

SENATE/HOUSE FILE _____
BY (PROPOSED BOARD OF
EDUCATIONAL EXAMINERS BILL)

A BILL FOR

1 An Act relating to complaints filed with the board of
2 educational examiners.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 272.2, subsection 15, Code 2015, is
2 amended to read as follows:

3 15. Adopt rules that require specificity in written
4 complaints that are filed by individuals who have personal
5 knowledge of an alleged violation and which are accepted by
6 the board, provide that the jurisdictional requirements as set
7 by the board in administrative rule are met on the face of the
8 complaint before initiating an investigation of allegations,
9 provide that any investigation be limited to the allegations
10 contained on the face of the complaint, provide for an adequate
11 interval between the receipt of a complaint and public notice
12 of the complaint, permit parties to a complaint to mutually
13 agree to a resolution of the complaint filed with the board,
14 allow the respondent the right to review any investigative
15 report upon a finding of probable cause for further action
16 by the board, require that the conduct providing the basis
17 for the complaint occurred within three years of discovery of
18 the event by the complainant unless good cause can be shown
19 for an extension of this limitation, and require the board to
20 complete its investigation of complaints to be resolved and
21 determination of probable cause within one hundred eighty days
22 unless criminal charges relevant to the complaint are pending
23 against the respondent or other good cause can be shown for an
24 extension of this limitation.

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 The board of educational examiners is required to adopt
29 rules providing that complaints filed with the board must be
30 resolved within 180 days unless good cause can be shown to
31 extend the deadline. This bill strikes that requirement.
32 The bill instead requires the board to adopt rules providing
33 that the board must complete its investigation of complaints
34 and determination of probable cause within 180 days unless
35 criminal charges relevant to the complaint are pending against

S.F. _____ H.F. _____

1 the respondent or other good cause can be shown to extend the
2 deadline.