

**House File 2218 - Introduced**

HOUSE FILE 2218

BY UPMEYER, HEATON, and

R. OLSON

**A BILL FOR**

1 An Act relating to the scope of rulemaking authority for state  
2 agencies.

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

1 Section 1. Section 17A.23, unnumbered paragraph 3, Code  
2 2009, is amended to read as follows:

3 An agency shall have only that authority or discretion  
4 delegated to or conferred upon the agency by law and shall not  
5 expand or enlarge its authority or discretion beyond the powers  
6 delegated to or conferred upon the agency. Any authority or  
7 discretion delegated to or conferred upon an agency to adopt  
8 rules shall be narrowly construed.

9 EXPLANATION

10 This bill relates to the scope of rulemaking authority for  
11 state agencies.

12 The bill provides that rulemaking authority for state  
13 agencies shall be narrowly construed. "Agency" means each  
14 board, commission, department, officer, or other administrative  
15 office or unit of the state, but does not mean the general  
16 assembly, the judicial branch or any of its components, the  
17 office of consumer advocate, the governor, or a political  
18 subdivision of the state or its offices and units.