

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1255/P1dn
TKK:sac:jf

February 26, 2013

Rachel Letzing:

I made substantial modifications to the bill proposed by the Joint Legislative Council's (JLC) Special Committee on Improving Educational Opportunities in High School. These changes are both substantive and nonsubstantive: in the bill, I reconcile seemingly inconsistent provisions of the initial JLC bill and also conform the draft to LRB drafting conventions. Please carefully review the bill to ensure that I captured the intent of the JLC's Special Committee on Improving Educational Opportunities in High School. Please give particular attention to the following:

1. The treatment of s. 118.30 (1) in the JLC bill seemed to require the state superintendent to adopt or approve the ACT, Inc., examinations for the 9th, 10th, and 11th grade. Also, the treatments of the various provisions in s. 118.30 (1m), (1r), (1s), and (1t) in the JLC bill seemed to require school boards, operators of independent charter schools, and private schools participating in a choice program to administer the ACT, Inc., examinations beginning in the 2014-15 school year. However, the nonstatutory provision governing a DPI reporting requirement implied that the adoption of the ACT, Inc., examinations was left to the discretion of the department.

In this draft, I proceeded under the assumption that the adoption of the ACT, Inc., examinations is mandatory, and amended the reporting requirement accordingly. Please let me know if I have misunderstood the intent of the committee.

2. Because the reporting requirement proposed in the JLC bill extends beyond the current legislative session, it is not appropriate to place that requirement in a nonstatutory provision. I have moved this reporting requirement to a new section, s. 118.30 (1v). In accordance with item 1., above, I require DPI to submit the report by the end of the fifth school year after the ACT, Inc., examinations are first required to be administered under the bill (at the end of the 2018-19 school year). Please let me know if you foresee a problem with this approach or with the specific date on which the report is required (July 1, 2019).

Let me know if you have any questions or wish to make any changes to this bill. If you are comfortable with the bill as drafted, I will prepare it for introduction.

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