

Senate File 1 - Enrolled

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AN ACT

REQUIRING JOBS IMPACT STATEMENTS FOR ADMINISTRATIVE RULES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. **17A.4B Job impact statement.**

1. *a.* "*Benefit*" means the reasonably identifiable and quantifiable positive effect or outcome that is expected to result from implementation of a rule.

b. "*Cost*" means reasonably identifiable, significant, direct or indirect, economic impact that is expected to result from implementation of and compliance with a rule.

c. "*Cost-benefit analysis*" means regulatory analysis to provide the public with transparency regarding the cost-effectiveness of a rule, including the economic costs and benefits and the effectiveness weighed by the agency in adopting the rule. "*Cost-benefit analysis*" includes a comparison of the probable costs and benefits of a rule to the probable costs and benefits of less intrusive or less expensive methods that exist for achieving the purpose of the rule.

d. "*Jobs*" means private sector employment including self-employment and areas for potential for employment growth.

e. "*Jobs impact statement*" means a statement that does all of the following:

(1) Identifies the purpose of a rule and the applicable section of the statute that provides specific legal authority for the agency to adopt the rule.

(2) Identifies and describes the cost that the agency anticipates state agencies, local governments, the public, and the regulated entities, including regulated businesses and self-employed individuals, will incur due to implementing and complying with a rule.

(3) Determines whether a rule would have a positive or negative impact on private sector jobs and employment opportunities in Iowa.

(4) Describes and quantifies the nature of the impact a rule will have on private sector jobs and employment opportunities including the categories of jobs and employment opportunities that are affected by the rule, and the number of jobs or potential job opportunities and the regions of the state affected by the rule.

(5) Identifies, where possible, the additional costs to employers per employee due to implementing and complying with a rule.

(6) Includes other relevant analysis requested by the administrative rules coordinator.

2. Prior to implementation of a rule, an agency shall take steps to minimize the adverse impact on jobs and the development of new employment opportunities due to implementation of the rule.

3. An agency shall provide a jobs impact statement to the administrative rules coordinator prior to publication of a notice of intended action or the publication of a rule filed without notice pursuant to section 17A.4, subsection 3.

4. The jobs impact statement shall be published as part of the preamble to the notice of rulemaking in the Iowa administrative bulletin, unless the administrative rules coordinator determines that publication of the entire jobs impact statement would be unnecessary or impractical.

5. An agency shall accept comments and information from stakeholders prior to final preparation of the jobs impact statement. Any concerned private sector employer or self-employed individual, potential employer, potential small

business, or member of the public may submit information relating to a jobs impact statement prior to publication of a notice of intended action or publication of a rule filed without notice pursuant to section 17A.4, subsection 3. An agency may request that such information be submitted to the agency.

6. If a jobs impact statement is revised after a notice of intended action or a rule filed without notice pursuant to section 17A.4, subsection 3, is published, the revised jobs impact statement shall be published as part of the preamble to the adopted version of the rule, unless the administrative rules coordinator determines that publication of the entire jobs impact statement would be unnecessary or impractical.

7. The analysis in the jobs impact statement shall give particular weight to jobs in production sectors of the economy which includes the manufacturing and agricultural sectors of the economy and shall include analysis, where applicable, of the impact of the rule on expansion of existing businesses or facilities.

8. The administrative rules coordinator may waive the jobs impact statement requirement for rules proposed under section 17A.4, subsection 3, or section 17A.5, subsection 2, paragraph "b".

JACK WHITVER
President of the Senate

LINDA UPMEYER
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1, Eighty-seventh General Assembly.

W. CHARLES SMITHSON
Secretary of the Senate

Approved _____, 2017

TERRY E. BRANSTAD
Governor