

COLLEGE STUDENT AID COMMISSION[283]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 261.3, the Iowa College Student Aid Commission hereby gives Notice of Intended Action to amend Chapter 8, “All Iowa Opportunity Scholarship Program,” and Chapter 35, “Iowa Teacher Shortage Loan Forgiveness Program,” Iowa Administrative Code.

The proposed amendments to Chapter 8 strengthen the definition of “high school” and correct an Iowa Administrative Code reference.

The proposed amendments to Chapter 35 provide a definition of “eligible school or agency” and strengthen and update the definition of “teacher.” In addition, for technical purposes, numbered paragraphs “1” to “4” are renumbered as subrules 35.3(1) to 35.3(4) in Item 4.

Interested persons may submit comments orally or in writing by 4:30 p.m. on September 6, 2016, to the Executive Director, Iowa College Student Aid Commission, 430 East Grand Avenue, Third Floor, Des Moines, Iowa 50309-1920. Written comments also may be sent by fax to (515)725-3401, by e-mail to julie.leeper@iowa.gov, or via the Iowa administrative rules Web site at <https://rules.iowa.gov>.

The Commission does not intend to grant waivers under the provisions of these rules.

After analysis and review of this rule making, the Commission finds that there is no impact on jobs.

These amendments are intended to implement Iowa Code chapter 261.

The following amendments are proposed.

ITEM 1. Amend paragraph **8.3(1)“a”** as follows:

a. An Iowa resident who begins ~~his or her~~ an initial period of postsecondary enrollment within two academic years of graduation from a public or accredited nonpublic Iowa high school that is recognized and approved by the Iowa department of education;

ITEM 2. Amend subrule 8.4(6) as follows:

8.4(6) Renewal. Applicants must complete and file annual applications (FAFSAs) for the all Iowa opportunity scholarship program by the deadline established by the commission. If funds remain available after the application deadline, the commission will continue to accept applications. To be eligible for renewal, a recipient must maintain satisfactory academic progress as defined by the eligible college or university and must not have exceeded the funding limit as described in ~~8.4(6)~~ 8.4(3).

ITEM 3. Amend rule 283—35.2(261) as follows:

283—35.2(261) Definitions. As used in this chapter:

“Eligible school or agency” means a public school district, area education agency, charter school, or accredited nonpublic school recognized and approved by the Iowa department of education.

“Shortage area” means a geographic or subject area in which there exists a teacher shortages shortage as determined annually by the director of the Iowa department of education.

“Teacher” means an individual holding a practitioner’s license or a statement of professional recognition issued by the Iowa board of educational examiners, under Iowa Code chapter 272 and who is employed in a nonadministrative position in a designated shortage area by a school district or area education agency pursuant to a contract issued by a board of directors under Iowa Code section 279.13. “Teacher” also includes a preschool teacher who is licensed by the board of educational examiners under Iowa Code chapter 272 and is employed by an eligible school or agency. Further, a

~~teacher is a licensed member of a school's instructional staff who diagnoses, prescribes, evaluates, and directs student learning in a manner consistent with professional practice and school objectives, shares responsibility for the development of an instructional program and any coordinating activities, evaluates or assesses student progress before and after instruction, and uses student evaluation or assessment information to promote additional student learning.~~

ITEM 4. Amend rule 283—35.3(261) as follows:

283—35.3(261) Eligibility requirements.

~~1. **35.3(1)** Applicants must be teaching in approved shortage areas at Iowa kindergarten through twelfth grade schools recognized and approved by the Iowa department of education an eligible school or agency.~~

~~2. **35.3(2)** Applicants must complete and file annual applications for the Iowa teacher shortage loan forgiveness program by the deadline established by the commission. If funds remain available after the application deadline, the commission will continue to accept applications.~~

~~3. **35.3(3)** Applicants must annually complete and return to the commission affidavits of practice verifying that they are teaching in eligible teacher shortage areas.~~

~~4. **35.3(4)** Applicants must begin their first teaching jobs in Iowa on or after July 1, 2007.~~