

**281—31.12(299,299A) Miscellaneous provisions.**

**31.12(1) Confidentiality of records.** Records maintained by school districts or area education agencies under Iowa Code chapters 299 and 299A and this chapter shall be protected under Iowa Code chapter 22, as well as 20 U.S.C. Section 1232g and 34 CFR Part 99. Personally identifiable information about students, as defined in 34 CFR Part 99, shall be disclosed only as permitted by that Part.

**31.12(2) Compulsory attendance actions.** In taking any action under Iowa Code chapters 299 and 299A, a school district shall consider the requirements of compulsory attendance to be satisfied in the following instances:

*a.* Enrollment in a public school district and compliance with the district's attendance policy as determined by the district (including the district's policy on excusal of absences).

*b.* Enrollment in an accredited nonpublic school and compliance with the school's attendance policy as determined by the school (including the school's policy on excusal of absences).

*c.* Compliance with this chapter's provisions regarding competent private instruction.

*d.* The child is receiving private instruction under subrule 31.2(3) and Iowa Code section 299A.3, unless the subrule and section do not apply.

*e.* The child is receiving independent private instruction under rule 281—31.11(299,299A), unless paragraph 31.12(2) "f" applies.

*f.* The district received a response to a request for information about independent private instruction pursuant to subparagraph 31.1(2) "b"(6).

**31.12(3) Rules of construction.** No public school district or area education agency may apply a requirement more stringent than those contained in these rules for participation in private instruction, including instruction under subrule 31.2(3), or independent private instruction.

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