

Senate Study Bill 1032 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
INSPECTIONS, APPEALS, AND
LICENSING BILL)

A BILL FOR

1 An Act relating to matters under the purview of the department of
2 inspections, appeals, and licensing.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. NEW SECTION. **10A.110 Standards adopted by**
2 **reference — access.**

3 Notwithstanding section 17A.6, subsection 3, the department
4 and any statutorily established board, commission, committee,
5 or council under the purview of the department may adopt
6 standards by reference to another publication without posting the
7 publication to the department's internet sites if the publication
8 containing the standards is readily accessible on the internet
9 at no cost and the internet site at which the publication may
10 be found is included in the administrative rules that adopt the
11 standard.

12 Sec. 2. NEW SECTION. **10A.111 Complaints.**

13 The department may administratively close a complaint that
14 does not allege a violation of this chapter, the enabling statute
15 of a board under the purview of the department, or a rule of a
16 board under the purview of the department.

17 Sec. 3. NEW SECTION. **10A.112 Fees.**

18 If a board under the purview of the department is otherwise
19 authorized by law to establish fees by rule, the board, following
20 approval by the department, may, or at the direction of the
21 department, shall, by rule establish or revise such fees.

22 Sec. 4. Section 10A.402, subsection 1, Code 2025, is amended
23 to read as follows:

24 1. Investigations relative to the practice of regulated
25 professions and occupations, ~~except those within the jurisdiction~~
26 ~~of the board of medicine, the board of pharmacy, the dental~~
27 ~~board, and the board of nursing.~~

28 Sec. 5. Section 10A.402, Code 2025, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 7. Investigations relating to compliance
31 with state or federal law, if an entity of the executive branch
32 of state government, except for an institution under the control
33 of the state board of regents, has entered into a written
34 agreement with the department to conduct the investigation.

35 Sec. 6. Section 10A.403, Code 2025, is amended to read as

1 follows:

2 **10A.403 Investigators — peace officer status.**

3 Investigators of the department shall have the powers and
4 authority of peace officers when acting within the scope of
5 their responsibilities to conduct investigations as specified in
6 section 10A.402, ~~subsection~~ subsections 5 and 7. An investigator
7 shall not carry a weapon to perform responsibilities as described
8 in this section.

9 Sec. 7. NEW SECTION. **10A.508 Confidentiality.**

10 1. The department shall keep confidential the private
11 information of a person licensed, previously licensed, or seeking
12 to be licensed by the department or a licensing board under
13 the administrative authority of the department, unless otherwise
14 ordered by a court, the lawful custodian of the records, or
15 another person duly authorized to release the information.

16 2. For purposes of this section:

17 a. "Licensed" shall be construed broadly and includes but
18 is not limited to registration with or certification by
19 the department or a licensing board under the administrative
20 authority of the department.

21 b. "Private information" means information that can be used
22 alone or in combination with other information to identify,
23 contact, or locate a person in that person's individual or
24 private capacity, or the disclosure of which would otherwise
25 constitute a clearly unwarranted invasion of personal privacy,
26 including but not limited to a person's social security number,
27 driver's license number, financial account number, individual
28 taxpayer identification number, personal identification number,
29 date of birth, other unique identifying number, home address,
30 home telephone number, electronic mail address, and other contact
31 information, and the names of the person's minor children.

32 Sec. 8. Section 103.32, subsection 3, Code 2025, is amended
33 to read as follows:

34 3. When an inspection is requested by a property owner, the
35 minimum fee shall be thirty dollars plus five dollars per branch

1 circuit or feeder. ~~The fee for fire and accident inspections~~
2 ~~shall be computed at the rate of forty-seven dollars per hour,~~
3 ~~and mileage and other expenses shall be reimbursed as provided by~~
4 ~~the department.~~

5 Sec. 9. Section 321L.5, subsection 2, Code 2025, is amended
6 to read as follows:

7 2. A persons with disabilities parking space designated after
8 July 1, 1990, shall comply with the dimension requirements
9 specified in rules adopted by the department of ~~public safety~~
10 inspections, appeals, and licensing and in effect when the spaces
11 are designated. The department shall adopt accepted national
12 standards for dimensions of persons with disabilities spaces,
13 consistent with the requirements of federal law. However, these
14 dimension requirements do not apply to parallel on-street parking
15 spaces.

16 Sec. 10. Section 321L.8, subsection 2, Code 2025, is amended
17 to read as follows:

18 2. The department of ~~public safety~~ inspections, appeals, and
19 licensing shall adopt rules pursuant to chapter 17A governing
20 the manner in which persons with disabilities parking spaces are
21 provided.

22 EXPLANATION

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

25 This bill relates to matters under the purview of the
26 department of inspections, appeals, and licensing (DIAL).

27 Under current law, licensing boards under the purview of
28 DIAL that regulate business and commerce-related professions are
29 authorized to adopt standards by reference to a publication that
30 is readily accessible on the internet at no cost by including
31 the internet site in the rule adopting the standard rather than
32 posting the publication itself to the entity's internet site.
33 The bill applies this generally to DIAL and entities under DIAL's
34 purview.

35 The bill authorizes DIAL to administratively close complaints

1 that do not allege a violation of Code chapter 10A, a board's
2 enabling statute, or a rule of a board. The bill also specifies
3 DIAL's authority over fees established by rule by boards under
4 DIAL's purview, provided that establishment of a given fee by
5 rule is otherwise authorized by law.

6 Under current law, DIAL is authorized to perform inspections
7 and investigations of health-related professions (Code section
8 147.88). The bill amends the responsibilities of DIAL's director
9 to reflect that authorization.

10 The bill also requires DIAL's director to coordinate
11 investigations relating to compliance with state or federal law
12 if an executive branch entity has entered into an agreement
13 with DIAL to conduct an investigation. The bill grants DIAL's
14 investigators the powers and authority of a peace officer when
15 conducting such investigations.

16 The bill requires DIAL to keep private information that DIAL
17 receives for purposes of licensure confidential unless authorized
18 to release the information by a court, the lawful custodian, or a
19 person authorized to release the information.

20 The bill eliminates the fee for fire and accident inspections
21 conducted by DIAL and requires DIAL, rather than the department
22 of public safety, to adopt administrative rules governing how
23 parking spaces for persons with disabilities are provided.