

Red Tape Review Rule Report (Due: September 1, 2024)

Department Name:	Iowa Board of Educational Examiners	Date:	07/11/2024	Total Rule Count:	6
IAC #:	282	Chapter/ SubChapter/ Rule(s):	Chapter 23	Iowa Code Section Authorizing Rule:	256 and 321
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

Minimum standards for driving instructor licensure.

Is the benefit being achieved? Please provide evidence.

Yes – minimum standards are required.

What are the costs incurred by the public to comply with the rule?

Licensure fees to apply.

What are the costs to the agency or any other agency to implement/enforce the rule?

Minimal costs to process applications paid for by fees.

Do the costs justify the benefits achieved? Please explain.

Yes – minimum standards are required.

Are there less restrictive alternatives to accomplish the benefit? YES NO

If YES, please list alternative(s) and provide analysis of less restrictive alternatives from other states, if applicable. If NO, please explain.

These minimum standards are set by the Department of Transportation.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language? [list chapter/rule number(s) that fall under any of the above categories]

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Some redundant language and restrictive terms removed.

RULES PROPOSED FOR REPEAL (list rule number[s]):

23.1 through 23.6

RULES PROPOSED FOR RE-PROMULGATION (list rule number[s] or include rule text if available):

CHAPTER 23
BEHIND-THE-WHEEL DRIVING INSTRUCTOR AUTHORIZATION

282—23.1(256,321) Requirements. Applicants for the behind-the-wheel driving instructor authorization will meet the requirements set forth by the Iowa department of transportation pursuant to rule 761—634.6(321).

23.1(2) Classroom instruction. To be eligible to provide classroom instruction, holders of the behind-the-wheel driving instructor authorization will additionally hold a valid or expired initial, standard, exchange, or master educator license with a teaching endorsement for 5-12 driver education.

282—23.2(256,321) Validity. The behind-the-wheel driving instructor authorization is valid for one year from the date of issuance. The behind-the-wheel driving instructor authorization is valid only if the holder continues to be qualified under subrule 23.1(1).

282—23.3(256,321) Approval of courses. Each institution of higher education, private college or university, community college or area education agency wishing to offer the behind-the-wheel driving instructor authorization will submit course descriptions to the department of transportation for approval. After initial approval, any changes by agencies or institutions in course offerings will be filed with the department of transportation.

These rules are intended to implement Iowa Code chapters 256 and 321.

***For rules being re-promulgated with changes, you may attach a document with suggested changes.**

METRICS

Total number of rules repealed:	3
Proposed word count reduction after repeal and/or re-promulgation	322
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	9

ARE THERE ANY STATUTORY CHANGES YOU WOULD RECOMMEND INCLUDING CODIFYING ANY RULES?

None