

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

**GENERAL INFORMATION**

Rule No.: PI 38

Relating to: Technical changes to rules governing grants for tribal revitalization as a result of 2017 Wisconsin Act 59

Rule Type: Permanent

**NARRATIVE**

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*, 368 Wis.2d 444.

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

N/A

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

The proposed rule will make technical changes to Subchapter VI of PI 38, relating to grants for tribal language revitalization, in order to conform the rule to the recent changes to underlying statutes as a result of 2017 Wisconsin Act 59, the 2017-19 biennial budget.

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

2009 Wisconsin Act 28 originally created the tribal language revitalization grants, which is a program that provides grants to school districts and CESAs, in conjunction with a tribal authority, for the purpose of supporting effective instruction in one or more American Indian languages. Section 115.745 (3), Stats., provides that the State Superintendent is given the authority to promulgate rules to implement the statutes relating to the tribal revitalization grants, which became effective under Chapter PI 39 on June 1, 2010, and was renumbered Subchapter VI of PI 38 on January 1, 2018. Since then, 2017 Wisconsin Act 59 made a change to the statutes which permitted Head Start agencies to apply for the tribal language revitalization grants. The proposed rule makes a technical change to the rules governing tribal language revitalization grants in order to conform Chapter PI 38 of the DPI Administrative Code to recent changes in statute.

4. The statutory authority for the proposed rule.

Under s. 115.745 (3), Stats., the Department is required to promulgate rules to implement and administer the statutes relating to grants for tribal language revitalization.

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.  
No entities should be affected by this rule since the rule is a technical change created to align administrative code with statute.

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  
Carl Bryan  
Policy and Budget Team  
(608) 267-9127  
adminrules@dpi.wi.gov