

# **Department of Public Safety Five-Year Review of Administrative Rules**

## **Introduction**

Iowa Code §17A.7(2) requires state agencies to conduct a comprehensive review of all of the agency's administrative rules over a five-year period of time. The goal of the review is to identify and eliminate any part of a rule that is outdated, redundant, or inconsistent with Iowa Code or other administrative rules and to incorporate any other needed changes to the rule.

## **Regulatory Objectives**

The Department of Public Safety:

- Strives to provide by rule general statements that implement, interpret or prescribe law or policy or serve an important public need;
- Strives to describe by rule the organization, procedure, and practice requirements of the Department;
- Strives to use sound scientific analysis, economic analysis, and policy analysis;
- Strives to use an open, inclusive process for rule making; and
- Strives to provide rules that are plain-spoken, direct, productive, and are necessary to carry out the laws of Iowa and any federally mandated programs.

In doing so, the Department of Public Safety will strive to incorporate the Governor's priorities to:

- Serve the people of Iowa by providing public safety services with leadership, integrity, and professionalism;
- Reduce preventable injuries and deaths;
- Suppress criminal activity;
- Minimize the costs of compliance with government requirements;
- Promote integrity and excellence in the workforce; and
- Ensure that Iowa continues to be a safe and prosperous place to live and visit.

## **How Can You Participate?**

You can participate by contacting the person listed in the summary of the administrative rules below. You may also participate by commenting on proposed rules that are published in the Iowa Administrative Bulletin. Once a rule has been proposed, the Department will consider your comments and address them before issuing a final rule. To be most effective, comments should contain information and data that support your position and explain why they should be incorporated in the final rule. You can be particularly helpful and persuasive if you provide examples to illustrate your concerns and offer specific alternatives.

## **Administrative Rules**

The following table list the [Department's Administrative Rules](#).

Chapter 1 THE DEPARTMENT
Chapter 3 SHERIFF'S UNIFORMS
Chapter 6 VEHICLE IMPOUNDMENT
Chapter 8 CRIMINAL JUSTICE INFORMATION
Chapter 10 PRACTICE AND PROCEDURE BEFORE THE DEPARTMENT OF PUBLIC SAFETY
Chapter 13 SPECIAL RAILWAY AGENTS
Chapter 15 LAW ENFORCEMENT ADMINISTRATOR'S TELECOMMUNICATIONS ADVISORY COMMITTEE (LEATAC)
Chapter 16 STATE BUILDING CODE—FACTORY-BUILT STRUCTURES
Chapter 18 PARKING FOR PERSONS WITH DISABILITIES
Chapter 20 GOVERNOR'S TRAFFIC SAFETY BUREAU
Chapter 28 MARIJUANA ERADICATION PROCEDURES
Chapter 29 HUMAN TRAFFICKING PREVENTION TRAINING—LODGING PROVIDERS
Chapter 35 COMPLAINTS AGAINST EMPLOYEES
Chapter 41 PAYMENT OF SMALL CLAIMS TO EMPLOYEES
Chapter 53 FIRE SERVICE TRAINING BUREAU
Chapter 61 FIRE SAFE CIGARETTE CERTIFICATION PROGRAM
Chapter 80 PUBLIC RECORDS AND FAIR INFORMATION PRACTICES
Chapter 81 CRIMINAL INTELLIGENCE INFORMATION
Chapter 82 CRIMINAL HISTORY AND FINGERPRINT RECORDS
Chapter 83 IOWA SEX OFFENDER REGISTRY
Chapter 87 WIRELESS COMMUNICATIONS SERVICE PROVIDER DATABASE
Chapter 88 NOTIFICATION OF LAW ENFORCEMENT AGENCY BY HOSPITAL PRIOR TO DISCHARGE OF A PERSON WITH SERIOUS MENTAL IMPAIRMENT
Chapter 89 MISSING PERSONS
Chapter 91 WEAPONS AND IOWA PROFESSIONAL PERMITS TO CARRY WEAPONS
Chapter 93 IDENTIFICATION CARDS FOR FORMER PEACE OFFICERS OF THE IOWA DEPARTMENT OF PUBLIC SAFETY
Chapter 95 DISPOSITION OF SEIZED AND FORFEITED WEAPONS AND AMMUNITION
Chapter 121 BAIL ENFORCEMENT, PRIVATE INVESTIGATION, AND PRIVATE SECURITY BUSINESSES
Chapter 141 CLOSED CIRCUIT SURVEILLANCE SYSTEMS

Chapter 150 DIVISION OF CRIMINAL INVESTIGATION CRIMINALISTICS LABORATORY
Chapter 156 DNA DATABASE
Chapter 157 DEVICES AND METHODS TO TEST BODY FLUIDS FOR ALCOHOL OR DRUGS
Chapter 158 IGNITION INTERLOCK DEVICES
Chapter 159 STATEWIDE SOBRIETY AND DRUG MONITORING PROGRAM
Chapter 174 RETAIL SALES OF PSEUDOEPHEDRINE
Chapter 200 FIRE MARSHAL ADMINISTRATION
Chapter 201 GENERAL FIRE SAFETY REQUIREMENTS
Chapter 202 REQUIREMENTS FOR SPECIFIC OCCUPANCIES
Chapter 205 FIRE SAFETY REQUIREMENTS FOR HOSPITALS AND HEALTH CARE FACILITIES
Chapter 210 SMOKE ALARMS/DETECTORS
Chapter 211 CARBON MONOXIDE ALARMS
Chapter 221 FLAMMABLE OR COMBUSTIBLE LIQUIDS
Chapter 224 ABOVEGROUND FLAMMABLE OR COMBUSTIBLE LIQUID STORAGE TANKS
Chapter 226 LIQUEFIED PETROLEUM GAS
Chapter 228 LIQUEFIED NATURAL GAS
Chapter 231 MANUFACTURING, STORAGE, HANDLING, AND USE OF EXPLOSIVE MATERIALS
Chapter 235 LICENSING FOR COMMERCIAL EXPLOSIVE CONTRACTORS AND BLASTERS
Chapter 251 FIREFIGHTER TRAINING AND CERTIFICATION
Chapter 259 FIRE FIGHTER TRAINING AND EQUIPMENT FUNDS
Chapter 265 CONSUMER FIREWORKS SALES LICENSING AND SAFETY STANDARDS
Chapter 275 LICENSING OF FIRE PROTECTION SYSTEM CONTRACTORS
Chapter 276 LICENSING OF FIRE PROTECTION SYSTEM TECHNICIANS
Chapter 277 LICENSING OF ALARM SYSTEM CONTRACTORS AND TEHCNIANS
Chapter 278 MILITARY SERVICE, VETERAN RECIPROCITY, AND SPOUSES OF ACTIVE DUTY SERVICE MEMBERS FOR FIRE EXTINGUISHING AND ALARM SYSTEMS CONTRACTORS AND INSTALLERS
Chapter 291 VOLUNTEER EMERGENCY SERVICES PROVIDER DEATH BENEFITS
Chapter 292 PUBLIC SAFETY SURVIVOR BENEFITS FUND
Chapter 300 STATE BUILDING CODE—ADMINISTRATION
Chapter 301 STATE BUILDING CODE—GENERAL PROVISIONS
Chapter 302 STATE BUILDING CODE—ACCESSIBILITY OF BUILDINGS AND FACILITIES AVAILABLE TO THE PUBLIC
Chapter 303 STATE BUILDING CODE—REQUIREMENTS FOR ENERGY CONSERVATION IN CONSTRUCTION

Chapter 310 SUSTAINABLE DESIGN STANDARDS
Chapter 315 WEATHER SAFE ROOMS
Chapter 322 STATE BUILDING CODE — MANUFACTURED HOUSING SUPPORT AND ANCHORAGE SYSTEMS
Chapter 323 TEMPORARY EMERGENCY USE OF FACTORY-BUILT STRUCTURES—COMMERCIAL USE
Chapter 350 STATE HISTORIC BUILDING CODE
Chapter 372 MANUFACTURED OR MOBILE HOME RETAILERS, MANUFACTURERS, AND DISTRIBUTORS
Chapter 374 MANUFACTURED HOUSING INSTALLER CERTIFICATION
Chapter 400 PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM—GOVERNANCE AND ADMINISTRATION
Chapter 401 PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM—ADMINISTRATIVE PROCEDURES
Chapter 402 PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM— ELIGIBILITY, BENEFITS, AND PAYMENTS
Chapter 403 PEACE OFFICERS' RETIREMENT, ACCIDENT, AND DISABILITY SYSTEM— LINE-OF-DUTY DEATH BENEFIT
Chapter 500 ELECTRICIAN AND ELECTRICAL CONTRACTOR LICENSING PROGRAM— ORGANIZATION AND ADMINISTRATION
Chapter 501 ELECTRICIAN AND ELECTRICAL CONTRACTOR LICENSING PROGRAM— ADMINISTRATIVE PROCEDURES
Chapter 502 ELECTRICIAN AND ELECTRICAL CONTRACTOR LICENSING PROGRAM—LICENSING REQUIREMENTS, PROCEDURES, AND FEES
Chapter 503 ELECTRICIAN AND ELECTRICAL CONTRACTOR LICENSING PROGRAM— COMPLAINTS AND DISCIPLINE
Chapter 504 STANDARDS FOR ELECTRICAL WORK
Chapter 505 ELECTRICIAN AND ELECTRICAL CONTRACTOR LICENSING PROGRAM—EDUCATION
Chapter 506 MILITARY SERVICE AND VETERAN RECIPROCIY FOR ELECTRICIANS AND ELECTRICAL CONTRACTORS
Chapter 550 ELECTRICAL INSPECTION PROGRAM—ORGANIZATION AND ADMINISTRATION
Chapter 551 ELECTRICAL INSPECTION PROGRAM—DEFINITIONS
Chapter 552 ELECTRICAL INSPECTION PROGRAM—PERMITS AND INSPECTIONS
Chapter 553 CIVIL PENALTIES
Chapter 559 ELECTRICAL INSPECTION PROGRAM—UTILITY NOTIFICATIONS AND RESPONSIBILITIES OF UTILITIES
Chapter 600 STATEWIDE INTEROPERABLE COMMUNICATIONS SYSTEM BOARD

**Stakeholder Review (Internal):**

Stephan Bayens, Commissioner - IDPS

Dan Wood, State Fire Marshal (16, 53, 61, 200-235, 251, 259, 265-278, 300-374)

Colonel Nathan Fulk, Iowa State Patrol (88)

Brett Tjepkes, Governor's Traffic Safety Bureau (20, 159)

Ryan Moore, Assistant Director of the Division of Narcotics Enforcement (28, 174)

Dale Woolery, Governor's Office of Drug Control Policy (28)  
Pat Waymire, Assistant Director of Division of Intelligence and Office to Combat Human Trafficking (29, 81, 141)  
Alex Dinkla, Professional Standards Bureau (35, 80)  
Charis Paulson, CALEA Director (35)  
Jim Wittenwyler, Director of Administrative Services (41, 291, 292, 400-403)  
John Kraemer, Fire Service Training Bureau (53, 251, 259)  
Debra McClung, Strategic Communications Bureau Chief (80)  
Catherine Lucas, General Counsel (80)  
Bret Braafhart, Assistant Director Support Operations Bureau (82)  
Hunter Bellon, Special Agent in Charge of Sex Offender Registry (83)  
Captain Richard Pierce, ISCIS Bureau Chief (87, 600)  
Mitch Mortvedt, Assistant Director of Division of Criminal Investigation (89)  
Rusty Ringler, Bureau Chief Program Services (91, 93, 121)  
Paul Feddersen, Director (95)  
Paul Hermsen, Assistant Director of DCI Laboratory (150, 156, 157, 158, 159)  
Brian Young, Chief Electrical Inspector (500-559)

**Stakeholder Review (external):**

Sara Siedsma, Administrative Rules Coordinator, Department of Transportation  
Michael Savala, General Counsel, Department of Corrections  
Wes Breckenridge, Director of Iowa Law Enforcement Academy  
Jessica Reynolds, Prosecuting Attorneys Training Coordinator, Iowa County Attorneys Association  
Kelly Meyers, Iowa County Attorneys Association  
Lynn Hicks, Iowa Attorney General's Office  
Susan Cameron Daemen, Iowa State Sheriffs and Deputies Association  
Meghan Malloy, Iowa Police Chiefs Association  
Sue Brown, Iowa State Troopers Association  
Maggie Smith Fitzgerald, Iowa State Police Association  
Kellie Paschke, Iowa Peace Officers Association  
John Cacciatore, State Police Officers Counsel  
Cindi Pederson, Iowa Firefighters Association  
Cindi Pederson, Iowa Fraternal Order of Police  
Ross Loder, Iowa Judicial Branch  
Tammie Krausman and Todd Coffelt, Department of Natural Resources  
Andrew Boettger, Chairman of Iowa Board of Parole  
Kurt Swaim, Office of the State Public Defender

The Iowa Administrative Rules were also posted on the Iowa Department of Public Safety website for public review and comments.