

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

GENERAL INFORMATION

Rule No.: PI 34

Relating to: Technical Changes to PI 34 as a Result of 2011 Wisconsin Act 166

Rule Type: Permanent

NARRATIVE

Pursuant to *Coyne v. Walker*, the Department of Public Instruction is not required to obtain the Governor's approval for the statement of scope for this rule. *Coyne v. Walker*, No. 2013AP416, 2015 WL 686178 (Wis. Ct. App. Feb. 19, 2015)

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

N/A

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

The proposed rule will make technical changes to PI 34 as a result of 2011 Wisconsin Act 166 with respect to reporting requirements for licensure under an alternative education program.

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

This proposed rule change is needed to align PI 34 with the statutory changes in s. 115.28 (7) (e) 2. as a result of 2011 Wisconsin Act 166.

4. The statutory authority for the proposed rule.

**115.28 General duties.** The state superintendent shall:

**(7)** Licensing of teachers.

(e)

2. Promulgate rules establishing requirements for licensure as an alternative education program teacher and for the approval of teacher education programs leading to licensure as an alternative education program teacher. The rules shall include a requirement that each teacher education program described in this subdivision and located in this state shall, beginning on July 1, 2012, and annually thereafter, submit to the department a list of individuals who have completed the program and who have been recommended by the program for licensure under this subdivision, together with each individual's date of program completion, from each term or semester of the program's most recently completed academic year. The rules shall encompass the teaching of multiple subjects or grade levels or both, as determined by the state superintendent. The rules may require teacher education programs to grant credit towards licensure as an alternative education program teacher for relevant experience or demonstrated proficiency in relevant skills and knowledge.

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

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

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

No entities should be affected by this rule change since the change will only be done to align the PI rule chapters with the statutes.

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

N/A

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

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