

Regulatory Analysis

Notice of Intended Action to be published: Iowa Administrative Code 441—Chapter 43
“Alternate Payees”

Iowa Code section(s) or chapter(s) authorizing rulemaking: 239B.4(6)
State or federal law(s) implemented by the rulemaking: Iowa Code section 239B.13

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

November 7, 2024
2 p.m.

Microsoft Teams
Meeting ID: 233 331 347 558
Passcode: h2yRwX

Public Comment

Any interested person may submit written or oral comments concerning this Regulatory Analysis. Written or oral comments in response to this Regulatory Analysis must be received by the Department of Health and Human Services no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

Jordan McTaggart
321 East 12th Street
Des Moines, Iowa 50319
Phone: 515.829.1095
Email: compliancerules@hhs.iowa.gov

Purpose and Summary

Currently this chapter outlines payments to the conservator, guardian or emergency payee of a child. This chapter is proposed to be rescinded.

Analysis of Impact

1. Persons affected by the proposed rulemaking:
 - Classes of persons that will bear the costs of the proposed rulemaking:
None were identified.
 - Classes of persons that will benefit from the proposed rulemaking:
None were identified.
2. Impact of the proposed rulemaking, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred:
 - Quantitative description of impact:
There are only two rules with content in this chapter (beyond those in reserved status). These two rules with content have been moved and will continue to exist in 441—Chapter 40. Because the substance of this chapter will continue to remain present in 441—Chapter 40, no impacts were identified.
 - Qualitative description of impact:
See above.
3. Costs to the State:
 - Implementation and enforcement costs borne by the agency or any other agency:

Not applicable.

- Anticipated effect on state revenues:

Not applicable.

4. Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:

Not applicable.

5. Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:

Not applicable.

6. Alternative methods considered by the agency:

- Description of any alternative methods that were seriously considered by the agency:

Not applicable.

- Reasons why alternative methods were rejected in favor of the proposed rulemaking:

Not applicable.

Small Business Impact

If the rulemaking will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rulemaking on small business:

- Establish less stringent compliance or reporting requirements in the rulemaking for small business.

- Establish less stringent schedules or deadlines in the rulemaking for compliance or reporting requirements for small business.

- Consolidate or simplify the rulemaking's compliance or reporting requirements for small business.

- Establish performance standards to replace design or operational standards in the rulemaking for small business.

- Exempt small business from any or all requirements of the rulemaking.

If legal and feasible, how does the rulemaking use a method discussed above to reduce the substantial impact on small business?

Not applicable.

Text of Proposed Rulemaking

ITEM 1. Rescind and reserve **441—Chapter 43**.