

CHAPTER 1008BOARD OF EDUCATIONAL EXAMINERS
— MEMBERSHIP AND AUTHORITY

H.F. 2137

AN ACT relating to the membership requirements and oversight responsibilities of the board of educational examiners.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 272.1, subsection 7, Code 2007, is amended to read as follows:

7. “Practitioner” means an administrator, teacher, or other licensed professional ~~who does not hold or receive a license from a professional licensing board other than the board of educational examiners and, including an individual who holds a statement of professional recognition,~~ who provides educational assistance to students.

Sec. 2. Section 272.2, subsection 1, paragraph a, Code Supplement 2007, is amended to read as follows:

a. License practitioners ~~who do not hold or receive a license from another professional licensing board. Licensing authority, which~~ includes the authority to establish criteria for the licenses; establish issuance and renewal requirements; create application and renewal forms; create licenses that authorize different instructional functions or specialties; develop a code of professional rights and responsibilities, practices, and ethics, which shall, among other things, address the failure of a practitioner to fulfill contractual obligations under section 279.13; and develop any other classifications, distinctions, and procedures which may be necessary to exercise licensing duties. In addressing the failure of a practitioner to fulfill contractual obligations, the board shall consider factors beyond the practitioner’s control.

Sec. 3. Section 272.3, subsection 2, Code Supplement 2007, is amended to read as follows:

2. A majority of the licensed practitioner members shall be nonadministrative practitioners. Four of the members shall be administrators. Membership of the board shall comply with the requirements of sections 69.16 and 69.16A. A quorum of the board shall consist of six members. Members shall elect a chairperson of the board. Members, except for the director of the department of education or the director’s designee, shall be appointed by the governor subject to confirmation by the senate.

Sec. 4. Section 272.4, subsection 1, unnumbered paragraph 1, Code Supplement 2007, is amended to read as follows:

Members, except for the director of the department of education or the director’s designee, shall be appointed to serve staggered terms of four years. A member shall not serve more than two consecutive terms, except for the director of the department of education or the director’s designee, who shall serve until the director’s term of office expires. A member of the board, except for the two public members and the director of the department of education or the director’s designee, shall hold a valid practitioner’s license during the member’s term of office. A vacancy exists when any of the following occur:

Sec. 5. Section 272.9, unnumbered paragraph 3, Code 2007, is amended by striking the unnumbered paragraph.

Approved March 5, 2008