

CR 94-149

CERTIFICATE

STATE OF WISCONSIN)
) SS
DEPARTMENT OF PUBLIC INSTRUCTION)

I, State Superintendent of the Department of Public Instruction and custodian of the official records of said Department, do hereby certify that the annexed rule relating to alternative education program licenses and conflict resolution was duly approved and adopted by this Department on the first day of the month following publication in the Wisconsin Administrative Register.

I further certify that said copy has been compared by me with the original on file in this Department and the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I hereunto set my hand and affixed the official seal of the Department at General Executive Facility (GEF) 3, 125 South Webster Street, P.O. Box 7841, in the city of Madison, this 7th day of November, 1994.

John T. Benson
State Superintendent
State Department of Public Instruction

ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
CREATING/AMENDING RULES

The state superintendent of public instruction hereby amends PI 4.11(2) and creates PI 3.01(3m), PI 3.03(10), PI 3.05(15), PI 4.01(1m), and PI 4.155, relating to alternative education program licenses and conflict resolution.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

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

Statute interpreted: ss. 115.28(7)(e) and 118.19(9), Stats.

1993 Wisconsin Act 339 created s. 115.28(7)(e), Stats., which directed the department to promulgate rules establishing requirements for a person to be licensed as an alternative education program teacher and for the approval of teacher education programs leading to licensure as an alternative education program teacher.

Under the bill, a person is not required to be licensed as an alternative education teacher to teach in an alternative education program. However, the person must hold an appropriate license issued by the department.

In accordance with the bill, the proposed rules create an alternative education program license. The proposed rules also state that any person employed in an alternative education program must have a license appropriate to the grade level or subject which he or she is teaching, with two exceptions.

The proposed rules allow a licensed teacher who has been successfully employed in an alternative education program for at least 50% time for 2 semesters or the equivalent prior to July 1, 1996, to be issued an alternative education program license.

The proposed rules also establish requirements for professional education programs leading to alternative education program licensure.

1993 Wisconsin Act 334 created s. 118.19(9), Stats., which requires anyone applying for an initial teacher license, school district administrator's license or school administrator's license to demonstrate competency in various forms of conflict resolution.

In accordance with the bill, the proposed rules require an applicant who applies for an initial regular license to demonstrate competency in all of the following:

1. Resolving conflicts between pupils and between pupils and school staff.
2. Assisting pupils in learning methods of resolving conflicts between pupils and between pupils and school staff, including training in the use of peer mediation to resolve conflicts between pupils.
3. Dealing with crises, including violent, disruptive, potentially violent or potentially disruptive situations, that may arise in school or at activities supervised by a school as a result of conflicts between pupils or between pupils and other persons.

The proposed rules also establish conflict resolution program requirements leading to an initial regular license.

1 **SECTION 1.** PI 3.01(3m) is created to read:

2 PI 3.01(3m) "Alternative education program" means an instructional
3 program, approved by a school board, that utilizes successful alternative or
4 adaptive school structures and teaching techniques and that is incorporated
5 into existing traditional classrooms or regularly scheduled curricular
6 programs or that is offered in place of regularly scheduled curricular
7 programs. "Alternative education program" does not include a private school
8 or a home-based private educational program.

9 **SECTION 2.** PI 3.03(10) is created to read:

10 PI 3.03(10) ALTERNATIVE EDUCATION PROGRAM LICENSE. (a) Effective July 1,
11 1996, any person employed in an alternative education program shall hold an
12 appropriate license issued by the department or an alternative education
13 program license.

14 (b) An appropriate license held by a person employed in an alternative
15 education program shall be in the grade level or subject which he or she is
16 teaching except as follows:

17 1. A person holding a regular elementary education license may teach the
18 basic skills of reading, language arts, and mathematics to secondary students
19 for high school credit if the grade level of the curriculum taught does not
20 exceed the grade level of the teacher's license.

21 2. A person holding a regular license to teach may teach outside his or
22 her area of licensing if the instruction is in collaboration with a properly
23 licensed teacher. Under this paragraph, a properly licensed teacher shall be
24 licensed at the grade level and in the subject area being taught and shall
25 diagnose the pupils' educational needs, prescribe teaching and learning
26 procedures, and evaluate the effects of the instruction.

27 (c) 1. Except as specified in subd. 2, an applicant for an alternative
28 education program license shall possess a regular license to teach and shall
29 receive an endorsement from a Wisconsin approved program verifying the
30 applicant has met the competencies specified in s. PI 4.155. An alternative
31 education program license may be issued for a period of 5 years and allows the

1 holder to teach any subject specified under ss. PI 8.01(2)(L)3 and PI 18.03 in
2 grades 6-12 if the holder volunteers for that assignment.

3 2. A licensed teacher who has been successfully employed in an
4 alternative education program for at least 50% time for 2 semesters or the
5 equivalent prior to July 1, 1996, may be issued an alternative education
6 program license.

7 **SECTION 3.** PI 3.05(15) is created to read:

8 PI 3.05(15) CONFLICT RESOLUTION. Except as specified under s.
9 118.19(9)(b), Stats., effective July 1, 1996, an applicant who applies for an
10 initial regular license shall demonstrate competency, as verified by a
11 professional education program or school district supervisor, in all of the
12 following:

13 (a) Resolving conflicts between pupils and between pupils and school
14 staff.

15 (b) Assisting pupils in learning methods of resolving conflicts between
16 pupils and between pupils and school staff, including training in the use of
17 peer mediation to resolve conflicts between pupils.

18 (c) Dealing with crises, including violent, disruptive, potentially
19 violent or potentially disruptive situations, that may arise in school or at
20 activities supervised by a school as a result of conflicts between pupils or
21 between pupils and other persons.

22 **SECTION 4.** PI 4.01(1m) is created to read:

23 PI 4.01(1m) "Alternative education program" means an instructional
24 program, approved by a school board, that utilizes successful alternative or
25 adaptive school structures and teaching techniques and that is incorporated
26 into existing traditional classrooms or regularly scheduled curricular
27 programs or that is offered in place of regularly scheduled curricular
28 programs. "Alternative education program" does not include a private school
29 or a home-based private educational program.

30 **SECTION 5.** PI 4.11(2) is amended to read:

31 PI 4.11(2) The program shall require study in the theory and application

1 of human relations practices including skill building activities in
2 identifying and constructively responding to expressions or acts which devalue
3 other persons. Effective July 1, 1996, such preparation shall include
4 demonstrated competency in all of the following:

5 (a) Resolving conflicts between pupils and between pupils and school
6 staff;

7 (b) Assisting pupils in learning methods of resolving conflicts between
8 pupils and between pupils and school staff, including training in the use of
9 peer mediation to resolve conflicts between pupils;

10 (c) Dealing with crises, including violent, disruptive, potentially
11 violent or potentially disruptive situations, that may arise in school or at
12 activities supervised by a school as a result of conflicts between pupils or
13 between pupils and other persons.

14 SECTION 6. PI 4.155 is created to read:

15 PI 4.155 MIDDLE/SECONDARY LEVEL EDUCATION: ALTERNATIVE EDUCATION
16 PROGRAMS. All professional education programs leading to licensure to teach
17 alternative education programs in grades 6 through 12 shall require the
18 demonstration of all of the following:

19 (1) The teacher understands the central concepts, tools of inquiry, and
20 structures of the disciplines he or she teaches and can create learning
21 experiences that make these aspects of subject matter meaningful for students.

22 (2) The teacher understands how children learn and develop, and can
23 provide learning opportunities that support their intellectual, social, and
24 personal development.

25 (3) The teacher understands how students differ in their approaches to
26 learning and creates instructional opportunities that are adapted to diverse
27 learners.

28 (4) The teacher understands and uses a variety of instructional
29 strategies to encourage students' development of critical thinking, problem
30 solving, and performance skills.

31 (5) The teacher uses an understanding of individual and group motivation

1 and behavior to create a learning environment that encourages positive social
2 interaction, active engagement in learning, and self-motivation.

3 (6) The teacher uses knowledge of effective verbal, nonverbal, and media
4 communication techniques to foster active inquiry, collaboration, and
5 supportive interaction in the classroom.

6 (7) The teacher plans and delivers instruction based upon knowledge of
7 subject matter, students, the community, and curriculum goals.

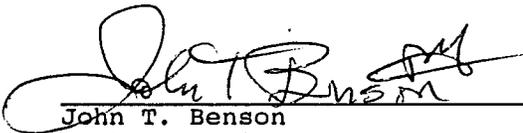
8 (8) The teacher understands and uses formal and informal assessment
9 strategies to evaluate and ensure the continuous intellectual, social, and
10 physical development of the learner.

11 (9) The teacher is a reflective practitioner who continually evaluates
12 the effects of his or her choices and actions on others, such as students,
13 parents, and other professionals in the learning community and who actively
14 seeks out opportunities to grow professionally.

15 (10) The teacher fosters relationships with school colleagues, parents,
16 and agencies in the larger community to support students' learning and well-
17 being.

The 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 7th day of November, 1994



John T. Benson
State Superintendent

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