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

Department Name:	Health and Human Services	**Date:**	5/29/2025	**Total Rule Count:**	14
IAC #:	641	**Chapter/ SubChapter/ Rule(s):**	109	**Iowa Code Section Authorizing Rule:**	135M
Contact Name:	Victoria L. Daniels	**Email:**	compliancerules@hhs.iowa.gov	**Phone:**	515-829-6021

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit is to improve the health of low-income Iowans and Iowans who have been victims of a state of disaster emergency proclaimed by the governor pursuant to section 29C.6 or a public health disaster as defined in section 135.140, subsection 5, through a prescription drug donation repository that authorizes medical facilities, pharmacies, and the department to redispense prescription drugs and supplies that would otherwise be destroyed.

Is the benefit being achieved? Please provide evidence.

Yes, this is a very successful program. It provides medications to people in disasters and when they are unable to afford the medications. It also keeps medications out of the waste stream if they were to be destroyed instead of being used.

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

There are no costs associated with this rule chapter.

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

The Department incurs personnel and other administrative costs to implement the rules.

Do the costs justify the benefits achieved? Please explain.

Yes, this is a very successful program. It provides medications to people in disasters and when they are unable to afford the medications. It also keeps medications out of the waste stream if they were to be destroyed instead of being used.

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.

Rulemaking is required by Iowa Code section 135M.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or un-necessary language, including instances where rule language is duplicative of statutory language?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

109.2 - deleted as being redundant
109.3 - referred duplicative definitions back to the appropriate Iowa Code section
109.2-109.14 Renumbered
109.10 - deleted as being redundant

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

641-109.2(135M) Purpose
641—109.11(135M) Exemption from disciplinary action, civil liability and criminal prosecution
641-109.12- Reserved
641-109.13- Reserved

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

641-109.1-109.14

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

METRICS

Total number of rules repealed:	**4**
Proposed word count reduction after repeal and/or re-promulgation	**497**
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	**7**

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

No.