

Red Tape Review Rule Report (Due: September 1, 2026)

Department Name:	Iowa Department of Corrections	Date:	5/6/2026	Total Rule Count:	6
IAC #:	201	Chapter/ SubChapter/ Rule(s):	40	Iowa Code Section Authorizing Rule:	904.108
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To provide a consolidated, unified regulatory framework for the administration and delivery of all Community-Based Corrections services, including preconviction, probation, parole, residential facilities, work release, and OWI programs.

Is the benefit being achieved? Please provide evidence.

Yes. The re-promulgation takes essential mandates previously scattered across Chapters 40-47 and organizes them into a single, cohesive chapter. This results in a significant reduction in word count, removes “dead” code resulting from 2024 legislative changes, and improves efficiency by creating a unified set of standards for all Community-Based Corrections district departments.

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

There are no direct costs to the public associated with this rule. Individuals under the supervision of the Department are subject to statutory fees, restitution, and surrender of earnings as mandated by Iowa Code, but the administrative rule itself does not create costs for the public.

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

There are no additional costs beyond existing operational expenditures. The rule does not create new programs or staffing requirements; it streamlines the oversight of existing operations.

Do the costs justify the benefits achieved? Please explain.

Yes. Given the public safety and reentry benefits the rule supports, the benefits outweigh any administrative effort required.

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.

No. The delivery of these services is mandated by Iowa Code; therefore, the Department must maintain regulatory oversight to ensure public safety and statutory compliance. However, Department is improving the administration of these mandates by consolidating several standalone chapters into this single, unified

chapter. This reorganization preserves essential safety and service requirements while eliminating repetitive language and unnecessary “shall” mandates, achieving the regulatory benefit in a more efficient and less burdensome format.

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 has been re-promulgated to eliminate outdated and redundant language.

Specifically:

Rule 40.1 (Definitions): Language was streamlined to reference existing definitions in the Iowa Code and to remove terms that are no longer necessary following the chapter reorganization.

Rule 40.2 (Accreditation): Removed as the underlying authority (Iowa Code sections 905.7 - 905.9) was repealed by 2024 Iowa Acts, Chapter 1182 (House File 2686).

Rule 40.3 (Investigations): Removed as investigations are now under the Department’s direct purview under the authority of Iowa Code 904.401 through 904.405.

Rule 40.4 and 40.5 (District Advisory Board/Director): Removed; sufficiently covered directly by Iowa Code.

Rule 40.6 (Infectious Disease): Previously rescinded and permanently removed to clean up the administrative code.

The proposed new chapter will additionally incorporate essential information from Chapters 40-47 and organize them into a single, cohesive chapter.

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

Rules 40.2 through 40.6

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

Current chapter will be rescinded and will adopt new rule chapter in lieu thereof.

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

METRICS

Total number of rules repealed:	5
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	102

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

None

