

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	5
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 1	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

This benefit of the chapter is to implement Iowa Code Chapter 13B by setting forth the organizational structure of the public defender and clarify the duties of the State Public Defender.

Is the benefit being achieved? Please provide evidence.

Yes, the chapter specifically sets forth the organization of the State Public Defender system including local offices and contractors and clarifies duties specified in 13B like payment and other fiscal responsibilities.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules that are not already statutory.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

This rule does not add any restrictions that are not already in place pursuant to statute.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

493-1.3(3)

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

493-Chapter 1, Rules 1.1-1.5

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

493-Chapter 1
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	5
Proposed word count reduction after repeal and/or re-promulgation	175
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	2
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 2	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter to adopt the petitions for rule making segments of the Uniform Administrative Rules and set forth how the heading of the petition should read.

Is the benefit being achieved? Please provide evidence.

Yes, the rule states that it adopts the petitions for rule making segments and states plainly how the heading should read.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

No viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

493-Chapter 2, Rules 2.1, 2.3

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

493-Chapter 2
See attached re-promulgated rules

****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	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	10
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 3	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter is to adopt the declaratory orders segment of the Uniform Rules on Agency Procedure.

Is the benefit being achieved? Please provide evidence.

Yes, the rule adopts the declaratory orders segment of the Uniform rules.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

No viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

493-Chapter 3, 3.1-3.19, 3.12

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

493-Chapter 3
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	10
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	10
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 4	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of the rule is to adopt the fair information practices segments of the Uniform Administrative Rules. Additionally, the rule sets forth information in Iowa Code Chapters 21-22 that as applied to the state public defender, thereby clarifying the statute with regard to information requests.

Is the benefit being achieved? Please provide evidence.

Yes, the rule adopts the fair information practices segments and applies Iowa Code Chapters 21 and 22 to the documents in possession of the state public defender.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules that are not already statutory.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

This rule does not add any restrictions that are not already in place pursuant to statute.

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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There is some language duplicative of statutory language but references issues specific to the state public defender's records. Most of these rules could probably be sussed out after a thorough reading of Iowa Code Chapters 21 and 22, but this rule picks out the relevant code sections and applies them to the public defender specifically, making this rule chapter as written, more helpful than redundant.

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

493- Chapter 4, Rules 4.1, 4.3, 4.6, 4.9-4.15

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

493- Chapter 4
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	10
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	7
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 5	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter is to adopt the agency procedure for rule making segment of the Uniform Rules on Agency Procedure.

Is the benefit being achieved? Please provide evidence.

Yes, the rule adopts the agency procedure for rule making segment of the Uniform Rules.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

No viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

493-Chapter 5, 5.3-5.6, 5.10-5.11, 5.13

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

493-Chapter 5
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	7
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	16
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 6	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this rule is to outline a uniform process for granting waivers from rules adopted by the state public defender. This chapter allows people to seek exceptions to the application of rules issued by the state public defender.

Is the benefit being achieved? Please provide evidence.

Yes, the chapter provides an example of a petition for a waiver and everything that needs to be provided with the petition.

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

There are no costs to the public to ~~implement or enforce~~ comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

No viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

493- Chapter 6, 6.1-6.16

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

493- Chapter 6
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	16
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	1
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 7	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter is to provide definitions for use throughout Title 493 and to help implement Iowa Code Chapters 13B and 815

Is the benefit being achieved? Please provide evidence.

Yes, this chapter provides definitions for 41 different words used throughout the rules.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

No viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

493-Chapter 7, 7.1

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

493-Chapter 7

See Attached re-promulgated rules

****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	3
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	7
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 10	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kkknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter is to implement Iowa Code Chapter 815.9 and aid in determinations of whether someone is entitled to court-appointed counsel.

Is the benefit being achieved? Please provide evidence.

Yes. This rule sets forth specific criteria that judges should consider when determining eligibility for court-appointed counsel. As evidence, courts use financial affidavit forms promulgated by the public defender pursuant to this chapter in helping to make these determinations.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

This rule does not add any restrictions that are not already in place pursuant to statute.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

493-10.1,
10.5(4)-(6),
10.6

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

Title 493- Chapter 10, 10.1-10.7

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

Title 493, Chapter 10
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	7
Proposed word count reduction after repeal and/or re-promulgation	434
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	4

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	10
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 11	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter is to set forth rules for attorneys to contract with the state public defender to provide legal services to indigent persons.

Is the benefit being achieved? Please provide evidence.

Yes, the rules set forth types of contracts, obligations of attorneys who contract, and details what information needs to be provided and what training needs to be obtained to be able to contract to provide legal services in different types of cases. This is the current process used to contract with attorneys.

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

There are no costs to the public to comply with these rules.

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

There are no additional costs to the agency to implement or enforce these rules. The agency already incurs personnel costs for employees to review applications for contracts and maintain contracts and assist contract attorneys with any issues they may have with their contracts.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional 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.

No viable alternatives were identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

Title 493, Chapter 11, Rules 11.1-11.4, 11.6-11.11

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

Title 493, Chapter 11
See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	10
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.

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

Department Name:	State Public Defender	Date:	2/3/2025	Total Rule Count:	10
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 12	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The intended benefit of this chapter is to help implement Iowa Code Chapter 13B by setting forth the rules for submission, payment and court review of indigent defense fee claims.

Is the benefit being achieved? Please provide evidence.

Yes, this chapter sets forth specifics for how contract attorneys are paid for their work on cases, like which claim form to use, which documents must be provided, and what expenses can be claimed.

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

There are no additional costs to the public to comply with this rule.

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

There are no additional costs to the agency to implement or enforce these rules. The agency already incurs personnel costs for employees to review claims for fees and assist contract attorneys with any issues they may have with their claims. This process has been automated to the extent possible to reduce costs to the agency. Claims for fees are paid out of the indigent defense fund.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional costs. However, the rules in this chapter are the vehicle by which contract attorneys are paid for their legal services to indigent defendants. By law, these attorneys have to be paid for their work, so these rules provide a clear means of doing that equitably.

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 viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

493-12.1(2),
12.4(3)

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

Title 493- Chapter 12

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

Title 493- Chapter 12

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

METRICS

Total number of rules repealed:	10
Proposed word count reduction after repeal and/or re-promulgation	599
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	7

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

No.

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

Department Name:	State Public Defender	Date:	2/3/25	Total Rule Count:	7
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 13	Iowa Code Section Authorizing Rule:	815, 13B.4(8)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The intended benefit of this chapter is to help implement Iowa Code Chapter 13B by setting forth the rules for submission, payment and court review of claims for other professional services.

Is the benefit being achieved? Please provide evidence.

Yes, this chapter sets forth specifics for how contract attorneys are paid for their work on cases, like which claim form to use, which documents must be provided, and what expenses can be claimed.

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

There are no additional costs to the public to comply with this rule.

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

There are no additional costs to the agency to implement or enforce these rules. The agency already incurs personnel costs for employees to review claims for other professional services and assist claimants with any issues they may have with their claims. This process has been automated to the extent possible to reduce costs to the agency. Claims for fees are paid out of the indigent defense fund.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional costs. However, the rules in this chapter are the vehicle by which professional services are provided to indigent defendants and how claimants are paid. By law, these services must be provided, so these rules provide a clear means of doing that equitably.

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 viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

493- 13.7(1), (2), (4), (7)-(10)

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

Title 493- Chapter 13, 13.1-13.7

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

Title 493- Chapter 13
See attached, re-promulgated rules

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

METRICS

Total number of rules repealed:	7
Proposed word count reduction after repeal and/or re-promulgation	744
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	9

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

No.

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

Department Name:	State Public Defender	Date:	2/3/25	Total Rule Count:	6
IAC #:	493	Chapter/ SubChapter/ Rule(s):	Chapter 14	Iowa Code Section Authorizing Rule:	815, 13B.4(8), 600A.6B(5)
Contact Name:	Kelsey Knight	Email:	kknight@spd.state.ia.us	Phone:	515-218-2445

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The benefit of this chapter is to help implement Iowa Code Chapter 13B and 600A in setting forth specific rules for submission, review and payment of claims for attorney fees in proceedings under Iowa Code chapter 600A.

Is the benefit being achieved? Please provide evidence.

Yes, this chapter sets forth specifics for how contract attorneys are paid for their work on 600A cases, like which claim form to use and which documents must be provided, and the hourly limit for these cases.

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

There are no additional costs to the public to comply with this rule.

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

There are no additional costs to the agency to implement or enforce these rules. The agency already incurs personnel costs for employees to review claims for other professional services and assist claimants with any issues they may have with their claims. This process has been automated to the extent possible to reduce costs to the agency. Claims for fees are initially paid out of the indigent defense fund and reimbursed by the judicial branch.

Do the costs justify the benefits achieved? Please explain.

Yes because this rule does not add any additional costs. However, the rules in this chapter are the vehicle by which legal services are provided to indigent persons in 600A cases and how claimants are paid. By law, these services must be provided, so these rules provide a clear means of doing that equitably.

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 viable alternative was identified.

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]

PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

NA

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

Title 493- Chapter 14

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

Title 493- Chapter 14

See attached re-promulgated rules

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

METRICS

Total number of rules repealed:	6
Proposed word count reduction after repeal and/or re-promulgation	0
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	0

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

No.