

## DEPARTMENT ON AGING[17]

### Notice of Intended Action

**Proposing rulemaking related to agency reorganization and providing an opportunity for public comment**

The Department on Aging hereby proposes to rescind and reserve Chapter 11, “Waiver from Administrative Rules,” Chapter 13, “Rules and Practices in Contested Cases,” Chapter 17, “Petition for Rule Making,” and Chapter 18, “Declaratory Orders,” Iowa Administrative Code.

#### *Legal Authority for Rulemaking*

This rulemaking is proposed under the authority provided in 2023 Iowa Acts, Senate File 514.

#### *State or Federal Law Implemented*

This rulemaking implements, in whole or in part, 2023 Iowa Acts, Senate File 514.

#### *Purpose and Summary*

The purpose of this proposed rulemaking is to implement the state government reorganization provisions of 2023 Iowa Acts, Senate File 514. This rulemaking eliminates uniform rules of agency practice and procedure that are redundant or duplicative of existing rules adopted by the Iowa Department of Health and Human Services [441] to reduce confusion and establish a single set of uniform rules for the newly reorganized department.

#### *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—Chapter 6.

#### *Public Comment*

Any interested person may submit comments concerning this proposed rulemaking. Written comments in response to this rulemaking must be received by the Department no later than 4:30 p.m. on **DATE TBD**. Comments should be directed to:

Joe Campos  
Lucas State Office Building  
321 East 12<sup>th</sup> Street  
Des Moines, Iowa 50319  
Phone: 515-304-0963  
Email: [compliance.rules@idph.iowa.gov](mailto:compliance.rules@idph.iowa.gov)

#### *Public Hearing*

No public hearing is scheduled at this time. As provided in Iowa Code section 17A.4(1)“b,” an oral presentation regarding this rulemaking may be demanded by 25 interested persons, a governmental subdivision, the Administrative Rules Review Committee, an agency, or an association having 25 or more members.

#### *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).

The following rulemaking action proposed:

ITEM 1. Rescind and reserve **17—Chapter 11.**

ITEM 2. Rescind and reserve **17—Chapter 13.**

ITEM 3. Rescind and reserve **17—Chapter 17.**

ITEM 4. Rescind and reserve **17—Chapter 18.**