

ORDER ADOPTING RULES

Adoption of Rules Governing the Issuance, Renewal, and Validity of Teaching Licenses; Licensure via Portfolio; Tiered Licensure; and Technical Changes to Teaching Licenses; Minnesota Rules, 8710.0310, 8710.0311, 8710.0312, 8710.0313, 8710.0314, 8710.0320, 8710.0321, 8710.0325, 8710.0326, 8710.0330, 8710.4725, 8710.4925, 8710.7000, 8710.7100, 8710.7200

Revisor's ID Number 04534

OAH docket number 82-9021-35209

BACKGROUND

1. The Professional Educator Licensing and Standards Board has complied with all notice and procedural requirements in Minnesota Statutes, chapter 14, Minnesota Rules, chapter 1400, and other applicable law.
2. The Board authorized proposing the rules at its meeting on February 24, 2018, and a quorum was present.
3. The Administrative Law Judge issued her Report on August 6, 2018. As detailed in the Report, the ALJ found that most of the proposed rules, including modifications suggested by the Board after publication of the proposed rules in the *State Register* are necessary and reasonable and recommended their adoption. In addition, the ALJ disapproved some of the proposed rules. The Chief Administrative Law Judge concurred with the findings in the Report in an order dated August 16, 2018.
4. On September 7, 2018, the Board requested that the Chief Administrative Law Judge review and approve modifications to the proposed rules.¹ On September 17, 2018, the Chief Administrative Law Judge found all but two defects had been corrected.
5. On October 1, 2018, the Board requested that the Chief Administrative Law Judge review and approve additional modifications to the proposed rules.² On October 3, 2018, the Chief Administrative Law Judge found the final proposed rules adequately addressed the defects identified in the Administrative Law Judge's report dated August 6, 2018, and the Chief Administrative Law Judge's orders dated August 16, 2018 and

¹ The Board initially requested that the Chief Administrative Law Judge review and approve modifications to the proposed rules on August 31, 2018; however, the Board subsequently submitted an updated version of the proposed rules, in a format approved by the Office of the Revisor, on September 7, 2018.

² The Board submitted additional revisions for review and approval by the Chief Administrative Law Judge on September 21, 2018, but withdrew the submission on September 27, 2018. The Board then resubmitted additional revisions for review and approval on October 1, 2018.

September 17, 2018. In addition, the Chief Administrative Law Judge found that the final proposed rules were not substantially different from those published in the *State Register*, and proposed at the public hearing.

6. The Board adopts the Administrative Law Judge’s Report dated August 6, 2018, and incorporates the Report into this Order, as well as the orders from the Chief Administrative Law Judge dated September 17, 2018 and October 3, 2018.

7. The rules are needed and reasonable.

8. The Professional Educator Licensing and Standards Board adopted the rules at its meeting on October 12, 2018, a quorum was present, and the undersigned was authorized to sign this order.

ORDER

The above-named rules, in the form published in the *State Register* on May 7, 2018, with the modifications as indicated in the Revisor’s draft, file number 4534 dated 10/01/18, are adopted under my authority in Statutes, section 122A.09, subd. 9 (a) and (b).



10/12/2018

Date

Alex Liuzzi, Executive Director

Professional Educator Licensing and Standards Board