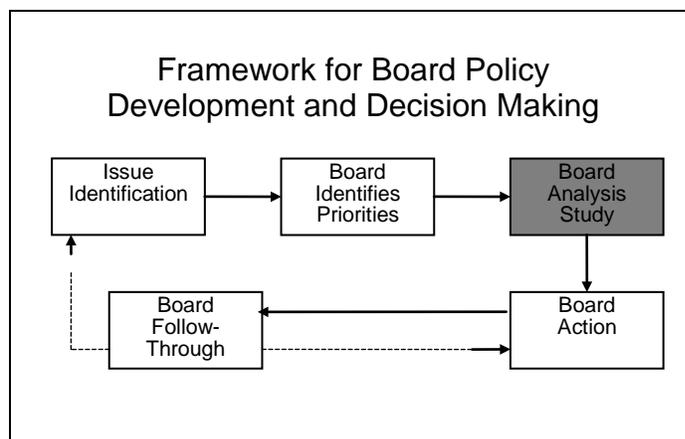


Iowa State Board of Education

Executive Summary

November 20, 2013



Agenda Item: Future Process for Reviewing and Processing Vacated Administrative Law Judge Decisions

Iowa Goal: All PK-12 students will achieve at a high level.

State Board Role/ Authority: Review of proposed administrative law decision pursuant to Iowa Code 290.5, Iowa Code 256.7, and 281 Iowa Administrative Code Chapter 6

Presenter: Rob Porter, Assistant Attorney General

Attachments: None

Recommendation: It is recommended that the State Board hear and discuss this information.

Background: The Board has authority to review and act on decisions rendered by an administrative law judge (ALJ) serving as a designee for the Director. Specifically, the Board may affirm, modify, or vacate an ALJ decision, or direct a rehearing. It would be advisable for the Board to develop a repeatable process by which the Board can review proposed decisions, obtain legal advice on proposed decisions from attorneys who were not involved in the underlying administrative decision, and create written Board orders consistent with Iowa Code 17A.3.