

Red Tape Review Rule Report (Due: September 1, 20 24)

Department Name:	Revenue	Date:	September 1, 2024	Total Rule Count:	4
IAC #:	701	Chapter/ SubChapter/ Rule(s):	Chapter 251	Iowa Code Section Authorizing Rule:	421.14, 422.68, 423.42, 423C.4
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The chapter describes the Department’s interpretation of the underlying statute to help the public understand the tax on automobile rentals. These rules reduce uncertainty about when the tax on automobile rentals is imposed and who is responsible for the collection and remittance of the tax.

Is the benefit being achieved? Please provide evidence.

The Department has determined that the rules aid the public in better understanding on when and how the tax is imposed. The evidence for the benefit of the rules is demonstrated from the text of the rules themselves and the greater certainty they provide taxpayers.

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

There is no cost to comply with the rules beyond the costs associated to comply with the underlying statute.

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

There are no costs to the agency of implementing the rules beyond those that would otherwise be required to administer the statute. There are tax administration expenses associated with administering any tax statute, including return processing and enforcement program work.

Do the costs justify the benefits achieved? Please explain.

There are no costs to the rules themselves. The cost of inaction would be confusion about when and how to impose the tax on automobile rentals.

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 rules have been revised where possible to rescind duplicative statutory text or obsolete language. The rules that will be re-promulgated have been determined to be necessary and reworded to provide clarity. There is no less restrictive alternative to achieve the benefit of additional certainty.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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. Chapter 251, contains rules that contain outdated, unnecessary, and redundant language.

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

251.4

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

251.1 is amended to remove unnecessary and duplicative statutory language and to add clarity.
251.2 is amended to remove outdated and obsolete language and to add clarity. Further the language from rule 251.4, amended for clarity and to remove unnecessary and obsolete information, was added to 251.2 for better organization.
251.3 is amended for clarity.

The text of the proposed changes will be published with the Regulatory Analysis in the Iowa Administrative Code Bulletin in the coming months.

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

METRICS

Total number of rules repealed:	1
Proposed word count reduction after repeal and/or re-promulgation	196
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	2

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

No.