

Wisconsin Department of Public Instruction  
**STATEMENT OF SCOPE  
FOR ADMINISTRATIVE RULES**

Rule No.:

Relating to: Emergency licensure changes to PI 34

Rule Type: Emergency

Pursuant to *Coyne v. Walker*, the Department of Public Instruction is not required to obtain the Governor's approval for the statement of scope for this rule. *Coyne v. Walker*, 2016 WI 38.

1. Finding/nature of the emergency (Emergency Rule only).

School districts throughout the state are experiencing difficulties obtaining and retaining licensed personnel. These difficulties can impact children's educational experience. An emergency rule is needed to create additional flexibility in the teacher licensing process for individuals who are seeking a license for the 2016-17 school year, which starts July 1, 2016. A permanent rule would not be able to provide additional flexibility on a timely basis for the upcoming school year.

2. A description of the objective of the proposed rule.

In order to address staffing difficulties in school districts, the proposed rule's objective is to make the teacher licensing process more flexible and efficient.

3. A description of the existing policies and new policies included in the proposed rule and an analysis of policy alternatives.

Ch. PI 34 current contains the current administrative rules governing the licensure of school personnel. The department will identify new policies and possible alternatives during the rulemaking process. Such policies may include increasing the number of pathways to licensure, reducing the regulatory burden on applicants, and reducing the time it takes to obtain a license.

4. The statutory authority for the proposed rule.

115.28 General duties. The state superintendent shall:

(7) Licensing of teachers.

(a) License all teachers for the public schools of the state; make rules establishing standards of attainment and procedures for the examination and licensing of teachers within the limits prescribed in ss. 118.19 (2) and (3), 118.191, 118.192, 118.193, 118.194, and 118.195; prescribe by rule standards, requirements, and procedures for the approval of teacher preparatory programs leading to licensure, including a requirement that, beginning on July 1, 2012, and annually thereafter, each teacher preparatory program located in this state shall submit to the department a list of individuals who have completed the program and who have been recommended by the program for licensure under this subsection, together with each individual's date of program completion, from each term or semester of the program's most recently completed academic year; file in the state superintendent's office all papers relating to state teachers' licenses; and register each such license.

5. An estimate of the amount of time agency employees will spend developing the proposed rule and of other resources needed to develop the rule.

The amount of time needed for rule development by department staff and the amount of other resources necessary are indeterminate.

6. A description of all of the entities that will be affected by the proposed rule.

This rule change could impact public schools, including charter schools and educator preparation programs, as well as individuals seeking a teaching license under 115.28 (7) (a).

7. A summary and preliminary comparison of any existing or proposed federal regulation that addresses or is intended to address the activities to be regulated by the proposed rule.

N/A

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses).

The proposed rules will have no significant economic impact on small businesses, as defined in s. 227.114 (1), Stats.

#### **Contact Information**

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