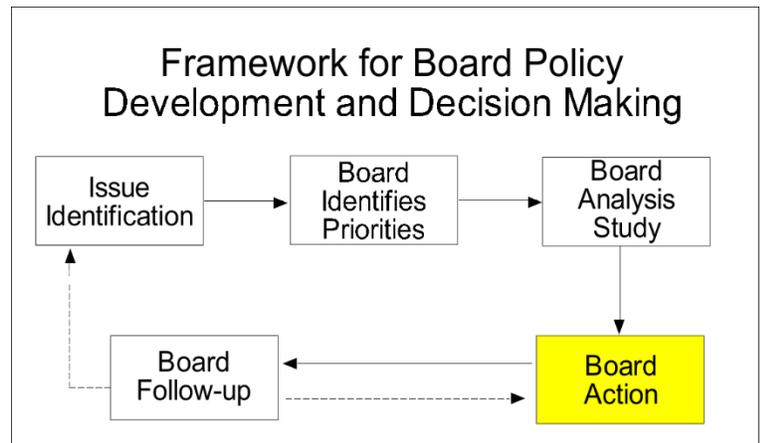


# Iowa State Board of Education

## Executive Summary

December 5, 2024



**Agenda Item:** Rules – Chapter 62, “State Standards for Progression in Reading” (Notice of Intended Action)

**State Board Priority:** Goal 2

**State Board Role/Authority:** The State Board has the authority to provide notice of intended rulemaking under Iowa Code section 256.7(31).

**Presenter(s):** Thomas A. Mayes  
General Counsel

**Attachment(s):** One

**Recommendation:** It is recommended that the State Board give notice of its intent to amend Chapter 62.

**Background:** This proposed rulemaking implements 2024 Iowa Acts, House File 2618, and expands support for students who are not proficient in reading.

The Department held a public hearing on the regulatory analysis of this proposed rulemaking on November 19, 2024. No one attended the public hearing and the Department received no public comment.

## EDUCATION DEPARTMENT[281]

### Notice of Intended Action

The State Board of Education hereby proposes to amend Chapter 62, “State Standards for Progression in Reading,” Iowa Administrative Code.

#### *Legal Authority for Rulemaking*

This rulemaking is proposed under the authority provided in Iowa Code section 256.7(31).

#### *State or Federal Law Implemented*

This rulemaking implements, in whole or in part, Iowa Code section 279.68.

#### *Purpose and Summary*

This proposed rulemaking implements 2024 Iowa Acts, House File 2618, and expands support for students who are not proficient in reading.

The Department held a public hearing on the regulatory analysis of this proposed rulemaking on November 19, 2024. No one attended the public hearing and the Department received no public comment.

#### *Fiscal Impact*

This rulemaking has no fiscal impact to the state of Iowa.

#### *Jobs Impact*

After analysis and review of this rulemaking, no impact on jobs has been found.

#### *Waivers*

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the State Board for a waiver of the discretionary provisions, if any, pursuant to 281—Chapter 4.

*Public Comment*

Any interested person may submit comments concerning this proposed rulemaking. Written comments in response to this rulemaking must be received by the State Board no later than 4:30 p.m. on January 28, 2025. Comments should be directed to:

Thomas A. Mayes, General Counsel  
Grimes State Office Building  
400 East 14th Street  
Des Moines, Iowa 50319  
Phone: 515.281.8661  
Email: [thomas.mayes@iowa.gov](mailto:thomas.mayes@iowa.gov)

*Public Hearing*

A public hearing at which persons may present their views orally or in writing will be held as follows:

January 28, 2025  
8 to 9:00 a.m.

Room B100  
Grimes State Office Building  
Des Moines, Iowa

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend the hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the State Board and advise of specific needs.

*Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its regular monthly meeting or at a special

meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Amend subrule 62.3(4) as follows:

**62.3(4)** *Notice to parents.* The district will comply with Iowa Code section ~~279.68(2)~~ 279.68(1) “b” and “e.” through “d” as amended by 2024 Iowa Acts, House File 2618, and section 279.68(2) “b” and “c.”

ITEM 2. Amend subrule 62.4(4) as follows:

**62.4(4)** *Parent notice, involvement and support.* At a minimum and in addition to other provisions of this chapter, school districts will provide ~~the following to all parents or guardians of students who are persistently at risk in reading:~~ parents with the notices required in Iowa Code section 279.68(1) “b,” “c,” and “d” as amended by 2024 Iowa Acts, House File 2618, including notices regarding retention in grade, and Iowa Code section 279.68(2) “b” and “c.”

*a.* ~~—At regular intervals, a school district will apprise the parent or guardian of academic and other progress being made by the student and give the parent or guardian other useful information.~~

*b.* ~~—In addition to required reading enhancement and acceleration strategies provided to students, a school district will provide parents or guardians of students who are persistently at risk in reading with a plan outlined in a parental contract, including participation in regular parent-guided home reading.~~

ITEM 3. Amend subrule 62.6(1) as follows:

**62.6(1)** *Services beyond third grade.*

*a.* Students who are identified as persistently at risk in reading at the end of third grade remain entitled to intensive reading instruction. ~~Nothing in this chapter prohibits a school~~

~~district from determining a student above third grade is persistently at risk in reading or from providing services to a student so identified.~~

b. Students in grades four through six who are “not reading proficiently” will receive services under this chapter. Students may be identified under this paragraph by any method identified in this chapter or by being identified as “not yet proficient” on the Iowa statewide assessment of student progress (ISASP). If a student is identified as not reading proficiently on the ISASP, the student remains identified under this chapter until the student attains proficiency on the ISASP.