

## IOWA UTILITIES BOARD

<p>IN RE:</p> <p>EXECUTIVE ORDER 10 — REVIEW OF PROCEDURE FOR DETERMINING THE COMPETITIVENESS OF A COMMUNICATIONS SERVICE OR FACILITY RULES [199 IOWA ADMINISTRATIVE CODE CHAPTER 5]</p>	<p>DOCKET NO. RMU-2023-0005</p>
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### ORDER ADOPTING AMENDMENT

On November 3, 2023, the Utilities Board (Board) issued an order commencing rulemaking with an attached Notice of Intended Action (NOIA) in which the Board proposed to rescind and reserve chapter 5. On November 29, 2023, the NOIA was published in the Iowa Administrative Bulletin (IAB) as ARC 7125C.

The Board held oral presentations on December 19 and 20, 2023, which were attended by the Office of the Consumer Advocate (OCA), a division of the Iowa Department of Justice; Interstate Power and Light Company; Black Hills/Iowa Gas Utility Company, LLC d/b/a Black Hills Energy; Iowa-American Water Company; ITC Midwest; and the Iowa Communications Alliance (ICA). Additionally, OCA and ICA filed written comments. All oral and written comments received were supportive of the proposed amendment set forth in the NOIA.

The Board will adopt the rulemaking action as published within the NOIA without change. The rescission is shown in the Adopted and Filed attached to this order as Attachment A and incorporated by reference. The Adopted and Filed will be published in the IAB and will be the official version of the chapter 5 rulemaking action.

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**IT IS THEREFORE ORDERED:**

The Adopted and Filed attached to this order as Attachment A will be submitted to the Administrative Rules Code Editor for review and publication in the Iowa Administrative Bulletin and may contain minor editorial changes that are not shown in the attached Adopted and Filed.

**UTILITIES BOARD**

Erik M. Helland 2024.01.10  
14:50:55 -06'00'

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Joshua Byrnes Date: 2024.01.11  
08:20:03 -06'00'

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ATTEST:

Sadi Reimann Digitally signed by Sadi Reimann  
Date: 2024.01.11 10:26:10 -06'00'

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Sarah Martz Date: 2024.01.10  
15:35:53 -06'00'

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Dated at Des Moines, Iowa, this 11th day of January, 2024.

**UTILITIES DIVISION [199]**

Adopted and Filed

The following rule-making action is adopted:

ITEM 1. Rescind and reserve **199—Chapter 5**.