

Senate File 353 - Introduced

SENATE FILE 353

BY MCKINLEY

A BILL FOR

1 An Act to require state agencies to accept public comments on
2 proposed rulemaking in an electronic format.

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

1 Section 1. Section 17A.4, subsection 1, paragraph b, Code
2 2011, is amended to read as follows:

3 b. Afford all interested persons not less than twenty
4 days to submit data, views, or arguments in writing or in
5 an electronic format. If feasible, an electronic format may
6 include the use of electronic mail and posting to an internet
7 site. If timely requested in writing by twenty-five interested
8 persons, by a governmental subdivision, by the administrative
9 rules review committee, by an agency, or by an association
10 having not less than twenty-five members, the agency must give
11 interested persons an opportunity to make oral presentation.
12 The opportunity for oral presentation must be held at least
13 twenty days after publication of the notice of its time and
14 place in the Iowa administrative bulletin. The agency shall
15 consider fully all written and oral submissions respecting the
16 proposed rule. Within one hundred eighty days following either
17 the notice published according to the provisions of paragraph
18 "a" or within one hundred eighty days after the last date of
19 the oral presentations on the proposed rule, whichever is
20 later, the agency shall adopt a rule pursuant to the rulemaking
21 proceeding or shall terminate the proceeding by publishing
22 notice of termination in the Iowa administrative bulletin.

23 Sec. 2. Section 68B.2, subsection 13, paragraph b,
24 subparagraph (8), Code 2011, is amended to read as follows:

25 (8) Persons whose activities are limited to submitting
26 data, views, or arguments in writing or in an electronic
27 format, or requesting an opportunity to make an oral
28 presentation under section 17A.4, subsection 1.

29

EXPLANATION

30 This bill requires state agencies to accept public comments
31 on proposed rulemaking in an electronic format, which would
32 include electronic mail, posting on an internet site, and other
33 forms of electronic communications.