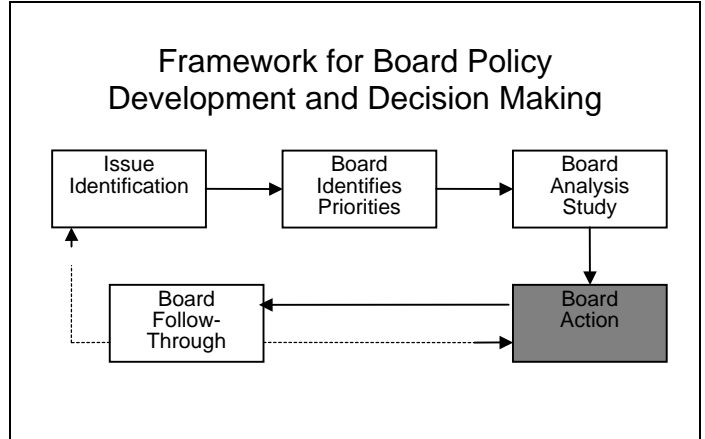


# Iowa State Board of Education

## Executive Summary

April 19, 2007



**Agenda Item:** Chapter 17 rules, Open Enrollment (Notice)

**Iowa Goal:** 2. All K-12 students will achieve at high levels, prepared for success beyond high school.

**Equity Impact Statement:** All school districts are governed by the open enrollment law and its rules.

**Presenter:** Consent Agenda

**Attachments:** 1

**Recommendation:** It is recommended that the State Board approve the amendments to the Chapter 17 rules for notice of intended action.

**Background:** The 2005 amendments to the open enrollment law (Iowa Code section 282.18) changed the filing deadline from January 1 to March 1. At that time, chapter 17 was amended to reflect this change. Subrule 17.4(2)“d” was inadvertently omitted from the amendments in 2005. This rulemaking action merely fixes that oversight.

EDUCATION DEPARTMENT [281]

Notice of Intended Action

Pursuant to the authority of Iowa Code section 256.7(5), the State Board of Education hereby proposes to amend Chapter 17, "Open Enrollment," Iowa Administrative Code.

The change corrects an oversight. When the open enrollment statute (Iowa Code section 282.18) was amended in 2005 to change the statutory deadline for filing an open enrollment request from January 1 to March 1, the State Board of Education amended appropriate sections of chapter 17 to conform to the legislation. The subrule amended herein was inadvertently omitted from rulemaking at that time.

An agency-wide waiver provision is provided in 281—chapter 4.

Interested individuals may make written comments on the proposed amendments on or before May 29, 2007, at 4:30 p.m. Comments on the proposed amendments should be directed to Carol Greta, Iowa Department of Education, 2<sup>nd</sup> floor, Grimes State Office Building, Des Moines, Iowa 50319-0146; telephone (515)281-8661; e-mail [carol.greta@iowa.gov](mailto:carol.greta@iowa.gov); or fax (515)281-4122.

This amendment is intended to implement Iowa Code section 282.18 as amended by 2005 Iowa Acts, chapter 179, sections 93-95.

A fiscal impact summary prepared by the Legislative Services Agency pursuant to Iowa Code section 17A.4(3) will be available at <http://www.legis.state.ia.us/IAC.html> or at (515)281-5279 prior to the Administrative Rules Review Committee's review of this rule making.

The following amendment is proposed.

ITEM 1. Amend rule **281—17.4(2)"d"** as follows:

**17.4(2)** Good cause related to change in status of the pupil's resident district or nonpublic school of attendance shall include:

*d.* Loss of accreditation.

- (1) Removal of accreditation by the state board after ~~January~~ March 1.
- (2) Surrender of accreditation after ~~January~~ March 1.
- (3) Permanent closure of a nonpublic school after ~~January~~ March 1.