

256B.11 Program plans.

1. Program plans submitted to the department of education pursuant to section 273.5 for approval by the director of the department of education shall establish all of the following:

- a. That there are sufficient children requiring special education within the area.
- b. That the service or program will be provided by the most appropriate educational agency.
- c. That the educational agency providing the service or program has employed qualified special educational personnel.
- d. That the instruction is a natural and normal progression of a planned course of instruction.
- e. That all revenue raised for support of special education instruction and services is expended for actual delivery of special education instruction or services.
- f. Other factors as the state board may require.

2. Notwithstanding subsection 1 and section 273.5, subsection 6, the director of the department of education may authorize the area education agency to submit a statement assuring that the requirements of subsection 1 are satisfied in lieu of submitting a special education instructional and support program plan.

[C73, 75, 77, 79, 81, §281.11]

86 Acts, ch 1245, §1483

C93, §256B.11

2010 Acts, ch 1016, §5