

**Senate Study Bill 1053 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT  
OF EDUCATION/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 2013, 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 board of educational examiners is required to adopt  
27 rules providing that complaints filed with the board must be  
28 resolved within 180 days unless good cause can be shown to  
29 extend the deadline. This bill strikes that requirement.  
30 The bill instead requires the board to adopt rules providing  
31 that the board must complete its investigation of complaints  
32 and determination of probable cause within 180 days unless  
33 criminal charges relevant to the complaint are pending against  
34 the respondent or other good cause can be shown to extend the  
35 deadline.