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Kristin L. Clouser, Secretary

Interagency Committee On Administrative Rules (ICAR) Agenda
Thursday, April 4, 2024, 1:00 p.m.

To attend virtually via Microsoft Teams, please [click here to join the meeting](#) for full meeting audio and visual. Meeting ID: 258 213 386 215#, Passcode: krX4KR. If you require a call-in option to participate (e.g., the computer does not have a microphone), dial 802-828-7667 and enter Phone Conference ID: 829 388 718#.

Physical meeting location suspended until July 1, 2024 due to [Open Meeting Law temporary provisions](#).

- Welcome
- Review and approval of the [minutes](#) from the February 23, 2024 meeting
- Note any additions or deletions from the agenda
- Note: The proposed emergency rule titled 'Emergency Administrative Rules for Notaries Public and Remote Notarization', provided by the Office of Professional Regulation, was not supported on 03/13/24 by ICAR Chair Brown. In his response, ICAR Brown stated "As the state and federal COVID emergencies have ended, adequate time has passed since this emergency rule was previously supported by ICAR five times beginning in 2020 and the most recent being in September 2023, and since the flooding, I feel adequate time has been allowed for proper rulemaking to occur, and therefore do not feel there is an imminent peril to public health, safety, or welfare sufficient to justify adoption of this emergency rule."
- Note: The following emergency rules were supported by ICAR Chair Brown:
 - On 04/02/24: Eligibility Criteria for Temporary Housing Assistance, by the Agency of Human Services, Department for Children and Families
 - This emergency rule is necessary to continue providing temporary housing assistance to families with children under 18 or 19 years old and calculating the income contribution based on average or current daily motel rate.
 - On 04/02/24: Emergency Housing Transition Benefit, by the Agency of Human Services, Department for Children and Families
 - This emergency rule is necessary to continue providing emergency housing assistance to recipients of the Emergency Housing Transition Benefit in accordance with the fiscal year 2024 budget adjustment act.
- Public comment
- Presentation of the following proposed rules:
 - 1) Rules Governing the Licensing of Educators and the Preparation of Education Professionals, Vermont Standards Board for Professional Educators, Agency of Education
 - a) The proposed rule revisions support the VSBPE's mission. Specifically, the VSBPE is:
 - i) Clarifying the BA requirement for Driver's education in-vehicle only



- ii) Reforms praxis testing requirements to allow for more flexibility, including updates to the waiver process.
 - iii) Various changes around School Psychology aligned with updated guidance from the National Association of School Psychologists
 - iv) Removed a prohibition on additional Special education provisional licenses based on updated guidance from the US Department of Education
 - v) Updates the Model Code of Educator Ethics (MCEE) based on the Revised MCEE published by the National Association of State Directors of Teacher Education and Certification
 - vi) Routine revisions to the following endorsements based on updated standards from corresponding professional organizations: Early Childhood Education, School Counselor, School Psychologist, and Special Educator
 - vii) Establishes a new PK-12 Mathematics Specialist Endorsements
- b) Various technical corrections
- 2) Vermont Workers' Compensation and Occupational Disease Rules 1-27, Department of Labor
 - a) Proposed rules implement 2023 statutory amendments and minor technical corrections. Proposed rule 3.1300 clarifies 5 "business" days; proposed rule 3.2300 clarifies operation of payment without prejudice; proposed rule 3.3000 updates a "day is a day" VRCP amendment; propose rule 7.1800 clarifies that approved medical preauth expires if not acted on in 9 months; proposed rule 8.1200 changes the AWW calculation to include paid leave time; current rule 8.1400 to be repealed because it contravenes the statute; proposed rules 11.1400 and 12.1730 update the reference to the VDOH Rule Governing the Prescribing of Opioids; proposed rule 13.1500 codifies current practice for settlement approval; proposed rule 13.1650 requires highlighting certain settlement terms; proposed rule 17 adds formal docket practice requirements; minor changes to rule 18 on mediation.
 - 3) Rule regarding the adoption of a life cycle greenhouse gas emissions accounting protocol, Agency of Natural Resources
 - a) The Rule adopts a protocol for conducting a life cycle analysis for greenhouse gas emissions for products and energy pathways and ensures that the framework, key decision points, and components of the analysis are included, consistent, and transparent. The protocol is based on "International Standard, International Organization of Standardization (ISO) 14067 - Greenhouse gases – Carbon footprint of products – Requirements and guidelines for quantification, First edition 2018-08" (hereinafter "ISO 14067").
- Committee review and discussion of draft public guidance for filing ICAR APA forms
 - Other business
 - Next meeting date: Monday, May 13, 2024 at 2:00 p.m.
 - Adjournment

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