

Iowa State Board of Education

Executive Summary

September 17, 2026

Agenda Item: Rules – Notice of Intended Action – Chapter 31 (amend)

**State Board
Priority:** Goal 1

**State Board
Role/Authority:** This rulemaking is proposed under the authority provided in Iowa Code section 299A.10.

Presenter(s): Thomas A. Mayes
General Counsel and Rules Coordinator

Attachment(s): One

Recommendation: It is recommended that the State Board give notice of its intent to amend Chapter 31.

Background: This proposed rulemaking implements Sections 98 and 99 of 2026 Iowa Acts, House File 2754. The Department conducted a Regulatory Analysis, which closed on August 25, 2026.

EDUCATION DEPARTMENT[281]

Notice of Intended Action

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

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code section 299A.10.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code chapters 299 and 299A, as amended.

Purpose and Summary

This proposed rulemaking implements sections 98 and 99 of 2026 Iowa Acts, House File 2754. The Department conducted a Regulatory Analysis, which closed on August 25, 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 Iowa Administrative Code chapter 7-2504.

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 November 3, 2026. Comments should be directed to:

Thomas A. Mayes
Grimes State Office Building
400 East 14th Street
Des Moines, Iowa 50319
Phone: 515.281.8661
Email: 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:

November 3, 2026
8 to 9 a.m.

Room B50
Grimes State Office Building
Des Moines, Iowa
Via videoconference:
meet.google.com/sib-mznu-iuf

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. Adopt the following **new** subrules 31.7(8) and 31.7(9):

31.7(8) *Recognition of attainment in private instruction.* Recognition of attainment in private instruction, including recognition of diplomas and transcripts, is governed by Iowa Code section 299A.13 as enacted by 2026 Iowa Acts, House File 2754, section 98.

31.7(9) *Verification of enrollment or participation.* The rights of a parent, guardian, or legal custodian of a child of compulsory education age who is receiving competent or private instruction are governed by Iowa Code section 299A.14 as enacted by 2026 Iowa Acts, House File 2754, section 99.