

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

Department Name:	Iowa Department of Corrections	Date:	5/6/2026	Total Rule Count:	2
IAC #:	201	Chapter/ SubChapter/ Rule(s):	41	Iowa Code Section Authorizing Rule:	905.7
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

To provide standardized preconviction services. While this function remains essential for public safety and informed sentencing, the current standalone chapter is based on repealed statutory authority and contains unnecessary administrative redundancies.

Is the benefit being achieved? Please provide evidence.

Yes, the essential services are being provided by the district departments. However, the regulatory benefit is no longer being achieved in its current format due to the repeal of Iowa Code section 905.7 and the accumulation of repetitive language. The Department is preserving the essential content of these rules by moving them into a consolidated Chapter 40 under the correct authority of Iowa Code section 904.108.

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.

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.

Do the costs justify the benefits achieved? Please explain.

Yes. Given the public safety 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 provision of pretrial services and presentence investigation is mandated by Iowa Code. However, the administration of these rules is being made less restrictive by consolidating multiple standalone chapters into a single, unified chapter. The "less restrictive alternative" is being achieved via the Red Tape Review by moving essential language to Chapter 40 and removing duplicative language and unnecessary "shall" mandates.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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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Yes. This chapter contains outdated and repetitive language that is no longer necessary. The chapter relies on Iowa Code section 905.7, which was repealed by 2024 Iowa Acts, Chapter 1182 (House File 2686). The chapter is filled with redundant phrasing. This creates unnecessary administrative volume. By moving these essential rules into Chapter 40, the Department can eliminate this repetitive language in favor of one centralized requirement under the correct statutory authority of Iowa Code section 904.108.

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

All rules within 201–41. Rules 41.1 and 41.2

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

None. Essential content moved to chapter 201–40.

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

METRICS

Total number of rules repealed:	2
Proposed word count reduction after repeal and/or re-promulgation	429
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	18

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

None