

Iowa State Board of Education

Executive Summary

April 16, 2026

Agenda Item: Rules – Adopt – Chapter 120 (amend)

**State Board
Priority:** Goal 1

**State Board
Role/Authority:** This rulemaking is adopted under the authority provided in Iowa Code section 256B.3(23).

Presenter(s): None – consent agenda

Attachment(s): One

Recommendation: It is recommended that the State Board of Education amend Chapter 120.

Background: This rulemaking eliminates a potential source of confusion by removing unnecessary and confusing cross-references to the dispute resolution procedures under Part B of the Individuals with Disabilities Education Act (IDEA). Some, but not all, of the procedures under Part B apply to Part C of IDEA (Early ACCESS). This rulemaking removes references to procedures that do not.

No one made public comment. The adopted rules are identical to the noticed rules.

EDUCATION DEPARTMENT[281]

Adopted and Filed

The State Board of Education hereby amends Chapter 120, “Early ACCESS Integrated System of Early Intervention Services,” Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is adopted under the authority provided in Iowa Code section 256B.3(23).

State or Federal Law Implemented

This rulemaking implements, in whole or in part, 34 C.F.R. Part 303 (2025).

Purpose and Summary

This rulemaking eliminates a potential source of confusion by removing unnecessary and confusing cross-references to the dispute resolution procedures under Part B of the Individuals with Disabilities Education Act (IDEA). Some, but not all, of the procedures under Part B apply to Part C of IDEA (Early ACCESS). This rulemaking removes references to procedures that do not.

Public Comment and Changes to Rulemaking

Notice of Intended Action for this rulemaking was published in the Iowa Administrative Bulletin on March 4, 2026, as **ARC 0102D**.

A public hearing was held on March 24, 2026, at 8:30 a.m. at Room B50 Grimes State Office Building Des Moines, Iowa, and by video conference. No one attended the public hearing. The Department received no comments. The adopted rules are identical to those published in the Notice of Intended Action.

Adoption of Rulemaking

This rulemaking was adopted by the State Board of Education on April 16, 2026.

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 June 17, 2026.

The following rulemaking action is adopted:

ITEM 1. Amend rule 281—120.811(34CFR303) as follows:

281—120.811(34CFR303) Dispute resolution: practice before mediators and administrative law judges. Unless otherwise provided by this chapter, any mediation conference or due process hearing under Division VI of this chapter shall be conducted according to rules [281—41.1000](#)(256B,34CFR300) [281—41.1002](#)(256B,34CFR300), [281—41.1009](#)(17A,256B) through [281—41.1012](#)(17A,256B), and [281—41.1014](#)(17A,256B) through [281—41.1016](#)(256B,34CFR300 17A).