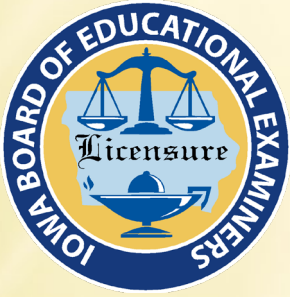


Annual Rules Report



January 15, 2022

MEMBERS OF THE BOARD

State of Iowa
Iowa Board of Educational Examiners
701 E. Court Ave.
Suite A
Des Moines, IA 50319-0146

Members of the Board

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Erin Schoening, Council Bluffs CSD, Reading Interventionist and IB Program Coordinator

Administration

Mike Cavin - Executive Director

It is the policy of the Iowa Board of Educational Examiners not to discriminate on the basis of race, color, gender identity, national origin, sex, disability, religion, creed, age, sexual orientation, political party affiliation, or potential parental, family or marital status in its programs or employment practices. If you have questions or grievances related to this policy, please contact the Executive Director, Board of Educational Examiners, 701 E. Court Ave, Suite A, Des Moines, Iowa 50319-0147. Telephone: 515.281.5849

Mission

The mission of the Iowa Board of Educational Examiners is to establish and enforce rigorous standards for Iowa educational practitioners to effectively address the needs of students.

BELIEF STATEMENTS

We Believe:

- that an effective licensure system is efficient, innovative, and responsive to needs of students and educators.
- in collaboration with other organizations to improve professional development and preparation programs.
- that education is a profession.
- that establishing ethical standards protects students and practitioners.

Adopted: June 2001

Reviewed: June 11, 2009

Revised: August 13, 2010

INTRODUCTION

In 1989, the Iowa Board of Educational Examiners became an autonomous body. The Iowa Board of Educational Examiners is charged with the overall responsibility of regulating the licensure standards for teachers, administrators, paraeducators, and coaches. The Board consists of twelve members appointed by the Governor, and confirmed by the Iowa Senate, to four-year terms. Five members are licensed teachers, four are licensed administrators, two are public members, and one is the director from the Iowa Department of Education or her/his designee.

The Board sets standards for the issuance of licenses, certificates, and authorizations to practitioners, sets standards for license renewal, investigates ethics complaints that meet jurisdictional requirements that are filed with the Board, and monitors compliance of licensees with orders issued by the Board. In the last fifteen (15) years, the fewest number of licenses issued was 19,856 and the highest number was 29,262. The Board also maintains a Code of Professional Conduct and Ethics. The Board considers approximately 150 educator discipline cases each year.

To carry out its mission, the Board adopts rules and establishes standards for practitioners pursuant to its authority under Iowa Code chapter 272. The Board makes recommendations for rules regarding the practice, discipline, education, and licensure of educational practitioners. The licensure rules are in chapters 13-24 and 27 of the Iowa Administrative Code Section 282. The Code of Professional Conduct and Ethics and the Code of Rights and Responsibilities are in chapters 25 and 26. The following report is compiled pursuant to Iowa Code section 272.29.

Criteria for Review

All rules subject to regulatory review have been evaluated according to the following criteria.

A. NEED

- (1) What is the objective of the rule for the Board and the public?
- (2) Is the rule effective in meeting its objective?
- (3) Is the rule broader than necessary to accomplish its objective?
- (4) Is the rule necessary to protect the public health, safety, or welfare?
- (5) Is the rule outdated?
- (6) Is the rule duplicative?
- (7) Have laws or other circumstances changed to the extent the rule should be amended or repealed?
- (8) Have complaints about the rule been received?
- (9) Does the rule create barriers for some applicants?

B. CLARITY

- (1) Is the rule clear and concise?
- (2) Do the Board, licensees, and the public readily understand the rule?
- (3) Does the rule conflict with the authority or rules of another agency?

C. INTENT AND STATUTORY AUTHORITY

- (1) What is the statutory authority for the rule?
- (2) Is the rule necessary to comply with the statute that authorizes it?
- (3) Is the rule consistent with the legislative intent of the statute?
- (4) Is there a need to develop additional legislative authorization in order to protect the public health, safety, and welfare?

D. COST

- (1) Are there quantifiable costs and benefits to the rule?
- (2) Are there qualitative costs and benefits to the rule?
- (3) Does the benefit of the rule exceed the costs of the rule?
- (4) Is there a less burdensome way to achieve the positive result of the rule?

E. FAIRNESS

- (1) Is the rule applied consistently and predictably?
- (2) Is the rule fair in its application?
- (3) Are additional protections needed?
- (4) Should the rule be modified to eliminate or minimize any disproportionate impacts on the regulated community?
- (5) Should it be possible to waive compliance with the rule under certain circumstances?

**Board of Educational Examiners [272]
Iowa Administrative Code 282
Rule Amendments adopted through 1/15/2022**

Rule/ARC#	Subject	Effective Date	Amendments
282—13.16, 22.2, 24.4, ARC 5303C	Substitute Authorizations	1/6/2021	These amendments add substitute authority to holders of the career and technical education authorization, professional service license, and native language teaching authorization; increase the day limit for work in one assignment by a holder of the substitute authorization; change the degree requirement from a bachelor's degree to an associate's degree or 60 semester hours of college coursework from a regionally accredited institution; allow for reciprocity; and add a substitute authorization as an area of concentration for paraeducators.
282—12.1, 13.17(3)"f", ARC 5304C	Military Exchange license issuance - removal of fee	01/06/2021	These amendments remove the military exchange license issuance fee, which will reduce fees for military exchange license applicants and streamline accounting.
282—25.3(6), ARC 5324C	Unethical Practice	01/20/2021	2020 Iowa Acts, Senate File 2360, directs the Board to update language regarding unethical practice under certain conditions. This amendment implements those changes.
282 — 22.9(3)"c", ARC 5323C	Career and Technical Education instructor qualifications	1/20/2021	2020 Iowa Acts, House File 2454, updates the qualifications for community college career and technical instructors. This amendment updates the same qualifications in the Board's rules for high school career and technical instructors in order to provide consistency.
Multiple amendments in 13.28, 15.7, 18.5, 18.9(1)"b", 18.10(2), 18.11(2), 22.12, 23.1, 23.4, 23.5, 27.3(7)"a" ARC 5322C	Endorsements; authorizations,	1/20/2021	These amendments update teacher endorsement areas, move the orientation and mobility specialist authorization to Chapter 22, update the administrator endorsements to align with national standards, and update the behind-the-wheel driving instructor authorization to remove redundant requirements already listed within the Iowa Department of Transportation chapters of the Iowa Administrative Code.
282—13.5, 13.15,	Licensure for out-of-state applicants	1/20/2021	This rule making implements, in whole or in part, Iowa Code section 272.2 and 2020 Iowa Acts, House File 2627.

13.16(1), 18.6, 22.1(2)"d", 27.2, ARC 5321C			
Multiple amendments 282— Chapters 1 to 6, 11, ARC 5320C	Board address; waivers,	01/20/2021	This rule making implements, in whole or in part, Iowa Code section 272.2 and 2020 Iowa Acts, House File 2389.
282— 13.28(36), ARC 5416C	Dyslexia specialist endorsement	3/17/2021	2020 Iowa Acts, Senate File 2356, directs the Board to collaborate with the Iowa Reading Research Center to create a dyslexia specialist endorsement. The adopted new subrule 13.28(36) is the result of that collaboration. This subrule creates the dyslexia specialist endorsement for Iowa licensed teachers.
282— 16.1(1), 16.9, 16.10, ARC 5807C	Statements of professional recognition - Behavior analysts, mental health professionals	07/08/2021	2021 Iowa Acts, Senate File 532, directs the Board to create statements of professional recognition for behavior analysts and mental health professionals.
Multiple amendments 282— Chapters 13, 15, 16, 18, 20, 22, 24, 27, ARC 5803C	Licensure	09/01/2021	The United States Department of Education has recently changed accreditation language to include a broader scope, and these amendments reflect the changes.
282— 13.28(25)"b," 14.2, 16.2(1), 27.3, ARC 5802C	Deaf and hard-of hearing persons - terminology	09/01/2021	This rule making implements, in whole or in part, 2020 Iowa Acts, House File 2585