

Senate File 168 - Introduced

SENATE FILE 168

BY BEHN, HOUSER, GREINER,
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A BILL FOR

1 An Act relating to the implementation of federal statute,
2 regulation, or policy by state administrative agencies.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 17A.24 Rule implementation of
2 federal statute, regulation, or policy.

3 1. Except as otherwise explicitly authorized by state law,
4 an agency charged with the implementation of a federal statute,
5 regulation, or policy shall not implement the federal statute,
6 regulation, or policy in a manner that exceeds the specific
7 requirements of the federal statute, regulation, or policy.

8 2. Any portion of an agency rule or policy that implements
9 a federal statute, regulation, or policy and that exceeds the
10 specific requirements of the federal statute, regulation, or
11 policy is automatically superseded by the specific requirements
12 of that federal statute, regulation, or policy.

13 EXPLANATION

14 This bill provides that state implementation of a federal
15 statute, regulation, or policy by a state agency shall not
16 exceed the specific requirements of the federal statute,
17 regulation, or policy, except as specifically allowed by state
18 law. Any portion of a state rule or policy that implements a
19 federal statute, regulation, or policy and that exceeds the
20 specific requirements of the federal statute, regulation, or
21 policy is automatically superseded by the specific requirements
22 of that federal statute, regulation, or policy.