

February 23, 2023

VIA EFILING ONLY

Michelle Hersh Vaught
Minnesota Professional Educator
Licensing and Standards Board
1021 Bandana Blvd E Ste 222
Saint Paul, MN 55108
michelle.vaught@state.mn.us

Re: In the Matter of the Proposed Rules Relating to Licensure Standards for Teachers of Special Education: Early Childhood Special Education Teacher Licensure Standards; Revisor's ID Number 4745 OAH 82-9021-38160; Revisor 4745

Dear Ms. Hersch Vaught:

Enclosed herewith and served upon you is the **ORDER ON REVIEW OF RULES UNDER MINN. STAT. § 14.26** in the above-entitled matter. The Administrative Law Judge has determined there are no negative findings in these rules.

The Office of Administrative Hearings has closed this file and is returning the rule record so that the Minnesota Professional Educator Licensing and Standards Board can maintain the official rulemaking record in this matter as required by Minn. Stat. § 14.365. Please ensure that the agency's signed order adopting the rules is filed with our office. The Office of Administrative Hearings will request the finalized rules from the Revisor's office following receipt of that order. Our office will then file the adopted rules with the Secretary of State, who will forward one copy to the Revisor of Statutes, one copy to the Governor, and one to the agency for its rulemaking record. The Minnesota Educator Licensing and Standards Board will then receive from the Revisor's office three copies of the Notice of Adoption of the rules.

The Minnesota Professional Educator Licensing and Standards Board's next step is to arrange for publication of the Notice of Adoption in the State Register. Two copies of the Notice of Adoption provided by the Revisor's office should be submitted to the State Register for publication. A permanent rule without a hearing does not become effective until five working days after a Notice of Adoption is published in the State Register in accordance with Minn. Stat. § 14.27.

Michelle Hersh Vaught
February 23, 2023
Page 2

If you have any questions regarding this matter, please contact William Moore at (651) 361-7893, william.t.moore@state.mn.us or via facsimile at (651) 539-0310.

Sincerely,


SAMANTHA COSGRIFF
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Revisor of Statutes

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed Rules of the Professional Educator Licensing and Standards Board Governing Early Childhood Special Education Teacher Licensure Standards; Revisor's ID Number 4745

**ORDER ON REVIEW OF
RULES UNDER
MINN. STAT. § 14.26**

This matter came before Administrative Law Judge Barbara J. Case upon the application of the Minnesota Professional Educator Licensing and Standards Board (Board) for a legal review under Minn. Stat. § 14.26 (2022).

On February 13, 2023, the Board filed documents with the Office of Administrative Hearings seeking review and approval of the above-entitled rules under Minn. Stat. § 14.26 and Minn. R. 1400.2300 (2021).

Based upon a review of the written submissions by the Department, and all the documents in the rulemaking record,

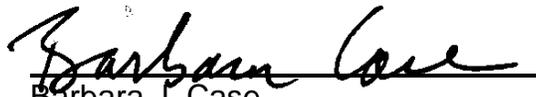
IT IS HEREBY DETERMINED:

1. The Department has the statutory authority to adopt the rules.
2. The rules were adopted in compliance with the procedural requirements of Minn. Stat. ch. 14 (2022), and Minn. R. ch. 1400 (2021).
3. The record demonstrates the rules are needed and reasonable.

IT IS HEREBY ORDERED THAT:

The rules are **APPROVED**.

Dated: February 23, 2023


Barbara J. Case
Administrative Law Judge