

State of Minnesota
Board of Teaching

Statement of Need and Reasonableness
for Proposed Rules Chapter 8750, Parts 8700.8000-8700.8190 and 8700.9000-8700.9030

Concerning: The proposed adoption of rules relating to secondary vocational licensure; counselor and school nurse licensure.

The statutory authority for the State Board of Teaching to promulgate these rules is set forth in Minnesota Statutes, Section 125.05, subd. 1 and Section 125.185, subd. 4. The 1989 Minnesota Legislature amended Minnesota Statutes, Section 125.03 to include secondary vocational teachers, school counselors, and school nurses in the definition of teachers for the purpose of licensure. Minnesota Statutes, Section 125.05, subd. 1 establishes authority for the Board of Teaching to license teachers as defined in Section 125.03, subd. 1.

RULES AS PROPOSED

Minnesota Rules, Chapter 8750 Secondary Vocational Licensure

The proposed rules, parts 8750.0010-8750.9700 are necessary to implement licensure standards and procedures for secondary vocational teachers. The 1989 Minnesota legislature amended Minnesota Statutes, Section 125.03 to include secondary vocational teachers within the authority of the State Board of Teaching for the purpose of licensure.

The proposed rules, parts 8750.0010-8750.0090 include definitions and information about who must be licensed. Parts 8750.0200-8750.2140 set forth the educational, technical and occupational requirements for specific categories of practice. Parts 8750.3000-8750.9700 relate to general education requirements, different types of licenses, and teacher education program approval.

The proposed rules are essentially the same as rules of the Minnesota Board of Education which were adopted in 1987 through the rulemaking procedure of Minnesota Statutes Chapter 14. A notice of intent to adopt the rules was published at 11 S.R. 1140 on December 29, 1986, the rules were adopted by the Minnesota Board of Education on April 14, 1987 and became effective on July 8, 1987. Therefore, the rules were in effect prior to the transfer of authority required by Minnesota Statutes, Section 125.05, subd. 1 and the 1989 amendment to Minnesota Statutes, Section 125.03. The only changes being proposed at this time are technical language changes and terminology that relates to these laws, which establish authority for the State Board of Teaching to license secondary vocational teachers.

Minnesota Rules, Parts 8700.8000-8700.8190 and 8700.9000-8700.9030 Counselor and School Nurse Licensure

The instruction to the revisor is to change rule numbers and terminology to reflect the authority for the State Board of Teaching to license school counselors and school nurses.

These rules are the same as those in effect prior to the transfer of authority required by Minnesota Statutes, Section 125.05, subd. 1 and the 1989 amendment to Minnesota Statutes, Section 125.03. The only changes being proposed at this time are those that relate to these laws, which establish authority for the State Board of Teaching to license school counselors and school nurses.

FISCAL STATEMENT

The State Board of Teaching estimates that the proposed rules will not require an expenditure of public monies by all local bodies of an amount which exceeds \$100,000 in either of the two years immediately following adoption of the proposed rules.

SMALL BUSINESS

These proposed rules will not directly affect small business within the meaning of Minnesota Statutes, Section 14.115.