

1 2. One of the following:

2 a. Eligibility for a license to teach or completion of an approved program and 2 years of successful
3 teaching experience at the early childhood through adolescence level.

4 b. An approved one-year, full-time internship in school counseling at the early childhood through
5 adolescence level.

6 c. A minimum of 2 years of successful experience as a licensed school counselor. "Successful experience"
7 in this subparagraph means experience as a licensed school counselor in an assigned position of one-half time or
8 more as a school counselor under the supervision of a cooperating school counselor and a written recommendation
9 from the school system administration.

10 (b) A 3-year nonrenewable license may be issued to an applicant who has obtained the institutional
11 endorsement and has completed all requirements except the requirement in par. (a) 2. This three-year license may be
12 issued for an individual to meet the requirement in par. (a) 2. c.

13 (2) SCHOOL NURSE. This license is not required. An applicant for a school nurse license shall be a
14 registered nurse in Wisconsin and shall have completed an approved baccalaureate degree program in school
15 nursing which includes a school nursing practicum and an institutional endorsement.

16 (3) SCHOOL PSYCHOLOGIST. (a) A regular school psychologist license may be issued to an applicant
17 who has obtained the institutional endorsement and has completed or possesses all of the following:

18 1. An approved program for the preparation of school psychologists, resulting in a doctor of philosophy,
19 doctor of psychology, doctor of education, education specialist degree, or the equivalent as determined by the
20 institution and approved by the department.

21 2. Completion of one of the following:

22 a. Two years of successful experience as a school psychologist under the supervision of a cooperating
23 school psychologist and a written recommendation from the school system administration.

24 b. An internship in school psychology under the supervision of a cooperating school psychologist and a
25 written recommendation from the school system administration. The internship shall be part of the approved
26 program.

27 (b) A 3-year nonrenewable license may be issued to an applicant who has obtained the institutional
28 endorsement and has completed all requirements except the requirement in par. (a) 2. This 3-year license may be
29 issued for an individual to meet the requirement in par. (a) 2. a. or b.

30 (4) SCHOOL SOCIAL WORKER. A regular license may be issued to an applicant who has obtained an
31 institutional endorsement and has completed or possesses all of the following:

32 (a) A master's degree in social work.

1 (b) At least 2 years of social work experience dealing with children and youth. One year of this experience
2 shall be completed at the elementary, middle or secondary level in a school, or in an agency whose major
3 responsibility is to serve children and youth and whose program is recognized by the institution.

4
5 SUBCHAPTER IX - ADMINISTRATION CATEGORIES

6 **PI 3.32 Administration Categories.** (1) GENERAL. Licenses may be issued in the administration
7 categories listed under subs. (2) through (10) at the early childhood through adolescent level to individuals who are
8 endorsed by an institution as having completed an approved program that certifies competence in the standards
9 listed in s. PI 3.03 and who meet the requirements under this subchapter. Specific competencies for the separate
10 license categories shall be determined by the state superintendent. A license under subs. (2) through (5), (8), and
11 (9) is required for individuals who supervise and evaluate other professional staff. An applicant for a license under
12 this subchapter shall meet all of the following requirements:

13 (a) Degree. 1. An applicant for a superintendent license shall have completed an approved specialist
14 degree program or the equivalent. Except as specified under subd. 2., for all other licenses under this subchapter,
15 the applicant shall have completed an approved master's degree program or the equivalent in the area of
16 administration; or a master's degree or the equivalent and an approved program leading to a license under this
17 subchapter.

18 2. An applicant for any program coordinator license is required to hold a bachelor's degree.

19 (b) Professional education. 1. Except as specified in subd. 2., the applicant shall meet one of the
20 following requirements:

21 a. The applicant shall hold or be eligible to hold any license to teach at the early childhood through
22 adolescence level or shall have completed an approved program leading to a license to teach.

23 b. The applicant shall hold or be eligible to hold a license as a school counselor, a school psychologist, or a
24 school social worker, or shall have completed an approved program leading to one of these licenses.

25 2. An applicant for school business administrator license or a program coordinator license is not required to
26 meet the requirements in subd. 1., except as specified under sub. (7), unless he or she wants to become certified in
27 another administrative category.

28 (c) Experience. 1. Except as specified in subd. 2., the applicant shall have completed one of the following:

29 a. Three years of successful full-time classroom teaching at any of the grades at the early childhood
30 through adolescence level.

31 b. Three years of successful experience as a school counselor, a school psychologist, or a school social
32 worker, which included evidence of at least 540 hours of successful classroom teaching experience.

1 2. An applicant for school business administrator license or any program coordinator license is not required
2 to meet the requirement in subd. 1. unless he or she wants to become certified in another administrative category.

3 (2) PRINCIPAL. The principal license is required for a person to serve as a principal or an assistant
4 principal in an elementary, middle, or secondary level school.

5 (3) SCHOOL DISTRICT ADMINISTRATOR OR SUPERINTENDENT. Except as specified under s.
6 119.32 (7), Stats., the superintendent license is required for a person to serve as a superintendent or an assistant
7 superintendent. In addition, s. 118.24 (2) (d), Stats., permits the superintendent to designate herself or himself to
8 serve as principal or teacher in any school under her or his supervision while the person is employed and serving as
9 a licensed superintendent. For the initial or regular license, the applicant shall meet the following requirements:

10 (a) The applicant shall hold or be eligible to hold a principal license.

11 (b) The applicant shall have completed an approved program or the equivalent leading to licensure as a
12 superintendent.

13 (4) DIRECTOR OF INSTRUCTION. A director of instruction license is required for a person to serve as
14 supervisor, coordinator or director of curriculum, instruction or staff development. For a license under this
15 subsection, the applicant shall have completed an approved program or the equivalent leading to the director of
16 instruction license.

17 (5) DIRECTOR OF SPECIAL EDUCATION AND PUPIL SERVICES. (a) A director of special
18 education and pupil services license is required for a person to administer a special education program or a pupil
19 services program, or both. For a license under this subsection, the applicant shall have completed an approved
20 program leading to licensure as a director of special education and pupil services.

21 (b) Persons who hold a special education supervisor- level A license may be issued a regular license under
22 this subsection.

23 (6) SCHOOL BUSINESS ADMINISTRATOR. (a) Except as specified under s. 119.32 (7), Stats., the
24 school business administrator license is required for any person who has primary budget and fiscal responsibility in
25 the school district.

26 (b) The applicant shall have successfully completed an approved program leading to licensure as a school
27 business administrator.

28 (7) PROGRAM COORDINATOR. A program coordinator license to administer the following programs is
29 required if the holder does not otherwise have a license under this chapter:

30 (a) *Special school programs.* Program coordinator licenses in the following categories shall meet the
31 requirement in sub. (1) (b):

32 1. Dean of students.

33 2. School to work.

- 1 (a) The employing school board shall make the request to the department, in writing.
- 2 (b) The applicant shall have been admitted to an approved program leading to a license for the
3 administrative position.
- 4 (c) The applicant shall submit a written plan to the department describing how he or she will complete the
5 approved program within 2 years. The written plan shall be approved by the institution offering the approved
6 program and by the employing school board.
- 7 (d) To receive a one-year license to serve as a superintendent, the applicant shall possess a master's degree
8 or the equivalent.
- 9 (e) A license under this subsection may be renewed one time for one year, upon the written request made by
10 formal action of the school board and with satisfactory evidence from the institution offering the approved program
11 that the applicant can complete the approved program in one year. *additional*

12
13 **SUBCHAPTER X - SUPPLEMENTARY CATEGORIES**

14 **PI 3.33 Supplementary categories.** In order to receive a license issued under a supplementary category
15 under this subchapter, an individual shall hold a license issued by the department. Licenses under this subchapter
16 may be issued in the following categories:

17 (1) ADAPTIVE EDUCATION, ADAPTIVE PHYSICAL EDUCATION AND ASSISTIVE
18 TECHNOLOGY.

19 (a) *Adaptive education.* A license in adaptive education may be issued to an applicant who holds a regular
20 license issued under subchapter VII, and who has completed an approved program, including a concentration in
21 adaptive education, which includes demonstrated knowledge and understanding in all of the following:

- 22 1. Psychology and nature of a child with disabilities.
- 23 2. Modification of content, instructional strategies and the learning environment for children with
24 disabilities and other children with special needs in the regular education setting.
- 25 3. A practicum in adaptive education in the area of licensure.

26 (b) *Adaptive physical education.* A license in adaptive physical education may be issued to a person who
27 holds a regular physical education license, and who has completed an approved program, including a concentration
28 in adaptive physical education, which includes demonstrated knowledge and understanding in all of the following:

- 29 1. Psychology and nature of a child with disabilities.
- 30 2. Modification of content, instructional strategies and the learning environment in physical education.
- 31 3. A practicum in adaptive physical education.

32 (c) *Assistive technology.* A regular license in assistive technology may be issued to a person who holds a
33 regular license in special education, deaf or hard of hearing, visually impaired, occupational therapy, physical

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1 therapy or speech and language pathology and who has completed a concentration in assistive technology including
2 all the following:

- 3 1. Psychology and nature of a child with disabilities.
- 4 2. Curriculum modification and instructional strategies through use of assistive technology.

5 (2) ALTERNATIVE EDUCATION PROGRAM. (a) Any person employed in an alternative education
6 program shall hold an appropriate license issued by the department or an alternative education program license.

7 (b) An appropriate license held by a person employed in an alternative education program shall be in the
8 pupil developmental level or subject, which he or she is teaching except as follows:

9 1. A person holding a middle childhood through early adolescence level license may teach the basic skills of
10 reading, language arts, and mathematics to secondary students for high school credit if the grade level of the
11 curriculum taught does not exceed the grade level of the teacher's license.

12 2. A person holding a regular license to teach may teach outside his or her area of licensing if the
13 instruction is in collaboration with a properly licensed teacher. Under this paragraph, a properly licensed teacher
14 shall be licensed at the pupil developmental level and in the subject area being taught and shall diagnose the pupils'
15 educational needs, prescribe teaching and learning procedures, and evaluate the effects of the instruction.

16 3. Except as specified in subd. 2., an applicant for an alternative education program license shall possess a
17 regular license to teach and shall receive an endorsement from a Wisconsin approved program verifying the
18 applicant has met the competencies specified in s. PI 3.02. An alternative education program license may be issued
19 for a period of 5 years and allows the holder to teach any subject specified under ss. PI 8.01 (2) (L) 3. and 18.03 in
20 grades 6-12 if the holder volunteers for that assignment.

21 (3) BILINGUAL/BICULTURAL EDUCATION. Any person who has a specific assignment to teach in a
22 bilingual/bicultural educational program shall be licensed as a bilingual/bicultural teacher. A regular license may be
23 issued to an applicant who meets all of the following requirements:

24 (a) Holds a regular license in categories or levels to be taught in the bilingual/bicultural teaching
25 assignment.

26 (b) Is proficient in English and in the target language.

27 (c) Has completed an approved program in bilingual/bicultural education at the developmental level of the
28 license being sought that is the equivalent to a minor including all of the following:

29 1. Coursework in cultural and cross-cultural studies including all of the following:

30 a. Contemporary social problems with emphasis on the bilingual/bicultural child.

31 b. Culture of the target group or groups.

32 X.c. Contrastive analysis of the target culture or cultures with other cultures.

33 d. Bilingual/bicultural field experiences in the community of the target group or groups.

1 e. Has demonstrated competency in foundations of bilingual/bicultural education, including rationale,
2 history, and survey of existing models.

3 f. Has demonstrated theory and methodology of teaching the bilingual/bicultural pupil in both English and
4 in the target language in the category of licensure.

5 g. Has completed language study which develops knowledge relating to phonology, morphology, and syntax
6 in the target language as these elements contrast with English. This coursework is required for early childhood
7 through early adolescence level language arts bilingual/bicultural licensure.

8 h. Has completed a student teaching experience in bilingual/bicultural education.

9 (4) COACHING ATHLETICS. This license is not required. A regular license to coach athletics may be
10 issued to an applicant who holds a valid Wisconsin license under this chapter and has obtained the institutional
11 endorsement for the license to coach athletics or an applicant who is eligible for or holds a regular license in
12 physical education based on a physical education major.

13 (5) DRIVER EDUCATION. (a) A license to teach driver education and traffic safety education may be
14 issued to an applicant who has completed or possess all of the following:

15 1. A Wisconsin teacher or pupil service license.

16 2. A valid driver's license.

17 3. At least 3 years driving experience while holding a valid driver's license.

18 4. An acceptable driving record. In this paragraph, "acceptable" means an individual may not have more
19 than 6 demerit points or a major violation charged by the Wisconsin department of transportation or the equivalent
20 authority from another state in one twelve month period.

21 5. At least 15 semester credits of approved coursework in driver and safety education, which shall include
22 all of the following:

23 a. A basic driver education course.

24 b. An advanced driver education course.

25 c. A general safety course.

26 d. Behavioral aspects of accident prevention.

27 e. Alcohol and drugs and their relationship to traffic safety.

28 f. At least 10 hours of experience in teaching practice driving.

29 (b) A two-year nonrenewable license may be issued to an applicant if he or she meets all of the following:

30 1. The applicant meets the requirements under par. (a) 1. to 4.

31 2. The applicant has completed at least 6 of the credits required under par. (a) 5 a. and b. and experience
32 required under par. (a) 5. f.

1 3. The applicant has a Wisconsin license and has been employed by the school district for at least 3 years
2 as described under s. 118.21, Stats.

3 4. The employing school district requests, in writing, that the department grant the applicant a license under
4 this section.

5 (c) Individuals who hold a Wisconsin life license under s. PI 3.17 (1) and who held an initial driver
6 education license with an effective date no later than July 1, 1980, may renew a regular driver education license by
7 meeting the requirement under s. PI 3.18 (2) (e) or by attending 3 annual department approved traffic safety related
8 conferences and 3 traffic safety related workshops within the 5 years immediately preceding renewal of his or her
9 driver education license.

10 (d) A driver education license under this section may be revoked in accordance with subch. XII if any of the
11 following occurs:

12 1. The license holder does not maintain an acceptable driving record as specified under par. (a) 4.

13 2. The license holder is convicted of operating a motor vehicle while intoxicated under the laws of this state
14 or under the equivalent authority from another state.

15 3. The license holder has a driver's license that has been suspended or revoked by the department of
16 transportation or the equivalent agency in another state.

17 (6) **READING TEACHER.** Any person who has a specific assignment to teach reading shall hold a
18 reading teacher license. A regular reading teacher license to teach at the early childhood through adolescence level
19 shall be issued to an applicant who has completed an approved program and who has received the institutional
20 endorsement for the reading teacher license and who meets all of the following requirements:

21 (a) Eligibility to hold a Wisconsin license to teach or completion of an approved teacher education
22 program.

23 (b) Two years of successful regular classroom teaching experience.

24 (c) Proficiency in the teaching of reading that includes a practicum in teaching reading in all of the
25 following:

26 1. Developmental reading for pupils in the early childhood through adolescent level.

27 2. Assessment and instructional techniques for readers with special needs.

28 3. Language development.

29 4. Learning disabilities.

30 5. Content area reading.

31 6. Literature for children or adolescents.

32 (7) **URBAN EDUCATOR.** (a) Effective July 1, 1998, any person employed in an urban school district in
33 a city of the first class who holds a valid teaching license may apply for an urban education license. This license is

1 not required. In order to qualify for the urban education license, a teacher shall provide evidence of meeting the
2 following competencies:

- 3 1. The ability to promote and ensure academic success for all learners.
- 4 2. The ability to create and teach a rigorous academic, integrated, and multicultural curriculum including
5 thematic units to meet the needs of diverse learners.
- 6 3. The ability to function as an effective teacher in an urban school.
- 7 4. The ability to organize and manage a positive learning environment.
- 8 5. The ability to work as an effective member of a teaching team utilizing community-based learning and
9 hand-on projects.
- 10 6. The ability to communicate effectively and collaborate with all stakeholders, including parents,
11 guardians, and caregivers as equal partners in the learning enterprise.
- 12 7. The ability to use modern technologies and information systems effectively to enhance learning.
- 13 8. The ability to adhere to a professional code of conduct as an urban teacher.
- 14 9. The ability to engage in a system of growth and inquiry derived from a continual evaluation of learners'
15 progress.

16 (b) The urban education license recognizes the holder as competent in the abilities listed in par. (a) and
17 authorizes the holder to practice these competencies as a teacher in an urban school.

18 (c) Evidence of successfully meeting the competencies in par. (a) may be verified by one of the following:

- 19 1. A Wisconsin approved program.
- 20 2. A school district in a city of the first class. *Law?*
- 21 3. An independent agency recognized by the state superintendent. *7/2*

22 (d) Successful completion of the requirements for the urban teacher license shall meet the license renewal
23 requirements under s. PI 3.18 (2) (e).

24 (8) VOCATIONAL EDUCATION. Any person who has a specific assignment to teach an advanced level
25 occupational skills course in grades 9 through 12 shall hold a vocational license under this section. A regular
26 license to teach a vocational subject listed under par. (c) may be issued to an applicant who meets all of the
27 following requirements:

28 (a) Demonstrates competency in principles, issues or philosophy of vocational education and a course in
29 organization and administration of cooperative education programs.

30 (b) Demonstrates related occupational experience preceding application for the license. The number of
31 required hours of occupational experience for each vocational license is specified in par. (c), and the requirement
32 shall be met in one of the following ways:

- 33 1. Paid occupational experience in related occupations.

1 renewal interval as the existing license. A license issued under this subsection authorizes the holder to perform any
2 instructional duty in a charter school established under s. 118.40, Stats.

3 2. The district administrator or a designated official of the employing school district may request that a
4 license be issued under this subsection on behalf of the individual receiving the license.

5 (2) CHARTER SCHOOL INSTRUCTIONAL STAFF PERMIT. (a) An individual who does not hold a
6 current license or permit issued by the department to teach in a specific category or developmental level or does not
7 hold a charter school instructional staff license under sub. (1) may be employed as a member of the instructional
8 staff in a charter school if he or she obtains a charter school instructional staff permit from the department. A 1-
9 year permit under this subsection may be issued if all of the following apply:

10 *Not all SD* > 1. A district administrator or designated official of the employing school district requests the permit
11 following a search for a qualified, licensed individual.

12 2. The individual receiving the permit has a bachelor's degree in the subject that he or she is assigned to
13 teach or in a related field, or has formal proof of mastery in a trade that he or she is assigned to teach.

14 3. Except as specified under subd. 4., the individual receiving the permit receives 6 credits of training or the
15 equivalent each school year that he or she is employed in a charter school. These credits shall be part of an
16 approved license program in the assigned teaching area. *college?*

17 4. An individual who holds a terminal degree in his or her field and who is a full-time employe of an
18 approved teacher preparation institution in Wisconsin or an individual who has formal proof of mastery in a trade
19 and who is a full-time employe of a Wisconsin technical college district board is exempt from the requirement under
20 subd. 3.

21 5. A permit holder's practice shall be coordinated, directed, and inspected by a person who is licensed by
22 the department to teach the subject or trade that the permit holder is teaching.

23 (b) An individual may renew a permit under this paragraph if he or she meets the requirements under par.
24 (a).

25 (3) EDUCATIONAL INTERPRETER - DEAF OR HARD OF HEARING LICENSE. (a) Any person
26 employed by a school system to interpret for pupils who are deaf or hard of hearing as part of that pupil's special
27 education program shall hold a license under this subsection. *WHY?* Except as specified in par. (b) and subs. (4) to (6), an
28 applicant for an educational interpreter for pupils who are deaf or hard of hearing license shall complete or possess
29 all of the following:

30 1. Evidence of coursework proficiency in the following content that equates to at least a minor at the
31 professional educator level, including all of the following:

- 32 a. Public speaking skills.
- 33 b. Written English communication.

1 c. Child and adolescent development.

2 d. Psychological, social, and cultural aspects of people who are deaf or hard
3 of hearing.

4 e. Orientation to deafness, which shall include terminology, related to hearing loss, pathological
5 perspectives, educational programs, and cultural perspectives of people who are deaf.

6 f. Language development in children who are deaf or hard of hearing.

7 g. Competence in special education.

8 h. Theories of the various forms of visual communication used while interpreting, such as American Sign
9 Language, manually coded English and oral interpreting.

10 i. Issues in educational settings such as theory, role and function, instructional support services, note-
11 taking and classroom management in the prekindergarten through grade 12 setting.

12 j. Ethical and professional practices.

13 2. A practicum of at least 150 hours in the early childhood through adolescence level, 2 semesters of
14 successful experience for at least 50% time as an educational interpreter or certification from the national registry
15 of interpreters for the deaf.

16 3. Competence in oral interpreting which is the process of delivering a spoken message in a manner that is
17 most visible via speechreading, or certification from the national registry of interpreters for the deaf as an oral
18 interpreter. In this paragraph, "speechreading" means the practice of communicating using a combination of lip-
19 reading, residual hearing, natural gestures and context clues.

20 4. a. Except as specified under subpar b. the applicant shall have demonstrated competence in the area of
21 interpreting for individuals who are deaf or hard of hearing which includes the following: Skill development in the
22 use of American sign language and expressive interpreting which is the process of changing spoken English into
23 American sign language, skill development in the use of signed forms of English and expressive transliterating
24 which is the process of changing spoken English into a signed form of English, and skill development in
25 understanding messages delivered in sign language and in sign to voice which is the process of changing a signed
26 text into spoken English.

27 *Perk* b. Applicants holding a valid department of health and social services quality assurance verification under
28 ch. (HSS) 267 shall provide the department with evidence of such verification which the department shall apply as 6.
29 semester credits to be divided equally among the competency requirements of subpar. a.

30 (b) Interpreters holding certification from the national registry of interpreters for the deaf, including the
31 comprehensive skills certificate, interpretation certificate, transliteration certificate, certificate of interpretation,
32 certificate of transliteration, or reverse skills certification, may be issued a license under this section if 6 semester

1 credits of coursework selected from one or more of the requirements under par. (a) l. c., f., g. or i have been
2 completed.

3 (4) EDUCATIONAL INTERPRETER - DEAF OR HARD OF HEARING TWO YEAR LICENSE. (a)

4 A two-year educational interpreter - deaf or hard of hearing license may be issued to an applicant who meets the
5 requirements under sub. (3) (a) 4. a. but lacks requirements under sub. (3) (a) 1., 2., or 3.

6 (b) A two-year license may be issued to an applicant who meets the requirements under sub. (3) (b) but
7 lacks the specified credits.

8 (c) A two-year license under this subsection may be renewed, if between the date of issuance and the
9 proposed renewal date, the applicant has made satisfactory progress toward removal of the deficiencies under sub.
10 (3) (a) 1., 2., or 3., or the credit deficiencies under sub. (3) (b).

11 (5) EDUCATIONAL INTERPRETER - DEAF OR HARD OF HEARING SUBSTITUTE LICENSE. A
12 substitute educational interpreter - deaf or hard of hearing license may be issued for a period of 5 years to an
13 applicant who meets one of the following:

14 (a) Holds or is eligible to hold an educational interpreter license.

15 (b) Holds the equivalent license in another state.

16 (c) Is at least 18 years of age, holds a valid certificate from the national registry of interpreters for the deaf
17 or department of health and social services quality assurance verification under ch. HSS 267 or the equivalent.

18 (d) Proof of completion of an interpreter training program.

19 (6) EDUCATIONAL INTERPRETER - DEAF OR HARD OF HEARING ONE YEAR PERMIT. (a) A
20 one-year educational interpreter - deaf or hard of hearing permit which authorizes the holder to be employed as an
21 educational interpreter may be issued to a person who seeks a license as an educational interpreter for pupils who
22 are deaf or hard of hearing but does not meet the license requirements for an educational interpreter. A permit
23 issued under this subsection is valid for a period not to exceed one year and expires on June 30, unless an earlier
24 expiration is stated on the permit. The district administrator or designated official of the employing school district
25 shall request a permit in writing with full explanation and justification of the need. The request shall state that a
26 search was conducted for a fully licensed educational interpreter for pupils who are deaf or hard of hearing and that
27 a fully licensed educational interpreter is not available.

28 (b) The district administrator or designated official of the employing school district may request that a
29 permit be renewed. The permit may be renewed if, between the date of issuance and the proposed renewal date, the
30 applicant satisfactorily makes progress toward meeting the licensing requirements under sub. (3).

31 (7) INDIAN HOME SCHOOL COORDINATOR, LANGUAGE AND CULTURE AIDE LICENSE.

32 (a) A license to serve as an aide or home-school coordinator in an American Indian language and culture
33 education program shall be issued as specified under s. 115.28 (17) (b), Stats., to an applicant who is recommended

1 as competent to serve in the position by the employing school district administrator or the employing administrator
2 of an alternative school and by the designee of the tribal council or by the designee of the local American Indian
3 parent advisory committee described under s. 115.735, Stats.

4 (b) The designee of the tribal council or the local American Indian parent advisory committee shall be
5 competent in the target Indian language and knowledgeable about the history and culture of the target Indian
6 population.

7 (c) A license to serve as an aide in an American Indian language and culture program is not mandatory.

8 (8) INDIAN LANGUAGE, HISTORY AND CULTURE LICENSE. (a) 1. A license to teach Indian
9 language or to teach Indian history and culture in an American Indian language and culture education program may
10 be issued as specified under s. 115.28 (17) (a), Stats., to an applicant who holds or is eligible for a teaching license
11 and who is recommended by the employing school district administrator or the employing administrator of an
12 alternative school and by the designee of the tribal council or by the designee of the local American Indian parent
13 advisory committee described under s. 115.735, Stats., as possessing the following competencies and who provides
14 the department with evidence of possessing the following competencies:

15 a. To teach Indian language, the applicant shall demonstrate the ability to read, speak, write English and
16 the target Indian language with fluency and accuracy and the ability to teach the target Indian language.

17 b. To teach Indian history and culture, the applicant shall demonstrate knowledge and understanding of the
18 history and culture of the target pupil population and the ability to teach the history and culture of the target pupil
19 population.

20 2. The designee of the tribal council or of the local American Indian parent advisory committee shall be
21 competent in the target Indian language and knowledgeable about the history and culture of the target Indian
22 population.

23 (b) 1. A 2-year license to teach Indian language or to teach Indian history and culture in an American
24 Indian language and culture education program may be issued as specified under s. 115.28 (17) (a), Stats., to an
25 applicant who does not meet the requirements of par. (a) 1. who is recommended by the employing school district
26 administrator or the employing administrator of an alternative school and by the designee of the tribal council or by
27 the designee of the local American Indian parent advisory committee as possessing the following competencies and
28 who provides the department with evidence of possessing the following competencies:

29 a. To teach Indian language, the applicant shall demonstrate his or her ability to read, speak and write
30 English and the target Indian language with fluency and accuracy and the ability to teach the target Indian
31 language.

1 b. To teach Indian history and culture, the applicant shall demonstrate knowledge and understanding of the
2 history and culture of the target pupil population, and the ability to teach the history and culture of the target pupil
3 population.

4 2. The designee of the tribal council or of the local American Indian parent advisory committee shall be
5 competent in the target Indian language and knowledgeable about the history and culture of the target Indian
6 population.

7 (c) 1. Upon verification of 2 years of successful teaching experience under par. (b) by the employing school
8 or alternative school and by the designee of the tribal council or by the designee of the local American Indian parent
9 advisory committee as possessing the following competencies:

10 a. To teach Indian language, the applicant shall demonstrate the ability to plan and organize instructional
11 materials, units, and lessons designed to instruct pupils in the use of the target Indian language; the ability to
12 analyze the sound systems, grammatical forms, and syntax of the target Indian language and English and to apply
13 that knowledge to the process of teaching the target Indian language; the ability to develop drills and exercises that
14 develop pupil awareness of the structure of both the target Indian language and English; the ability to guide pupils
15 toward informal conversation in the target Indian language; knowledge of the principles and theories of child, young
16 adolescent, or adolescent growth and development, as appropriate to the level or levels of licensure, and the
17 relationship of that knowledge to teaching the target Indian language.

18 b. To teach Indian history and culture, the applicant shall demonstrate the ability to plan and organize
19 instructional materials, units, and lessons designed to instruct pupils in the history and cultural traditions of the
20 target Indian population; the ability to classify the principal ways in which the target Indian culture resembles and
21 differs from that of the non-Indian culture of the United States; the ability to draw from personal experience in
22 order to create a variety of learning situations which bring the reality of the target Indian culture closer to the pupil;
23 the ability to devise teaching methods appropriate to the culture of the target Indian population; the ability to
24 develop, encourage, and promote pupil participation in activities and events which reflect the contemporary ways of
25 life of the target Indian culture; knowledge of the principles and theories of child, young adolescent, or adolescent
26 growth and development, as appropriate to the level or levels of licensure, and the relationship of that knowledge to
27 teaching the target Indian history and culture.

28 2. The designee of the tribal council or of the local American Indian parent advisory committee shall be
29 competent in the target Indian language and knowledgeable about the history and culture of the target Indian
30 population.

31 (9) INDIAN LANGUAGE AND CULTURE - SCHOOL COUNSELOR LICENSE. A license to serve as
32 a school counselor in an American Indian language and culture program may be issued under s. 115.28 (17) (b),
33 Stats., to an applicant who holds or is eligible for a license as a counselor and who is recommended by the

1 employing school district administrator or the employing administrator of an alternative school and by the designee
2 of the tribal council or by the designee of the local American Indian parent advisory committee and who provides
3 the department with evidence of possessing knowledge and understanding of the culture and traditions of the target
4 pupil population.

5 (10) ORIENTATION AND MOBILITY LICENSE. A license in orientation and mobility at the early
6 childhood through adolescence level shall be issued to an applicant who has completed all of the following:

7 (a) Demonstrated knowledge and understanding of all of the following:

- 8 1. Child or adolescent psychology.
- 9 2. Measurement and evaluation.
- 10 3. Psychology of education or educational psychology.
- 11 4. Curriculum and methods of instruction.

12 (b) An orientation and mobility program approved by the American association of workers for the blind
13 and the association for education of the visually impaired.

14 (11) PROFESSIONAL TEACHING PERMITS. (a) A permit, which authorizes the holder to teach
15 mathematics, science, music, art, foreign language or computer science may be issued to a person who meets all of
16 the qualifications under this subdivision. The initial permit shall be issued for a 2-year period and may be renewed
17 for a 5-year period as specified under pars. (f) and (g).

18 (b) An applicant who holds a bachelor's degree in engineering, music, art, foreign language, computer
19 science, mathematics or science and meets the requirements under s. 118.192 (2), Stats., may be issued a permit to
20 teach in the subject area corresponding to the applicant's degree. Under this subdivision, a certificate issued by the
21 American sign language teachers association, which verifies teacher competency in instructing American sign
22 language, shall be considered the equivalent of a bachelor's degree. A person holding a certificate issued by the
23 American sign language teachers association may be issued a permit to teach the content in s. 118.017 (2), Stats. A
24 person holding a bachelor's degree in engineering may be issued a permit to teach the subject areas of mathematics,
25 science, or technology education. An applicant for a permit under this subdivision is subject to a background
26 investigation required under s. 118.19 (10), Stats. To receive a permit under this subdivision, an applicant shall
27 satisfactorily complete an alternative teacher training program consisting of approximately 100 hours of formal
28 instruction in the application of modern curricula in the subject area in which he or she holds a degree. A fee
29 sufficient to cover the costs of the program may be charged to applicants.

30 (c) Successful completion of the 100-hour alternative teacher training program under par. (b) shall be
31 measured by receiving a passing score on a standardized examination as determined by the state superintendent in
32 the major that certifies the applicant's competency to teach in the subject area in which he or she will receive a
33 permit as specified under s. PI 3.15 (3) (a).

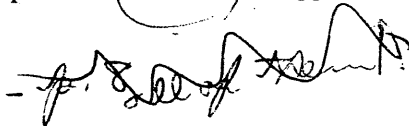
1 (d) Upon satisfactory completion of the alternative teacher training program under par. (c), an initial 2-
2 year permit shall be issued which authorizes the holder to teach the subject area in which he or she holds a permit.
3 The initial 2-year permit holder shall be supervised by a teacher who holds a regular Wisconsin license. In this
4 subparagraph, "supervised" means the licensed teacher is available to coordinate, direct, and inspect the practice of
5 the person holding the initial permit. An initial permit holder may not be hired to remove a regularly licensed
6 teacher from his or her position.

7 (e) The state superintendent may contract with qualified providers for the 100-hour alternative teacher
8 training program under par. (b).

9 (f) An initial permit issued under this subdivision may be renewed for 5 year periods upon successful
10 completion of the 2-year permit period. Successful completion of the 2-year initial permit period under this
11 subparagraph shall be measured by positive testimony from the supervising teacher and building administrator that
12 the initial permit holder has achieved basic competence in the commonly accepted standards of teaching under s. PI
13 3.02. Successful completion of the initial 2-year permit period may be interpreted as equivalent to the requirements
14 under s. 118.19 (3) (a), Stats.

15 (g) The requirements in s. PI 3.18 (2) apply to subsequent renewals of the permit.

16 (12) SCHOOL AUDIOLOGIST LICENSE. (a) Any person employed by a public school as a school
17 audiologist shall hold a license under this subsection. Except as specified in sub. (b), an applicant for the school
18 audiologist license shall complete or possess all of the following:

- 19 1. Competence in the standards listed in subchapter II. 
- 20 2. Educational psychology including principles and theories of learning.
- 21 3. Methods and procedures in school audiology programs including the relationship with, and content of
22 school pupil service programs. This requirement may be met by prior experience upon the recommendation of the
23 accredited institution.
- 24 4. Alternative communication systems including signed language systems, their implications for the social,
25 emotional and educational development of children, and methods for effective communication with children who use
26 them.
- 27 5. At least 50 hours of a supervised practicum providing audiology services in a school setting, or
28 equivalent experience while employed as a school audiologist by a public or private school or school district.
- 29 6. A master's degree in audiology from an institution accredited by the educational standards board of the
30 American speech-language-hearing association.

31 (b) A person who holds a master's degree in audiology from any accredited institution and who has been
32 successfully employed by a school or school district as a school audiologist prior to July 1, 1994, on a full-time
33 basis for 2 semesters, or the equivalent, may be issued a license under this subsection.

sub. (13) ?

- 1 (c) A person who meets the requirement under par. (a) 6., may be issued a permit.
- 2 (13) SCHOOL AUDIOLOGIST PERMIT. (a) A one-year school audiologist permit which authorizes the
- 3 holder to be employed as a school audiologist may be issued to a person who has a master's degree in audiology
- 4 from any accredited institution and who has been successfully employed by a school or a school district as a school
- 5 audiologist prior to July 1, 1994, on a full-time basis for two semesters, or the equivalent and who seeks a license
- 6 as a school audiologist but does not meet all the license requirements under sub. (12). A permit issued under this
- 7 subsection is valid for a period not to exceed one year and expires on June 30, unless an earlier expiration is stated
- 8 in the permit.
- 9 (b) The district administrator or designated official of the employing school district shall request a permit in
- 10 writing with full explanation and justification of the need. The request shall state that a search was conducted for a
- 11 fully licensed school audiologist and that a fully licensed audiologist is not available.
- 12 (c) The district administrator or designated official of the employing school district may request that a
- 13 permit be renewed. This permit may be renewed if, between the date of issuance and the proposed renewal date, the
- 14 applicant makes satisfactory progress towards completion of the requirements for the school audiologist license.
- 15 (14) SCHOOL OCCUPATIONAL THERAPIST LICENSE. Any person employed by a school system as
- 16 a school occupational therapist shall hold a license under this subsection. A license as a school occupational
- 17 therapist may be issued to an applicant who is certified as an occupational therapist by the department of regulation
- 18 and licensing, medical examining board.
- 19 (15) SCHOOL OCCUPATIONAL THERAPY ASSISTANT LICENSE. Any person employed by a
- 20 school district as a school occupational therapy assistant shall hold ^{a license} under this subsection. A license as a school
- 21 occupational therapy assistant may be issued to an applicant who is certified as an occupational therapy assistant
- 22 by the department of regulation and licensing, medical examining board.
- 23 (16) SCHOOL PHYSICAL THERAPIST LICENSE. Any person employed by a school district as a
- 24 school physical therapist shall hold a license under this subsection. A license as a school physical therapist may be
- 25 issued to an applicant who is licensed as a physical therapist by the department of regulation and licensing, medical
- 26 examining board.
- 27 (17) SCHOOL PHYSICAL THERAPIST ASSISTANT LICENSE. Any person employed by a school
- 28 district as a school physical therapist assistant shall hold a license under this subsection. A license as a school
- 29 physical therapist assistant may be issued to an applicant who has graduated from a physical therapist assistant
- 30 associate degree program accredited by the American physical therapy association.
- 31 (18) SPECIAL EDUCATION PROGRAM AIDE LICENSE. Any person employed by a school district
- 32 as a special education program aide license shall hold a license under this subsection. A license as a special
- 33 education program aide may be issued to an applicant who is at least 18 years of age and is recommended by the

def. 2

1 district administrator of the employing school district, the administrator of a CESA or his or her designated official
2 to receive a license under this section.

3 (19) SPEECH AND LANGUAGE PATHOLOGY ASSISTANT LICENSE. Any person employed by a
4 school district as a speech and language pathology assistant shall hold a license under this subsection. as follows:

5 (a) A license as a speech and language pathology assistant may be issued to an applicant who has
6 completed one of the following:

- 7 1. A bachelors degree with a major in communicative disorders from an accredited college or university.
- 8 2. A 2-year associate degree for speech and language pathology assistants from an accredited 2-year
- 9 college.

10 (b) A 5-year nonrenewable license may be issued to an individual who is employed through the
11 paraeducator pilot project. Completion of either ^{par.} (a) 1. or (a) 2. is required for continued licensing.

12
13 SUBCHAPTER XII - LICENSE REVOCATION

14 **PI 3.35 License revocation, reinstatement and denial. (1) DEFINITIONS.** In this section:

15 (a) "Applicant" means any person who applies for a license, permit or other certificate from the
16 Department.

17 (b) "Hearing examiner" means the person designated to preside over the hearing, make findings of fact,
18 conclusions of law and issue a proposed decision and order.

19 (c) "Immoral conduct" means conduct or behavior which is contrary to commonly accepted moral or
20 ethical standards and endangers the health, welfare, safety or education of any pupil.

21 (d) "Incompetency" means a pattern of inadequate performance of duties or the lack of ability, legal
22 qualifications or fitness to discharge required duties, and which endangers the health, welfare, safety or education of
23 any pupil.

24 (e) "License" means any license or permit issued under this chapter.

25 (f) "License denial hearing" means a class 1 proceeding as defined in s. 227.01(3)(a) Stats., in which an
26 applicant may appeal the department's denial of an application for a license.

27 (g) "Licensee" means a person holding a license, permit or other certificate, or having the right to renew a
28 license, permit or other certificate by the department.

29 (h) "Notice" means the notice of probable cause and intent to revoke a license.

30 (i) "Reinstatement" means restoring the rights, privileges and authority previously revoked.

31 (j) "Restrict" means to impose conditions and requirements upon the holder of the license or permit, and to
32 limit the scope of the holder's practice.

or cert.

1 (k) "Suspend" means to completely and absolutely withdraw and withhold for a period of time all rights,
2 privileges and authority previously conferred by the license or permit.

3 (L) ~~(To)~~ "revoke" means to terminate a license, permit or other certificate and all rights, privileges and
4 authority previously conferred and associated with the license, including the right to renew the license.

5 (2) STANDARDS FOR REVOCATION. (a) The state superintendent may revoke any license issued by
6 the department for incompetency or immoral conduct on the part of the licensee. In making a decision to revoke a
7 license, the state superintendent shall adhere to the following standards:

8 1. A license may be revoked for immoral conduct if the department establishes by a preponderance of the
9 evidence that the person engaged in immoral conduct (that endangers the health, welfare, safety or education of any
10 pupil.)

11 2. A license may be revoked for incompetency if the department establishes by a preponderance of the
12 evidence that the incompetency endangers the health, welfare, safety or education of any pupil.

13 (b) The state superintendent shall revoke any license as provided in s. 115.31 (6m), Stats.

14 (c) The state superintendent shall restrict or suspend any license as provided in s. 115.315, Stats.

15 (d) The state superintendent shall revoke any license as provided in s. 115.31 (2g), Stats.

16 (3) COMPLAINT, INVESTIGATION AND PROBABLE CAUSE. (a) *Complaint.*

17 1. The state superintendent shall, at his or her initiative or upon receipt of a written complaint, make
18 inquiries necessary to determine whether to conduct an investigation which may lead to license or permit
19 revocation.

20 2. The state superintendent shall acknowledge, in writing, any written complaint and notify the
21 complainant whether an investigation is being conducted which may result in the subsequent revocation of a
22 person's license.

23 (b) *Investigation.* 1. If the state superintendent determines that an investigation should be conducted, the
24 state superintendent shall appoint a person to serve as the investigator and shall notify the licensee that an
25 investigation is proceeding and of the nature of the complaint or allegation. The licensee shall have an opportunity
26 to respond to the investigator regarding the complaint or allegation.

27 2. Except as provided in s. 115.31 (6) (b), Stats., as authorized in ss. 19.35(1) and 19.85 (1) (b), Stats.,
28 during the course of the investigation the state superintendent, the investigator and any department employe
29 involved in the investigation shall maintain as confidential all files, communications and other information
30 pertaining to the investigation.

31 (c) *Probable cause.* 1. If, based upon the investigation, the state superintendent finds no probable cause
32 for license revocation, the state superintendent shall promptly notify the licensee and the complainant that the
33 investigation is concluded and that there is no probable cause for license revocation.

1 2. If, based upon the investigation, the state superintendent finds probable cause for license revocation, the
2 state superintendent shall promptly issue the notice informing the licensee of the specific charges, of the licensee's
3 right to request a hearing, and of the state superintendent's intent to revoke the license. The state superintendent
4 shall notify the complainant and the school board or other public or private educational agency employing the
5 licensee in a licensed capacity of the finding of probable cause and of the specific charges.

6 3. The state superintendent shall notify the licensee that within 30 days following service of the notice, the
7 licensee may request a hearing on the revocation. The notice shall inform the licensee that if a hearing is not
8 requested within the 30 day period, the licensee's license shall be revoked without a hearing. Notice of the probable
9 cause and intent to revoke may be served by mailing a copy to the last known address or by any other procedure
10 described in ~~s. 801.14~~ (2), Stats. Service by mail is complete upon mailing.

11 4. Upon receipt of the licensee's written request for a hearing, the state superintendent shall schedule a
12 hearing not later than 90 days after receipt of the licensee's request and shall provide the licensee with at least 20
13 days written notice of the hearing date. The hearing shall be conducted as a class 2 proceeding under chapter 227,
14 subchapter III, Stats.

15 5. The notice of the date of the hearing may be served by mailing a copy to the licensee at the last known
16 address or by any procedure described in s. 801.14 (2), Stats. Service by mail is complete upon mailing.

17 (4) ANSWER AND DISCOVERY. (a) Answer.

18 1. If the licensee has requested a hearing on the revocation of his or her license, the licensee shall file an
19 answer with the Department within 10 days following the licensee's written request for a hearing.

20 2. The licensee's answer shall state in short and plain terms the defenses to each cause for revocation
21 asserted and shall admit or deny each allegation upon which the notice relies. If the licensee is without knowledge
22 or information sufficient to form a belief as to the truth of an allegation, the licensee shall so state and this will have
23 the effect of a denial. The licensee shall make denials as specific denials of designated allegations or paragraphs,
24 but if the licensee intends in good faith to deny only a part of an allegation, the licensee shall specify so much of it
25 as true and material and shall deny only the remainder.

26 3. The licensee shall set forth affirmatively in the answer any matter constituting an affirmative defense.

27 4. Specific allegations in the notice of probable cause and intent to revoke a license are admitted when not
28 specifically denied in the answer.

29 (b) Discovery. The department and the licensee may, prior to the date set for the hearing, obtain discovery
30 by use of methods described in chapter 804, Stats., for the purposes set forth therein. Protective orders, including
31 orders to terminate or limit examinations, deadlines within which discovery shall occur, orders compelling
32 discovery, sanctions provided in s. 804.12, Stats., or other remedies as are appropriate for failure to comply with
33 such orders may be made by the hearing examiner.

1 (5) CONDUCT OF HEARINGS. (a) *Hearing examiners.*

2 1. License revocation, license reinstatement and license denial hearings shall be presided over by a hearing
3 examiner appointed by the department.

4 2. A hearing examiner presiding over a hearing has the authority described in s. 227.46 (1), Stats.

5 (b) *Procedure.* The department and the licensee shall have the right to appear in person or with counsel, to
6 call, examine and cross-examine witnesses and introduce evidence into the record.

7 (c) *Record.* 1. A stenographer, electronic or other record shall be made of all hearings in which testimony
8 of witnesses is offered as evidence.

9 2. Upon filing a written request with the department, any person may obtain a written transcript of any
10 disciplinary hearing and shall be charged a reasonable compensatory fee. A person who requests a written
11 transcript for the purposes of appeal and who demonstrates indigence to the satisfaction of the department may be
12 provided with a copy of the transcript at no expense.

13 (d) *Motions.* All motions, except those made at a hearing, shall be in writing filed with the hearing
14 examiner and a copy served upon the opposing party not later than 10 days before the time specified for hearing the
15 motion.

16 (e) *Adjournments.* The hearing examiner may, for good cause, grant continuances, adjournments and
17 extensions of time.

18 (f) *Subpoenas.* Subpoenas for the attendance of any witness at a hearing in the proceeding may be issued
19 in accordance with s. 885.07 (5), Stats. Service shall be made in the manner provided in s. 805.07 (5), Stats. A
20 subpoena may command the person to whom it is directed to produce the books, papers, documents or tangible
21 things designated therein.

22 (g) *Briefs.* The hearing examiner may require the filing of briefs.

23 (h) *Settlements.* All stipulations or settlement agreements disposing of any investigation may not be
24 effective or binding in any respect until reduced to writing, signed by the licensee and approved by the state
25 superintendent.

26 (i) *Default.* If the licensee fails to answer as required in s. ~~PI 3.35~~ ^{sub.} (4) (a) 1. or fails to appear at the license
27 revocation hearing at the time affixed therefor, the licensee is in default and the department may make findings and
28 enter an order without hearing on the basis of the notice of probable cause and intent to revoke licenses and other
29 evidence. The department may, only upon showing good cause, relieve the licensee from the effect of such findings
30 and permit the licensee to answer and defend the notice of probable cause.

31 (j) *Proposed decision.* 1. The hearing examiner shall prepare a proposed decision and opinion, as well as
32 findings of fact and conclusions of law in a form that may be adopted as the final decision and order in the case
33 within 60 days of the close of the hearing record.

1 (f) The state superintendent may deny licensure to a person whose license has been revoked in another state
2 and shall deny licensure to a person who has a felony conviction from another state that is substantially similar to
3 those felonies enumerated in s. 115.31 (2g), Stats.

4 (8) PROCEDURES ON DENIAL OF LICENSE. (a) Denial. The state superintendent may deny, refuse
5 to renew, or refuse to revalidate licensure to any applicant by informing the applicant, in writing, of the decision.
6 The state superintendent shall inform the applicant that the applicant may request a hearing within 30 days after
7 receipt of the notice denying the licensure by serving the department a written request containing all of the
8 following:

- 9 1. The applicant's name and address.
- 10 2. The type of license for which the applicant has applied.
- 11 3. The reasons why the applicant requests a hearing.
- 12 4. The facts which the applicant intends to prove at the hearing.
- 13 5. A description of the mistake the applicant believes was made, if the applicant claims that the denial of
14 license is based on a mistake in fact or law.

15 (b) Procedure. 1. The state superintendent shall hold the license denial hearing and make a final decision
16 within 60 days after the receipt of the proposed decision.

17 2. The license denial hearing shall be conducted as a class 1 proceeding under s. 227.01 (3) (a), Stats.

18 3. Service of a notice of denial of licensure may be made by mail addressed to the applicant at the last
19 address filed in writing by the applicant. Service by mail is complete on the date of mailing.

20 4. If the applicant fails to appear at the license denial hearing the department shall dismiss the applicant's
21 request for a hearing.

22 5. All hearing procedures provided in sub. (5), except sub. (5) (i), shall apply to hearings under this
23 paragraph.

24 SECTION 2. Chapter PI 4 is repealed. 

25 SECTION 3. INITIAL APPLICABILITY.

26 (1) The initial educator and professional educator license stages in subchapter V and new license levels and
27 categories in subchapter VII will be available July 1, 2004.

28 (2) The master educator license in subchapter V will be available July 1, 2004, except those individuals
29 who have successfully completed the national board of teaching standards examination. These individuals may
30 receive a master educator license effective July 1, 2000.

31 (3) The requirements under subchapters III and IV relating to programs offered at Wisconsin institutions
32 apply to students who complete professional education programs after August 31, 2004.

1 2. The proposed decision shall be served by the hearing examiner on all parties with a notice providing
2 each party an opportunity to file objections and written argument with respect to objections. Any party may file
3 objections and arguments to the proposed decision within 10 days of the date of the proposed decision.

4 (k) *Final decision.* The state superintendent shall issue a final decision under s. 227.47, Stats., within 60
5 days of receipt of the hearing examiner's proposed decision.

6 (l) *Witness fees.* Witnesses subpoenaed at the request of the hearing examiner or the department shall be
7 entitled to compensation from the state for attendance and travel as provided in chapter 885, Stats.

8 (6) REQUEST AND HEARING FOR REINSTATEMENT. (a) Upon written request from a person
9 whose license has been revoked, the state superintendent shall conduct a hearing to consider the reinstatement of the
10 license. The hearings shall be conducted as a class 1 proceeding under chapter 227, subch. III, Stats.

11 (b) A license may be reinstated if the person whose license has been revoked establishes by a
12 preponderance of the evidence that the cause of the revocation no longer exists and that reinstating the license will
13 not endanger the health, welfare, safety or education of pupils. However, a license previously revoked based on a
14 criminal conviction of any Class A, B, C or D felony under chapters 940 or 948, Stats., occurring on or after
15 September 12, 1991, except for a violation of ss. 940.08 or 940.025, Stats., may only be reinstated if both of the
16 following apply:

17 1. Six years following the date of the conviction have elapsed.

18 2. The licensee establishes by clear and convincing evidence that the cause of the revocation no longer
19 exists and that reinstating the license will not endanger the health, welfare, safety or education of pupils.

20 (c) The state superintendent may deny an application or revoke the license of a person whose license had
21 been revoked in another state, without a hearing, if the licensee has been convicted in the other state of a felony that
22 is substantially similar to felonies enumerated in s. 115.31 (2g), Stats.

23 (7) STANDARDS FOR DENIAL OF LICENSE. (a) The state superintendent shall deny, refuse to renew
24 or refuse to revalidate a license as provided in s. 118.19 (1m) (a) and (b) and s. 118.19 (1r) (a) and (b), Stats.

25 (b) The state superintendent may deny, refuse to renew or refuse to revalidate a license to a person who
26 has engaged in immoral conduct or incompetence.

27 (c) The state superintendent shall deny a license to a person who has not met the requirements for licensure
28 as provided in this chapter and s. 118.19, Stats.

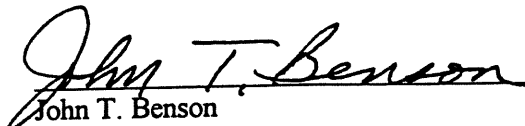
29 (d) The state superintendent shall deny a license to a person as provided in s. 118.19 (4), Stats.

30 (e) The state superintendent may deny or refuse to renew a license to a person who has provided a false,
31 inaccurate or incomplete application.

- 1 (4) The department will no longer be approving clock hour programs as an equivalent to credit for license
2 renewal as of July 1, 2004.

The proposed rules contained in this order shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register, as provided in s. 227.22(2)(intro.), Stats.

Dated this 12th day of February, 1999



John T. Benson
State Superintendent

SENATOR JUDITH B. ROBSON
CO-CHAIR
PO Box 7882
MADISON, WI 53707-7882
(608) 266-2253



REPRESENTATIVE GLENN GROTHMAN
CO-CHAIR
PO Box 8952
MADISON, WI 53708-8952
(608) 264-8486

**JOINT COMMITTEE FOR
REVIEW OF ADMINISTRATIVE RULES**

Emergency Rule Extension Motion Form

Last Modified March, 1999

Date: March 24, 1999

Location: Wisconsin State Capitol, 300 SE, Madison, WI

Moved by _____, Seconded by _____

THAT, pursuant to § 227.24(2)(a), *Wisconsin State Statutes*, the Joint Committee for the Review of Administrative Rules extend the effective period of Emergency Rule PI 3 by 60 days, at the request of the Department of Public Instruction.

COMMITTEE MEMBER	Aye	No	Absent
1. Senator ROBSON	X		
2. Senator GROBSCHMIDT			
3. Senator SHIBLISKI	X		
4. Senator WELCH	X		
5. Senator DARLING	X		
6. Representative GROTHMAN	X		
7. Representative GUNDERSON	X		
8. Representative SERATTI	X		
9. Representative KREUSER	X		
10. Representative BLACK	X		
Totals	9		

Motion Carried

Motion Failed

SENATOR JUDITH B. ROBSON
CO-CHAIR

PO Box 7882
MADISON, WI 53707-7882
(608) 266-2253



REPRESENTATIVE GLENN GROTHMAN
CO-CHAIR

PO Box 8952
MADISON, WI 53708-8952
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JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

March 24, 1999

Superintendent Benson
Department of Public Instruction
PO Box 7841
125 South Webster Street
Madison, WI 53707-7841

Dear Superintendent Benson:

We are writing to inform you that the Joint Committee for the Review of Administrative Rules (JCRAR) held a public hearing on March 24, 1999. At that meeting, JCRAR received public testimony regarding **Emergency Rule PI 3**, relating to alternative teacher permits.

The Joint Committee for the Review of Administrative Rules met in Executive Session on March 24, 1999 and adopted the following motion:

Carried unanimously: Pursuant to §227.24(2)(a), *Wisconsin State Statutes*, the Joint Committee for Review of Administrative Rules extends the effective date of **PI 3** by 60 days, at the request of the Department of Public Instruction.

Ayes: (10) Senators Robson, Grobschmidt, *Shibilski, Welch, and *Darling; Representatives Grothman, Seratti, Gunderson, Kreuser, and Black

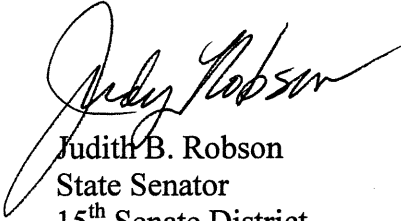
Noes: (0)

Absent: (0)* Roll held open, voted by phone

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 0 Absent.

Pursuant to §227.24(2)(c), *Wisconsin State Statutes*, we are notifying the Secretary of State and the Revisor of Statutes of the Committee's action through copies of this letter.

Sincerely,



Judith B. Robson
State Senator
15th Senate District
Co-Chair, JCRAR



Glenn Grothman
State Representative
59th Assembly District
Co-Chair, JCRAR

JBR:chmiv

cc: Secretary of State La Follette
Revisor of Statutes Gary Poulson



State of Wisconsin Department of Public Instruction

Mailing Address: P.O. Box 7841, Madison, WI 53707-7841
125 South Webster Street, Madison, WI 53702
(608) 266-3390 TDD (608) 267-2427 FAX (608) 267-1052
Internet Address: www.dpi.state.wi.us

John T. Benson
State Superintendent

Steven B. Dold
Deputy State Superintendent

February 19, 1999

The Honorable Judy Robson, Co-Chair
Joint Committee for the Review of Administrative Rules
15 South, State Capitol
Madison, WI 53702

The Honorable Glenn Grothman, Co-Chair
Joint Committee for the Review of Administrative Rules
15 North, State Capitol
Madison, WI 53702

Dear Senator Robson and Representative Grothman:

The Department of Public Instruction is submitting this letter as a petition to extend for 60 days the effective period of the emergency rule relating to alternative teacher permits.

Section 115.28 (7), Stats., requires the state superintendent of public instruction to license all teachers for the public schools and to make rules establishing standards of attainment for licensure. The rules modify provisions relating to alternative teaching permits.

1997 Wisconsin Act 237, the budget adjustment bill, modified several provisions relating to professional teaching permits. Originally, the permit could be issued only in the subject areas of mathematics and science. Now, the initial 2-year permit may be issued to a person who holds a bachelor's degree in engineering, music, art, foreign language, computer science, mathematics or science from an accredited institution of higher education, has at least 5 years of experience as a professional in the subject area in which his or her degree was awarded and demonstrates, to the satisfaction of the state superintendent, competency in that subject area that is current and compatible with modern curricula. The applicant must also successfully complete 100 hours of formal instruction.

In addition to the statutory requirements above, before a person may attend the 100 hours of training, the rules require applicants to be subject to background investigations.

Successful completion of the 100 hours of training shall be demonstrated by receiving a passing score on a standardized examination that certifies the applicant's competency to teach in the subject area in which he or she will receive a permit.

After the applicant has successfully completed the 100 hours of training, an initial permit shall be issued for a 2-year period and may be renewed for 5 years if the permit holder successfully teaches during the 2-year permit period. Subsequent renewals will be based on rule requirements under s. PI 3.03 (1) (b).

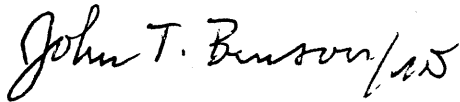
Finally, an initial permit holder:

- Must be supervised by a teacher holding a regular license.
- May not be hired to remove a regularly licensed teacher.

These rules were promulgated as emergency rules effective November 1, 1998 and will expire March 31, 1999. The proposed permanent rules were submitted to the Legislative Council Rules Clearinghouse on October 29, 1998. The department held public hearings on January 4, 5, 6, and 7, 1999, in Madison, Milwaukee, Green Bay, and Eau Claire, respectively. Notice of rules in final draft form will be submitted to the presiding officers of each house of the legislature soon. We hope to have permanent rules in place by July 1, 1999.

We are requesting this extension to ensure that procedures relating to the program remain in place during the legislative review period of the proposed permanent rules. If you have any questions relating to this request, please contact Peter Burke, Director Teacher Education, Licensing and Placement, 266-1879. Thank you for your consideration of this request.

Sincerely,

A handwritten signature in cursive script that reads "John T. Benson" followed by a stylized flourish.

John T. Benson
State Superintendent

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
ADOPTING EMERGENCY RULES**

The state superintendent of public instruction hereby proposes to repeal and recreate PI 3.03 (6) (b) 3., relating to alternative teacher permits.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 115.28 (7) and 227.11 (2) (a), Stats.

Statute interpreted: s. 118.192, Stats.

Section 115.28 (7), Stats., requires the state superintendent of public instruction to license all teachers for the public schools and to make rules establishing standards of attainment for licensure. The rules modify provisions relating to alternative teaching permits.

1997 Wisconsin Act 237, the budget adjustment bill, modified several provisions relating to professional teaching permits. Originally, the permit could be issued only in the subject areas of mathematics and science. Now, the initial 2-year permit may be issued to a person who holds a bachelor's degree in engineering, music, art, foreign language, computer science, mathematics or science from an accredited institution of higher education, has at least 5 years of experience as a professional in the subject area in which his or her degree was awarded and demonstrates, to the satisfaction of the state superintendent, competency in that subject area that is current and compatible with modern curricula. The applicant must also successfully complete 100 hours of formal instruction.

In addition to the statutory requirements above, before a person may attend the 100 hours of training, the rules require applicants to be subject to background investigations.

Successful completion of the 100 hours of training shall be demonstrated by receiving a passing score on a standardized examination that certifies the applicant's competency to teach in the subject area in which he or she will receive a permit.

After the applicant has successfully completed the 100 hours of training, an initial permit shall be issued for a 2-year period and may be renewed for 5 years if the permit holder successfully teaches during the 2-year permit period. Subsequent renewals will be based on rule requirements under s. PI 3.03 (1) (b).

Finally, an initial permit holder:

- Must be supervised by a teacher holding a regular license.
 - May not be hired to remove a regularly licensed teacher.
-

SECTION 1. PI 3.03 (6) (b) 3. is repealed and recreated to read:

PI 3.03 (6) (b) 3. 'Alternative teacher permits.' a. A permit, which authorizes the holder to teach mathematics, science, music, art, foreign language or computer science may be issued to a person who meets all of the qualifications under this subdivision. The initial permit shall be issued for a 2-year period and may be renewed for a 5-year period as specified under subpars. f. and g.

b. An applicant who holds a bachelor's degree in engineering, music, art, foreign language, computer science, mathematics or science and meets the requirements under s. 118.192 (2), Stats., may be issued a permit to teach in the subject area corresponding to the applicant's degree. Under this subdivision, a certificate issued by the American sign language teachers association shall be considered the equivalent of a bachelor's degree. A person holding a certificate issued by the American sign language teachers association may be issued a permit to teach the content in s. 118.017 (2), Stats. A person holding a bachelor's degree in engineering may be issued a permit to teach the subject areas of mathematics, science, or technology. An applicant for a permit under this subdivision is subject to a background investigation required under s. 118.19 (10), Stats. To receive a permit under this subdivision, an applicant shall satisfactorily complete an alternative teacher training program consisting of approximately 100 hours of formal instruction in the application of modern curricula in the subject area in which he or she holds a degree.

c. Successful completion of the 100 hour alternative teacher training program shall be measured by receiving a passing score on a standardized examination in the major that certifies the applicant's competency to teach in the subject area in which he or she will receive a permit.

d. Upon satisfactory completion of the alternative teacher training program under subpar. c., an initial 2-year permit shall be issued which authorizes the holder to teach the subject area in which he or she holds a permit. The initial 2-year permit holder shall be supervised by a teacher who holds a regular Wisconsin license. In this subparagraph, "supervised" means the licensed teacher is available to coordinate, direct, and inspect the practice of the person holding the initial permit. An initial permit holder may not be hired to remove a regularly licensed teacher from his or her position.

e. The state superintendent may contract with qualified providers for the 100-hour training program.

f. An initial permit issued under this subdivision may be renewed for 5 years upon successful completion of the 2-year permit period. Successful completion of the 2-year initial permit period under this subparagraph shall be measured by positive testimony from the supervising teacher and building administrator that the initial permit holder has achieved basic competence in the commonly accepted standards of teaching under s. PI 4.155 (1) to (10). Successful completion of the initial 2-year permit period may be interpreted as equivalent to the requirements under s. 118.19 (3) (a), Stats.

g. The requirements in s. PI 3.03 (1) (b) apply to subsequent renewals of the permit.

FINDING OF EMERGENCY


The Department of Public Instruction finds an emergency exists and that a rule is necessary for the immediate preservation of the public welfare. A statement of the facts constituting the emergency is:

1997 Wisconsin Act 237, the budget adjustment bill, modified several provisions relating to professional teaching permits. Specifically, an individual who holds a bachelor's degree in engineering, music, art, foreign language, computer science, mathematics or science from an accredited institution of higher education, has at least 5 years of experience as a professional in the subject area in which his or her degree was awarded and demonstrates, to the satisfaction of the state superintendent, competency in that subject area may apply to the state superintendent for enrollment in a 100 hour alternative teacher training program. The state superintendent shall grant a professional teaching permit to any person who satisfactorily completes the alternative teaching program.

Since the provisions under the Act became effective this summer, and alternative teaching programs will be offered in the near future, rules must be in place as soon as possible in order to notify potential applicants of the alternative teaching permit program requirements.

The rules contained in this order shall take effect upon publication as emergency rules pursuant to the authority granted by s. 227.24, Stats.

Dated this 30th day of October, 1998

A handwritten signature in cursive script that reads "John T. Benson". The signature is written in dark ink and is positioned above a solid horizontal line.

John T. Benson
State Superintendent

FISCAL ESTIMATE

ORIGINAL UPDATED

LRB or Bill No./Adm. Rule No.
PI 3.03 (6) (b)

DOA-2048 (R10/92)

CORRECTED SUPPLEMENTAL

Amendment No. If Applicable

Subject: Alternative Teaching Permits

Fiscal Effect (See below)

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

- Increase Costs-May be possible to Absorb
 Within Agency's Budget Yes No
 Decrease Costs

Local: No local government costs

(See below)

1. Increase Costs
 Permissive Mandatory
 2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
 4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:

- Towns Villages Cities
 Counties Others _____
 School Districts VTAE Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

Due to changes made under 1997 Wisconsin Act 237, the rules relating to alternative teaching permits are being modified to expand the permit subject areas to include engineering, music, art, foreign language, and computer science. Originally, the permit could be issued only in the subject areas of mathematics and science. The department must provide for a 100 hour training program for applicants to complete before a permit may be issued. The department must also determine whether an applicant is competent in the subject area that is current and compatible with modern curricula.

When the training program was first required to be offered for mathematics and science in 1992, the department contracted with the Milwaukee Public Schools to provide the training. At that time, two people registered to participate in the program and one person completed the program. The cost of providing the 100 hours of training was \$2,500.

Before an applicant could take the 100 hours of training, he or she had to complete the National Teacher Exam (NTE). In 1992, the department had to validate the test in the areas of mathematics and science for a total cost of \$10,000. At that time the department absorbed most of the cost of validating the tests and offering the training program because of the prohibitive costs to applicants.

Now that the permit subject areas have been expanded to a total of seven subject areas, the NTE must again be validated at a minimum cost of \$3,000 per subject area for a total of \$21,000. Although the NTE is no longer required to be taken by statute, the department will still require that applicants take the test to determine whether an applicant is competent to teach in the subject area. The department will absorb the costs of validating these tests.

Long-Range Fiscal Implications

Agency/Prepared by: (Name & Phone No.)

Department of Public Instruction
 Lori Slauson (608) 267-9127

Authorized Signature/Telephone No.

Gina Frank-Reece
 Gina Frank-Reece (608) 266-2804

Date

10/22/98

The department is in the process of soliciting bids from higher education institutions and professional associations to plan and provide an appropriate alternative training program. If an appropriate training program cannot be contracted, the department will have to develop the training.

If the department provides the training it could cost up to \$2,000 in order to develop an appropriate program. The department will charge applicants an appropriate fee to cover the costs of the training program as provided for under statute.

The cost of taking the training may be prohibitive to potential applicants if only one or two individuals apply for the training. After the applicant completes the training, he or she will have to take the NTE at a cost of \$60 per subject area.



WISCONSIN SPEECH-LANGUAGE-HEARING ASSOCIATION, INC.

Dedicated To Helping Persons With Communicative Disorders

April 28, 1999

Senator Richard Grobschmidt
Post Office Box 7882
Madison WI 53707-7882

Dear Senator Grobschmidt:

The Wisconsin Speech-Language-Hearing Association (WSHA) would like to bring your attention to a provision within PI 3 that we feel is problematic. PI 3, Subchapter XI, (19), creates a license for speech language pathology assistants (SLPAs). If these rules were adopted as currently written, SLPAs would be a brand new license for a profession that is not licensed by statute and never was debated through any legislation. This completely new licensed profession deserves some discussion as well as some clarification.

Beyond the inclusion of a new license created only by rule, the rules describing the SLPA license are incomplete. The rules only outline the education necessary to receive this license and nothing else. No requirements are given regarding hands on training before receipt of the license or any time in a classroom setting before an individual would be eligible for such a license.

Other rules necessary for a profession like this would be inclusion of language regarding supervision by a licensed speech language pathologist, ration of speech language pathologists to assistants and ratio of SLPAs to students.

These are extremely important pieces to this license and have not been addressed at all. **Therefore, WSHA opposes the adoption of PI 3 as currently written.** The discussion regarding speech language pathology assistants is an important one that includes many different aspects. This is not something that can just be included in a set of rules regarding licensure of all school-based employees.

Thank you for your attention to this matter and your further discussions of these licensure rules. Please call me if you have any questions regarding this position at 255-0566.

Sincerely,


Katie Boyce
WSHA Lobbyist