

EDUCATIONAL EXAMINERS BOARD[282]

Adopted and Filed

Rule making related to charter school administrator authorization

The Educational Examiners Board hereby amends Chapter 22, “Authorizations,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is adopted under the authority provided in Iowa Code section 272.2.

State or Federal Law Implemented

This rule making implements, in whole or in part, 2021 Iowa Acts, House File 847.

Purpose and Summary

2021 Iowa Acts, House File 847, directs the Board to create a charter school administrator authorization. This rule making implements that legislation.

Public Comment and Changes to Rule Making

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on October 6, 2021, as **ARC 5936C**. A public hearing was held on October 26, 2021, at 1 p.m. in the Board of Educational Examiners Board Room, 701 East Court Avenue, Suite A, Des Moines, Iowa. No one attended the public hearing.

Four public comments were received asking for increased requirements for the authorization. Based on public comment, there are three changes from the Notice, which include creating an initial authorization, requiring abuse training for the initial authorization, and requiring ethics and evaluator training to move to the full authorization. In addition, the word “application” has been changed to “applicant” in paragraph 22.13(7)“b.”

Adoption of Rule Making

This rule making was adopted by the Board on December 10, 2021.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Board for a waiver of the discretionary provisions, if any, pursuant to 282—Chapter 6.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s

meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

Effective Date

This rule making will become effective on February 16, 2022.

The following rule-making action is adopted:

Adopt the following **new** rule 282—22.13(272):

282—22.13(272) Charter school administrator authorization.

22.13(1) Authorization. The charter school administrator authorization is only valid for service or employment as a charter school administrator.

22.13(2) Application process. Any person interested in the charter school administrator authorization shall submit an application to the board of educational examiners for an evaluation. Application materials are available from the office of the board of educational examiners online at www.boee.iowa.gov.

22.13(3) Specific requirements for the initial charter school administrator authorization.

a. The applicant must complete the background check requirements set forth in rule 282—13.1(272).

b. The applicant must obtain a recommendation from an Iowa charter school governing board verifying that the organization wishes to hire the applicant as a charter school administrator.

c. The applicant must provide verification of completion of child and dependent adult abuse trainings as stated in 282—subrule 20.3(4).

22.13(4) Validity—initial authorization. The initial charter school administrator authorization is valid for one year. No Class B license or license based on executive director decision may be issued to an applicant holding the initial charter school administrator authorization. No additional endorsement areas may be added to the initial charter school administrator authorization, with the exception of evaluator approval.

22.13(5) Renewal. The initial charter school administrator authorization may be renewed once.

22.13(6) Conversion. The initial charter school administrator authorization may be converted to a charter school administrator authorization if the applicant has met the following:

a. Completion of an approved code of professional conduct and ethics training. The training must be completed after the issuance of the initial authorization and no more than three years prior to the date of application.

b. Completion of an approved evaluator course.

c. Recommendation from an Iowa charter school governing board verifying that the organization wishes to retain the applicant as a charter school administrator.

22.13(7) Specific requirements for the charter school administrator authorization.

a. The charter school administrator authorization is valid for five years. No Class B license or license based on executive director decision may be issued to an applicant holding the charter school administrator authorization. No additional endorsement areas may be added to the charter school administrator authorization, with the exception of evaluator approval.

b. An applicant for this authorization must first meet the requirements for the initial charter school administrator authorization.

c. An applicant for renewal of the charter school administrator authorization must provide verification of completion of child and dependent adult abuse trainings as stated in 282—subrule 20.3(4).

22.13(8) *Revocation and suspension.* Criteria of the professional practice and rules of the board of educational examiners shall be applicable to holders of the initial charter school administrator authorization and charter school administrator authorization.

[Filed 12/13/21, effective 2/16/22]

[Published 1/12/22]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 1/12/22.