

**House File 2349 - Introduced**

HOUSE FILE 2349

BY WILLS

**A BILL FOR**

1 An Act providing for review and ongoing rescission of  
2 administrative rules.

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

1 Section 1. Section 17A.7, subsection 2, Code 2024, is  
2 amended to read as follows:

3 2. Beginning ~~July~~ January 1, 2012 2027, ~~over each five-year~~  
4 ~~period of time, an~~ each agency shall conduct an ongoing and  
5 comprehensive review of all of the agency's rules. The goal of  
6 the review is the identification and elimination of all rules  
7 of the agency that are outdated, redundant, or inconsistent or  
8 incompatible with statute or its own rules or those of other  
9 agencies. ~~An~~ Over each five-year period of time, an agency  
10 shall commence its review by developing a plan of review in  
11 consultation with major stakeholders and constituent groups.  
12 When the agency completes the five-year review of the agency's  
13 ~~own~~ rules, the agency shall provide a summary of the results  
14 to the administrative rules coordinator and the administrative  
15 rules review committee.

16 Sec. 2. Section 17A.7, Code 2024, is amended by adding the  
17 following new subsections:

18 NEW SUBSECTION. 3. *a.* Each chapter of rules is rescinded  
19 five years after the date on which the chapter as a whole  
20 became effective. A chapter rescinded in this manner ceases  
21 to be effective as of the date of rescission. Before or after  
22 such rescission occurs, the agency that adopted the chapter may  
23 adopt the chapter anew. Such adoption shall be subject to this  
24 chapter.

25 *b.* The effective date of adoption, amendment, or rescission  
26 of individual rules or portions of rules in a chapter, and the  
27 date of any changes to the chapter or rules or portions of  
28 rules in the chapter pursuant to section 2B.13, shall not be  
29 considered when determining the effective date of the chapter  
30 as a whole for purposes of this subsection. The date of  
31 rescission of a chapter under paragraph "a" shall not be altered  
32 if such date falls on a Saturday, Sunday, or holiday.

33 *c.* (1) If a chapter has been rescinded under this  
34 subsection, the agency that adopted the chapter shall notify  
35 the administrative code editor in writing of the rescission.

1 The administrative rules coordinator may notify the  
2 administrative code editor in writing on behalf of the agency.

3 (2) As soon as practicable after receiving such  
4 notification, the administrative code editor shall publish  
5 notice of the rescission in the Iowa administrative bulletin  
6 and, no sooner than two weeks after such publication, remove  
7 the chapter from the Iowa administrative code.

8 d. When a chapter of rules becoming effective as a whole is  
9 published in the Iowa administrative code, the administrative  
10 code editor shall include the next rescission date of the  
11 chapter, as provided in this subsection, with the chapter.

12 e. For a chapter of rules that most recently became  
13 effective as a whole prior to January 1, 2023, the effective  
14 date of the chapter shall be deemed January 1, 2023, for  
15 purposes of this subsection. For a chapter that most recently  
16 became effective as a whole on or after January 1, 2023, the  
17 date of rescission pursuant to this subsection shall be based  
18 on the most recent effective date of the chapter as a whole.

19 f. An agency may submit proposed legislation to the general  
20 assembly pursuant to section 2.16 that would modify the  
21 applicability of this subsection to rules adopted by the agency  
22 governing a narrowly specified subject. Such submission may  
23 be made no less than one year and no more than two years prior  
24 to the rescission of the chapter pursuant to this subsection.  
25 The agency shall submit a cost-benefit analysis of the rules  
26 affected by the proposed legislation to the general assembly  
27 with the proposed legislation and post the analysis on the  
28 agency's internet site.

29 NEW SUBSECTION. 4. By July 1, 2025, the administrative  
30 rules coordinator shall establish a process to utilize  
31 artificial intelligence technology to review the Iowa  
32 administrative code on an ongoing basis and identify rules that  
33 are outdated, redundant, or inconsistent or incompatible with  
34 statute or other rules. The administrative rules coordinator  
35 shall review the rules identified and submit a summary of

1 such rules that meet the criteria of this subsection to  
2 the general assembly by January 1 each year. The general  
3 assembly shall post the summary on the general assembly's  
4 internet site. The summary shall include a citation of each  
5 rule identified; whether the rule is outdated, redundant, or  
6 inconsistent or incompatible with statute or other rules; and a  
7 brief description of the reason for this determination. The  
8 administrative rules coordinator shall also submit a summary  
9 to each agency of the rules adopted by the agency that were  
10 identified in this manner, if any. The office of the chief  
11 information officer shall assist the administrative rules  
12 coordinator in the implementation of this subsection upon  
13 request.

14 EXPLANATION

15 The inclusion of this explanation does not constitute agreement with  
16 the explanation's substance by the members of the general assembly.

17 This bill establishes a process for ongoing rescission of  
18 rules in the Iowa administrative code. The bill provides that  
19 each chapter of rules is rescinded five years after the date  
20 on which the chapter as a whole became effective. A chapter  
21 rescinded in this manner ceases to be effective as of the date  
22 of rescission. Before or after the rescission, the agency that  
23 adopted the chapter may adopt the chapter anew.

24 The bill provides that the effective date of adoption,  
25 amendment, or rescission of individual rules or portions of  
26 rules in a chapter shall not be considered when determining the  
27 effective date of the chapter as a whole for purposes of the  
28 ongoing rescission process.

29 If a chapter has been rescinded under this process, the  
30 agency that adopted the chapter shall notify the administrative  
31 code editor in writing of the rescission. The administrative  
32 rules coordinator may notify the administrative code editor in  
33 writing on behalf of the agency. As soon as practicable after  
34 receiving such notification, the administrative code editor  
35 shall publish notice of the rescission in the bulletin and,

1 no sooner than two weeks after such publication, remove the  
2 chapter from the Iowa administrative code. When a chapter of  
3 rules becoming effective as a whole is published in the Iowa  
4 administrative code, the bill requires the administrative code  
5 editor to include the next rescission date of the chapter.

6 For a chapter of rules that most recently became effective  
7 as a whole prior to January 1, 2023, the effective date of the  
8 chapter shall be deemed January 1, 2023, for purposes of the  
9 ongoing rescission process. For a chapter that most recently  
10 became effective as a whole on or after January 1, 2023, the  
11 date of rescission shall be based on the most recent effective  
12 date of the chapter as a whole.

13 The bill authorizes an agency to submit proposed legislation  
14 to the general assembly that would modify the applicability of  
15 the ongoing rescission process to rules adopted by the agency  
16 governing a narrowly specified subject. The bill requires  
17 an agency that does so to submit a cost-benefit analysis of  
18 the rules affected by the proposed legislation to the general  
19 assembly with the proposed legislation and to post the analysis  
20 on the agency's internet site.

21 The bill provides that the next period for the ongoing review  
22 of rules by agencies required under current law shall commence  
23 January 1, 2027.

24 The bill requires the administrative rules coordinator to  
25 establish by July 1, 2025, a process to utilize artificial  
26 intelligence technology to review the Iowa administrative code  
27 on an ongoing basis and identify rules that are outdated,  
28 redundant, or inconsistent or incompatible with statute or  
29 other rules. The bill provides for an annual summary of the  
30 results of this process to be submitted to the general assembly  
31 and relevant agencies.