

**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](#)

Referred to in [§298.1](#)