

Regulatory Analysis

Notice of Intended Action to be published: 545—Chapter 6
“Declaratory Orders”

Iowa Code section(s) or chapter(s) authorizing rulemaking: 17A.9

State or federal law(s) implemented by the rulemaking: Iowa Code section 17A.9

Public Hearing

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

August 1, 2025
11 a.m.

Room G14
1007 East Grand Avenue
Des Moines, Iowa

Public Comment

Any interested person may submit written or oral comments concerning this Regulatory Analysis, which must be received by the Department of Management no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

Brad Horn, General Counsel
Department of Management
1007 East Grand Avenue, Room G13
Des Moines, Iowa 50319
Phone: 515.414.6187
Email: brad.horn@dom.iowa.gov

Purpose and Summary

The City Finance Committee is proposing to restructure the Committee’s rules to adopt the Uniform Rules on Agency Procedure with any necessary changes. As such, the existing rules regarding declaratory orders will be obsolete. The existing rules in Chapter 6 are proposed to be rescinded, and 545—Chapter 10, which addresses tax rate suspension appeals, is proposed to be rescinded with the content from that chapter being moved to the proposed new Chapter 6. The renumbering is addressed in the proposed repromulgation of Chapter 6 herein (545 RA chs 6, 10, IAB 7/9/25).

Analysis of Impact

1. Persons affected by the proposed rulemaking:

- **Classes of persons that will bear the costs of the proposed rulemaking:**

Not applicable. The existing rules are required by Iowa Code chapter 17A, and the simplest way of meeting the legal obligation is to use the Uniform Rules on Agency Procedure.

- **Classes of persons that will benefit from the proposed rulemaking:**

Not applicable. The existing rules are required by Iowa Code chapter 17A, and the simplest way of meeting the legal obligation is to use the Uniform Rules on Agency Procedure.

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:**

Not applicable. The existing rules are required by Iowa Code chapter 17A, and the simplest way of meeting the legal obligation is to use the Uniform Rules on Agency Procedure.

- **Qualitative description of impact:**

Qualitatively, use of the Uniform Rules on Agency Procedure should benefit the quality of interactions that citizens have with State agencies because the procedural rules will be more uniform across agencies.

3. **Costs to the State:**

- **Implementation and enforcement costs borne by the agency or any other agency:**

Not applicable. The existing rules are required by Iowa Code chapter 17A, and the simplest way of meeting the legal obligation is to use the Uniform Rules on Agency Procedure.

- **Anticipated effect on State revenues:**

There are no anticipated effects on State revenues.

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

Not applicable. The existing rules are required by Iowa Code chapter 17A, and the simplest way of meeting the legal obligation is to use the Uniform Rules on Agency Procedure.

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

Not applicable. The existing rules are required by Iowa Code chapter 17A, and the simplest way of meeting the legal obligation is to use the Uniform Rules on Agency Procedure.

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?

The Declaratory Orders chapter does not have a substantial impact on small business.

Text of Proposed Rulemaking

ITEM 1. Rescind and reserve **545—Chapter 6.**