

## Red Tape Review Rule Report (Due: September 1, 2024)

<b>Department Name:</b>	Transportation	<b>Date:</b>	8/12/2024	<b>Total Rule Count:</b>	2
<b>IAC #:</b>	761	<b>Chapter/ SubChapter/ Rule(s):</b>	25	<b>Iowa Code Section Authorizing Rule:</b>	23A.2
<b>Contact Name:</b>	Veronica Tolander	<b>Email:</b>	veronica.tolander@iowadot.us	<b>Phone:</b>	515-239-1443

**PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE**

**What is the intended benefit of the rule?**

This chapter defines exemptions from Iowa Code section 23A.2(1). The intended benefit is cost savings to the Department by allowing competition with private enterprise in some circumstances.

**Is the benefit being achieved? Please provide evidence.**

Yes. There are some circumstances, such as acquisition of land or disposal of obsolete equipment, in which competition with private enterprise is necessary to sustain Departmental operations.

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

None.

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

None; there are cost savings for the Department when competition with private enterprise is permitted.

**Do the costs justify the benefits achieved? Please explain.**

There are no costs.

**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.**

The Department did not consider alternatives for the proposed chapter. This chapter complies with Iowa Code section 23A.2(1).

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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

25.2(8) Language concerning acknowledgment signs for the highway helper sponsorship program is obsolete. The Department is permanently rescinding Chapter 124, Highway Helper Sponsorship Program. The Department determined a sponsorship is not appropriate or necessary.

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

None.

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

25.1, 25.2

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

#### METRICS

Total number of rules repealed:	0
Proposed word count reduction after repeal and/or re-promulgation	61 additional words
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	3

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

The Department recommends that Iowa Code section 23A.2 be amended to specifically authorize the Department to be able to compete with private enterprise concerning the development, implementation and licensing of software and systems for use by governmental agencies, whether in Iowa or elsewhere concerning the following:

- 1) Crash data reporting and analysis, generating uniform citations and other forms that are used in public safety, and transmission of such data, analysis, and forms to the appropriate agencies.
- 2) Situational incident response, resource management and inter-agency communications.