

Red Tape Review Rule Report (Due: September 1, 2023)

Department Name:	City Development Board	Date:	8/31/2023	Total Rule Count:	13
IAC #:	263	Chapter/ SubChapter/ Rule(s):	Chapter 2	Iowa Code Section Authorizing Rule:	Chapter 17A, 361.10
Contact Name:	Lisa Connell	Email:	lisa.connell@iowaeda.com	Phone:	515-348-6163

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To describe the City Development Board’s procedures for adoption of administrative rules.

Is the benefit being achieved? Please provide evidence.

Yes the board is able to comply with relevant requirements for promulgation of rules imposed by Iowa Code chapter 17A.

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

Members of the public that want to participate in the rulemaking process may incur costs to draft and submit documents to the board relating to rulemakings or to participate in opportunities for oral proceedings.

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

Pursuant to Iowa Code section 368.9, the Economic Development Authority (IEDA) provides office space and staff assistance to the board and budgets funds to cover expenses of the board and committees created pursuant to chapter 368. IEDA staff time and support of the attorney general’s office is required to administer the procedures for rulemaking outlined in the chapter, including drafting notices of intended action or associated documents and overseeing any public participation in the process.

Do the costs justify the benefits achieved? Please explain.

No additional costs are imposed by the rules chapter beyond the board’s statutory obligations in chapter 17A.

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.

No less restrictive alternatives were identified.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

Yes. The chapter does contain repetition of statutory language and language that is inconsistent with chapter 17A.

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

None.

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

The board has adopted, with amendments and exceptions noted, the Uniform Rules on Agency Procedure. It is the board's understanding that the uniform rules relating to procedures for rule making will be rewritten prior to December 31, 2023. The board anticipates re-promulgating 263—Chapter 2 after the updated uniform rules chapter is available.

****For rules being re-promulgated with changes, you may attach a document with suggested changes, if available.***

METRICS

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

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

No.