

House Study Bill 760 - Introduced

HOUSE FILE _____
BY ADMINISTRATIVE RULES REVIEW
COMMITTEE

A BILL FOR

1 An Act concerning administrative rules relating to the uniform
2 rules on agency procedure and including effective date
3 provisions.

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

1 Section 1. Section 17A.6, subsection 1, paragraph b, Code
2 2026, is amended to read as follows:

3 b. "Publication" does not include the Iowa Code, Iowa Acts,
4 Iowa administrative code, or Iowa court rules, ~~or uniform rules~~
5 ~~on agency procedure.~~

6 Sec. 2. RESCISSION OF ADMINISTRATIVE RULES — ONGOING
7 APPLICABILITY.

8 1. The following Iowa administrative rules relating to
9 subjects addressed by uniform rules on agency procedure adopted
10 by the administrative rules coordinator pursuant to section
11 17A.24 are rescinded as of July 1, 2026:

12 a. 11 IAC chs. 4, 5, 6, 7, 8, and 9.

13 b. 11 IAC 117.20.

14 c. 21 IAC chs. 2, 3, 4, 5, 6, and 8.

15 d. 27 IAC chs. 3, 4, 5, and 8.

16 e. 61 IAC chs. 2, 11, and 12.

17 f. 61 IAC 10.2.

18 g. 81 IAC chs. 24 and 27.

19 h. 81 IAC 25.10.

20 i. 101 IAC ch. 5.

21 j. 101 IAC 2.1, 2.3, and 2.4.

22 k. 111 IAC chs. 3, 4, 5, 12, and 13.

23 l. 129 IAC chs. 6 and 11.

24 m. 161 IAC chs. 4 and 11.

25 n. 161 IAC 1.2, 1.3, 1.4, and 15.3.

26 o. 181 IAC 1.8, 1.9, 1.10, 1.11, and 1.12.

27 p. 187 IAC chs. 5, 6, 7, 11, and 12.

28 q. 189 IAC chs. 4, 20, 21, 22, 23, and 25.

29 r. 191 IAC chs. 2, 3, and 4.

30 s. 193 IAC chs. 3 and 7.

31 t. 193E IAC 1.4.

32 u. 193F IAC 1.6 and 1.7.

33 v. 199 IAC chs. 3, 4, and 5.

34 w. 199 IAC 1.3 and 1.7.

35 x. 201 IAC chs. 5, 7, 10, 11, and 12.

- 1 y. 205 IAC chs. 2, 3, 4, 5, and 15.
2 z. 205 IAC 6.3.
3 aa. 261 IAC chs. 195, 196, 197, 198, and 199.
4 ab. 263 IAC chs. 2, 3, 4, 5, and 6.
5 ac. 265 IAC chs. 7, 13, 16, 17, and 18.
6 ad. 265 IAC 15.9.
7 ae. 281 IAC chs. 2, 3, 4, 5, and 6.
8 af. 282 IAC chs. 2, 3, 5, and 6.
9 ag. 282 IAC 11.1 and 11.7 through 11.32.
10 ah. 283 IAC chs. 2, 3, 4, 6, and 7.
11 ai. 284 IAC chs. 2, 3, 4, and 5.
12 aj. 288 IAC chs. 3, 11, 12, and 13.
13 ak. 289 IAC chs. 2, 3, 4, 5, and 8.
14 al. 301 IAC ch. 5.
15 am. 301 IAC 2.4 and 2.5.
16 an. 351 IAC chs. 2, 11, 12, 13, 14, and 15.
17 ao. 371 IAC ch. 9.
18 ap. 371 IAC 1.2(6).
19 aq. 441 IAC chs. 3, 4, 5, 6, 7, and 9.
20 ar. 481 IAC chs. 2, 3, 4, 5, 6, 9, 366, 367, 381, 382, and
21 435.
22 as. 481 IAC 570.7(1), 615.6(1), 650.7(1), and 885.1(1).
23 at. 486 IAC ch. 8.
24 au. 491 IAC chs. 2 and 3.
25 av. 491 IAC 1.4, 1.8, and 4.20 through 4.48.
26 aw. 493 IAC chs. 2, 3, 4, 5, and 6.
27 ax. 495 IAC chs. 17, 19, 26, 30, 31, and 33.
28 ay. 497 IAC chs. 3, 4, 5, 6, 7, and 9.
29 az. 501 IAC chs. 7 and 16.
30 ba. 501 IAC 1.11.
31 bb. 541 IAC chs. 5, 6, 7, and 8.
32 bc. 541 IAC 1.3.
33 bd. 543 IAC ch. 5.
34 be. 545 IAC chs. 5, 6, 7, and 8.
35 bf. 547 IAC chs. 6, 7, 8, and 9.

- 1 bg. 547 IAC 2.5 and 2.6.
- 2 bh. 561 IAC chs. 2, 4, 5, 6, 7, and 10.
- 3 bi. 567 IAC chs. 2, 4, 5, 6, 7, and 13.
- 4 bj. 571 IAC chs. 2, 4, 5, 6, 7, and 11.
- 5 bk. 575 IAC ch. 3.
- 6 bl. 575 IAC 1.5 and 1.8.
- 7 bm. 591 IAC chs. 2, 3, 4, 16, and 17.
- 8 bn. 601 IAC ch. 2.
- 9 bo. 605 IAC ch. 2.
- 10 bp. 621 IAC chs. 2, 9, 10, and 12.
- 11 bq. 621 IAC 1.5 and 1.9.
- 12 br. 661 IAC chs. 10 and 80.
- 13 bs. 661 IAC 401.101 through 401.314 and 600.5.
- 14 bt. 681 IAC chs. 17, 18, 19, and 20.
- 15 bu. 685 IAC chs. 2, 3, 4, and 15.
- 16 bv. 701 IAC chs. 3, 4, 5, 6, and 7.
- 17 bw. 701 IAC 115.1(3) and 115.11.
- 18 bx. 721 IAC chs. 3, 5, 7, 8, 9, and 10.
- 19 by. 741 IAC ch. 5.
- 20 bz. 741 IAC 2.4 and 2.5.
- 21 ca. 751 IAC chs. 2, 3, 4, 16, and 18.
- 22 cb. 751 IAC 5.17, 5.18, and 5.19.
- 23 cc. 761 IAC chs. 4, 10, 11, 12, and 13.
- 24 cd. 781 IAC chs. 2, 17, 18, and 19.
- 25 ce. 801 IAC chs. 2, 3, 4, 6, and 8.
- 26 cf. 811 IAC chs. 2, 3, 4, 5, 14, and 16.
- 27 cg. 817 IAC chs. 2, 3, 5, and 6.
- 28 ch. 821 IAC 1.5, 1.6, and 1.8.
- 29 ci. 871 IAC chs. 2, 3, 4, and 5.
- 30 cj. 876 IAC chs. 4, 5, 7, 9, and 12.
- 31 ck. 877 IAC 1.1.

32 2. As soon as practicable after July 1, 2026, the
33 administrative code editor shall remove the language of the
34 Iowa administrative rules referenced in subsection 1 of this
35 section from the Iowa administrative code.

1 3. Administrative rules rescinded pursuant to subsection 1
2 remain applicable to any administrative or judicial proceeding
3 initiated before July 1, 2026, for the pendency of the action.

4 Sec. 3. EMERGENCY RULES.

5 1. An agency may adopt emergency rules under section 17A.4,
6 subsection 3, and section 17A.5, subsection 2, paragraph "b",
7 providing for additions, exceptions, or amendments to uniform
8 rules on agency procedure adopted by the administrative rules
9 coordinator pursuant to section 17A.24. The rules shall be
10 effective immediately upon filing unless a later date is
11 specified in the rules, but no later than June 30, 2026. Any
12 rules adopted in accordance with this subsection shall also be
13 published as a notice of intended action as provided in section
14 17A.4.

15 2. An agency may only adopt emergency rules under subsection
16 1 if the agency determines one or more of the following
17 applies. The agency shall explain its determination in the
18 preamble of the rulemaking document filed pursuant to section
19 17A.4, subsection 3.

20 a. The rule is necessary to comply with a legal obligation
21 imposed on the agency. The agency shall include in the
22 explanation a specific citation of the source of the legal
23 obligation and a description of how the rule is necessary to
24 comply with the legal obligation.

25 b. The rule is otherwise determined to be necessary by the
26 agency. The agency shall include in the explanation the reason
27 the agency determined the rule to be necessary.

28 3. Notwithstanding section 17A.4A, a regulatory analysis
29 shall not be required for rules adopted pursuant to subsection
30 1.

31 4. This section shall not be construed to prohibit an agency
32 from engaging in rulemaking pursuant to chapter 17A relating to
33 uniform rules on agency procedure adopted pursuant to section
34 17A.24 that is not subject to this section.

35 5. This section is repealed July 1, 2026.

1 6. The repeal of this section pursuant to subsection 5 shall
2 not be construed to affect the validity of rules adopted under
3 this section before the date of repeal.

4 Sec. 4. EFFECTIVE DATE. The following, being deemed of
5 immediate importance, takes effect upon enactment:

6 The section of this Act providing for emergency rulemaking
7 and a repeal.

8 EXPLANATION

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

11 This bill concerns administrative rules relating to the
12 uniform rules on agency procedure (uniform rules).

13 The bill rescinds specified administrative rules of various
14 executive branch agencies relating to subjects addressed by
15 uniform rules adopted by the administrative rules coordinator
16 pursuant to Code section 17A.24. The date of rescission
17 is July 1, 2026. The bill provides that the rescinded
18 administrative rules remain applicable to any administrative
19 or judicial proceeding initiated before July 1, 2026, for the
20 pendency of the action.

21 Uniform rules adopted by the administrative rules
22 coordinator pursuant to Code section 17A.24 became effective
23 January 13, 2026 (7 IAC chs. 2500-2506). Subjects addressed
24 by the uniform rules are agency procedures for rulemaking,
25 petitions for rulemaking, waiver of rules, declaratory orders,
26 contested cases, and fair information practices.

27 The bill authorizes an agency to adopt emergency rules
28 providing for additions, exceptions, or amendments to uniform
29 rules adopted by the administrative rules coordinator. The
30 rules shall be effective immediately upon filing unless a
31 later date is specified, but no later than June 30, 2026. The
32 bill specifies that an agency may only adopt such emergency
33 rules if the agency determines a rule is necessary to comply
34 with a legal obligation imposed on the agency or is otherwise
35 determined to be necessary by the agency. The agency must

1 explain its determination in the preamble of the rulemaking
2 document. The bill provides that a regulatory analysis shall
3 not be required for such rules. This provision is repealed
4 July 1, 2026. The repeal shall not be construed to affect the
5 validity of rules adopted under the provision before the date
6 of repeal. The provision takes effect upon enactment.

7 The bill includes a conforming change relating to the
8 adoption of uniform rules by the administrative rules
9 coordinator.