

Red Tape Review Rule Report (Due: September 1, 2025)

Department Name:	IEDA	Date:	12/14/23	Total Rule Count:	2
IAC #:	261	Chapter/ SubChapter/ Rule(s):	Chapter # 172	Iowa Code Section Authorizing Rule:	15A.1(3), 15.329(2)
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To describe IEDA’s policies and procedures to implement Iowa Code sections 15A.1 and 15.329(2).

Is the benefit being achieved? Please provide evidence.

Yes, IEDA is able to collect the information required by sections 15A.1(3)“a” and 15.329(2) regarding violations of laws and evaluate whether applicants should receive financial assistance. IEDA is also able to comply with the requirement to collect documentation regarding solid and hazardous prior to disbursement of financial assistance as required by section 15A.1(3)“b”.

What are the costs incurred by the public to comply with the rule?

Applicants for IEDA programs require staff time to generate reports of violations of law required by Iowa Code sections 15A.1 and 15.329(2) and provide documentation regarding solid and hazardous waste. Some businesses may also choose to rely on an external service provider, such as an attorney, to generate the reports. The amount of the costs will vary, depending on the compensation of such staff or service provider. Minimal time is required to complete the required documentation.

What are the costs to the agency or any other agency to implement/enforce the rule?

IEDA staff time is required review and evaluate reports of violations of laws and to obtain solid and hazardous waste information.

Do the costs justify the benefits achieved? Please explain.

Yes. Only businesses that will potentially benefit from IEDA programs incur any costs to comply with the rules. The costs to the IEDA to evaluate the information collected are minimal.

Are there less restrictive alternatives to accomplish the benefit? YES NO

If YES, please list alternative(s) and provide analysis of less restrictive alternatives from other states, if applicable. If NO, please explain.

The obligations to collect reports of violations of laws and solid and hazardous waste documentation are imposed by Iowa Code sections 15A.1 and 15.329(2). IEDA's procedures are no more burdensome than necessary to comply with the requirements in Iowa Code.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language? [list chapter/rule number(s) that fall under any of the above categories]

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Yes, the chapter as a whole is obsolete. The process by which IEDA collects the information required by Iowa Code sections 15A.1(3) and 15.329(2) can be added to rule chapters for specific programs.

RULES PROPOSED FOR REPEAL (list rule number[s]):

172.1
172.2

***RULES PROPOSED FOR RE-PROMULGATION* (list rule number[s] or include text if available):**

None. The portions of the chapter relevant to the high quality jobs program will be incorporated into chapter 68. Other rule chapters that may require reference to Iowa Code section 15A.1(3) will be identified as rule review progresses.

****For rules being re-promulgated with changes, please attach a document with suggested changes.***

METRICS

Total number of rules repealed:	2
Proposed word count reduction after repeal and/or re-promulgation	681
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	17

ARE THERE ANY STATUTORY CHANGES YOU WOULD RECOMMEND INCLUDING CODIFYING ANY RULES?

No.