

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

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| Department Name: | IEDA | Date: | 8/20/25 | Total Rule Count: | 5 |
| IAC #: | 261 | Chapter/ SubChapter/ Rule(s): | Chapter # 403 | Iowa Code Section Authorizing Rule: | 15.120 |
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The intended benefit of chapter 403 is to describe the Iowa Energy Center (IEC) and its board. The IEC is administered by IEDA pursuant to Iowa Code section 15.120.

Is the benefit being achieved? Please provide evidence.

Yes the authority is able to efficiently administer the purposes and responsibilities of the IEC through its board and committees of the board.

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

None.

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

Authority staff time is required to administer the board and its committees.

Do the costs justify the benefits achieved? Please explain.

No additional costs are imposed by the rules chapter beyond the authority's statutory obligations in section 15.120.

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Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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

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Yes. The chapter contains repetition of statutory language and other unnecessary language.

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

261.403.1

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

CHAPTER 403
IOWA ENERGY CENTER

261—403.1(15) Definitions. As used in these rules, unless the context otherwise requires:

“*Authority*” means the economic development authority created in Iowa Code section 15.105.

“*Board*” means the governing board of the Iowa energy center established pursuant to Iowa Code section 15.120(2), and includes the members appointed to the board by the governor.

“*Iowa energy center*” or “*IEC*” means the Iowa energy center established pursuant to Iowa Code section 15.120 for the purposes identified therein.

“*Committee*” means a committee established by the board.

261—403.2(15) Iowa energy center board.

403.3(1) Quorum and voting requirements. Seven or more members of the board constitute a quorum, and any board action requires an affirmative vote by a majority of the members present.

403.3(2) Board officers. Members of the board elect a chairperson and a vice chairperson annually and may elect other officers as necessary.

403.3(3) Meetings.

a. The board generally meets quarterly at the authority’s offices or by electronic means. By notice of the regularly published meeting agendas, the board and its committees may hold regular or special meetings at other locations within the state. Meeting agendas are available on the authority’s website at www.opportunityiowa.gov.

b. The chairperson may exclude any person disrupting the proceedings.

403.3(4) Committees. The board may, from time to time, establish advisory committees for purposes of overseeing the IEC, its programs, and its operations. Such committees include but are not limited to the following:

a. A grant committee is established to assist the board in making and administering awards of grants under the IEC’s programs.

(1) The grant committee is an advisory body comprised of voting members of the board who are selected annually by the voting members of the board. The membership and size of the committee as well as the terms of the committee members will be established annually by the board.

(2) The members of the grant committee may elect a chairperson. The chairperson may appoint members of the grant committee to serve on a grant committee subcommittee if necessary. Such a subcommittee is advisory only and may perform such duties as may be assigned by the chairperson.

(3) The duties of the grant committee may include reviewing applications for grant awards, making recommendations to the board regarding the size and condition of grant awards, and any other duty assigned by the board in relation to the programs administered by the IEC.

(4) A majority of the committee members constitutes a quorum of the committee.

(5) Meetings of the grant committee are held at the call of the chairperson.

b. A loan committee is established to assist the board in making and administering loan awards under the IEC’s programs, including the alternate energy revolving loan program and energy infrastructure revolving loan program.

(1) The loan committee is an advisory body comprised of voting members of the board who are selected annually by the voting members of the board. The membership and size of the committee as well as the terms of the committee members will be established annually by the board.

(2) The members of the loan committee may elect a chairperson. The chairperson may appoint members of the loan committee to serve on a loan committee subcommittee if necessary. Such a subcommittee is advisory only and may perform such duties as may be assigned by the chairperson.

(3) The duties of the loan committee may include reviewing applications for loans, making recommendations to the board regarding the size and condition of loans, and any other duty assigned by the board in relation to the programs administered by the IEC.

(4) A majority of the committee members constitutes a quorum of the committee.

(5) Meetings of the loan committee are held at the call of the chairperson.

These rules are intended to implement Iowa Code section 15.120.

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

METRICS

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| Total number of rules repealed: | 1 |
| Proposed word count reduction after repeal and/or re-promulgation | 712 |
| Proposed number of restrictive terms eliminated after repeal and/or re-promulgation | 5 |

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

No.