

Red Tape Review Rule Report (Due: September 1, 2024)

Department Name:	Public Health	Date:	September 1, 2024	Total Rule Count:	6
IAC #:	641	Chapter/ SubChapter/ Rule(s):	140	Iowa Code Section Authorizing Rule:	135.25
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To provide clarity and a process for EMS system development grant requirements.

Is the benefit being achieved? Please provide evidence.

The Department has offered \$750,000 in contracts for the past 2 years. The system development grant funds are typically underspent and have funds left over that are non-reverting. The limiting language in statute for use of funds has created a barrier for EMS service programs to spend the full dollar amount of the contracts. Approximately 85% of the funds contracted have been spent over the last three years.

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

No costs are incurred by the public.

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

The Department utilizes a portion of a single FTE to administer the contracts to locals and process invoices.

Do the costs justify the benefits achieved? Please explain.

Yes. EMS service programs are able to utilize the funding for statute limited purposes locally, while minimal costs to the state occur.

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. Rulemaking is both appropriate and required by law.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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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140.1 – deleted redundant definitions and restrictive terms
140.2 – deleted as it was redundant
Renumbered throughout
140.3 – deleted a restrictive term
140.4 – minor wording change and deleted restrictive terms
140.5 – deleted as it had been rescinded
140.6 – deleted as it had been rescinded

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

140.2
140.5
140.6

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

140.1
140.3
140.4

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

METRICS

Total number of rules repealed:	3
Proposed word count reduction after repeal and/or re-promulgation	159
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	3

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

The Department would recommend opening up the language in statute for use of the funds. Currently, 135.25 limits use of the funds to acquisition of EMS equipment, education and training for counties. Funds go unspent year over year due to the limiting language. If the language opened to utilize the funds for

system development – a broader interpretation would allow counties to expand the use of funds.