Code chapter [17A](#) or a federal statute or regulation, or unless required by a court ruling, a State or federal executive order, a State or federal directive that would result in the gain or loss of specific funding, or a federal waiver.

Fiscal Impact. [House File 2343](#), as enacted, does not have a fiscal impact.

Enactment Date. The Act was approved by the General Assembly on March 20, 2018, and signed by the Governor on March 28, 2018.

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