

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected	2. Date
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) Chapter PI 34, Educator Licenses	
4. Subject Educator preparation program background checks for admission	
5. Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	6. Chapter 20, Stats. Appropriations Affected
7. Fiscal Effect of Implementing the Rule <input type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget	
8. The Rule Will Impact the Following (Check All That Apply) <input type="checkbox"/> State's Economy <input type="checkbox"/> Specific Businesses/Sectors <input type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers <input type="checkbox"/> Small Businesses (if checked, complete Attachment A)	
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s.227.137 (3)(b) 1., Stats \$0	
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137 (3) (b) 2., Stats.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
11. Policy Problem Addressed by the Rule The proposed rule would clarify what is meant by a background check as a standard for admission into an educator preparation program.	
12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments The department held a preliminary public hearing and comment period on the scope statement for the proposed rule. As provided in the hearing notice, any comment received during the preliminary public hearing and comment period are also considered for the development of this economic impact analysis. However, no comments were received to be considered in the development of this economic impact analysis.	
13. Identify the Local Governmental Units that Participated in the Development of this EIA None.	
14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) State: There is no economic impact to the state as a result of this rule change. Local: The proposed rule would create parameters for what educator preparation programs need to do to conduct a complete background check for students for admission into a program. However, the impact on educator preparation programs as a result of this rule change cannot be estimated at this time. The economic impact is therefore indeterminate.	
15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule Section PI 34.018 of the Wisconsin Administrative Code establishes the standards for student recruitment, admission, and retention into an educator preparation program. Section PI 34.018 (2) provides that the educator preparation program shall establish its own standards for admission, including requiring a background check prior to admission into an educator preparation program. There is currently no standard for what is meant by a background check or how the background checks are to be conducted by an educator preparation program prior to a student's admission.	

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The proposed rule would create parameters for what educator preparation programs need to do to conduct a complete background check for students for admission into a program. Without a rule, educator preparation programs would be required to implement this section of ch. PI 34 as currently written.

16. Long-Range Implications of Implementing the Rule

The proposed rule would create parameters for what educator preparation programs need to do to conduct a complete background check for students for admission into a program.

17. Compare With Approaches Being Used by Federal Government

Because education in the United States is typically governed by each state and local government, federal regulations are generally silent with respect to teacher licensure and preparation. As a result, the requirements for teacher licensure and preparation vary by state.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois: Students in Illinois must complete a fingerprint-based background check(s) for field placements and be prepared to complete others as required. The first check is required prior to starting any clinical experience in a school or community setting prior to student teaching or formal internships. A second check is required prior to the start of the student teaching or first internship semester and must be completed through the school district or clinical setting in which the candidate will be completing student teaching or internship(s). State law requires all candidates obtain a criminal background check in the school district(s) in which the candidate is placed, at the candidate's expense. The background check will consist of a State of Illinois conviction check and an FBI background check. Certain convictions will bar prospective candidates from pursuing teaching.

Iowa: Students in Iowa must complete a background check through 3rd Degree – a background check company, prior to participating in any practicum experience. When completing an initial background check, students must self-report any criminal misconduct charges (any charges other than parking tickets or speeding tickets).

Michigan: All students assigned to sites for clinical and/or educational experiences are required to complete a criminal background check through ICHAT prior to beginning their first field experience. Placement sites may require additional background checks. A search for a record in another state requires correspondence with that state directly. A review of convictions revealed on ICHAT is conducted similarly to convictions disclosed by the student.

Minnesota: Minnesota does not have a comparable rule governing background checks for admission into educator preparation programs. However, Minnesota school districts require background checks on every candidate before beginning any clinical experiences, including pre-student teaching field experiences, student teaching and practicum. Decisions about candidate eligibility will be made by the district approving the clinical assignment.

19. Contact Name Carl Bryan, Legislative Policy Coordinator Department of Public Instruction	20. Contact Phone Number (608) 266-3275
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