

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed

The Department of Health and Human Services (Department) hereby rescinds Chapter 2 “Contracting Out Department of Human Services Employees and Property”, Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is adopted under the authority provided in Iowa Code sections 23A.2 and 225C.13.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code sections 23A.2 and 225C.13 and Executive Order 10 (January 10, 2023).

Purpose and Summary

This rule chapter describes legacy Department of Human Services procedure to enter into contracts with service providers (contractors) for the use of department employees in a service program or the use of buildings and grounds of state institutions. However, HHS no longer engages in the activities described in this rule chapter.

Public Comment and Changes to Rulemaking

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on March 20, 2024, as **ARC 7724C**. Two virtual public hearings were held on April 10, 2024 at 11:30am, and April 15, 2024 at 12pm. No public comments were received. No changes from the Notice have been made.

Adoption of Rulemaking

This rulemaking was adopted by the Health and Human Services Council on June 13, 2024.

Fiscal Impact

This rulemaking has no fiscal impact to the state of Iowa.

Jobs Impact

After analysis and review of this rulemaking, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Department of Health and Human Services for a waiver of the discretionary provisions, if any, pursuant to 441—6.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

Effective Date

This rulemaking will become effective on August 14, 2024.

The following rulemaking action is adopted:

ITEM 1. Rescind and reserve **441—Chapter 2**.