

# Iowa State Board of Education

## Executive Summary

February 6, 2025



- Agenda Item:** Rules – Chapter 31, “Private Instruction and Dual Enrollment” (Adopt)
- State Board Priority:** Goals 1 – 5
- State Board Role/Authority:** The State Board has the authority for this rulemaking under Iowa Code section 256.7.
- Presenter(s):** None (consent agenda)
- Attachment(s):** One
- Recommendation:** It is recommended that the State Board give notice of its intent to amend Chapter 31.
- Background:** This rulemaking clarifies limits on dual enrollment into public school coursework. The Department received feedback that the recently adopted revision of Chapter 31 was unclear and confusing on this point.
- This rulemaking is identical to that published in the Notice of Intended Action.

## EDUCATION DEPARTMENT[281]

### Adopted and Filed

The State Board of Education hereby amends Chapter 31, “Private Instruction and Dual Enrollment,” Iowa Administrative Code.

#### *Legal Authority for Rulemaking*

This rulemaking is adopted under the authority provided in Iowa Code section 256.7(5).

#### *State or Federal Law Implemented*

This rulemaking implements, in whole or in part, Iowa Code chapter 299A.

#### *Purpose and Summary*

This rulemaking clarifies limits on dual enrollment into public school coursework. The Department of Education received feedback that the recently adopted revision of Chapter 31 was unclear and confusing on this point.

#### *Public Comment and Changes to Rulemaking*

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on December 11, 2024, as **ARC 8505C**. A public hearing was held on December 31, 2024, at 8:00 a.m., in Room B50, Grimes State Office Building, Des Moines. Aside from three representatives of the media, no one attended the public hearing. No one made public comment.

#### *Adoption of Rulemaking*

This rulemaking was adopted by the State Board on February 6, 2025.

#### *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.

*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).

*Effective Date*

This rulemaking will become effective on April 9, 2025.

The following rulemaking action is adopted:

ITEM 1. Rescind subrule 31.5(4) and adopt the following **new** subrule in lieu thereof:

**31.5(4)** A parent may not use dual enrollment to enroll a child in all courses but one.