

House File 2418 - Introduced

HOUSE FILE 2418
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HF 2147)

A BILL FOR

1 An Act relating to certain information in proceedings before
2 the director of the department of education and the board of
3 educational examiners.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 256.9, subsection 17, Code 2020, is
2 amended to read as follows:

3 17. Hear and decide appeals arising from the school laws not
4 otherwise specifically granted to the state board. If a school
5 district, accredited nonpublic school, or area education agency
6 requests that the director review information contained in a
7 basic education data survey submission and the director finds
8 that an error in the basic education data survey submission
9 resulted in an incorrect determination by the board of
10 educational examiners or the executive director of the board of
11 educational examiners relating to licensure of a practitioner,
12 the director shall notify the executive director of the board
13 of educational examiners of the director's findings.

14 Sec. 2. Section 272.2, subsection 14, paragraph d, Code
15 2020, is amended to read as follows:

16 d. An applicant for a license or certificate under this
17 chapter shall demonstrate that the requirements of the license
18 or certificate have been met and the burden of proof shall
19 be on the applicant. However, if the executive director of
20 the board receives notice from the director of the department
21 of education under section 256.9, subsection 17, that an
22 error in the basic education data survey submission resulted
23 in an incorrect determination relating to licensure of a
24 practitioner, the executive director shall initiate corrective
25 action with the board and the findings of the director of the
26 department of education shall be sufficient evidence to correct
27 such error.

28 EXPLANATION

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

31 This Act provides that if a school district, accredited
32 nonpublic school, or area education agency requests the
33 director of the department of education to review information
34 contained in a basic education data survey submission and the
35 director of the department of education finds that an error

1 in the basic education data survey submission resulted in an
2 incorrect determination by the board of educational examiners
3 or the executive director of the board of educational examiners
4 relating to licensure of a practitioner, the director of the
5 department of education is required to notify the executive
6 director of the board of educational examiners of the findings.
7 Upon receiving such a notice, the executive director shall
8 initiate corrective action with the board of educational
9 examiners and the findings of the director of the department of
10 education shall be sufficient evidence to correct such error.