

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

Department Name:	Iowa Board of Educational Examiners	Date:	07/10/2024	Total Rule Count:	3
IAC #:	282	Chapter/ SubChapter/ Rule(s):	Chapter 21	Iowa Code Section Authorizing Rule:	256.146
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

Create minimum standards for conditional licensure to allow educators to serve outside of their licensure areas temporarily while completing requirements.

Is the benefit being achieved? Please provide evidence.

Yes – this option is widely used.

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 rules allow educators to serve outside of their licensure areas temporarily while completing requirements. Rules in other states are similar.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language?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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Yes – redundant language has been removed.

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

Rules for conditional licensure from chapters 13, 18, and 27 have been moved to this new chapter to remove redundancies.

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

CHAPTER 21
CONDITIONAL ENDORSEMENTS

282—21.1(256) Specific requirements for a Class B license. A Class B license, which is valid for two academic years and which is nonrenewable, may be issued under the following conditions:

21.1(1) *Endorsement in progress.* The individual has a valid teaching license other than a teacher intern license, or a professional administrator license, or a professional service license and is seeking to obtain another endorsement. A Class B license may be issued if requested by an employer and if the individual has completed at least one-half of the content requirements for a teaching or professional service license endorsement or 75% of the content requirements and experience requirement for an administrator endorsement. A Class B license may not be issued for the driver's education endorsement.

21.1(2) *Program of study or transcripts.* The applicant will submit a program of study or transcripts showing that the minimum coursework requirements have been met.

21.1(3) *Expiration.* The Class B license will expire on June 30 of the second academic year after issuance.

282—21.2(256) Request for executive director decision. If the minimum content requirements have not been met for the Class B license for a teaching endorsement, an executive director decision license may be issued for one academic year if requested by the employer and if the employer can demonstrate that a candidate with the proper endorsement was not found after a diligent search. The executive director decision license may not be renewed or extended and will expire on June 30.

282—21.3(256) Adding, removing or reinstating an endorsement.

21.3(1) *Adding an endorsement.* To add an endorsement to an existing license, the applicant will follow one of these options:

a. Option 1. Receive the Iowa education institution's recommendation that the current approved program requirements or state minimum requirements for the endorsement have been met.

b. Option 2. Apply for a review of transcripts, out of state licensure, or approved assessment score reports by the board of educational examiners' staff to determine if Iowa requirements have been met. Applicants will have achieved a C- grade or higher in the courses that will be considered for an endorsement. The methods course can be waived if the practitioner holds an endorsement in the same content area at a different level and teaches in the new content area successfully while holding a Class B license.

21.3(2) *Removal of an endorsement; reinstatement of removed endorsement.*

a. Removal of an endorsement. A practitioner may remove an endorsement from the practitioner's license as follows:

(1) To remove an endorsement, the practitioner will meet the following conditions:

1. A practitioner who holds a standard or master educator license is eligible to request removal of an endorsement from the license if the practitioner has not taught in the subject or assignment area of the endorsement in the five years prior to the request for removal of the endorsement, and

2. The practitioner will submit a notarized written application form furnished by the board of educational examiners to remove an endorsement at the time of licensure renewal (licensure renewal is limited to one calendar year prior to the expiration date of the current license), and

3. The application may be signed by the superintendent or designee in the district in which the practitioner is under contract. The superintendent’s signature will serve as notification and acknowledgment of the practitioner’s intent to remove an endorsement from the practitioner’s license. The absence of the superintendent’s or designee’s signature does not impede the removal process.

(2) The endorsement will be removed from the license at the time of application.

(3) If a practitioner is not employed and submits an application, the provisions of this rule will not be required.

(4) If a practitioner submits an application that does not meet the criteria listed in this rule, the application will be rendered void and the practitioner will forfeit the processing fee.

(5) The executive director has the authority to approve or deny the request for removal. Any denial is subject to the appeal process set forth in rule 282—11.35(256).

b. Reinstatement of a removed endorsement.

(1) If the practitioner wants to add the removed endorsement at a future date, all coursework for the endorsement will have been completed within the five years preceding the application to add the endorsement.

(2) The practitioner will meet the current endorsement requirements upon application.

These rules are intended to implement Iowa Code chapter 256.

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

METRICS

Total number of rules repealed:	0
Proposed word count reduction after repeal and/or re-promulgation	Reduced from other chapters - 2150
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	Reduced from other chapters 52

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

None