

**EDUCATION DEPARTMENT[281]**

Created by 1986 Iowa Acts, chapter 1245, section 1401.  
 Prior to 9/7/88, see Public Instruction Department[670]  
 (Replacement pages for 9/7/88 published in 9/21/88 IAC)

TITLE I  
*GENERAL INFORMATION—  
 DEPARTMENT OPERATIONS*

CHAPTER 1  
 ORGANIZATION AND OPERATION

- 1.1(17A,256) State board of education
- 1.2(17A,256) Student member of state board of education
- 1.3(17A,256) Director of education
- 1.4(17A,256) Department of education

CHAPTER 2  
 AGENCY PROCEDURE FOR RULE MAKING  
 AND PETITIONS FOR RULE MAKING  
 (Uniform Rules)

- 2.1(17A) Applicability
- 2.2(17A) Advice on possible rules before notice of proposed rule adoption
- 2.3(17A) Public rule-making docket
- 2.4(17A) Notice of proposed rule making
- 2.5(17A) Public participation
- 2.6(17A) Regulatory analysis
- 2.7(17A,25B) Fiscal impact statement
- 2.8(17A) Time and manner of rule adoption
- 2.9(17A) Variance between adopted rule and published notice of proposed rule adoption
- 2.10(17A) Exemptions from public rule-making procedures
- 2.11(17A) Concise statement of reasons
- 2.12(17A) Contents, style, and form of rule
- 2.13(17A) Agency rule-making record
- 2.14(17A) Filing of rules
- 2.15(17A) Effectiveness of rules prior to publication
- 2.16(17A) General statements of policy
- 2.17(17A) Review by agency of rules
- 2.18(17A) Petition for rule making
- 2.19(17A) Inquiries

CHAPTER 3  
 DECLARATORY ORDERS  
 (Uniform Rules)

- 3.1(17A) Petition for declaratory order
- 3.2(17A) Notice of petition
- 3.3(17A) Intervention
- 3.4(17A) Briefs
- 3.5(17A) Inquiries
- 3.6(17A) Service and filing of petitions and other papers
- 3.7(17A) Consideration
- 3.8(17A) Action on petition
- 3.9(17A) Refusal to issue order
- 3.10(17A) Contents of declaratory order—effective date
- 3.11(17A) Copies of orders
- 3.12(17A) Effect of a declaratory order

CHAPTER 4  
WAIVERS OR VARIANCES FROM ADMINISTRATIVE RULES

4.1(17A,ExecOrd11)	Definitions
4.2(17A,ExecOrd11)	Scope of chapter
4.3(17A,ExecOrd11)	Applicability of chapter
4.4(17A,ExecOrd11)	Criteria for waiver
4.5(17A,ExecOrd11)	Filing of petition
4.6(17A,ExecOrd11)	Content of petition
4.7(17A,ExecOrd11)	Additional information
4.8(17A,ExecOrd 11)	Notice
4.9(17A,ExecOrd11)	Hearing procedures
4.10(17A,ExecOrd11)	Ruling
4.11(17A,ExecOrd11)	Public availability
4.12(17A,ExecOrd11)	Summary reports
4.13(17A,ExecOrd11)	Cancellation
4.14(17A,ExecOrd11)	Violations
4.15(17A,ExecOrd11)	Defense
4.16(17A,ExecOrd11)	Judicial review
4.17(17A,ExecOrd11)	Exception

CHAPTER 5  
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES  
(Uniform Rules)

5.1(256)	Definitions
5.3(256)	Requests for access to records
5.6(256)	Procedure by which additions, dissents, or objections may be entered into certain records
5.9(256)	Disclosures without the consent of the subject
5.10(256)	Routine use
5.11(256)	Consensual disclosure of confidential records
5.12(256)	Release to a subject
5.13(256)	Availability of records
5.14(256)	Personally identifiable information
5.15(256)	Other groups of records
5.16(256)	Applicability

CHAPTER 6  
APPEAL PROCEDURES

6.1(290)	Scope of appeal
6.2(256,290,17A)	Definitions
6.3(290,17A)	Manner of appeal
6.4(17A)	Continuances
6.5(17A)	Intervention
6.6(17A)	Motions
6.7(17A)	Disqualification
6.8(290)	Subpoena of witnesses and costs
6.9(17A)	Discovery
6.10(17A)	Consolidation—severance
6.11(17A)	Waiver of procedures
6.12(17A)	Appeal hearing
6.13	Reserved
6.14(17A)	Ex parte communication
6.15(17A)	Record

6.16(17A)	Recording costs
6.17(290,17A)	Decision and review
6.18(290)	Finality of decision
6.19(17A)	Default
6.20(17A)	Application for rehearing of final decision
6.21(17A)	Rehearing
6.22(17A)	Emergency adjudicative proceedings
6.23(256,17A)	Additional requirements for specific programs

CHAPTER 7  
CRITERIA FOR GRANTS

7.1(256,17A)	Purpose
7.2(256,17A)	Definitions
7.3(256,17A)	Requirements
7.4(256,17A)	Review process
7.5(290,17A)	Appeal of grant denial or termination

CHAPTERS 8 to 10  
Reserved

TITLE II  
*ACCREDITED SCHOOLS AND SCHOOL DISTRICTS*

CHAPTER 11  
UNSAFE SCHOOL CHOICE OPTION

11.1(PL107-110)	Purpose
11.2(PL107-110)	Definitions
11.3(PL107-110)	Whole school option
11.4(PL107-110)	Individual student option
11.5(PL107-110)	District reporting

CHAPTER 12  
GENERAL ACCREDITATION STANDARDS

DIVISION I  
GENERAL STANDARDS

12.1(256)      General standards

DIVISION II  
DEFINITIONS

12.2(256)      Definitions

DIVISION III  
ADMINISTRATION

12.3(256)      Administration

DIVISION IV  
SCHOOL PERSONNEL

12.4(256)      School personnel

DIVISION V  
EDUCATION PROGRAM

12.5(256)      Education program

DIVISION VI  
ACTIVITY PROGRAM

12.6(256)      Activity program

DIVISION VII  
STAFF DEVELOPMENT

12.7(256,284,284A)      Professional development

DIVISION VIII  
ACCOUNTABILITY

12.8(256)      Accountability for student achievement

DIVISION IX  
EXEMPTION REQUEST PROCESS

12.9(256)      General accreditation standards exemption request

DIVISION X  
INDEPENDENT ACCREDITING AGENCIES

12.10(256)      Independent accrediting agencies

CHAPTERS 13 and 14  
Reserved

CHAPTER 15  
USE OF ONLINE LEARNING AND TELECOMMUNICATIONS  
FOR INSTRUCTION BY SCHOOLS

15.1(256)      Purpose

15.2(256)      Definitions

DIVISION I  
USE OF TELECOMMUNICATIONS FOR INSTRUCTION BY SCHOOLS

15.3(256)      Interactivity

15.4(256)      Course eligibility

15.5(256)      Teacher preparation and accessibility

15.6(256)      School responsibilities

DIVISION II  
ONLINE LEARNING OFFERED BY A SCHOOL DISTRICT

15.7(256)      School district responsibilities

15.8(256)      Prohibition regarding open enrollment

15.9(256) Special education services

DIVISION III  
IOWA LEARNING ONLINE (ILO)

15.10(256) Appropriate applications of ILO coursework  
 15.11(256) Inappropriate applications of ILO coursework; criteria for waiver  
 15.12(256) School and school district responsibilities  
 15.13(256) Department responsibilities  
 15.14(256) Enrollment in an ILO course

CHAPTER 16

STATEWIDE VOLUNTARY PRESCHOOL PROGRAM

16.1(256C) Purpose  
 16.2(256C) Definitions  
 16.3(256C) Preschool program standards  
 16.4(256C) Collaboration requirements  
 16.5(256C) Applications for funding  
 16.6(256C) Application process  
 16.7(256C) Award contracts  
 16.8(256C) Contract termination  
 16.9(256C) Criteria for applications for funding  
 16.10(256C) Appeal of application denial or termination  
 16.11(256C) Finance  
 16.12(256C) Transportation  
 16.13(256C) Accountability requirements  
 16.14(256C) Monitoring  
 16.15(256C) Open enrollment not applicable

CHAPTER 17

OPEN ENROLLMENT

17.1(282) Intent and purpose  
 17.2(282) Definitions  
 17.3(282) Application process  
 17.4(282) Filing after the March 1 deadline—good cause  
 17.5(282) Filing after the March 1 deadline—harassment or serious health condition  
 17.6(282) Restrictions to open enrollment requests  
 17.7(282) Open enrollment for kindergarten  
 17.8(282) Requirements applicable to parents/guardians and students  
 17.9(282) Transportation  
 17.10(282) Method of finance  
 17.11(282) Special education students  
 17.12(282) Laboratory school provisions  
 17.13(282) Applicability  
 17.14(282) Voluntary diversity plans or court-ordered desegregation plans

CHAPTER 18

SCHOOL FEES

18.1(256) Policy  
 18.2(256) Fee policy  
 18.3(256) Eligibility for waiver, partial waiver or temporary waiver of student fees  
 18.4(256) Fees covered  
 18.5(256) Effective date

## CHAPTERS 19 and 20

Reserved

TITLE III  
COMMUNITY COLLEGESCHAPTER 21  
COMMUNITY COLLEGESDIVISION I  
APPROVAL STANDARDS

21.1(260C)	Definitions
21.2(260C)	Administration
21.3	Reserved
21.4(260C)	Curriculum and evaluation
21.5(260C)	Library or learning resource center
21.6(260C)	Student services
21.7(260C)	Laboratories, equipment and supplies
21.8(260C)	Physical plant
21.9(260C)	Nonreimbursable facilities
21.10 to 21.19	Reserved

DIVISION II  
COMMUNITY COLLEGE ENERGY APPROPRIATIONS

21.20 to 21.29	Reserved
----------------	----------

DIVISION III  
INSTRUCTIONAL COURSE FOR DRINKING DRIVERS

21.30(321J)	Purpose
21.31(321J)	Course
21.32(321J)	Tuition fee established
21.33(321J)	Administrative fee established
21.34(321J)	Advisory committee

DIVISION IV  
JOBS NOW CAPITALS ACCOUNT

21.35 to 21.44	Reserved
----------------	----------

DIVISION V  
STATE COMMUNITY COLLEGE FUNDING PLAN

21.45(260C)	Purpose
-------------	---------

DIVISION VI  
INTERCOLLEGIATE ATHLETIC COMPETITION

21.46 to 21.56	Reserved
----------------	----------

DIVISION VII  
QUALITY INSTRUCTIONAL CENTER INITIATIVE

21.57 to 21.63	Reserved
----------------	----------

DIVISION VIII  
PROGRAM AND ADMINISTRATIVE SHARING INITIATIVE

21.64 to 21.71	Reserved
----------------	----------

DIVISION IX  
APPRENTICESHIP PROGRAM

21.72(260C)	Purpose
21.73(260C)	Definitions
21.74(260C)	Apprenticeship programs

DIVISION X  
MISCELLANEOUS PROVISIONS

21.75(260C,82GA,SF358) Used motor vehicle dealer education program

CHAPTER 22  
SENIOR YEAR PLUS PROGRAM

DIVISION I  
GENERAL PROVISIONS

22.1(261E) Scope  
22.2(261E) Student eligibility  
22.3(261E) Teacher eligibility, responsibilities  
22.4(261E) Institutional eligibility, responsibilities  
22.5 Reserved

DIVISION II  
DEFINITIONS

22.6(261E) Definitions

DIVISION III  
ADVANCED PLACEMENT PROGRAM

22.7(261E) School district obligations  
22.8(261E) Obligations regarding registration for advanced placement examinations  
22.9 and 22.10 Reserved

DIVISION IV  
CONCURRENT ENROLLMENT PROGRAM

22.11(261E) Applicability  
22.12 and 22.13 Reserved

DIVISION V  
POSTSECONDARY ENROLLMENT OPTIONS PROGRAM

22.14(261E) Availability  
22.15(261E) Notification  
22.16(261E) Student eligibility  
22.17(261E) Eligible postsecondary courses  
22.18(261E) Application process  
22.19(261E) Credits  
22.20(261E) Transportation  
22.21(261E) Tuition payments  
22.22(261E) Tuition reimbursements and adjustments  
22.23 Reserved

DIVISION VI  
CAREER ACADEMIES

22.24(261E) Career academies  
22.25 Reserved

DIVISION VII  
REGIONAL ACADEMIES

22.26(261E) Regional academies  
22.27(261E) Waivers for certain regional academies

DIVISION VIII  
INTERNET-BASED AND ICN COURSEWORK

22.28(261E) Internet-based coursework  
22.29(261E) ICN-based coursework  
22.30 and 22.31 Reserved

DIVISION IX  
PROJECT LEAD THE WAY

22.32(261E) Project lead the way

CHAPTER 23

ADULT EDUCATION AND LITERACY PROGRAMS

23.1(260C) Definitions  
 23.2(260C) State planning  
 23.3(260C) Program administration  
 23.4(260C) Career pathways  
 23.5(260C) Student eligibility  
 23.6(260C) Qualification of staff  
 23.7(260C) High-quality professional development  
 23.8(260C) Performance and accountability

CHAPTER 24

COMMUNITY COLLEGE ACCREDITATION

24.1(260C) Purpose  
 24.2(260C) Scope  
 24.3(260C) Definitions  
 24.4(260C) Accreditation components and criteria—Higher Learning Commission  
 24.5(260C) Accreditation components and criteria—additional state standards  
 24.6(260C) Accreditation process

CHAPTER 25

PATHWAYS FOR ACADEMIC CAREER AND EMPLOYMENT PROGRAM;  
GAP TUITION ASSISTANCE PROGRAM

DIVISION I  
GENERAL PROVISIONS

25.1(260H,260I) Scope  
 25.2(260H,260I) Definitions  
 25.3 to 25.10 Reserved

DIVISION II

PATHWAYS FOR ACADEMIC CAREER AND EMPLOYMENT (PACE) PROGRAM

25.11(260H) Purpose  
 25.12(260H) Target populations  
 25.13(260H) Eligibility criteria for projects  
 25.14(260H) Program component requirements  
 25.15(260H) Pipeline program  
 25.16(260H) Career pathways and bridge curriculum development program  
 25.17(260H) Pathway navigators  
 25.18(260H) Regional industry sector partnerships  
 25.19 Reserved

DIVISION III

GAP TUITION ASSISTANCE PROGRAM

25.20(260I) Purpose  
 25.21(260I) Applicants for tuition assistance  
 25.22(260I) Eligible costs  
 25.23(260I) Eligible certificate programs  
 25.24(260I) Initial assessment  
 25.25(260I) Program interview  
 25.26(260I) Participation requirements  
 25.27(260I) Oversight



TITLE IV  
*DRIVER AND SAFETY EDUCATION*

CHAPTER 26

Reserved

CHAPTER 27

WORKFORCE TRAINING AND ECONOMIC DEVELOPMENT FUNDS

- |            |  |
|------------|--|
| 27.1(260C) | Purpose  |
| 27.2(260C) | Definitions  |
| 27.3(260C) | Funds allocation   |
| 27.4(260C) | Community college workforce and economic development fund plans and progress reports |
| 27.5(260C) | Use of funds   |
| 27.6(260C) | Prior approval   |
| 27.7(260C) | Annual plan and progress report approval   |
| 27.8(260C) | Options upon default or noncompliance  |

CHAPTERS 28 to 30

Reserved

TITLE V  
*NONTRADITIONAL STUDENTS*

CHAPTER 31

PRIVATE INSTRUCTION AND DUAL ENROLLMENT

- |                 |  |
|-----------------|--|
| 31.1(299,299A)  | Purpose and definitions  |
| 31.2(299)       | Reports as to competent private instruction                      |
| 31.3(299,299A)  | Duties of privately retained licensed practitioners              |
| 31.4(299,299A)  | Duties of licensed practitioners, home school assistance program |
| 31.5(299A)      | School district duties related to competent private instruction  |
| 31.6(299A)      | Dual enrollment  |
| 31.7(299)       | Open enrollment  |
| 31.8(299A)      | Baseline evaluation and annual assessment                        |
| 31.9(299A)      | Reporting assessment results                                     |
| 31.10(299A)     | Special education students                                       |
| 31.11(299,299A) | Independent private instruction                                  |
| 31.12(299,299A) | Miscellaneous provisions   |

CHAPTER 32

HIGH SCHOOL EQUIVALENCY DIPLOMA

- |            |  |
|------------|--|
| 32.1(259A) | Test                                   |
| 32.2(259A) | By whom administered                   |
| 32.3(259A) | Minimum score                          |
| 32.4(259A) | Effectiveness of test scores           |
| 32.5(259A) | Retest                                 |
| 32.6(259A) | Application fee                        |
| 32.7(259A) | Diploma, transcript, verification fees |
| 32.8(259A) | Admission to testing                   |

CHAPTER 33

EDUCATING THE HOMELESS

- |           |  |
|-----------|--|
| 33.1(256) | Purpose                                    |
| 33.2(256) | Definitions                                |
| 33.3(256) | Responsibilities of the board of directors |

33.4(256)	School records; student transfers
33.5(256)	Immunization requirements
33.6(256)	Waiver of fees and charges encouraged
33.7(256)	Waiver of enrollment requirements encouraged; placement
33.8(256)	Residency of homeless child or youth
33.9(256)	Dispute resolution
33.10(256)	Transportation of homeless children and youth
33.11(256)	School services

CHAPTER 34  
FUNDING FOR CHILDREN RESIDING IN STATE INSTITUTIONS  
OR MENTAL HEALTH INSTITUTES

34.1(218)	Scope
34.2(218)	Definitions
34.3(218)	General principles
34.4(218)	Notification
34.5(218)	Program submission and approval
34.6(218)	Budget submission and approval
34.7(218)	Payments
34.8(218)	Payments to the AEA
34.9(218)	Contracting for services
34.10(218)	Accounting for average daily attendance
34.11(218)	Accounting for actual program costs
34.12(218)	Audit
34.13(218)	Hold-harmless provision
34.14(218,256B,34CFR300)	AEA services
34.15(218,233A,261C)	Postsecondary credit courses

CHAPTER 35  
Reserved

TITLE VI  
*INTERSCHOLASTIC COMPETITION*

CHAPTER 36  
EXTRACURRICULAR INTERSCHOLASTIC COMPETITION

36.1(280)	Definitions
36.2(280)	Registered organizations
36.3(280)	Filings by organizations
36.4(280)	Executive board
36.5(280)	Federation membership
36.6(280)	Salaries
36.7(280)	Expenses
36.8(280)	Financial report
36.9(280)	Bond
36.10(280)	Audit
36.11(280)	Examinations by auditors
36.12(280)	Access to records
36.13(280)	Appearance before state board
36.14(280)	Interscholastic athletics
36.15(280)	Eligibility requirements
36.16(280)	Executive board review
36.17(280)	Appeals to director
36.18(280)	Organization policies

- 36.19(280) Eligibility in situations of district organization change
- 36.20(280) Cooperative student participation

## CHAPTER 37

EXTRACURRICULAR ATHLETIC ACTIVITY  
CONFERENCE FOR MEMBER SCHOOLS

- 37.1(280) Policy and purpose
- 37.2(280) Initial responsibility
- 37.3(280) Complaint to the director, department of education
- 37.4(280) Mediation
- 37.5(280) Resolution or recommendation of the mediation team
- 37.6(280) Decision
- 37.7(280) Effective date of the decision

## CHAPTERS 38 to 40

Reserved

## TITLE VII

*SPECIAL EDUCATION*

## CHAPTER 41

## SPECIAL EDUCATION

## DIVISION I

## PURPOSE AND APPLICABILITY

- 41.1(256B,34CFR300) Purposes
- 41.2(256B,34CFR300) Applicability of this chapter

## DIVISION II

## DEFINITIONS

- 41.3(256B,34CFR300) Act
- 41.4(256B,273) Area education agency
- 41.5(256B,34CFR300) Assistive technology device
- 41.6(256B,34CFR300) Assistive technology service
- 41.7(256B,34CFR300) Charter school
- 41.8(256B,34CFR300) Child with a disability
- 41.9(256B,34CFR300) Consent
- 41.10(256B,34CFR300) Core academic subjects
- 41.11(256B,34CFR300) Day; business day; school day
- 41.12(256B,34CFR300) Educational service agency
- 41.13(256B,34CFR300) Elementary school
- 41.14(256B,34CFR300) Equipment
- 41.15(256B,34CFR300) Evaluation
- 41.16(256B,34CFR300) Excess costs
- 41.17(256B,34CFR300) Free appropriate public education
- 41.18(256B,34CFR300) Highly qualified special education teachers
- 41.19(256B,34CFR300) Homeless children
- 41.20(256B,34CFR300) Include
- 41.21(256B,34CFR300) Indian and Indian tribe
- 41.22(256B,34CFR300) Individualized education program
- 41.23(256B,34CFR300) Individualized education program team
- 41.24(256B,34CFR300) Individualized family service plan
- 41.25(256B,34CFR300) Infant or toddler with a disability
- 41.26(256B,34CFR300) Institution of higher education
- 41.27(256B,34CFR300) Limited English proficient

- 41.28(256B,34CFR300) Local educational agency
- 41.29(256B,34CFR300) Native language
- 41.30(256B,34CFR300) Parent
- 41.31(256B,34CFR300) Parent training and information center
- 41.32(256B,34CFR300) Personally identifiable
- 41.33(256B,34CFR300) Public agency; nonpublic agency; agency
- 41.34(256B,34CFR300) Related services
- 41.35(34CFR300) Scientifically based research
- 41.36(256B,34CFR300) Secondary school
- 41.37(34CFR300) Services plan
- 41.38(34CFR300) Secretary
- 41.39(256B,34CFR300) Special education
- 41.40(34CFR300) State
- 41.41(256B,34CFR300) State educational agency
- 41.42(256B,34CFR300) Supplementary aids and services
- 41.43(256B,34CFR300) Transition services
- 41.44(34CFR300) Universal design
- 41.45(256B,34CFR300) Ward of the state
- 41.46 to 41.49 Reserved
- 41.50(256B,34CFR300) Other definitions associated with identification of eligible individuals
- 41.51(256B,34CFR300) Other definitions applicable to this chapter
- 41.52 to 41.99 Reserved

## DIVISION III

## RULES APPLICABLE TO THE STATE AND TO ALL AGENCIES

- 41.100(256B,34CFR300) Eligibility for assistance
- 41.101(256B,34CFR300) Free appropriate public education (FAPE)
- 41.102(256B,34CFR300) Limitation—exceptions to FAPE for certain ages
- 41.103(256B,34CFR300) FAPE—methods and payments
- 41.104(256B,34CFR300) Residential placement
- 41.105(256B,34CFR300) Assistive technology
- 41.106(256B,34CFR300) Extended school year services
- 41.107(256B,34CFR300) Nonacademic services
- 41.108(256B,34CFR300) Physical education
- 41.109(256B,34CFR300) Full educational opportunity goal (FEOG)
- 41.110(256B,34CFR300) Program options
- 41.111(256B,34CFR300) Child find
- 41.112(256B,34CFR300) Individualized education programs (IEPs)
- 41.113(256B,34CFR300) Routine checking of hearing aids and external components of surgically implanted medical devices
- 41.114(256B,34CFR300) Least restrictive environment (LRE)
- 41.115(256B,34CFR300) Continuum of alternative services and placements
- 41.116(256B,34CFR300) Placements
- 41.117(256B,34CFR300) Nonacademic settings
- 41.118(256B,34CFR300) Children in public or private institutions
- 41.119(256B,34CFR300) Technical assistance and training activities
- 41.120(256B,34CFR300) Monitoring activities
- 41.121(256B,34CFR300) Procedural safeguards
- 41.122(256B,34CFR300) Evaluation
- 41.123(256B,34CFR300) Confidentiality of personally identifiable information
- 41.124(256B,34CFR300) Transition of children from the Part C program to preschool programs
- 41.125 to 41.128 Reserved
- 41.129(256B,34CFR300) Responsibility regarding children in private schools

- 41.130(256,256B,34CFR300) Definition of parentally placed private school children with disabilities
- 41.131(256,256B,34CFR300) Child find for parentally placed private school children with disabilities
- 41.132(256,256B,34CFR300) Provision of services for parentally placed private school children with disabilities: basic requirement
- 41.133(256,256B,34CFR300) Expenditures
- 41.134(256,256B,34CFR300) Consultation
- 41.135(256,256B,34CFR300) Written affirmation
- 41.136(256,256B,34CFR300) Compliance
- 41.137(256,256B,34CFR300) Equitable services determined
- 41.138(256,256B,34CFR300) Equitable services provided
- 41.139(256,256B,34CFR300) Location of services and transportation
- 41.140(256,256B,34CFR300) Due process complaints and state complaints
- 41.141(256,256B,34CFR300) Requirement that funds not benefit a private school
- 41.142(256,256B,34CFR300) Use of personnel
- 41.143(256,256B,34CFR300) Separate classes prohibited
- 41.144(256,256B,34CFR300) Property, equipment, and supplies
- 41.145(256B,34CFR300) Applicability of rules 281—41.146(256B,34CFR300) to 281—41.147(256B,34CFR300)
- 41.146(256B,34CFR300) Responsibility of department
- 41.147(256B,34CFR300) Implementation by department
- 41.148(256B,34CFR300) Placement of children by parents when FAPE is at issue
- 41.149(256B,34CFR300) SEA responsibility for general supervision
- 41.150 Reserved
- 41.151(256B,34CFR300) Adoption of state complaint procedures
- 41.152(256B,34CFR300) Minimum state complaint procedures
- 41.153(256B,34CFR300) Filing a complaint
- 41.154(256B,34CFR300) Methods of ensuring services
- 41.155(256B,34CFR300) Hearings relating to AEA or LEA eligibility
- 41.156(256B,34CFR300) Personnel qualifications
- 41.157 to 41.161 Reserved
- 41.162(256B,34CFR300) Supplementation of state, local, and other federal funds
- 41.163(256B,34CFR300) Maintenance of state financial support
- 41.164 Reserved
- 41.165(256B,34CFR300) Public participation
- 41.166(256B,34CFR300) Rule of construction
- 41.167(256B,34CFR300) State advisory panel
- 41.168(256B,34CFR300) Advisory panel membership
- 41.169(256B,34CFR300) Advisory panel duties
- 41.170(256B,34CFR300) Suspension and expulsion rates
- 41.171 Reserved
- 41.172(256B,34CFR300) Access to instructional materials
- 41.173(256B,34CFR300) Overidentification and disproportionality
- 41.174(256B,34CFR300) Prohibition on mandatory medication
- 41.175 Reserved
- 41.176(256B) Special school provisions
- 41.177(256B) Facilities
- 41.178(256B) Materials, equipment and assistive technology
- 41.179 to 41.185 Reserved
- 41.186(256B,34CFR300) Assistance under other federal programs
- 41.187(256B) Research, innovation, and improvement
- 41.188 to 41.199 Reserved

DIVISION IV  
LEA AND AEA ELIGIBILITY, IN GENERAL

- 41.200(256B,34CFR300) Condition of assistance
- 41.201(256B,34CFR300) Consistency with state policies
- 41.202(256B,34CFR300) Use of amounts
- 41.203(256B,34CFR300) Maintenance of effort
- 41.204(256B,34CFR300) Exception to maintenance of effort
- 41.205(256B,34CFR300) Adjustment to local fiscal efforts in certain fiscal years
- 41.206(256B,34CFR300) Schoolwide programs under Title I of the ESEA
- 41.207(256B,34CFR300) Personnel development
- 41.208(256B,34CFR300) Permissive use of funds
- 41.209(256B,34CFR300) Treatment of charter schools and their students
- 41.210(256B,34CFR300) Purchase of instructional materials
- 41.211(256B,34CFR300) Information for department
- 41.212(256B,34CFR300) Public information
- 41.213(256B,34CFR300) Records regarding migratory children with disabilities
- 41.214 to 41.219 Reserved
- 41.220(256B,34CFR300) Exception for prior local plans
- 41.221(256B,34CFR300) Notification of AEA or LEA or state agency in case of ineligibility
- 41.222(256B,34CFR300) AEA or LEA and state agency compliance
- 41.223(256B,34CFR300) Joint establishment of eligibility
- 41.224(256B,34CFR300) Requirements for jointly establishing eligibility
- 41.225 Reserved
- 41.226(256B,34CFR300) Early intervening services
- 41.227 Reserved
- 41.228(256B,34CFR300) State agency eligibility
- 41.229(256B,34CFR300) Disciplinary information
- 41.230(256B,34CFR300) SEA flexibility
- 41.231 to 41.299 Reserved

DIVISION V  
EVALUATION, ELIGIBILITY, IEPs, AND PLACEMENT DECISIONS

- 41.300(256B,34CFR300) Parental consent and participation
- 41.301(256B,34CFR300) Full and individual initial evaluations
- 41.302(256B,34CFR300) Screening for instructional purposes is not evaluation
- 41.303(256B,34CFR300) Reevaluations
- 41.304(256B,34CFR300) Evaluation procedures
- 41.305(256B,34CFR300) Additional requirements for evaluations and reevaluations
- 41.306(256B,34CFR300) Determination of eligibility
- 41.307(256B,34CFR300) Specific learning disabilities
- 41.308(256B,34CFR300) Additional group members
- 41.309(256B,34CFR300) Determining the existence of a specific learning disability
- 41.310(256B,34CFR300) Observation
- 41.311(256B,34CFR300) Specific documentation for the eligibility determination
- 41.312(256B,34CFR300) General education interventions
- 41.313(256B,34CFR300) Systematic problem-solving process
- 41.314(256B,34CFR300) Progress monitoring and data collection
- 41.315 to 41.319 Reserved
- 41.320(256B,34CFR300) Definition of individualized education program
- 41.321(256B,34CFR300) IEP team
- 41.322(256B,34CFR300) Parent participation
- 41.323(256B,34CFR300) When IEPs must be in effect
- 41.324(256B,34CFR300) Development, review, and revision of IEP

- 41.325(256B,34CFR300) Private school placements by public agencies
- 41.326(256B,34CFR300) Other rules concerning IEPs
- 41.327(256B,34CFR300) Educational placements
- 41.328(256B,34CFR300) Alternative means of meeting participation
- 41.329 to 41.399 Reserved

DIVISION VI  
ADDITIONAL RULES RELATED TO AEAs, LEAs, AND SPECIAL EDUCATION

- 41.400(256B,34CFR300) Shared responsibility
- 41.401(256B,34CFR300) Licensure (certification)
- 41.402(256B,273,34CFR300) Authorized personnel
- 41.403(256B) Paraprofessionals
- 41.404(256B) Policies and procedures required of all public agencies
- 41.405(256B) Special health services
- 41.406(256B) Additional requirements of LEAs
- 41.407(256B,273,34CFR300) Additional requirements of AEAs
- 41.408(256B,273,34CFR300) Instructional services
- 41.409(256B,34CFR300) Support services
- 41.410(256B,34CFR300) Itinerant services
- 41.411(256B,34CFR300) Related services, supplementary aids and services
- 41.412(256B,34CFR300) Transportation
- 41.413(256,256B,34CFR300) Additional rules relating to accredited nonpublic schools
- 41.414 to 41.499 Reserved

DIVISION VII  
PROCEDURAL SAFEGUARDS

- 41.500(256B,34CFR300) Responsibility of SEA and other public agencies
- 41.501(256B,34CFR300) Opportunity to examine records; parent participation in meetings
- 41.502(256B,34CFR300) Independent educational evaluation
- 41.503(256B,34CFR300) Prior notice by the public agency; content of notice
- 41.504(256B,34CFR300) Procedural safeguards notice
- 41.505(256B,34CFR300) Electronic mail
- 41.506(256B,34CFR300) Mediation
- 41.507(256B,34CFR300) Filing a due process complaint
- 41.508(256B,34CFR300) Due process complaint
- 41.509(256B,34CFR300) Model forms
- 41.510(256B,34CFR300) Resolution process
- 41.511(256B,34CFR300) Impartial due process hearing
- 41.512(256B,34CFR300) Hearing rights
- 41.513(256B,34CFR300) Hearing decisions
- 41.514(256B,34CFR300) Finality of decision
- 41.515(256B,34CFR300) Timelines and convenience of hearings
- 41.516(256B,34CFR300) Civil action
- 41.517(256B,34CFR300) Attorneys' fees
- 41.518(256B,34CFR300) Child's status during proceedings
- 41.519(256B,34CFR300) Surrogate parents
- 41.520(256B,34CFR300) Transfer of parental rights at age of majority
- 41.521 to 41.529 Reserved
- 41.530(256B,34CFR300) Authority of school personnel
- 41.531(256B,34CFR300) Determination of setting
- 41.532(256B,34CFR300) Appeal
- 41.533(256B,34CFR300) Placement during appeals and mediations
- 41.534(256B,34CFR300) Protections for children not determined eligible for special education and related services

- 41.535(256B,34CFR300) Referral to and action by law enforcement and judicial authorities
- 41.536(256B,34CFR300) Change of placement because of disciplinary removals
- 41.537(256B,34CFR300) State enforcement mechanisms
- 41.538 to 41.599 Reserved

DIVISION VIII  
MONITORING, ENFORCEMENT, CONFIDENTIALITY, AND PROGRAM INFORMATION

- 41.600(256B,34CFR300) State monitoring and enforcement
- 41.601(256B,34CFR300) State performance plans and data collection
- 41.602(256B,34CFR300) State use of targets and reporting
- 41.603(256B,34CFR300) Department review and determination regarding public agency performance
- 41.604(256B,34CFR300) Enforcement
- 41.605(256B,34CFR300) Withholding funds
- 41.606(256B,34CFR300) Public attention
- 41.607 Reserved
- 41.608(256B,34CFR300) State enforcement
- 41.609(256B,34CFR300) State consideration of other state or federal laws
- 41.610(256B,34CFR300) Confidentiality
- 41.611(256B,34CFR300) Definitions
- 41.612(256B,34CFR300) Notice to parents
- 41.613(256B,34CFR300) Access rights
- 41.614(256B,34CFR300) Record of access
- 41.615(256B,34CFR300) Records on more than one child
- 41.616(256B,34CFR300) List of types and locations of information
- 41.617(256B,34CFR300) Fees
- 41.618(256B,34CFR300) Amendment of records at parent's request
- 41.619(256B,34CFR300) Opportunity for a hearing
- 41.620(256B,34CFR300) Result of hearing
- 41.621(256B,34CFR300) Hearing procedures
- 41.622(256B,34CFR300) Consent
- 41.623(256B,34CFR300) Safeguards
- 41.624(256B,34CFR300) Destruction of information
- 41.625(256B,34CFR300) Children's rights
- 41.626(256B,34CFR300) Enforcement
- 41.627 to 41.639 Reserved
- 41.640(256B,34CFR300) Annual report of children served—report requirement
- 41.641(256B,34CFR300) Annual report of children served—information required in the report
- 41.642(256B,34CFR300) Data reporting
- 41.643(256B,34CFR300) Annual report of children served—certification
- 41.644(256B,34CFR300) Annual report of children served—criteria for counting children
- 41.645(256B,34CFR300) Annual report of children served—other responsibilities of the SEA
- 41.646(256B,34CFR300) Disproportionality
- 41.647 to 41.699 Reserved

DIVISION IX  
ALLOCATIONS BY THE SECRETARY TO THE STATE

- 41.700 to 41.703 Reserved
- 41.704(256B,34CFR300) State-level activities
- 41.705(256B,34CFR300) Subgrants to AEAs
- 41.706 to 41.799 Reserved



DIVISION X  
PRESCHOOL GRANTS FOR CHILDREN WITH DISABILITIES

- 41.800(256B,34CFR300) General rule
- 41.801 and 41.802 Reserved
- 41.803(256B,34CFR300) Definition of state
- 41.804(256B,34CFR300) Eligibility
- 41.805 Reserved
- 41.806(256B,34CFR300) Eligibility for financial assistance
- 41.807 to 41.811 Reserved
- 41.812(256B,34CFR300) Reservation for state activities
- 41.813(256B,34CFR300) State administration
- 41.814(256B,34CFR300) Other state-level activities
- 41.815(256B,34CFR300) Subgrants to AEAs
- 41.816(256B,34CFR300) Allocations to AEAs
- 41.817(256B,34CFR300) Reallocation of AEA funds
- 41.818(256B,34CFR300) Part C of the Act inapplicable
- 41.819 to 41.899 Reserved

DIVISION XI  
ADDITIONAL RULES CONCERNING FINANCE AND PUBLIC ACCOUNTABILITY

- 41.900(256B,282) Scope
- 41.901(256B,282) Records and reports
- 41.902(256B,282) Audit
- 41.903(256B,282) Contractual agreements
- 41.904(256B) Research and demonstration projects and models for special education program development
- 41.905(256B,273) Additional special education
- 41.906(256B,273,282) Extended school year services
- 41.907(256B,282,34CFR300,303) Program costs
- 41.908(256B,282) Accountability
- 41.909 to 41.999 Reserved

DIVISION XII  
PRACTICE BEFORE MEDIATORS AND ADMINISTRATIVE LAW JUDGES

- 41.1000(17A,256B,290) Applicability
- 41.1001(17A,256B,290) Definitions
- 41.1002(256B,34CFR300) Special education mediation conference
- 41.1003(17A,256B) Procedures concerning due process complaints
- 41.1004(17A,256B) Participants in the hearing
- 41.1005(17A,256B) Convening the hearing
- 41.1006(17A,256B) Stipulated record hearing
- 41.1007(17A,256B) Evidentiary hearing
- 41.1008(17A,256B) Mixed evidentiary and stipulated record hearing
- 41.1009(17A,256B) Witnesses
- 41.1010(17A,256B) Rules of evidence
- 41.1011(17A,256B) Communications
- 41.1012(17A,256B) Record
- 41.1013(17A,256B) Decision and review
- 41.1014(17A,256B) Finality of decision
- 41.1015(256B,34CFR300) Disqualification of mediator
- 41.1016(17A) Correcting decisions of administrative law judges
- 41.1017 to 41.1099 Reserved

DIVISION XIII  
ADDITIONAL RULES NECESSARY TO IMPLEMENT AND APPLY THIS CHAPTER

- 41.1100(256B,34CFR300) References to Code of Federal Regulations
- 41.1101(256B,34CFR300) Severability

CHAPTER 42  
Reserved

TITLE VIII  
*SCHOOL TRANSPORTATION*

CHAPTER 43  
PUPIL TRANSPORTATION

DIVISION I  
TRANSPORTATION ROUTES

- 43.1(285) Intra-area education agency routes
- 43.2(285) Interarea education agency routes

DIVISION II  
PRIVATE CONTRACTORS

- 43.3(285) Contract required
- 43.4(285) Uniform charge
- 43.5(285) Board must be party
- 43.6(285) Contract with parents
- 43.7(285) Vehicle requirements

DIVISION III  
FINANCIAL RECORDS AND REPORTS

- 43.8(285) Required charges
- 43.9(285) Activity trips deducted

DIVISION IV  
USE OF SCHOOL BUSES

- 43.10(285) Permitted uses listed
- 43.11(285) Teacher transportation

DIVISION V  
THE BUS DRIVER

- 43.12(285) Driver qualifications
- 43.13(285) Stability factors
- 43.14(285) Driver age
- 43.15(285) Physical fitness
- 43.16 Reserved
- 43.17(285) Insulin-dependent diabetics
- 43.18(285) Authorization to be carried by driver
- 43.19 and 43.20 Reserved
- 43.21(285) Experience, traffic law knowledge and driving record
- 43.22(321) Fee collection and distribution of funds
- 43.23(285) Application form
- 43.24(321) Authorization denials and revocations

DIVISION VI  
PURCHASE OF BUSES

- 43.25(285) Local board procedure
- 43.26(285) Financing
- 43.27 to 43.29 Reserved

DIVISION VII  
MISCELLANEOUS REQUIREMENTS

- 43.30(285) Semiannual inspection
- 43.31(285) Maintenance record
- 43.32(285) Drivers' schools
- 43.33(285) Insurance
- 43.34(285) Contract—privately owned buses
- 43.35(285) Contract—district-owned buses
- 43.36(285) Accident reports
- 43.37(285) Railroad crossings
- 43.38(285) Driver restrictions
- 43.39(285) Civil defense projects
- 43.40(285) Pupil instruction
- 43.41(285) Trip inspections
- 43.42(285) Loading and unloading areas
- 43.43(285) Communication equipment

DIVISION VIII  
COMMON CARRIERS

- 43.44(285) Standards for common carriers

CHAPTER 44  
SCHOOL BUSES

- 44.1(285) Requirements for manufacturers
- 44.2(285) School bus—type classifications
- 44.3(285) School bus body and chassis specifications
- 44.4(285) Construction of vehicles for children with mobility challenges
- 44.5(285) Type III vehicles
- 44.6(285) Repair, replacement of school bus body and chassis components following original equipment manufacture

CHAPTER 45  
Reserved

TITLE IX  
*VOCATIONAL EDUCATION*

CHAPTER 46  
VOCATIONAL EDUCATION PROGRAMS

- 46.1(258) Standards for vocational education
- 46.2(258) Planning process
- 46.3(258) Public involvement and participation
- 46.4(258) Final plan and accountability report
- 46.5(258) Geographic area
- 46.6(258) Revised standards for vocational education
- 46.7(258) Definitions and descriptions of procedures

CHAPTER 47  
CAREER ACADEMIES

- 47.1(260C) Definitions
- 47.2(260C) Career academy program of study

## CHAPTER 48

## STATEWIDE WORK-BASED LEARNING INTERMEDIARY NETWORK

- 48.1(256) Purpose
- 48.2(256) Definitions
- 48.3(256) Statewide work-based learning intermediary network
- 48.4(256) Regional work-based learning intermediary network

## CHAPTERS 49 and 50

Reserved

## TITLE X

*VETERANS' TRAINING*

## CHAPTER 51

APPROVAL OF ON-THE-JOB TRAINING ESTABLISHMENTS  
UNDER THE MONTGOMERY G.I. BILL

- 51.1(256) Application
- 51.2(256) Content and approval of application
- 51.3(256) Wage schedules

## CHAPTER 52

APPROVAL OF EDUCATIONAL INSTITUTIONS  
FOR THE EDUCATION AND TRAINING OF ELIGIBLE VETERANS  
UNDER THE MONTGOMERY G.I. BILL

- 52.1(256) Colleges
- 52.2(256) High schools
- 52.3 Reserved
- 52.4(256) Schools of Bible or theology
- 52.5(256) Schools of nursing
- 52.6(256) Hospitals
- 52.7(256) Schools of cosmetology
- 52.8(256) Schools of barbering
- 52.9 Reserved
- 52.10(256) Schools of business
- 52.11(256) Trade schools
- 52.12(256) Correspondence schools
- 52.13(256) Successful operation on a continuous basis
- 52.14(256) Nonaccredited schools
- 52.15(256) Evaluation standards

## CHAPTERS 53 to 55

Reserved

## TITLE XI

*VOCATIONAL REHABILITATION EDUCATION*

## CHAPTER 56

## IOWA VOCATIONAL REHABILITATION SERVICES

## DIVISION I

## SCOPE AND GENERAL PRINCIPLES

- 56.1(259) Responsibility of division
- 56.2(259) Nondiscrimination

DIVISION II  
DEFINITIONS

56.3(259) Definitions

DIVISION III  
ELIGIBILITY

56.4(259) Individuals who are recipients of SSD/SSI  
 56.5(259) Eligibility for vocational rehabilitation services  
 56.6(259) Eligibility for specific services  
 56.7(259) Areas in which exceptions shall not be granted  
 56.8(259) Waiting list  
 56.9(259) Individuals who are blind  
 56.10(259) Students in high school  
 56.11(259) Establishment of financial need

DIVISION IV  
CASE MANAGEMENT

56.12(259) Case finding and intake  
 56.13(259) Case diagnosis  
 56.14(259) Individual plan for employment (IPE)

DIVISION V  
SERVICES

56.15(259) Scope of services  
 56.16(259) Training  
 56.17(259) Maintenance  
 56.18(259) Transportation  
 56.19(259) Rehabilitation technology  
 56.20 Reserved  
 56.21(259) Placement  
 56.22(259) Progressive employment  
 56.23(259) Miscellaneous or auxiliary services  
 56.24(259) Facilities  
 56.25(259) Exceptions to payment for services  
 56.26(259) Exceptions to duration of services  
 56.27(259) Maximum rates of payment to training facilities

DIVISION VI  
PURCHASING PRINCIPLES

56.28(259) Purchasing

DIVISION VII  
SUPERVISOR REVIEW, MEDIATION, HEARINGS, AND APPEALS

56.29(259) Review process  
 56.30(259) Supervisor review  
 56.31(259) Mediation  
 56.32(259) Hearing before impartial hearing officer

DIVISION VIII  
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES

56.33(259) Collection and maintenance of records  
 56.34(259) Personally identifiable information  
 56.35(259) Other groups of records routinely available for public inspection

DIVISION IX  
STATE REHABILITATION COUNCIL

56.36(259) State rehabilitation council

DIVISION X  
IOWA SELF-EMPLOYMENT PROGRAM  
(a/k/a ENTREPRENEURS WITH DISABILITIES PROGRAM)

56.37(259) Purpose  
56.38(259) Eligibility requirements  
56.39(259) Application procedure  
56.40(259) Award of technical assistance funds  
56.41(259) Business plan feasibility study procedure  
56.42(259) Award of financial assistance funds

CHAPTER 57

Reserved

TITLE XII  
PROGRAMS ADMINISTRATION

CHAPTER 58

SCHOOL BREAKFAST AND LUNCH PROGRAM; NUTRITIONAL CONTENT STANDARDS  
FOR OTHER FOODS AND BEVERAGES

58.1(283A,256) Authority

DIVISION I  
SCHOOL BREAKFAST AND LUNCH PROGRAM

58.2(283A) Definitions  
58.3(283A) Agreement required  
58.4(283A) State plan  
58.5(283A) Service area defined  
58.6(283A) School breakfast program  
58.7(283A) School lunch program  
58.8(283A) Procurement

DIVISION II  
NUTRITIONAL CONTENT STANDARDS FOR OTHER FOODS AND BEVERAGES

58.9(256) Definitions  
58.10(256) Scope  
58.11(256) Nutritional content standards

CHAPTER 59  
GIFTED AND TALENTED PROGRAMS

59.1(257) Scope and general principles  
59.2(257) Definitions  
59.3 Reserved  
59.4(257) Program plan  
59.5(257) Responsibilities of school districts  
59.6(257) Responsibilities of area education agencies  
59.7(257) Responsibilities of the department

CHAPTER 60  
PROGRAMS FOR STUDENTS OF LIMITED ENGLISH PROFICIENCY

60.1(280) Scope  
60.2(280) Definitions  
60.3(280) School district responsibilities  
60.4(280) Department responsibility

- 60.5(280) Nonpublic school participation
- 60.6(280) Funding

## CHAPTER 61

## IOWA READING RESEARCH CENTER

- 61.1(256) Establishment
- 61.2(256) Purpose
- 61.3(256) Intensive summer literacy program
- 61.4(256) First efforts of the center
- 61.5(256) Nature of the center's operation
- 61.6(256) Nature of the center's products
- 61.7(256) Governance and leadership of the center
- 61.8(256) Financing of the center
- 61.9(256) Annual report

## CHAPTER 62

## STATE STANDARDS FOR PROGRESSION IN READING

- 62.1(256,279) Purpose
- 62.2(256,279) Assessment of reading proficiency
- 62.3(256,279) Tools for evaluating and reevaluating reading proficiency
- 62.4(256,279) Identification of a student as having a substantial deficiency in reading
- 62.5(256,279) Intensive summer reading program
- 62.6(256,279) Successful progression for early readers
- 62.7(256,279) Promotion to grade four
- 62.8(256,279) Good-cause exemption
- 62.9(256,279) Ensuring continuous improvement in reading proficiency
- 62.10(256,279) Miscellaneous provisions

## CHAPTER 63

EDUCATIONAL PROGRAMS AND SERVICES  
FOR PUPILS IN JUVENILE HOMES

- 63.1(282) Scope
- 63.2(282) Definitions
- 63.3(282) Forms
- 63.4(282) Budget amendments
- 63.5(282) Area education agency responsibility
- 63.6(282) Educational program
- 63.7(282) Special education
- 63.8(282) Educational services
- 63.9(282) Media services
- 63.10(282) Other responsibilities
- 63.11(282) Curriculum
- 63.12(282) Disaster procedures
- 63.13(282) Maximum class size
- 63.14(282) Teacher certification and preparation
- 63.15(282) Aides
- 63.16(282) Accounting
- 63.17(282) Revenues
- 63.18(282) Expenditures
- 63.19(282) Claims
- 63.20(282) Audits
- 63.21(282) Waivers

CHAPTER 64  
CHILD DEVELOPMENT COORDINATING COUNCIL

64.1(256A,279)	Purpose
64.2(256A,279)	Definitions
64.3(256A,279)	Child development coordinating council
64.4(256A,279)	Procedures
64.5(256A,279)	Duties
64.6(256A,279)	Eligibility identification procedures
64.7(256A,279)	Primary eligibility
64.8(256A,279)	Secondary eligibility
64.9(256A,279)	Grant awards criteria
64.10(256A,279)	Application process
64.11(256A,279)	Request for proposals
64.12(256A,279)	Grant process
64.13(256A,279)	Award contracts
64.14(256A,279)	Notification of applicants
64.15(256A,279)	Grantee responsibilities
64.16(256A,279)	Withdrawal of contract offer
64.17(256A,279)	Evaluation
64.18(256A,279)	Contract revisions and budget reversions
64.19(256A,279)	Termination for convenience
64.20(256A,279)	Termination for cause
64.21(256A,279)	Responsibility of grantee at termination
64.22(256A,279)	Appeal from terminations
64.23(256A,279)	Refusal to issue ruling
64.24(256A,279)	Request for Reconsideration
64.25(256A,279)	Refusal to issue decision on request
64.26(256A,279)	Granting a Request for Reconsideration

CHAPTER 65  
INNOVATIVE PROGRAMS FOR AT-RISK EARLY ELEMENTARY STUDENTS

65.1(279)	Purpose
65.2(279)	Definitions
65.3(279)	Eligibility identification procedures
65.4(279)	Primary risk factor
65.5(279)	Secondary risk factors
65.6(279)	Grant awards criteria
65.7(279)	Application process
65.8(279)	Request for proposals
65.9(279)	Grant process
65.10	Reserved
65.11(279)	Notification of applicants
65.12(279)	Grantee responsibilities
65.13(279)	Withdrawal of contract offer
65.14(279)	Evaluation
65.15(279)	Contract revisions
65.16(279)	Termination for convenience
65.17(279)	Termination for cause
65.18(279)	Responsibility of grantee at termination
65.19(279)	Appeals from terminations
65.20(279)	Refusal to issue ruling
65.21(279)	Requests for Reconsideration



- 65.22(279) Refusal to issue decision on request  
 65.23(279) Granting a Request for Reconsideration

## CHAPTER 66

## SCHOOL-BASED YOUTH SERVICES PROGRAMS

- 66.1(279) Scope, purpose and general principles  
 66.2(279) Definitions  
 66.3(279) Development of a program plan  
 66.4(279) Program plan  
 66.5(279) Evaluation of financial support  
 66.6(279) Responsibilities of area education agencies  
 66.7(279) Responsibilities of the department of education

## CHAPTER 67

EDUCATIONAL SUPPORT PROGRAMS FOR PARENTS  
 OF AT-RISK CHILDREN AGED BIRTH THROUGH FIVE YEARS

- 67.1(279) Purpose  
 67.2(279) Definitions  
 67.3(279) Eligibility identification procedures  
 67.4(279) Eligibility  
 67.5(279) Secondary eligibility  
 67.6(279) Grant awards criteria  
 67.7(279) Application process  
 67.8(279) Request for proposals  
 67.9(279) Award contracts  
 67.10(279) Notification of applicants  
 67.11(279) Grantee responsibilities  
 67.12(279) Withdrawal of contract offer  
 67.13(279) Evaluation  
 67.14(279) Contract revisions  
 67.15(279) Termination for convenience  
 67.16(279) Termination for cause  
 67.17(279) Responsibility of grantee at termination  
 67.18(279) Appeal from terminations  
 67.19(279) Refusal to issue ruling  
 67.20(279) Request for Reconsideration  
 67.21(279) Refusal to issue decision on request  
 67.22(279) Granting a Request for Reconsideration

## CHAPTER 68

## IOWA PUBLIC CHARTER AND INNOVATION ZONE SCHOOLS

DIVISION I  
 GENERAL PROVISIONS

- 68.1(256F,83GA,SF2033) Purpose  
 68.2(256F,83GA,SF2033) Definitions

DIVISION II  
 CHARTER SCHOOLS

- 68.3(256F,83GA,SF2033) Application to a school board  
 68.4(256F,83GA,SF2033) Review process  
 68.5(256F,83GA,SF2033) Ongoing review by department  
 68.6(256F,83GA,SF2033) Renewal of charter  
 68.7(256F,83GA,SF2033) Revocation of charter  
 68.8 to 68.10 Reserved

DIVISION III  
INNOVATION ZONE SCHOOLS

- 68.11(256F,83GA,SF2033) Application process
- 68.12(256F,83GA,SF2033) Review process
- 68.13(256F,83GA,SF2033) Ongoing review by department
- 68.14(256F,83GA,SF2033) Renewal of contract
- 68.15(256F,83GA,SF2033) Revocation of contract

CHAPTER 69

Reserved

TITLE XIII  
*AREA EDUCATION AGENCIES*

CHAPTERS 70 and 71

Reserved

CHAPTER 72

ACCREDITATION OF AREA EDUCATION AGENCIES

- 72.1(273) Scope
- 72.2(273) Definitions
- 72.3(273) Accreditation components
- 72.4(273) Standards for services
- 72.5 to 72.8 Reserved
- 72.9(273) Comprehensive improvement plan
- 72.10(273) Annual budget and annual progress report
- 72.11(273) Comprehensive site visit

TITLE XIV  
*TEACHERS AND PROFESSIONAL LICENSING*

CHAPTERS 73 to 76

Reserved

CHAPTER 77

STANDARDS FOR TEACHER INTERN PREPARATION PROGRAMS

- 77.1(256) General statement
- 77.2(256) Definitions
- 77.3(256) Institutions affected
- 77.4(256) Criteria for Iowa teacher intern preparation programs
- 77.5(256) Approval of programs
- 77.6(256) Periodic reports
- 77.7(256) Approval of program changes
- 77.8(256) Governance and resources
- 77.9(256) Diversity
- 77.10(256) Faculty
- 77.11(256) Teacher intern selection
- 77.12(256) Curriculum and instruction
- 77.13(256) Candidate support
- 77.14(256) Candidate assessment
- 77.15(256) Program evaluation

CHAPTER 78

Reserved

CHAPTER 79  
STANDARDS FOR PRACTITIONER AND ADMINISTRATOR  
PREPARATION PROGRAMS

DIVISION I

GENERAL STANDARDS APPLICABLE TO ALL PRACTITIONER PREPARATION PROGRAMS

- 79.1(256) General statement
- 79.2(256) Definitions
- 79.3(256) Institutions affected
- 79.4(256) Criteria for practitioner preparation programs
- 79.5(256) Approval of programs
- 79.6(256) Visiting teams
- 79.7(256) Periodic reports
- 79.8(256) Reevaluation of practitioner preparation programs
- 79.9(256) Approval of program changes

DIVISION II

SPECIFIC EDUCATION STANDARDS APPLICABLE TO ALL PRACTITIONER PREPARATION PROGRAMS

- 79.10(256) Governance and resources standard
- 79.11(256) Diversity standard
- 79.12(256) Faculty standard
- 79.13(256) Assessment system and unit evaluation standard

DIVISION III

SPECIFIC EDUCATION STANDARDS APPLICABLE ONLY TO INITIAL PRACTITIONER PREPARATION  
PROGRAMS FOR TEACHER CANDIDATES

- 79.14(256) Teacher preparation clinical practice standard
- 79.15(256) Teacher candidate knowledge, skills and dispositions standard

DIVISION IV

SPECIFIC EDUCATION STANDARDS APPLICABLE ONLY TO ADMINISTRATOR PREPARATION PROGRAMS

- 79.16(256) Administrator preparation clinical practice standard
- 79.17(256) Administrator knowledge, skills, and dispositions standard
- 79.18 Reserved

DIVISION V

SPECIFIC EDUCATION STANDARDS APPLICABLE ONLY TO PRACTITIONER PREPARATION PROGRAMS  
OTHER THAN TEACHER OR ADMINISTRATOR PREPARATION PROGRAMS

- 79.19(256) Purpose
- 79.20(256) Clinical practice standard
- 79.21(256) Candidate knowledge, skills and dispositions standard

CHAPTER 80

STANDARDS FOR PARAEDUCATOR PREPARATION PROGRAMS

- 80.1(272) General statement
- 80.2(272) Definitions
- 80.3(272) Institutions affected
- 80.4(272) Criteria for Iowa paraeducator preparation programs
- 80.5(272) Approval of programs
- 80.6(272) Periodic reports
- 80.7(272) Reevaluation of paraeducator preparation programs
- 80.8(272) Approval of program changes
- 80.9(272) Organizational and resources standards
- 80.10(272) Diversity
- 80.11(272) Paraeducator candidate performance standards

## CHAPTER 81

## STANDARDS FOR SCHOOL BUSINESS OFFICIAL PREPARATION PROGRAMS

- 81.1(256) Definitions
- 81.2(256) Institutions eligible to provide a school business official preparation program
- 81.3(256) Approval of programs
- 81.4(256) Governance and resources standard
- 81.5(256) Instructor standard
- 81.6(256) Assessment system and institution evaluation standard
- 81.7(256) School business official candidate knowledge and skills standards and criteria
- 81.8(256) School business official mentoring program
- 81.9(256) Periodic reports
- 81.10(256) Reevaluation of school business official preparation programs
- 81.11(256) Approval of program changes

## CHAPTER 82

## STANDARDS FOR SCHOOL ADMINISTRATION MANAGER PROGRAMS

- 82.1(272) Definitions
- 82.2(272) Organizations eligible to provide a school administration manager training program
- 82.3(272) Approval of training programs
- 82.4(272) Governance and resources standard
- 82.5(272) Trainer and coach standard
- 82.6(272) Assessment system and organization evaluation standard
- 82.7(272) School administration manager knowledge and skills standards and criteria
- 82.8(272) Periodic reports
- 82.9(272) Reevaluation of school administration manager programs
- 82.10(272) Approval of program changes and flexibility of programs
- 82.11(272) Fees

## CHAPTER 83

## TEACHER AND ADMINISTRATOR QUALITY PROGRAMS

## DIVISION I

GENERAL STANDARDS APPLICABLE TO BOTH ADMINISTRATOR AND  
TEACHER QUALITY PROGRAMS

- 83.1(284,284A) Purposes
- 83.2(284,284A) Definitions

## DIVISION II

## SPECIFIC STANDARDS APPLICABLE TO TEACHER QUALITY PROGRAMS

- 83.3(284) Mentoring and induction program for beginning teachers
- 83.4(284) Iowa teaching standards and criteria
- 83.5(284) Evaluator approval training
- 83.6(284) Professional development for teachers
- 83.7(284) Teacher quality committees

## DIVISION III

## SPECIFIC STANDARDS APPLICABLE TO ADMINISTRATOR QUALITY PROGRAMS

- 83.8(284A) Administrator quality program
- 83.9(284A) Mentoring and induction program for administrators
- 83.10(284A) Iowa school leadership standards and criteria for administrators
- 83.11(284A) Evaluation
- 83.12(284A) Professional development of administrators

CHAPTER 84  
FINANCIAL INCENTIVES FOR NATIONAL BOARD CERTIFICATION

- 84.1(256) Purpose
- 84.2(256) Definitions
- 84.3(256) Registration fee reimbursement program
- 84.4(256) NBC annual award
- 84.5(256) Appeal of denial of a registration fee reimbursement award or an NBC annual award

CHAPTERS 85 to 93  
Reserved

TITLE XV  
*EDUCATIONAL EXCELLENCE*

CHAPTER 94  
ADMINISTRATIVE ADVANCEMENT AND RECRUITMENT PROGRAM

- 94.1(256) Purpose
- 94.2(256) Eligibility identification procedures
- 94.3(256) Grant award procedure
- 94.4(256) Application process
- 94.5(256) Request for proposals
- 94.6(256) Grant process
- 94.7(256) Awards contract
- 94.8(256) Notification of applicants
- 94.9(256) Grantee responsibility

CHAPTER 95  
EQUAL EMPLOYMENT OPPORTUNITY  
AND AFFIRMATIVE ACTION IN EDUCATIONAL AGENCIES

- 95.1(256) Purpose
- 95.2(256) Definitions
- 95.3(256) Equal employment opportunity standards
- 95.4(256) Duties of boards of directors
- 95.5(256) Plan components
- 95.6(256) Dissemination
- 95.7(256) Reports

TITLE XVI  
*SCHOOL FACILITIES*

CHAPTER 96  
STATEWIDE/LOCAL OPTION SALES AND  
SERVICES TAX FOR SCHOOL INFRASTRUCTURE

- 96.1(423E,423F) Definitions
- 96.2(423E,423F) Reports to the department
- 96.3(423E,423F) Combined actual enrollment
- 96.4(423E,423F) Application and certificate of need process
- 96.5(423E,423F) Review process
- 96.6(423E,423F) Award process
- 96.7(423E,423F) Applicant responsibilities
- 96.8(423E,423F) Appeal of certificate denial

CHAPTER 97  
SUPPLEMENTARY WEIGHTING

97.1(257)	Definitions
97.2(257)	Supplementary weighting plan
97.3(257)	Supplementary weighting plan for at-risk students
97.4(257)	Supplementary weighting plan for a regional academy
97.5(257)	Supplementary weighting plan for whole-grade sharing
97.6(257)	Supplementary weighting plan for ICN video services
97.7(257)	Supplementary weighting plan for operational services

CHAPTER 98  
FINANCIAL MANAGEMENT OF CATEGORICAL FUNDING

DIVISION I  
GENERAL PROVISIONS

98.1(256,257)	Definitions
98.2(256,257)	General finance
98.3 to 98.10	Reserved

DIVISION II  
APPROPRIATE USE OF BUDGETARY ALLOCATIONS

98.11(257)	Categorical and noncategorical student counts
98.12(257,299A)	Home school assistance program
98.13(256C,257)	Statewide voluntary four-year-old preschool program
98.14(257)	Supplementary weighting
98.15(257)	Operational function sharing supplementary weighting
98.16(257,280)	Limited English proficiency (LEP) weighting
98.17(256B,257)	Special education weighting
98.18(257)	At-risk formula supplementary weighting
98.19(257)	Reorganization incentive weighting
98.20(257)	Gifted and talented program
98.21(257)	Returning dropout and dropout prevention program
98.22(257)	Use of the unexpended general fund balance
98.23(256D,257)	Iowa early intervention block grant, also known as early intervention supplement
98.24(257,284)	Teacher salary supplement
98.25	Reserved
98.26(257,284)	Educator quality professional development, also known as professional development supplement
98.27 to 98.39	Reserved

DIVISION III  
APPROPRIATE USE OF GRANTS IN AID

98.40(256,257,298A)	Grants in aid
98.41	Reserved
98.42(257,284)	Beginning teacher mentoring and induction program
98.43(257,284A)	Beginning administrator mentoring and induction program
98.44(257,301)	Nonpublic textbook services
98.45 to 98.59	Reserved

DIVISION IV  
APPROPRIATE USE OF SPECIAL TAX LEVIES AND FUNDS

98.60(24,29C,76,143,256,257,274,275,276,279,280,282,283A,285,291,296,298,298A,300,301,423E,423F,565,670)	Levies and funds
98.61(24,143,257,275,279,280,285,297,298,298A,301,473,670)	General fund
98.62(279,296,298,670)	Management fund
98.63(298)	Library levy fund

- 98.64(279,283,297,298) Physical plant and equipment levy (PEEL) fund
- 98.65(276,300) Public educational and recreational levy (PERL) fund
- 98.66(257,279,298A,565) District support trust fund
- 98.67(257,279,298A,565) Permanent funds
- 98.68(76,274,296,298,298A) Debt service fund
- 98.69(76,273,298,298A,423E,423F) Capital projects fund
- 98.70(279,280,298A) Student activity fund
- 98.71(256B,257,298A) Special education instruction fund
- 98.72(282,298A) Juvenile home program instruction fund
- 98.73(283A,298A) School nutrition fund
- 98.74(279,298A) Child care and before- and after-school programs fund
- 98.75(298A) Regular education preschool fund
- 98.76(298A) Student construction fund
- 98.77(298A) Other enterprise funds
- 98.78 to 98.81 Reserved
- 98.82(298A) Internal service funds
- 98.83 to 98.91 Reserved
- 98.92(257,279,298A,565) Private purpose trust funds
- 98.93(298A) Other trust funds
- 98.94 to 98.100 Reserved
- 98.101(298A) Agency funds
- 98.102 to 98.110 Reserved
- 98.111(24,29C,257,298A) Emergency levy fund
- 98.112(275) Equalization levy fund

#### CHAPTER 99

##### BUSINESS PROCEDURES AND DEADLINES

- 99.1(257) Definitions
- 99.2(256,257,285,291) Submission deadlines
- 99.3(257) Good cause for late submission
- 99.4(24,256,257,291) Budgets, accounting and reporting

#### CHAPTER 100

Reserved

#### TITLE XVII

##### *PROTECTION OF CHILDREN*

#### CHAPTER 101

Reserved

#### CHAPTER 102

##### PROCEDURES FOR CHARGING AND INVESTIGATING INCIDENTS OF ABUSE OF STUDENTS BY SCHOOL EMPLOYEES

- 102.1(280) Statement of intent and purpose
- 102.2(280) Definitions
- 102.3(280) Jurisdiction
- 102.4(280) Exceptions
- 102.5(280) Duties of school authorities
- 102.6(280) Filing of a report
- 102.7(280) Receipt of report
- 102.8(280) Duties of designated investigator—physical abuse allegations
- 102.9(280) Duties of designated investigator—sexual abuse allegations

- 102.10(280) Content of investigative report
- 102.11(280) Founded reports—designated investigator’s duties
- 102.12(280) Level-two investigator’s duties
- 102.13(280) Retention of records
- 102.14(280) Substantial compliance
- 102.15(280) Effective date

#### CHAPTER 103

#### CORPORAL PUNISHMENT BAN; RESTRAINT; PHYSICAL CONFINEMENT AND DETENTION

- 103.1(256B,280) Purpose
- 103.2(256B,280) Ban on corporal punishment
- 103.3(256B,280) Exclusions
- 103.4(256B,280) Exceptions and privileges
- 103.5(256B,280) Reasonable force
- 103.6(256B,280) Physical confinement and detention
- 103.7(256B,280) Additional minimum mandatory procedures
- 103.8(256B,280) Additional provisions concerning physical restraint

#### CHAPTERS 104 to 119

Reserved

#### TITLE XVIII *EARLY CHILDHOOD*

#### CHAPTER 120

#### EARLY ACCESS INTEGRATED SYSTEM OF EARLY INTERVENTION SERVICES

#### DIVISION I PURPOSE AND APPLICABILITY

- 120.1(34CFR303) Purposes and outcomes of the Early ACCESS Integrated System of Early Intervention Services
- 120.2(34CFR303) Applicability of this chapter
- 120.3(34CFR303) Applicable federal regulations

#### DIVISION II DEFINITIONS

- 120.4(34CFR303) Act
- 120.5(34CFR303) At-risk infant or toddler
- 120.6(34CFR303) Child
- 120.7(34CFR303) Consent
- 120.8(34CFR303) Council
- 120.9(34CFR303) Day
- 120.10(34CFR303) Developmental delay
- 120.11(34CFR303) Early intervention service program
- 120.12(34CFR303) Early intervention service provider
- 120.13(34CFR303) Early intervention services
- 120.14(34CFR303) Elementary school
- 120.15(34CFR303) Free appropriate public education
- 120.16(34CFR303) Health services
- 120.17(34CFR303) Homeless children
- 120.18(34CFR303) Include; including
- 120.19(34CFR303) Indian; Indian tribe
- 120.20(34CFR303) Individualized family service plan



- 120.21(34CFR303) Infant or toddler with a disability
- 120.22(34CFR303) Lead agency
- 120.23(34CFR303) Local educational agency
- 120.24(34CFR303) Multidisciplinary
- 120.25(34CFR303) Native language
- 120.26(34CFR303) Natural environments
- 120.27(34CFR303) Parent
- 120.28(34CFR303) Parent training and information center
- 120.29(34CFR303) Personally identifiable information
- 120.30(34CFR303) Public agency
- 120.31(34CFR303) Qualified personnel
- 120.32(34CFR303) Scientifically based research
- 120.33(34CFR303) Secretary
- 120.34(34CFR303) Service coordination services (case management)
- 120.35(34CFR303) State
- 120.36(34CFR303) State educational agency
- 120.37(34CFR303) Ward of the state
- 120.38(34CFR303) Other definitions used in this chapter
- 120.39 to 120.99 Reserved

#### DIVISION III

##### STATE ELIGIBILITY FOR A GRANT AND REQUIREMENTS FOR A STATEWIDE SYSTEM: GENERAL AUTHORITY AND ELIGIBILITY

- 120.100(34CFR303) General authority
- 120.101(34CFR303) State eligibility—requirements for a grant under Part C of the Act
- 120.102(34CFR303) State conformity with Part C of the Act
- 120.103 and 120.104 Reserved
- 120.105(34CFR303) Positive efforts to employ and advance qualified individuals with disabilities
- 120.106 to 120.109 Reserved
- 120.110(34CFR303) Minimum components of a statewide system
- 120.111(34CFR303) State definition of developmental delay
- 120.112(34CFR303) Availability of early intervention services
- 120.113(34CFR303) Evaluation, assessment, and nondiscriminatory procedures
- 120.114(34CFR303) Individualized family service plan (IFSP)
- 120.115(34CFR303) Comprehensive child find system
- 120.116(34CFR303) Public awareness program
- 120.117(34CFR303) Central directory
- 120.118(34CFR303) Comprehensive system of personnel development (CSPD)
- 120.119(34CFR303) Personnel standards
- 120.120(34CFR303) Lead agency role in supervision, monitoring, funding, interagency coordination, and other responsibilities
- 120.121(34CFR303) Policy for contracting or otherwise arranging for services
- 120.122(34CFR303) Reimbursement procedures
- 120.123(34CFR303) Procedural safeguards
- 120.124(34CFR303) Data collection
- 120.125(34CFR303) State interagency coordinating council
- 120.126(34CFR303) Early intervention services in natural environments
- 120.127 to 120.199 Reserved

#### DIVISION IV

##### STATE APPLICATION AND ASSURANCES

- 120.200(34CFR303) State application and assurances
- 120.201(34CFR303) Designation of lead agency
- 120.202(34CFR303) Certification regarding financial responsibility

120.203(34CFR303)	Statewide system and description of services
120.204	Reserved
120.205(34CFR303)	Description of use of funds
120.206(34CFR303)	Referral policies for specific children
120.207(34CFR303)	Availability of resources
120.208(34CFR303)	Public participation policies and procedures
120.209(34CFR303)	Transition to preschool and other programs
120.210(34CFR303)	Coordination with Head Start and Early Head Start, early education, and child care programs
120.211	Reserved
120.212(34CFR303)	Additional information and assurances
120.213 to 120.219	Reserved
120.220(34CFR303)	Assurances satisfactory to the Secretary
120.221(34CFR303)	Expenditure of funds
120.222(34CFR303)	Payor of last resort
120.223(34CFR303)	Control of funds and property
120.224(34CFR303)	Reports and records
120.225(34CFR303)	Prohibition against supplanting; indirect costs
120.226(34CFR303)	Fiscal control
120.227(34CFR303)	Traditionally underserved groups
120.228(34CFR303)	Subsequent state application and modifications of application
120.229 to 120.299	Reserved

## DIVISION V

## CHILD FIND; EVALUATIONS AND ASSESSMENTS; INDIVIDUALIZED FAMILY SERVICE PLANS

120.300(34CFR303)	General
120.301(34CFR303)	Public awareness program—information for parents
120.302(34CFR303)	Comprehensive child find system
120.303(34CFR303)	Referral procedures
120.304 to 120.309	Reserved
120.310(34CFR303)	Post-referral timeline (45 calendar days)
120.311 to 120.319	Reserved
120.320(34CFR303)	Screening procedures
120.321(34CFR303)	Evaluation of the child and assessment of the child and family
120.322(34CFR303)	Determination that a child is not eligible
120.323 to 120.339	Reserved
120.340(34CFR303)	Individualized family service plan—general
120.341	Reserved
120.342(34CFR303)	Procedures for IFSP development, review, and evaluation
120.343(34CFR303)	IFSP team meeting and periodic review
120.344(34CFR303)	Content of an IFSP
120.345(34CFR303)	Interim IFSPs—provision of services before evaluations and assessments are completed
120.346(34CFR303)	Responsibility and accountability
120.347 to 120.399	Reserved

## DIVISION VI

## PROCEDURAL SAFEGUARDS

120.400(34CFR303)	General responsibility of lead agency for procedural safeguards
120.401(34CFR303)	Confidentiality and opportunity to examine records
120.402(34CFR303)	Confidentiality
120.403(34CFR303)	Definitions
120.404(34CFR303)	Notice to parents
120.405(34CFR303)	Access rights

120.406(34CFR303)	Record of access
120.407(34CFR303)	Records on more than one child
120.408(34CFR303)	List of types and locations of information
120.409(34CFR303)	Fees for records
120.410(34CFR303)	Amendment of records at a parent's request
120.411(34CFR303)	Opportunity for a hearing
120.412(34CFR303)	Result of hearing
120.413(34CFR303)	Hearing procedures
120.414(34CFR303)	Consent prior to disclosure or use
120.415(34CFR303)	Safeguards
120.416(34CFR303)	Destruction of information
120.417(34CFR303)	Enforcement
120.418 and 120.419	Reserved
120.420(34CFR303)	Parental consent and ability to decline services
120.421(34CFR303)	Prior written notice and procedural safeguards notice
120.422(34CFR303)	Surrogate parents
120.423 to 120.429	Reserved
120.430(34CFR303)	State dispute resolution options
120.431(34CFR303)	Mediation
120.432(34CFR303)	Adoption of state complaint procedures
120.433(34CFR303)	Minimum state complaint procedures
120.434(34CFR303)	Filing a complaint
120.435(34CFR303)	Appointment of an administrative law judge
120.436(34CFR303)	Parental rights in due process hearing proceedings
120.437(34CFR303)	Convenience of hearings and timelines
120.438(34CFR303)	Civil action
120.439(34CFR303)	Limitation of actions
120.440(34CFR303)	Rule of construction
120.441(34CFR303)	Attorney fees
120.442 to 120.448	Reserved
120.449(34CFR303)	State enforcement mechanisms
120.450 to 120.499	Reserved

## DIVISION VII

## USE OF FUNDS; PAYOR OF LAST RESORT

120.500(34CFR303)	Use of funds, payor of last resort, and system of payments
120.501(34CFR303)	Permissive use of funds by the department
120.502 to 120.509	Reserved
120.510(34CFR303)	Payor of last resort
120.511(34CFR303)	Methods to ensure the provision of, and financial responsibility for, Early ACCESS services
120.512 to 120.519	Reserved
120.520(34CFR303)	Policies related to use of public benefits or insurance or private insurance to pay for Early ACCESS services
120.521(34CFR303)	System of payments and fees
120.522 to 120.599	Reserved

## DIVISION VIII

## STATE INTERAGENCY COORDINATING COUNCIL

120.600(34CFR303)	Establishment of council
120.601(34CFR303)	Composition
120.602(34CFR303)	Meetings
120.603(34CFR303)	Use of funds by the council
120.604(34CFR303)	Functions of the council; required duties

120.605(34CFR303) Authorized activities by the council  
 120.606 to 120.699 Reserved

DIVISION IX  
 FEDERAL AND STATE MONITORING AND ENFORCEMENT;  
 REPORTING; AND ALLOCATION OF FUNDS

120.700(34CFR303) State monitoring and enforcement  
 120.701(34CFR303) State performance plans and data collection  
 120.702(34CFR303) State use of targets and reporting  
 120.703(34CFR303) Department review and determination regarding EIS program performance  
 120.704(34CFR303) Enforcement  
 120.705(34CFR303) Withholding funds  
 120.706(34CFR303) Public attention  
 120.707 Reserved  
 120.708(34CFR303) State enforcement  
 120.709(34CFR303) State consideration of other state or federal laws  
 120.710 to 120.719 Reserved  
 120.720(34CFR303) Data requirements—general  
 120.721(34CFR303) Annual report of children served—report requirement  
 120.722(34CFR303) Data reporting  
 120.723(34CFR303) Annual report of children served—certification  
 120.724(34CFR303) Annual report of children served—other responsibilities of the department  
 120.725 to 120.800 Reserved

DIVISION X  
 OTHER PROVISIONS

120.801(34CFR303) Early ACCESS system—state level  
 120.802(34CFR303) Interagency service planning  
 120.803(34CFR303) System-level disputes  
 120.804(34CFR303) Early ACCESS system—regional and community levels  
 120.805(34CFR303) Provision of year-round services  
 120.806(34CFR303) Evaluation and improvement  
 120.807(34CFR303) Research  
 120.808(34CFR303) Records and reports  
 120.809(34CFR303) Information for department  
 120.810(34CFR303) Public information  
 120.811(34CFR303) Dispute resolution: practice before mediators and administrative law judges  
 120.812(34CFR303) References to federal law  
 120.813(34CFR303) Severability