

Senate File 376 - Introduced

SENATE FILE 376

BY MCKINLEY

A BILL FOR

1 An Act relating to requests for a regulatory analysis.

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

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

3 1. An agency shall issue a regulatory analysis of a proposed
4 rule that complies with subsection 2, paragraph "a", if, within
5 ~~thirty-two~~ seventy days after the published notice of proposed
6 rule adoption, a written request for the analysis is submitted
7 to the agency by the administrative rules review committee, ~~or~~
8 the administrative rules coordinator or at least twenty-five
9 persons signing the request who are directly and adversely
10 affected by the rule or an organization representing at least
11 twenty-five such persons. An agency shall issue a regulatory
12 analysis of a proposed rule that complies with subsection 2,
13 paragraph "b", if the rule would have a substantial impact
14 on small business and if, within thirty-two days after the
15 published notice of proposed rule adoption, a written request
16 for analysis is submitted to the agency by the administrative
17 rules review committee, the administrative rules coordinator,
18 at least twenty-five persons signing that request who each
19 qualify as a small business or by an organization representing
20 at least twenty-five such persons. If a rule has been
21 adopted without prior notice and an opportunity for public
22 participation in reliance upon section 17A.4, subsection 3, the
23 written request for an analysis that complies with subsection
24 2, paragraph "a" or "b", may be made within seventy days of
25 publication of the rule.

26 Sec. 2. Section 17A.4A, subsection 4, unnumbered paragraph
27 1, Code 2011, is amended to read as follows:

28 Upon receipt by an agency of a timely request for a
29 regulatory analysis, which is received prior to the adoption of
30 the rule, the agency shall extend the period specified in this
31 chapter for each of the following until at least twenty days
32 after publication in the administrative bulletin of a concise
33 summary of the regulatory analysis:

34 EXPLANATION

35 This bill expands the period for requesting a regulatory

S.F. 376

1 analysis statement for newly proposed administrative rules.
2 The current period is 32 days from the publication of a notice
3 of intended action. The bill expands this period to 70 days.
4 The bill also expands the eligible requesters of these analyses
5 by allowing 25 persons who are directly and adversely impacted
6 by the rule or an organization representing 25 such persons to
7 make the request.