

2013 DRAFTING REQUEST

Bill

Received: **1/18/2013** Received By: **tkuczens**

Wanted: **As time permits** Same as LRB:

For: **Legislative Council - JLC** By/Representing: **Rachel Letzing**

May Contact: Drafter: **tkuczens**

Subject: **Education - state superintendent** Addl. Drafters:

Extra Copies: **pg, ffk**

Submit via email: **YES**

Requester's email: **rachel.letzing@legis.wisconsin.gov**

Carbon copy (CC) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Pupil assessments: ACT Suite (WLC: 0056/2)

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 2/21/2013			_____			
/P1	tkuczens 2/27/2013	scalvin 2/27/2013	jfrantze 2/27/2013	_____	mbarman 2/26/2013		
/1				_____	lparisi 2/27/2013	mbarman 2/27/2013	

FE Sent For:

Not
Needed

<END>

2013 DRAFTING REQUEST

Bill

Received: 1/18/2013 Received By: tkuczens
Wanted: As time permits Same as LRB:
For: Legislative Council - JLC By/Representing: Rachel Letzing
May Contact: Drafter: tkuczens
Subject: Education - state superintendent Addl. Drafters:
Extra Copies: pg, ffk

Submit via email: YES
Requester's email: rachel.letzing@legis.wisconsin.gov
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Pupil assessments: ACT Suite (WLC: 0056/2)

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 2/21/2013			_____			
/P1	tkuczens 2/27/2013	scalvin 2/27/2013	jfrantze 2/27/2013	_____	mbarman 2/26/2013		
/1				_____	lparisi 2/27/2013		

FE Sent For:

<END>

2013 DRAFTING REQUEST

Bill

Received: 1/18/2013 Received By: tkuczens
Wanted: As time permits Same as LRB:
For: Legislative Council - JLC By/Representing: Rachel Letzing
May Contact: Drafter: tkuczens
Subject: Education - state superintendent Addl. Drafters:
Extra Copies: pg, ffk

Submit via email: YES
Requester's email: rachel.letzing@legis.wisconsin.gov
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Pupil assessments: ACT Suite (WLC: 0056/2)

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 2/21/2013			_____			
/P1		scalvin 2/26/2013	jfrantze 2/26/2013	_____	mbarman 2/26/2013		

FE Sent For: /1 sac
02/27/2013 

<END>

2013 DRAFTING REQUEST

Bill

Received: 1/18/2013 Received By: tkuczens
Wanted: As time permits Same as LRB:
For: Legislative Council - JLC By/Representing: Rachel Letzing
May Contact: Drafter: tkuczens
Subject: Education - state superintendent Addl. Drafters:
Extra Copies: pg, flk

Submit via email: YES
Requester's email: rachel.letzing@legis.wisconsin.gov
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Pupil assessments: ACT Suite (WLC: 0056/2)

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
--------------	----------------	-----------------	--------------	----------------	------------------	-----------------	-----------------

/? tkuczens

FE Sent For:

Pl SAC
02/26/2013

Am
2/18
LC Conversion
Rg
2/26
Jb
2/26
<END>

Kuczenski, Tracy

From: Letzing, Rachel
Sent: Thursday, January 17, 2013 1:11 PM
To: Kuczenski, Tracy
Cc: Karls-Ruplinger, Jessica; Mautz, Kelly
Subject: Study Committee drafts in PDF format
Attachments: 0054/2; 0056/2; 0059/2; 0060/2

Hi Tracy, Yesterday the attached drafts were approved for introduction by the Joint Legislative Council. Could you please draft the following as three separate Senate bills:

1. WLC: 0056/2
2. WLC: 0060/2
3. Combine WLC: 0054/2 and WLC: 0059/2 into one bill draft.

If you have questions about 54/2 or 60/2 you can contact Jessica; if you have questions about 59/2 or 56/2 you can contact me. Thanks for your help and please let us know if you have any questions.

Rachel

Rachel Letzing
Senior Staff Attorney
Wisconsin Legislative Council
608.266.3370
rachel.letzing@legis.wisconsin.gov

1 **AN ACT** *to amend* 118.30 (1), 118.30 (1m) (b), 118.30 (1r) (b), 118.30 (1s) (a) 3. and
 2 118.30 (1t) (c); and *to create* 118.30 (1m) (ar), 118.30 (1m) (c), 118.30 (1r) (ar),
 3 118.30 (1r) (c), 118.30 (1s) (a) 2m., 118.30 (1s) (a) 3m., 118.30 (1t) (bm) and 118.30
 4 (1t) (cm) of the statutes; **relating to:** pupil assessments and making an
 5 appropriation.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill draft was prepared for the Joint Legislative Council’s Special Committee on Improving Educational Opportunities in High School.

Current law requires the State Superintendent of Public Instruction to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in the 4th, 8th, and 10th grades. The state superintendent has adopted the Wisconsin Knowledge and Concepts Examinations (WKCE) to meet this requirement.

Annually, each school board must administer the 4th, 8th, and 10th grade WKCE. Current law alternatively permits school boards to administer examinations in those grades that have been developed or adopted by the school board. The school district must also administer the WKCE to pupils in charter schools located in the school district.

Under current law, each operator of a charter school established by the City of Milwaukee, the University of Wisconsin (UW)–Milwaukee, UW–Parkside, or the Milwaukee Area Technical College District Board (MATC) must annually administer 4th, 8th, and 10th grade examinations. For the 4th and 8th grade examinations, a charter school may administer the WKCE or an examination the operator of the charter school has developed or adopted on its own.

A school board or an operator of a charter school established by the City of Milwaukee, UW–Madison, UW–Parkside, or MATC is not required to administer the 4th and 8th grade WKCE if: (a) the school board or operator of the charter school administers its own 4th and 8th grade examinations; (b) the school board or operator of the charter school provides the state superintendent with statistical correlations of those

examinations with the WKCE; and (c) the federal Department of Education approves administration of the alternative examination.

Current law requires that each private school participating in the Milwaukee Parental Choice Program (MPCP) or the Racine Parental Private School Choice Program (PPSCP) must administer the 4th, 8th, and 10th grade WKCE examinations.

This bill draft requires the State Superintendent of Public Instruction to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in 9th and 11th grades. The draft specifies that examinations adopted or approved for 9th, 10th and 11th grades must include examinations offered by ACT, Inc.

The bill draft also requires each school board; operator of a charter school established by the City of Milwaukee, the UW-Milwaukee, UW-Parkside, or MATC; and governing body of a private school participating in the MPCP or the Racine PPSCP to annually administer the 9th grade and 11th grade examinations offered by ACT, Inc. that are approved or adopted by the state superintendent to all pupils enrolled in 9th or 11th grades. The 9th grade examination offered by ACT, Inc. must be administered within the first 30 days of the school year.

The bill draft appropriates general purpose revenue for fiscal years 2013-14 and 2014-15 in order for the Department of Public Instruction (DPI) to implement the ACT, Inc. examinations statewide.

The bill draft specifies that if DPI requires the ACT series of examinations to be offered in 9th, 10th, and 11th grades, 5 years after those examinations are implemented DPI must submit a report to the appropriate legislative standing committees and the joint committee on finance that evaluates the advantages and disadvantages of continuing to offer the ACT series of examinations and recommends any legislation regarding pupil assessments that DPI determines is necessary.

1 **SECTION 1.** 118.30 (1) of the statutes is amended to read:

2 118.30 (1) The state superintendent shall adopt or approve examinations designed to
3 measure pupil attainment of knowledge and concepts in the 4th, 8th ~~and, 9th,~~ 10th, and 11th
4 grades. Beginning in the 2014-15 school year, the examinations adopted or approved for 9th,
5 10th, and 11th grades shall include examinations offered by ACT, Inc.

NOTE: This SECTION requires the State Superintendent of DPI to adopt or approve examinations designed to measure pupil attainment of

knowledge and concepts in 9th and 11th grades. In addition, this SECTION specifies that examinations adopted or approved for 9th, 10th and 11th grades must include examinations offered by ACT, Inc., which are EXPLORE, PLAN, the ACT, and WorkKeys.

1 **SECTION 2.** 118.30 (1m) (ar) of the statutes is created to read:

2 118.30 **(1m)** (ar) Except as provided in sub. (7), administer the 9th grade examination
3 to all pupils enrolled in the school district, including pupils enrolled in charter schools located
4 in the school district, in the 9th grade within the first 30 days of the school year.

5 **SECTION 3.** 118.30 (1m) (b) of the statutes is amended to read:

6 118.30 **(1m)** (b) Except as provided in sub. (7), administer the 10th grade ~~examination~~
7 examinations to all pupils enrolled in the school district, including pupils enrolled in charter
8 schools located in the school district, in the 10th grade.

NOTE: This SECTION ~~1~~ changes “examination” to the plural “examinations” to reflect the requirement created in SECTION 1 that students in 10th grade must take the examination offered by ACT, Inc., in addition to the WKCE.

9 **SECTION 4.** 118.30 (1m) (c) of the statutes is created to read:

10 118.30 **(1m)** (c) Except as provided in sub. (7), administer the 11th grade examination
11 to all pupils enrolled in the school district, including pupils enrolled in charter schools located
12 in the school district, in the 11th grade.

NOTE: SECTIONS ~~2~~ and ~~4~~ create new requirements for each school board to annually administer the 9th grade and 11th grade examinations offered by ACT, Inc., to all pupils enrolled in 9th or 11th grades in the district, including pupils enrolled in 9th or 11th grade in charter schools located in the district. The 9th grade examination offered by ACT, Inc. must be administered within the first 30 days of the school year.

13 **SECTION 5.** 118.30 (1r) (ar) of the statutes is created to read:

14 118.30 **(1r)** (ar) Administer the 9th grade examination to all pupils enrolled in the
15 charter school in the 9th grade within the first 30 days of the school year.

1 **SECTION 6.** 118.30 (1r) (b) of the statutes is amended to read:

2 118.30 **(1r)** (b) Administer the 10th grade ~~examination~~ examinations to all pupils
3 enrolled in the charter school in the 10th grade.

NOTE: This SECTION changes “examination” to the plural
 “examinations” to reflect the requirement created in SECTION ~~F~~ that
 students in 10th grade must take the examination offered by ACT, Inc.,
 in addition to the WKCE.

4 **SECTION 7.** 118.30 (1r) (c) of the statutes is created to read:

5 118.30 **(1r)** (c) Administer the 11th grade examination to all pupils enrolled in the
6 charter school in the 11th grade.

NOTE: SECTIONS ~~5~~ and ~~7~~ create new requirements that each operator of a
 charter school established by the City of Milwaukee, the
 UW-Milwaukee, UW-Parkside, or MATC must annually administer 9th
 and 11th grade examinations offered by ACT, Inc. The 9th grade
 examination offered by ACT, Inc., must be administered within the first
 30 days of the school year.

7 **SECTION 8.** 118.30 (1s) (a) 2m. of the statutes is created to read:

8 118.30 **(1s)** (a) 2m. Administer the 9th grade examination adopted or approved by the
9 state superintendent under sub. (1) to all pupils attending the 9th grade in the private school
10 under s. 119.23 within the first 30 days of the school year.

11 **SECTION 9.** 118.30 (1s) (a) 3. of the statutes is amended to read:

12 118.30 **(1s)** (a) 3. Administer the 10th grade ~~examination~~ examinations adopted or
13 approved by the state superintendent under sub. (1) to all pupils attending the 10th grade in
14 the private school under s. 119.23.

NOTE: This SECTION changes “examination” to the plural
 “examinations” to reflect the requirement created in SECTION ~~F~~ that
 students in 10th grade must take the examination offered by ACT, Inc.,
 in addition to the WKCE.

15 **SECTION 10.** 118.30 (1s) (a) 3m. of the statutes is created to read:

1 118.30 (1s) (a) 3m. Administer the 11th grade examination adopted or approved by the
2 state superintendent under sub. (1) to all pupils attending the 11th grade in the private school
3 under s. 119.23.

NOTE: SECTIONS 8 and 10 create new requirements for the governing body of each private school participating in the MPCP to annually administer the 9th and 11th grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must be administered within the first 30 days of the school year.

4 SECTION 11. 118.30 (1t) (bm) of the statutes is created to read:

5 118.30 (1t) (bm) Administer the 9th grade examination adopted or approved by the state
6 superintendent under sub. (1) to all pupils attending the 9th grade in the private school under
7 s. 118.60 within the first 30 days of the school year.

8 SECTION 12. 118.30 (1t) (c) of the statutes is amended to read:

9 118.30 (1t) (c) Administer the 10th grade ~~examination~~ examinations adopted or
10 approved by the state superintendent under sub. (1) to all pupils attending the 10th grade in
11 the private school under s. 118.60.

NOTE: This SECTION changes “examination” to the plural “examinations” to reflect the requirement created in SECTION 1 that students in 10th grade must take the examination offered by ACT, Inc., in addition to the WKCE.

12 SECTION 13. 118.30 (1t) (cm) of the statutes is created to read:

13 118.30 (1t) (cm) Administer the 11th grade examination adopted or approved by the
14 state superintendent under sub. (1) to all pupils attending the 11th grade in the private school
15 under s. 118.60.

NOTE: SECTIONS 11 and 13 create new requirements for the governing body of each private school participating in the Racine PPSCP to annually administer the 9th and 11th grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must be administered within the first 30 days of the school year.

1 **SECTION 14. Fiscal changes.**

2 (1) PUPIL ASSESSMENT. In the schedule under section 20.005 (3) of the statutes for the
3 appropriation to the department of public instruction under section 20.255 (1) (dw) of the
4 statutes, as affected by the acts of 2013, the dollar amount is increased by \$181,453 for the first
5 fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for
6 the purposes of implementing the examinations offered by ACT, Inc. In the schedule under
7 section 20.005 (3) of the statutes for the appropriation to the department of public instruction
8 under section 20.255 (1) (dw) of the statutes, as affected by the acts of 2013, the dollar amount
9 is increased by \$6,653,800 for the second fiscal year of the fiscal biennium in which this
10 subsection takes effect to increase funding for the purposes of implementing the examinations
11 offered by ACT, Inc.

NOTE: This SECTION appropriates \$181,453 in general purpose revenue to DPI for fiscal year 2013-14 for ACT site training. For fiscal year 2014-15, this SECTION appropriates \$6,653,800 to DPI to certify high schools to be ACT administration sites, for data integration to connect the state's systems to the ACT systems for direct downloads, for training materials, ACT management costs, and costs for the actual assessments.

COMMENT: The dollar amounts to implement the ACT series of examinations were taken from the DPI 2013-15 biennial budget request.

12 **SECTION 15. Nonstatutory provisions; public instruction.**

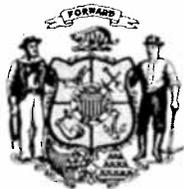
13 (1) PUPIL ASSESSMENTS. If the department of public instruction requires the
14 examinations offered by ACT, Inc., to be administered in 9th, 10th, and 11th grades, the
15 department shall submit a report to the appropriate standing committees or the legislature, as
16 determined by the speaker of the assembly and the president of the senate, in the manner
17 provided under section 13.172 (3) of the statutes, and to the joint committee on finance, 5 years
18 after the implementation of the series or examinations offered by ACT, Inc., that evaluates the

1 advantages and disadvantages of continuing to offer those examinations and recommends any
2 legislation the department determines is necessary.

NOTE: This SECTION creates a one-time reporting requirement for DPI. If DPI requires the ACT series of examinations for 9th, 10th, and 11th grade pupils statewide, 5 years after those examinations are implemented, DPI must submit a report to the appropriate legislative standing committees and the joint committee on finance that evaluates the advantages and disadvantages of continuing to offer the ACT series of examinations, and recommends any legislation DPI determines is necessary.

3

(END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1255/P1

TKK: [handwritten initials]

RMNR

sac

d-note

insert

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2/21/13
sac

LPS: 4th in 9th, 10th, 11th
is normal size, not
superscript.

gov
cat

examinations administered to pupils in 9th, 10th
and 11th grades

1

AN ACT ... relating to: ???

bill is explained in the NOTES provided by the Joint
Legislative Council in the bill

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version
of this draft.

**The people of the state of Wisconsin, represented in senate and assembly, do
enact as follows:**

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill draft was prepared for the
Joint Legislative Council's Special Committee on Improving Educational Opportunities
in High School.

Current law requires the State Superintendent of Public Instruction to adopt or
approve examinations designed to measure pupil attainment of knowledge and concepts
in the 4th, 8th, and 10th grades. The state superintendent has adopted the Wisconsin
Knowledge and Concepts Examinations (WKCE) to meet this requirement.

Annually, each school board must administer the 4th, 8th, and 10th grade WKCE.

Current law alternatively permits school boards to administer examinations in those
grades that have been developed or adopted by the school board. The school district must
also administer the WKCE to pupils in charter schools located in the school district.

(independent
charter
school)

Under current law, each operator of a charter school established by the City of
Milwaukee, the University of Wisconsin (UW)-Milwaukee, UW-Parkside, or the
Milwaukee Area Technical College District Board (MATC) must annually administer 4th,
8th, and 10th grade examinations. For the 4th and 8th grade examinations, a charter
school may administer the WKCE or an examination the operator of the charter school
has developed or adopted on its own.

must also

any 4th or 8th grade independent

With certain exceptions, if a school board has developed and adopted its own 4th or 8th grade
examinations, the school board must administer those exams as well.

With certain exceptions,
an independent

A school board or an operator of ^{an independent} a charter school established by the City of Milwaukee, UW-Madison, UW-Parkside, or MATC is not required to administer the 4th and 8th grade WKCE if: (a) the school board or operator of the charter school administers its own 4th and 8th grade examinations; (b) the school board or operator of the charter school provides the state superintendent with statistical correlations of those examinations with the WKCE; and (c) the federal Department of Education approves administration of the alternative examination.

Current law requires that each private school participating in the Milwaukee Parental Choice Program (MPCP) or the Racine Parental Private School Choice Program (PPSCP) must administer the 4th, 8th, and 10th grade WKCE examinations.

^{parental} This bill ^{bill} draft requires the State Superintendent of Public Instruction to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in 9th and 11th grades. The draft specifies that examinations adopted or approved for 9th, 10th and 11th grades must include examinations offered by ACT, Inc.

The bill ^{an independent} draft also requires each school board; operator of a charter school established by the City of Milwaukee, the UW-Milwaukee, UW-Parkside, or MATC; and governing body of a private school participating in the MPCP or the Racine PPSCP to annually administer the 9th grade and 11th grade examinations offered by ACT, Inc. that are approved or adopted by the state superintendent to all pupils enrolled in 9th or 11th grades. The 9th grade examination offered by ACT, Inc. must be administered within the first 30 days of the school year.

The bill draft appropriates general purpose revenue for fiscal years 2013-14 and 2014-15 in order for the Department of Public Instruction (DPI) to implement the ACT, Inc. examinations statewide.

The bill draft specifies that if DPI requires the ACT series of examinations to be offered in 9th, 10th, and 11th grades, 5 years after those examinations are implemented DPI must submit a report to the appropriate legislative standing committees and the joint committee on finance that evaluates the advantages and disadvantages of continuing to offer the ACT series of examinations and recommends any legislation regarding pupil assessments that DPI determines is necessary.

Insert 2-NOTE

for eligible school districts currently only the Racine Unified School District
a parental choice program

- 1 SECTION 1. 118.30^x (1) of the statutes is amended to read:
- 2 118.30 (1) The state superintendent shall adopt or approve examinations
- 3 designed to measure pupil attainment of knowledge and concepts in the 4th, 8th and,
- 4 9th, 10th, and 11th grades. Beginning in the 2014-15 school year, the examinations
- 5 adopted or approved for 9th, 10th, and 11th grades shall include examinations
- 6 offered by ACT, Inc.

Insert 2-6

NOTE: This SECTION requires the State Superintendent of DPI to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in 9th and 11th grades. In addition, this SECTION specifies that examinations adopted or approved for 9th, 10th, and 11th grades must include examinations offered by ACT, Inc. which are EXPLORE, PLAN, the ACT, and WorkKeys.

7 SECTION 2. 118.30 (1m) (ar) of the statutes is created to read:

Insert 3-1

① 118.30 (1m) (ar) Except as provided in sub. (7),
 ② ~~examination~~ ^{Insert 3-2} to all pupils enrolled in the school district, including pupils enrolled in
 3 charter schools located in the school district, in the 9th grade within the first 30 days
 4 of the school year.

SECTION 3. 118.30 (1m) (b) of the statutes is amended to read:

6 118.30 (1m) (b) Except as provided in sub. (7), administer the 10th grade
 ⑦ ~~examination~~ ^{plain} ~~examinations~~ ^{Insert 3-7} to all pupils enrolled in the school district, including
 ⑧ pupils enrolled in charter schools located in the school district, in the 10th grade. ^{Insert 3-8}

* NOTE: This SECTION ² ~~changes "examination" to the plural "examinations"~~ ^s to reflect
 the requirement created in SECTION 1 that students in 10th grade must take the
 * examination offered by ACT, Inc., in addition to ~~the WKCE~~ ^{Insert 3-NOTE}

SECTION 4. 118.30 (1m) (c) of the statutes is created to read:

9 118.30 (1m) (c) Except as provided in sub. (7),
 ⑩ ~~examination~~ ^{Insert 3-10} to all pupils enrolled in the school district, including pupils enrolled in
 ⑪ ~~examination~~ ^{Insert 3-11} to all pupils enrolled in the school district, including pupils enrolled in
 12 charter schools located in the school district, in the 11th grade.

NOTE: SECTIONS 2 and 4 create new requirements for each school board to annually administer the 9th grade and 11th grade examinations offered by ACT, Inc., to all pupils enrolled in 9th or 11th grades in the district, including pupils enrolled in 9th or 11th grade in charter schools located in the district. The 9th grade examination offered by ACT, Inc. must be administered within the first 30 days of the school year.

SECTION 5. 118.30 (1r) (ar) of the statutes is created to read:

13 118.30 (1r) (ar) ^{Insert 3-14} Administer the 9th grade examination ^{Insert 3-14 B} to all pupils enrolled in
 ⑭ the charter school in the 9th grade ~~within the first 30 days of the school year~~

SECTION 6. 118.30 (1r) (b) of the statutes is amended to read:

16 118.30 (1r) (b) Administer the 10th grade ^{plain} ~~examination~~ ^{Insert 3-17} ~~examinations~~
 ⑰ ~~examination~~ ^{Insert 3-18} to all
 ⑱ pupils enrolled in the charter school in the 10th grade.

* NOTE: This SECTION ² ~~changes "examination" to the plural "examinations"~~ ^s to reflect
 the requirement created in SECTION 1 that students in 10th grade must take the
 * examination offered by ACT, Inc., in addition to ~~the WKCE~~ ^{Insert 3-NOTE B}

SECTION 7. 118.30 (1r) (c) of the statutes is created to read:

Beginning in the 2014-15 school year

1

118.30 (1r) (c) ~~Administer~~ the 11th grade examination to all pupils enrolled in

2

the charter school in the 11th grade.

adopted or approved by the state superintendent under sub. (1)

NOTE: SECTIONS 5 and 7 create new requirements that each operator of a charter school established by the City of Milwaukee, the UW-Milwaukee, UW-Parkside, or MATC must annually administer 9th and 11th grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must be administered within the first 30 days of the school year.

3

SECTION 8. 118.30^x (1s) (a) 2m. of the statutes is created to read:

4

118.30 (1s) (a) 2m. ~~Administer~~ the 9th grade examination adopted or approved

5

by the state superintendent under sub. (1) to all pupils attending the 9th grade in

6

the private school under s. 119.23 within the first 30 days of the school year

7

SECTION 9. 118.30¹ (1s) (a) 3. of the statutes is amended to read:

8

118.30 (1s) (a) 3. Administer the 10th grade examination examinations

9

adopted or approved by the state superintendent under sub. (1) to all pupils

10

attending the 10th grade in the private school under s. 119.23.

NOTE: This SECTION changes "examination" to the plural "examinations" to reflect the requirement created in SECTION 1 that students in 10th grade must take the examination offered by ACT, Inc., in addition to the WKCB.

11

SECTION 10. 118.30¹ (1s) (a) 3m. of the statutes is created to read:

12

118.30 (1s) (a) 3m. ~~Administer~~ the 11th grade examination adopted or

13

approved by the state superintendent under sub. (1) to all pupils attending the 11th

14

grade in the private school under s. 119.23.

NOTE: SECTIONS 8 and 10 create new requirements for the governing body of each private school participating in the MPCP to annually administer the 9th and 11th grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must be administered within the first 30 days of the school year.

15

SECTION 11. 118.30^x (1t) (bm) of the statutes is created to read:

16

118.30 (1t) (bm) ~~Administer~~ the 9th grade examination adopted or approved

17

by the state superintendent under sub. (1) to all pupils attending the 9th grade in

18

the private school under s. 118.60 within the first 30 days of the school year.

1 SECTION 12. 118.30[✓] (1t) (c) of the statutes is amended to read:

2 118.30 (1t) (c) Administer the 10th grade ^{plain} ~~examination~~ ² ~~examinations~~ adopted
3 or approved by the state superintendent under sub. (1) to all pupils attending the
4 10th grade in the private school under s. 118.60. Insert 5-4

* NOTE: This SECTION ⁵ ~~changes "examination" to the plural "examinations"~~ to reflect
the requirement created in SECTION 1 that students in 10th grade must take the
* examination offered by ACT, Inc., in addition to ~~the WKCP~~. Insert 5-NOTE

5 SECTION 13. 118.30[✓] (1t) (cm) of the statutes is created to read:

6 118.30 (1t) (cm) Insert 5-6 Administer the 11th grade examination adopted or approved
7 by the state superintendent under sub. (1) to all pupils attending the 11th grade in
8 the private school under s. 118.60.

NOTE: SECTIONS 11 and 13 ^{parental choice program for eligible school districts} create new requirements for the governing body of each
private school participating in the ~~Racine PPSCD~~ to annually administer the 9th and 11th
grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc.,
must be administered within the first 30 days of the school year.

Insert
5-9

9 SECTION 14. Fiscal changes.

10 (1) PUPIL ASSESSMENT. In the schedule under section 20.005 (3) of the statutes
11 for the appropriation to the department of public instruction under section 20.255
12 (1) (dw) of the statutes, as affected by the acts of 2013, the dollar amount is increased
13 by \$181,453 for the first fiscal year of the fiscal biennium in which this subsection
14 takes effect ² ~~to increase funding~~ Insert 5-14 for the purposes of implementing the examinations
15 offered by ACT, Inc. In the schedule under section 20.005 (3) of the statutes for the
16 appropriation to the department of public instruction under section 20.255 (1) (dw)
17 of the statutes, as affected by the acts of 2013, the dollar amount is increased by
18 \$6,653,800 for the second fiscal year of the fiscal biennium in which this subsection
19 takes effect ² ~~to increase funding~~ Insert 5-19 for the purposes of implementing the examinations
20 offered by ACT, Inc.

NOTE: This SECTION appropriates \$181,453 in general purpose revenue to DPI for
fiscal year 2013-14 for ACT site training. For fiscal year 2014-15, this SECTION

appropriates \$6,653,800 to DPI to certify high schools to be ACT administration sites, for data integration to connect the state's systems to the ACT systems for direct downloads, for training materials, ACT management costs, and costs for the actual assessments.

COMMENT: The dollar amounts to implement the ACT series of examinations were taken from the DPI 2013-15 biennial budget request.

1 **SECTION 15. Nonstatutory provisions; public instruction.**

2 (1) PUPIL ASSESSMENTS. If the department of public instruction requires the
3 examinations offered by ACT, Inc., to be administered in 9th, 10th, and 11th grades,
4 the department shall submit a report to the appropriate standing committees or the
5 legislature, as determined by the speaker of the assembly and the president of the
6 senate, in the manner provided under section 13.172 (3) of the statutes, and to the
7 joint committee on finance, 5 years after the ^{adoption and} implementation of the series or
8 examinations offered by ACT, Inc., that evaluates the advantages and disadvantages
9 of continuing to offer those examinations and recommends any legislation the
10 department determines is necessary.

NOTE: This SECTION creates a one-time reporting requirement for DPI. If DPI requires the ACT series of examinations for 9th, 10th, and 11th grade pupils statewide, 5 years after those examinations are implemented, DPI must submit a report to the appropriate legislative standing committees and the joint committee on finance that evaluates the advantages and disadvantages of continuing to offer the ACT series of examinations, and recommends any legislation DPI determines is necessary.

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1255/P1ins
TKK:...:jm

INSERT 2-NOTE

9 The bill requires DPI to submit a report to the appropriate legislative standing committees and the joint committee on finance ^{five} years after the examinations offered by ACT, Inc., for the 9th, 10th, and 11th grades are first administered to pupils in this state as required under the bill. The report must

INSERT 2-6

1 To satisfy the requirement under this subsection to adopt or approve
2 examinations for the 9th, 10th, and 11th grades, the state superintendent shall adopt
3 or approve examinations offered by ACT, Inc., to be administered to pupils in
4 accordance with this section beginning in the 2014-15 school year.

INSERT 3-1

5 beginning in the 2014-15 school year, within 30 days after the beginning of the
6 school year,

INSERT 3-2

7 adopted or approved by the state superintendent under sub. (1)

INSERT 3-7

8 adopted or approved by the state superintendent under sub. (1)

INSERT 3-8

9 Beginning in the 2014-15 school year, the school board shall also administer
10 the examination offered by ACT, Inc., adopted or approved as required under sub. (1).

INSERT 3-NOTE

any other 10th grade examination already adopted or approved by the state superintendent

INSERT 3-10

11 beginning in the 2014-15 school year,

INSERT 3-11

12 adopted or approved by the state superintendent under sub. (1)

INSERT 3-14

13 Beginning in the 2014-15 school year, within 30 days after the beginning of the
14 school year,

INSERT 3-14 B

1 adopted or approved by the state superintendent under sub. (1)

INSERT 3-17

2 adopted or approved by the state superintendent under sub. (1)

INSERT 3-18

3 Beginning in the 2014-15 school year, the operator of the charter school shall
4 also administer the examination offered by ACT, Inc., adopted or approved as
5 required under sub. (1).

INSERT 3-NOTE B

any other 10th grade examination already adopted or approved by the state superintendent

INSERT 4-4

6 Beginning in the 2014-15 school year, within 30 days after the beginning of the
7 school year,

INSERT 4-10

8 Beginning in the 2014-15 school year, the governing body of the private school
9 shall also administer the examination offered by ACT, Inc., adopted or approved as
10 required under sub. (1).

INSERT 4-NOTE

any other 10th grade examination already adopted or approved by the state superintendent

INSERT 4-12

11 Beginning in the 2014-15 school year,

INSERT 4-16

12 Beginning in the 2014-15 school year, within 30 days after the beginning of the
13 school year,

INSERT 5-4

14 Beginning in the 2014-15 school year, the governing body of the private school
15 shall also administer the examination offered by ACT, Inc., adopted or approved as
16 required under sub. (1).

INSERT 5-NOTE

any other 10th grade examination already adopted or approved by the state superintendent

INSERT 5-6

1 Beginning in the 2014-15 school year,

INSERT 5-9

2 **SECTION 1.** 118.30 (1v) of the statutes is created to read:

3 118.30 (1v) By July 1, 2019, the state superintendent shall submit a report to
4 the appropriate standing committee of the legislature under s. 13.172 (3) and to the
5 joint committee on finance. The state superintendent shall include in the report an
6 evaluation of the advantages and disadvantages of continuing to require the
7 administration in the 9th, 10th, and 11th grades of examinations offered by ACT, Inc.
8 The state superintendent shall include in the report any recommendations for
9 legislation determined to be necessary or appropriate by the department.

NOTE: This SECTION requires DPI to submit a report to the appropriate legislative standing committees and the joint committee on finance 5 years after the examinations offered by ACT, Inc., for the 9th, 10th, and 11th grades are first administered to pupils in this state as required under the bill. The report must evaluate the advantages and disadvantages of continuing to require the administration of ACT, Inc., examinations in the 9th, 10th, and 11th grades and make any recommendations for legislation deemed necessary or appropriate by DPI.

INSERT 5-14

10 adoption under section 118.30 (1) of the statutes, as affected by this act, of

INSERT 5-19

11 adoption under section 118.30 (1) of the statutes, as affected by this act, of

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1255/P1dn

TKK:j.jm

Sac

-date-

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.

Tracy K. Kuczenski
Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov

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:

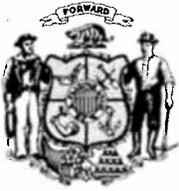
1. The treatment of s. 118.30 (1) in the JLC bill seemed to require the state superintendent to adopt or approve the ACT, Inc., examinations for the 9th, 10th, and 11th grade. Also, the treatments of the various provisions in s. 118.30 (1m), (1r), (1s), and (1t) in the JLC bill seemed to require school 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.

Tracy K. Kuczenski
Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1255/PT 1
TKK:sac:je
RUMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2/27/13
Today or 2/28/13

gen cat

1 **AN ACT to amend** 118.30 (1), 118.30 (1m) (b), 118.30 (1r) (b), 118.30 (1s) (a) 3. and
2 118.30 (1t) (c); and **to create** 118.30 (1m) (ar), 118.30 (1m) (c), 118.30 (1r) (ar),
3 118.30 (1r) (c), 118.30 (1s) (a) 2m., 118.30 (1s) (a) 3m., 118.30 (1t) (bm), 118.30
4 (1t) (cm) and 118.30 (1v) of the statutes; **relating to:** examinations
5 administered to pupils in the 9th, 10th, and 11th grades.

Analysis by the Legislative Reference Bureau

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's Special Committee on Improving Educational Opportunities in High School.

Current law requires the State Superintendent of Public Instruction to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in the 4th, 8th, and 10th grades. The state superintendent has adopted the Wisconsin Knowledge and Concepts Examinations (WKCE) to meet this requirement.

Annually, each school board must administer the 4th, 8th, and 10th grade WKCE. The school district must also administer the WKCE to pupils in charter schools located

in the school district. With certain exceptions, if a school board has developed and adopted its own 4th or 8th grade examinations, the school board must administer those exams as well.

Under current law, each operator of a charter school established by the City of Milwaukee, the University of Wisconsin (UW)-Milwaukee, UW-Parkside, or the Milwaukee Area Technical College District Board (MATC) (independent charter school) must annually administer 4th, 8th, and 10th grade examinations. With certain exceptions, an independent charter school must also administer any 4th or 8th grade examination the operator of the independent charter school has developed or adopted on its own.

A school board or an operator of an independent charter school is not required to administer the 4th and 8th grade WKCE if: (a) the school board or operator of the charter school administers its own 4th and 8th grade examinations; (b) the school board or operator of the charter school provides the state superintendent with statistical correlations of those examinations with the WKCE; and (c) the federal Department of Education approves administration of the alternative examination.

Current law requires that each private school participating in the Milwaukee Parental Choice Program or the choice program for eligible school districts (currently, only the Racine Unified School District) must administer the 4th, 8th, and 10th grade WKCE examinations.

This bill requires the state superintendent of public instruction to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in 9th and 11th grades. The bill specifies that examinations adopted or approved for 9th, 10th and 11th grades must include examinations offered by ACT, Inc.

The bill also requires each school board; operator of an independent charter school; and governing body of a private school participating in a parental choice program to annually administer the 9th grade and 11th grade examinations offered by ACT, Inc. that are approved or adopted by the state superintendent to all pupils enrolled in 9th or 11th grades. The 9th grade examination offered by ACT, Inc. must be administered within the first 30 days of the school year.

The bill appropriates general purpose revenue for fiscal years 2013-14 and 2014-15 in order for the Department of Public Instruction (DPI) to implement the adoption of ACT, Inc., examinations statewide.

The bill requires DPI to submit a report to the appropriate legislative standing committees and the joint committee on finance five years after the examinations offered by ACT, Inc., for the 9th, 10th, and 11th grades are first administered to pupils in this state as required under the bill. The report must evaluate the advantages and disadvantages of continuing to offer the ACT series of examinations and recommend any legislation regarding pupil assessments that DPI determines is necessary.

1 **SECTION 1.** 118.30 (1) of the statutes is amended to read:

2 118.30 (1) The state superintendent shall adopt or approve examinations
3 designed to measure pupil attainment of knowledge and concepts in the 4th, 8th and,
4 9th, 10th, and 11th grades. To satisfy the requirement under this subsection to adopt
5 or approve examinations for the 9th, 10th, and 11th grades, the state superintendent

1 shall adopt or approve examinations offered by ACT, Inc., to be administered to
2 pupils in accordance with this section beginning in the 2014–15 school year.

NOTE: This SECTION requires the State Superintendent of DPI to adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in 9th and 11th grades. In addition, this SECTION specifies that examinations adopted or approved for 9th, 10th, and 11th grades must include examinations offered by ACT, Inc.

3 **SECTION 2.** 118.30 (1m) (ar) of the statutes is created to read:

4 118.30 (1m) (ar) Except as provided in sub. (7), beginning in the 2014–15 school
5 year, within 30 days after the beginning of the school year, administer the 9th grade
6 examination adopted or approved by the state superintendent under sub. (1) to all
7 pupils enrolled in the school district, including pupils enrolled in charter schools
8 located in the school district, in the 9th grade within the first 30 days of the school

9 year

10 **SECTION 3.** 118.30 (1m) (b) of the statutes is amended to read:

11 118.30 (1m) (b) Except as provided in sub. (7), administer the 10th grade
12 examination adopted or approved by the state superintendent under sub. (1) to all
13 pupils enrolled in the school district, including pupils enrolled in charter schools
14 located in the school district, in the 10th grade. Beginning in the 2014–15 school
15 year, the school board shall also administer the examination offered by ACT, Inc.,
16 adopted or approved as required under sub. (1).

NOTE: This SECTION reflects the requirement created in SECTION 1 that students in 10th grade must take the examination offered by ACT, Inc., in addition to any other 10th grade examination already adopted or approved by the state superintendent.

17 **SECTION 4.** 118.30 (1m) (c) of the statutes is created to read:

18 118.30 (1m) (c) Except as provided in sub. (7), beginning in the 2014–15 school
19 year, administer the 11th grade examination adopted or approved by the state
20 superintendent under sub. (1) to all pupils enrolled in the school district, including
21 pupils enrolled in charter schools located in the school district, in the 11th grade.

NOTE: SECTIONS 2 and 4 create new requirements for each school board to annually administer the 9th grade and 11th grade examinations offered by ACT, Inc., to all pupils enrolled in 9th or 11th grades in the district, including pupils enrolled in 9th or 11th grade in charter schools located in the district. The 9th grade examination offered by ACT, Inc. must be administered within the first 30 days of the school year.

1 **SECTION 5.** 118.30 (1r) (ar) of the statutes is created to read:

2 118.30 (1r) (ar) Beginning in the 2014–15 school year, within 30 days after the
3 beginning of the school year, administer the 9th grade examination adopted or
4 approved by the state superintendent under sub. (1) to all pupils enrolled in the
5 charter school in the 9th grade.

6 **SECTION 6.** 118.30 (1r) (b) of the statutes is amended to read:

7 118.30 (1r) (b) Administer the 10th grade examination adopted or approved by
8 the state superintendent under sub. (1) to all pupils enrolled in the charter school in
9 the 10th grade. Beginning in the 2014–15 school year, the operator of the charter
10 school shall also administer the examination offered by ACT, Inc., adopted or
11 approved as required under sub. (1).

NOTE: This SECTION reflects the requirement created in SECTION 1 that students in 10th grade must take the examination offered by ACT, Inc., in addition to any other 10th grade examination already adopted or approved by the state superintendent.

12 **SECTION 7.** 118.30 (1r) (c) of the statutes is created to read:

13 118.30 (1r) (c) Beginning in the 2014–15 school year, administer the 11th grade
14 examination adopted or approved by the state superintendent under sub. (1) to all
15 pupils enrolled in the charter school in the 11th grade.

NOTE: SECTIONS 5 and 7 create new requirements that each operator of a charter school established by the City of Milwaukee, the UW–Milwaukee, UW–Parkside, or MATC must annually administer 9th and 11th grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must be administered within the first 30 days of the school year.

16 **SECTION 8.** 118.30 (1s) (a) 2m. of the statutes is created to read:

17 118.30 (1s) (a) 2m. Beginning in the 2014–15 school year, within 30 days after
18 the beginning of the school year, administer the 9th grade examination adopted or

1 approved by the state superintendent under sub. (1) to all pupils attending the 9th
2 grade in the private school under s. 119.23.

3 **SECTION 9.** 118.30 (1s) (a) 3. of the statutes is amended to read:

4 118.30 (1s) (a) 3. Administer the 10th grade examination adopted or approved
5 by the state superintendent under sub. (1) to all pupils attending the 10th grade in
6 the private school under s. 119.23. Beginning in the 2014–15 school year, the
7 governing body of the private school shall also administer the examination offered
8 by ACT, Inc., adopted or approved as required under sub. (1).

NOTE: This SECTION reflects the requirement created in SECTION 1 that students
in 10th grade must take the examination offered by ACT, Inc., in addition to any other
10th grade examination already adopted or approved by the state superintendent.

9 **SECTION 10.** 118.30 (1s) (a) 3m. of the statutes is created to read:

10 118.30 (1s) (a) 3m. Beginning in the 2014–15 school year, administer the 11th
11 grade examination adopted or approved by the state superintendent under sub. (1)
12 to all pupils attending the 11th grade in the private school under s. 119.23.

NOTE: SECTIONS 8 and 10 create new requirements for the governing body of each
private school participating in the MPCP to annually administer the 9th and 11th grade
examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must
be administered within the first 30 days of the school year.

13 **SECTION 11.** 118.30 (1t) (bm) of the statutes is created to read:

14 118.30 (1t) (bm) Beginning in the 2014–15 school year, within 30 days after the
15 beginning of the school year, administer the 9th grade examination adopted or
16 approved by the state superintendent under sub. (1) to all pupils attending the 9th
17 grade in the private school under s. 118.60.

18 **SECTION 12.** 118.30 (1t) (c) of the statutes is amended to read:

19 118.30 (1t) (c) Administer the 10th grade examination adopted or approved by
20 the state superintendent under sub. (1) to all pupils attending the 10th grade in the
21 private school under s. 118.60. Beginning in the 2014–15 school year, the governing

1 body of the private school shall also administer the examination offered by ACT, Inc.,
2 adopted or approved as required under sub. (1).

NOTE: This SECTION reflects the requirement created in SECTION 1 that students in 10th grade must take the examination offered by ACT, Inc., in addition to any other 10th grade examination already adopted or approved by the state superintendent.

3 **SECTION 13.** 118.30 (1t) (cm) of the statutes is created to read:

4 118.30 (1t) (cm) Beginning in the 2014–15 school year, administer the 11th
5 grade examination adopted or approved by the state superintendent under sub. (1)
6 to all pupils attending the 11th grade in the private school under s. 118.60.

NOTE: SECTIONS 11 and 13 create new requirements for the governing body of each private school participating in the parental choice program for eligible school districts to annually administer the 9th and 11th grade examinations offered by ACT, Inc. The 9th grade examination offered by ACT, Inc., must be administered within the first 30 days of the school year.

7 **SECTION 14.** 118.30 (1v) of the statutes is created to read:

8 118.30 (1v) By July 1, 2019, the state superintendent shall submit a report to
9 the appropriate standing committee of the legislature under s. 13.172 (3) and to the
10 joint committee on finance. The state superintendent shall include in the report an
11 evaluation of the advantages and disadvantages of continuing to require the
12 administration in the 9th, 10th, and 11th grades of examinations offered by ACT, Inc.
13 The state superintendent shall include in the report any recommendations for
14 legislation determined to be necessary or appropriate by the department.

NOTE: This SECTION requires DPI to submit a report to the appropriate legislative standing committees and the joint committee on finance 5 years after the examinations offered by ACT, Inc., for the 9th, 10th, and 11th grades are first administered to pupils in this state as required under the bill. The report must evaluate the advantages and disadvantages of continuing to require the administration of ACT, Inc., examinations in the 9th, 10th, and 11th grades and make any recommendations for legislation deemed necessary or appropriate by DPI.

15 **SECTION 15. Fiscal changes.**

16 (1) PUPIL ASSESSMENT. In the schedule under section 20.005 (3) of the statutes
17 for the appropriation to the department of public instruction under section 20.255

1 (1) (dw) of the statutes, as affected by the acts of 2013, the dollar amount is increased
2 by \$181,453 for the first fiscal year of the fiscal biennium in which this subsection
3 takes effect for the purposes of implementing the adoption under section 118.30 (1)
4 of the statutes, as affected by this act, of examinations offered by ACT, Inc. In the
5 schedule under section 20.005 (3) of the statutes for the appropriation to the
6 department of public instruction under section 20.255 (1) (dw) of the statutes, as
7 affected by the acts of 2013, the dollar amount is increased by \$6,653,800 for the
8 second fiscal year of the fiscal biennium in which this subsection takes effect for the
9 purposes of implementing the adoption under section 118.30 (1) of the statutes, as
10 affected by this act, of examinations offered by ACT, Inc.

NOTE: This SECTION appropriates \$181,453 in general purpose revenue to DPI for fiscal year 2013-14 for ACT site training. For fiscal year 2014-15, this SECTION appropriates \$6,653,800 to DPI to certify high schools to be ACT administration sites, for data integration to connect the state's systems to the ACT systems for direct downloads, for training materials, ACT management costs, and costs for the actual assessments.

COMMENT: The dollar amounts to implement the ACT series of examinations were taken from the DPI 2013-15 biennial budget request.

11

(END)

Rose, Stefanie

From: Letzing, Rachel
Sent: Wednesday, February 27, 2013 1:11 PM
To: LRB.Legal
Subject: Draft Review: LRB -1255/1 Topic: Pupil assessments: ACT Suite (WLC: 0056/2)

Please Jacket LRB -1255/1 for the SENATE.