

Report From Agency
FINAL REPORT
CLEARINGHOUSE RULE 22-012
CHAPTER PI 34
EDUCATOR LICENSES

Analysis by the Department of Public Instruction

Statutory authority: s. 115.28 (7) (a), Stats.

Statute interpreted: s. 115.28 (7) (a), Stats.

The objective of the proposed rule is to amend ch. PI 34 of the Wisconsin Administrative Code with respect to the department's Tier I, 3-year school district-sponsored license with stipulations. The revisions include but are not limited to the following clarifications:

1. The written evidence required by the state superintendent for approval under s. PI 34.029 (2) (c) and (5) (a) and (b).
 2. The length of time after the expiration of the license within which an individual must submit written evidence for approval.
 3. The validity of the license if the applicant leaves the employment of the sponsoring district.
 4. The ability to issue another Tier I, 3-year school district-sponsored license with stipulations to an applicant if requested by another school district.
 5. The use of national standards or content guidelines in the department's review process for issuing Tier II or III licenses.
 6. Early completion of a Tier I, 3-year school district-sponsored license with stipulations requirements and relationship to a Tier III license.
 7. Timelines for submission of required materials for advancement to a Tier II or III license.
 8. The status of the license in the year of experience in the employing district, CESA, or residential school.
 9. The ability to receive a Tier I, 3-year school district-sponsored license with stipulations to teach alternative education under s. PI 34.077.
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The hearing notice for this rule was published in the January 31, 2022 edition of the Wisconsin Administrative Register. A public hearing was held on February 23, 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 changes were accepted.

4. Adequacy of References to Related Statutes, Rules and Forms:

a. The reference to speech-language pathology under s. PI 34.0475 is reflective of proposed changes to the rule under CR 22-005, which is pending at the time of the filing of this rule. CR 22-005 renumbers speech-language pathology under s. PI 34.047 (3m) and (4) to s. PI 34.0475. The changes per the comment in this report were accepted for the final rule but will need to be changed in the event CR 22-005 is promulgated, as promulgation of CR 22-005 would render the cross-reference to speech-language pathology under s. PI 34.047 (4) as obsolete.

b. The changes were accepted. Upon further review, the department has also removed the underlined text at the end of the provision and will therefore leave s. PI 34.029 (2) (b) as is.

5. Clarity, Grammar, Punctuation and Plainness:

The changes were accepted.

Changes deemed necessary by the department to improve implementation of the rule:

Upon further review, the department has removed adaptive physical education under s. PI 34.075 and alternative education programs under s. PI 34.077 from the list of subjects that may not be authorized by a tier I, 3-year school district-sponsored license with stipulations under s. PI 34.029.