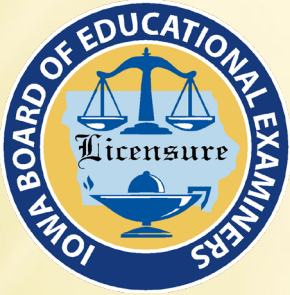


Annual Rules Report



January 15, 2023

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

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Administration

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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 1/15/2023**

Rule/ARC#	Subject	Effective Date	Amendments
282— 22.2 ARC 6126C	Substitute Authorization - Day Limitation	2/16/2022	2021 Iowa Acts, House File 675, amends the day limitation for substitute authorization holders. This rule making implements that legislation.
282— 22.13 ARC6125C	Charter School Administrator Authorization	2/16/2022	2021 Iowa Acts, House File 847, directs the Board to create a charter school administrator authorization. This rule making implements that legislation.
282— 20.5(2) “f,” 20.6(2) “f,” 20.9(2) “e,” 27.5(2) “e” ARC6127C	Licensure renewal - Individualized professional development plan	2/16/2022	2021 Iowa Acts, House File 770, directs the Board to adopt rules to allow up to one-half of the units needed for licensure renewal to be earned through the successful completion of an individualized professional development plan. This rule making implements that legislation.
282— 13.28, 16.6(2) ARC6128C	STEM and Dyslexia endorsements; school social worker statement of professional recognition	2/16/2022	These amendments add STEM (science, technology, engineering, math) endorsements as an option to teach fifth- through eighth-grade algebra for high school credit and remove the requirement that the Iowa Reading Research Center approve the practicum placement for educators seeking the dyslexia endorsement. These amendments also eliminate outdated language and provide consistency for school social worker rules.
282— 11.17(2), 11.35(2) “c” ARC6129C	Deadline of response motions; license sanctions - Speech and intellectual freedom protections	2/16/2022	2021 Iowa Acts, House File 744, sets forth new criteria for the denial or revocation of a license based on discrimination against a student or employee in violation of provisions related to protected speech or intellectual freedom. An update to the rules is also needed to change the time period allowable to file a written response to a motion to match the Iowa Rules of Civil Procedure. This rule making implements these changes.
282— 11.33, 12.10 ARC6130C	Fees- Complaints and hearings involving administrator sanctions	2/16/2022	2021 Iowa Acts, House File 868, directs the Board to establish fees for the administrative costs of processing complaints and conducting hearings when the respondent is an administrator and the final Board action results in a sanction. This rule making implements the legislation
282— 13.5, 13.9, 13.11(1), 13.28, 18.6(1)”d” ARC6245C	Teachers and administrators - Licensure, endorsements	4/27/2022	These amendments remove the testing requirement for out-of-state applicants who have completed assessments in another state, add a new 5-12 Mathematics – basic endorsement, expand the teacher intern program endorsement areas, simplify conditional licensure, allow career and technical authorization holders to obtain a multi occupations endorsement, and remove course deficiencies for any out-of-state administrator who has at least five years of experience.

282— 24.4(9) ARC6229C	Paraeducator substitute authorization	2/16/2022	This amendment will allow the Director of the Board to grant permission for a paraeducator to serve as a substitute teacher outside of the paraeducator’s assigned special education classroom based on documented need.
282— 24.4(9) ARC6468C	Paraeducator substitute authorization	9/28/2022	This amendment allows the Director of the Board to grant permission for a paraeducator to serve as a substitute teacher outside of the paraeducator’s assigned special education classroom based on documented need.