

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

Department Name:	Department of Transportation	Date:	7-11-2024	Total Rule Count:	32
IAC #:	761	Chapter/ SubChapter/ Rule(s):	700	Iowa Code Section Authorizing Rule:	328.12
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

Proposed Chapter 700 establishes the procedures for a governmental subdivision to apply for and use state or federal funds for the improvement of airports, air service, and air navigation facilities. The chapter implements Iowa Code chapters 328, 330, and 330A. The chapter name is proposed to change from ***Aeronautics Administration*** to ***Aeronautics Programs Administration*** and will combine 5 existing chapters into a single streamlined chapter. The following rule chapters are being rescinded and their needed content combined into this repromulgated chapter:

- Chapter 710 (Airport Improvement Program)
- Chapter 715 (Air Service Development Program)
- Chapter 716 (Commercial Service Vertical Infrastructure Program)
- Chapter 717 (General Aviation Vertical Infrastructure Program)

The consolidation of five chapters into one simplifies and significantly reduces size, while creating consistencies and a better understanding of aviation program rules for stakeholders and the Department.

Is the benefit being achieved? Please provide evidence.

Yes, the chapter contains clear and needed rules to guide the Department and public-owned airports in the Department’s administration of state and federal aeronautics programs.

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

The combined chapter establishes guidelines for applying for state and federal funds. The rules are intended for the Department and governmental subdivisions that own and operate airports. There are no costs created by these rules.

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

The promulgation of aviation program rules establishes a defined process for administering available funds. This provides predictability and reduces staff and airport sponsor time in seeking and administering grants. No costs are created by this rulemaking.

Do the costs justify the benefits achieved? Please explain.

Rules governing aeronautics programs provide well-defined uses of available funds, aligns state and federal investment strategies with Iowa's Aviation System Plan, and provides clear guidance for airports to apply for available funds.

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 determined there is no alternative to rules.
The rules provide clear and needed guidance for aeronautics programs administration.

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]

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This chapter is being repromulgated to remove redundancy, unnecessary language, and unneeded duplication of language across multiple administrative rule chapters. Combining five chapters into one allowed the removal of redundant rules for Purpose, Definitions, Information and Forms, and Project Administration. It also allowed information for individual programs covered in rules to be written in similar format to make the chapter more readable for stakeholders.

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

The repromulgation of Chapter 700 (Aeronautics Programs Administration) results in the requested rescission of the following chapters and rules:

- Chapter 761.710 (Airport Improvement Program) Rules 710.1 to 710.5
- Chapter 761.715 (Air Service Development Program) Rules 715.1 to 715.4, 715.6 to 8. Note: 715.5 already rescinded.
- Chapter 761.716 (Commercial Service Vertical Infrastructure Program) 716.1 to 716.5, 716.7 to 716.8
Note: 716.6 already rescinded.
- Chapter 761.717 (General Aviation Vertical Infrastructure Program) 717.1 to 717.5, 717.7 to 717.11.
Note: 717.6 already rescinded.

Current chapter 700 includes three rules; proposed new chapter 700 includes 8 rules.

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

700.1 Purpose.
700.2 Definitions.

- 700.3 Information and forms.
- 700.4 Federal airport improvement program.
- 700.5 State airport improvement program.
- 700.6 Commercial service vertical infrastructure program.
- 700.7 General aviation vertical infrastructure program.
- 700.8 Project administration.

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

METRICS

Total number of rules repealed:	4 Rule Chapters, 24 rules
Proposed word count reduction after repeal and/or re-promulgation	1,203
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	51

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

No