

## Red Tape Review Rule Report

(Due: September 1, 2025)

<b>Department Name:</b>	Iowa Department of Education – Bureau of Iowa College Aid	<b>Date:</b>	6/24/2025	<b>Total Rule Count:</b>	32
<b>IAC #:</b>	283	<b>Chapter/ SubChapter/ Rule(s):</b>	Chapter 4 and Chapter 5	<b>Iowa Code Section Authorizing Rule:</b>	256.178
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**PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE**

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

This rule chapter is intended to explain the appeal and contested case hearing process to constituents. The rule consolidates two existing rule chapters into one.

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

The benefit of the rule is achieved by explaining the corresponding process and eliminated a chapter of administrative rules.

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

The rule imposes no known costs.

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

There are no known costs to enforce the rule.

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

There are no known 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 rulemaking provides a streamlined explanation of the process of appeals and contested case hearings.

**Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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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**RULES PROPOSED FOR REPEAL (list rule number[s]):**

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

ITEM 1. Rescind 283—Chapter 4, “Due Process”, and Chapter 5, “Contested Cases”, and adopt the following **new** chapter 4, “Due Process and Contested Cases”, in lieu thereof:

CHAPTER 4  
DUE PROCESS AND CONTESTED CASES

**283—4.1(256) Definitions.** For the purposes of this chapter:

“*Commission*” means the college student aid commission.

“*Waiver*” means the same as defined in Iowa Code section 17A.9A(5).

**283—4.2(256) Appeals.** This rule describes procedures for appeal to commission decisions covering eligibility for state financial aid awards, adjustment in award amounts, refunds of awards, and institutional eligibility for participation in state financial aid programs.

**4.2(1)** Administrative staff of the commission shall make all decisions in accordance with established policies and published administrative rules approved by the commission and shall notify the concerned individual or institution of these decisions within a reasonable time after inquiry.

**4.2(2)** If an individual, institution, or any duly appointed representative thereof disagrees with a staff decision, written evidence setting forth the reasons for disagreement shall be presented to the executive director of the commission. The evidence must be presented within 60 days after notification of the staff decision, and the appellant may request a hearing.

*a.* If no hearing is requested, the executive director will consider all evidence provided and will notify the appellant within 30 days whether the decision is retracted, modified or upheld. The appellant will be advised of the appellant’s right to carry the appeal to a meeting of the full commission or to an appeals panel appointed by the commission.

*b.* If a hearing is requested, the executive director will follow the contested case procedures in 4.3.

**283—4.3(17A) Incorporation by reference.** The commission adopts, with the exceptions and amendments noted in rule 283—4.4(17A), the Uniform Rules on Agency Procedure relating to declaratory orders, which are published at [www.legis.iowa.gov/DOCS/Rules/Current/UniformRules.pdf](http://www.legis.iowa.gov/DOCS/Rules/Current/UniformRules.pdf) on the general assembly’s website.

**282—4.4(17A) Additional information concerning contested cases.** For purposes of the Uniform Rules on Agency Procedure relating to declaratory orders, the following amendments and exceptions apply:

1. In lieu of “(agency name)” insert “college student aid commission”.
2. In lieu of “(designate official)” insert “Executive Director”.

These rules are intended to implement Iowa Code sections 256.178 and 17A.

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

**METRICS**

<b>Total number of rules repealed:</b>	<b>28</b>
<b>Proposed word count reduction after repeal and/or re-promulgation</b>	<b>7,631</b>
<b>Proposed number of restrictive terms eliminated after repeal and/or re-promulgation</b>	<b>169</b>

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

