

CHAPTER REVIEW AND SUMMARY

Bureau Name	Board of Veterinary Medicine	Total Rule Count	2
Staff Member		Number of Pages	2
Chapter or Rule	811 IAC Chapter 13	Code Section Authorizing Rule	sections 169.5(7)(j), 252J.8(2), and 272D.8(2)

Provide a summary of what public benefits the Chapter/Rule seeks to accomplish:

The chapter provides for the Board of Veterinary Medicine to deny a request for a license or suspend/revoke an existing license for a licensee's failure to pay child support or taxes.

Are the intended public benefits being achieved?

Yes. Iowa Code sections 252J.8(2) and 272D.8(2) expressly require the Board to adopt such rules as a disincentive for licensees to avoid paying child support or taxes.

Provide a breakdown of the fees included in the Chapter as well as revenue generated over the previous 5 fiscal years; Include where the funds are deposited:

No fees are imposed by this chapter.

What costs are incurred by the public to comply with the Chapter or Rule?

There are no costs to the public to comply with the rule. The only costs are imposed on licensees, and those costs would be either contesting the Board's decision or complying with the Board's decision, which may include paying delinquent child support or taxes.

What costs are incurred by the bureau or other agencies to implement/enforce the Chapter or Rule?

The costs would be limited to time spent by the Board and staff reviewing and enforcing referrals from Iowa's child support recovery unit and the department of revenue.

Do the costs justify the benefits achieved? Explain.

Yes, the costs are only imposed on those who are delinquent on either child support or taxes, and the license disciplinary action is statutorily required upon receipt of a referral from child support recovery unit or the department of revenue.

Are there alternatives that should be considered to achieve 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.

N/A. See prior answer.

Does this Chapter or Rule contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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]

Yes. The Board reviewed this chapter and identified several words that were unnecessary or inconsistent with statute.

RULES PROPOSED FOR REPEAL – List rule number(s):

None.

RULES PROPOSED FOR RE-PROMULGATION – List rule number(s) and please email an attachment with suggested changes (specific changes can be worked out later):

811 Iowa Admin. Code 13.1 and 13.2

Are there any rules that you would recommend be codified in statute?

No.

METRICS

Total number of rules repealed	0
Proposed word count reduction after repeal and/or re-promulgation	641-636=5

REGULATORY ANALYSIS

1. Persons affected by the proposed rule

Classes of persons that will bear the costs of the proposed rule:

Only licensees that are delinquent on either child support or taxes.

Classes of persons that will benefit from the proposed rule:

Children and ex-spouses/partners of licensees that are delinquent on child support payments. The public will benefit from the delinquent tax rules as it require those persons to pay taxes they owe in order to obtain/retain a license and be employed, which will also generate more revenue for the state to perform its essential services and eliminating the need to obtain those tax dollars elsewhere.

2. Impact of the proposed rule, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred

Quantitative description of impact:

There is little, if any, quantitative or qualitative impact of the rule as it only applies to licensees that are delinquent on either child support or taxes.

Qualitative description of impact:

See prior answer.

3. Costs to the state

Implementation and enforcement costs borne by the agency or any other agency:

The costs would be limited to time spent by the Board and staff reviewing and enforcing referrals from Iowa's child support recovery unit and the department of revenue.

Anticipated effect on state revenues:

The impact on state revenues would be minimal, if any, as the rule may also increase state revenues by requiring a licensee to remedy delinquent taxes.

4. Comparison of the costs and benefits of the proposed rule to the costs and benefits of inaction

The costs are minimal, if any, and failure to have a process to deny a license or discipline an existing licensee for failing to pay child support or taxes would negatively impact children, ex-spouses/partners, and the state by allowing persons to work in a profession while avoiding court-ordered and/or statutorily required payments.

5. Determination if less costly methods or less intrusive methods exist for achieving the purpose of the proposed rule

There does not appear to be any less costly method because the process is specifically required and detailed in statute.

6. Alternative methods considered by the agency

Description of any alternative methods that were seriously considered by the agency:

N/A. See prior answer.

Reasons why they were rejected in favor of the proposed rule:

N/A. See prior answer.

Small Business Impact

If the rule will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rule on small business:

- Establish less stringent compliance or reporting requirements in the rule for small business.
- Establish less stringent schedules or deadlines in the rule for compliance or reporting requirements for small business.
- Consolidate or simplify the rule's compliance or reporting requirements for small business.
- Establish performance standards to replace design or operational standards in the rule for small business.
- Exempt small business from any or all requirements of the rule.

If legal and feasible, how does the rule use a method discussed above to reduce the substantial impact on small business?

Only licensees that are delinquent on child support or taxes would bear any costs under this rule, and there does not appear to be any additional impacts on small businesses where the licensee is delinquent on such court-ordered or statutorily required payments.