

EXECUTIVE COUNCIL [361]

Adopted and Filed

The Executive Council hereby rescinds Iowa Administrative Code 361—chapters 5, “Deferred Compensation Program”, and 6, “Health Maintenance Organizations”, Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is adopted under the authority provided in 509A.8.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, 509A.6, 509A.12, and SF 2370.

Purpose and Summary

This proposed rulemaking rescinds Iowa Administrative Code 361—chapters 5 and 6 after SF 2370 directly authorized the director of the Department of Administrative Services (DAS) to administer the deferred compensation and health benefits programs for state employees.

Public Comment and Changes to Rulemaking

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on December 13, 2023, as **ARC 7187C**.

{If a public hearing held:}Two public hearings were held on January 4 and 5,2024, at 11:30 a.m. at Room G9, Iowa State Capitol 1007 East Grand Avenue Des Moines, Iowa.

No one attended the hearings.

No public comments were received.

The adopted rules were changed to rescind both chapters after SF 2370 transferred authority over the programs from the Executive Council to the DAS Director.

Adoption of Rulemaking

This rulemaking was adopted by the Executive Council on May 6, 2024.

Fiscal Impact

This rulemaking has no fiscal impact to the state of Iowa. {explanation, as applicable}

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 Executive Council for a waiver of the discretionary provisions, if any, pursuant to 17A.9A, Iowa Code.

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).

Effective Date

This rulemaking will become effective on July 3, 2024.

The following rulemaking action is adopted:

ITEM 1. Rescind and reserve 361—Chapter 5.

ITEM 2. Rescind and reserve 361—Chapter 6.