

Report From Agency
FINAL REPORT
CLEARINGHOUSE RULE 22-005
CHAPTER PI 34
EDUCATOR LICENSES

Analysis by the Department of Public Instruction

Statutory authority: ss. 115.28 (7) (a) and (c), 115.76 (14) (a) 1., 118.19 (11) and (18), 118.193 (3), and 227.11 (2) (a) (intro.), Stats.

Statute interpreted: ss. 115.28 (7) (a) and (c), 115.76 (14) (a) 1., 118.19 (11) and (18), and 118.193 (3), Stats.

The objective of the proposed rule is to make clarifications to the grade ranges in which school administrators and speech-language pathologists are permitted to work in a Wisconsin school.

The hearing notice was published in the January 18, 2022 edition of the Wisconsin Administrative Register. A public hearing was held on February 8, 2022.

Summary of public comments relative to the rule and the agency's response to those comments:

No persons testified at the February 8, 2022 hearing or provided written testimony.

Changes made as a result of oral or written testimony:

No changes were made.

Changes to the analysis or the fiscal estimate:

No changes were made.

Responses to Clearinghouse Report:

2. Form, Style and Placement in Administrative Code:

The change is accepted.

5. Clarity, Grammar, Punctuation and Plainness:

a. Chapter PI 34 authorizes an individual to receive a license in speech-language pathology using one of the following pathways: 1) receiving a tier I, one-year license with stipulations under s. PI 34.028 (2) (d); 2) receiving a tier II, 3-year license using the clinically-trained pathway under s. PI 34.040 (2) (j); and 3) receiving a tier II, 3-year license under s. PI 34.047 (3) (m) by completing an approved program. The reference to speech-language pathology under s. PI 34.047 (4) is not a pathway to licensure, but rather governs the means by which individuals could receive a license in this area. This provision was constructed to recognize the requirements under s. PI 34.040 (2) (j), which is a pathway for individuals who

are clinically trained to receive a license but was not updated to reflect recent changes under Clearinghouse Rule 20-070. Clearinghouse Rule 20-070 created this pathway for clinically trained speech language pathologists. Accordingly, the intent of the proposed rule is to clarify both the grade levels that a speech-language pathologist may teach and the means by which individuals could receive a license. The plain language analysis was revised to clarify this.

b. The department revised this provision to state that an applicant shall successfully meet the assessment requirements, as described in s. PI 34.021 (1) (c) and (d), in order to be consistent with the language governing eligibility requirements for clinically trained speech-language pathologists (see s. PI 34.040 (2) (j) 5.).