

FILED FEB 14 2006

SENATE FILE 2214  
BY ADMINISTRATIVE RULES REVIEW  
COMMITTEE

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the procedures for filing administrative  
2 rules.

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

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STATE GOVERNMENT

SC 2214

1 Section 1. Section 7.17, Code 2005, is amended to read as  
2 follows:

3 7.17 OFFICE OF ADMINISTRATIVE RULES ~~CO-ORDINATOR~~  
4 COORDINATOR.

5 1. The governor shall establish the office of the  
6 administrative rules ~~co-ordinator~~ coordinator, and appoint its  
7 staff, which shall be a part of the governor's office. The  
8 administrative rules ~~co-ordinator~~ coordinator shall receive  
9 all notices and rules adopted pursuant to chapter 17A and  
10 provide the governor with an opportunity to review and object  
11 to any rule as provided in chapter 17A.

12 2. ~~The~~ In consultation with the administrative rules ~~co-~~  
13 ~~ordinator-in-consultation-with~~ coordinator, the administrative  
14 code editor shall prescribe a uniform style and form by which  
15 an agency shall prepare and file a rule pursuant to chapter  
16 17A, which shall correlate each rule to a uniform numbering  
17 system devised by the administrative ~~rules-co-ordinator~~ code  
18 editor and which shall provide for electronic filing and  
19 publication of the rules from the database used to produce the  
20 official publications of the administrative rules of this  
21 state. The administrative ~~rules-co-ordinator~~ code editor  
22 shall review all submitted rules for style and form and notify  
23 the administrative rules coordinator if a rule is not in  
24 proper style or form as provided in section 2B.5, and may  
25 return or revise a rule which is not in proper style and form.  
26 ~~In-prescribing-the~~ The style and form, ~~the-administrative~~  
27 ~~rules-co-ordinator~~ prescribed shall require that the agency  
28 include a reference to the statute which the rules are  
29 intended to implement.

30 Sec. 2. Section 17A.4, subsection 1, paragraph a, Code  
31 2005, is amended to read as follows:

32 a. Give notice of its intended action by submitting ~~three~~  
33 ~~copies-of~~ the notice to the administrative rules coordinator,  
34 who and the administrative code editor. The administrative  
35 rules coordinator shall assign an ARC number to each

1 rulemaking document ~~and-forward-two-copies-to-the.~~ The  
2 administrative code editor ~~for-publication~~ shall publish each  
3 notice meeting the requirements of this chapter in the Iowa  
4 administrative bulletin created pursuant to section 17A.6.  
5 Any notice of intended action shall be published at least  
6 thirty-five days in advance of the action. The notice shall  
7 include a statement of either the terms or substance of the  
8 intended action or a description of the subjects and issues  
9 involved, and the time when, the place where, and the manner  
10 in which interested persons may present their views.

11 Sec. 3. Section 17A.5, subsection 1, Code 2005, is amended  
12 to read as follows:

13 1. Each agency shall file ~~in each rule adopted by the~~  
14 agency with the office of the administrative rules coordinator  
15 ~~three-certified-copies-of-each-rule-adopted-by-it~~ and provide  
16 an exact copy to the administrative code editor. The  
17 administrative rules coordinator shall assign an ARC number to  
18 each rulemaking document ~~and-forward-two-copies-to-the~~  
19 ~~administrative-code-editor.~~ The administrative rules  
20 coordinator shall keep a permanent register of the rules open  
21 to public inspection. The administrative code editor shall  
22 publish each rule adopted in accordance with this chapter in  
23 the Iowa administrative code.

24 Sec. 4. Section 17A.6, subsection 2, Code 2005, is amended  
25 to read as follows:

26 2. ~~Subject-to-the-direction-of~~ In consultation with the  
27 administrative rules coordinator, the administrative code  
28 editor shall cause the Iowa administrative code to be  
29 compiled, indexed, and published in accordance with section  
30 2.42 in a form containing all rules adopted and filed by each  
31 agency. The administrative code editor further shall ~~cause~~  
32 publish supplements to the Iowa administrative code ~~to-be~~  
33 ~~published-as-determined-by-the-administrative-rules~~  
34 ~~coordinator-and-the-administrative-rules-review-committee,~~  
35 containing all rules filed for publication in the prior time

1 period. ~~The supplements shall be in such form that they may~~  
2 ~~be inserted in the appropriate places in the permanent~~  
3 ~~compilation.~~ The administrative rules-coordinator code editor  
4 shall devise a uniform numbering system for rules and may  
5 renumber rules before publication to conform with the system.

6 EXPLANATION

7 This bill relates to the filing of proposed and adopted  
8 administrative rules by executive branch agencies with the  
9 administrative rules coordinator. The bill strikes the  
10 requirement that filings be accomplished through the  
11 submission of printed copies of the filings, therefore  
12 allowing for the submission of electronic filings. In  
13 accordance with Code section 2B.5, the bill makes the  
14 administrative code editor primarily responsible for assuring  
15 that submitted rules are in the proper style and form but  
16 retains the administrative code editor's responsibility to  
17 notify the administrative rules coordinator if a rule is not  
18 in proper style or form. The bill also requires the  
19 administrative code editor to publish rules if the rules  
20 submissions meet the filing requirements of Code chapter 17A.

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