

1999 DRAFTING REQUEST

Bill

Received: **12/8/98**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Council - IND 6-0922**

By/Representing: **Russ Whitesel**

This file may be shown to any legislator: **NO**

Drafter: **grantpr**

May Contact:

Alt. Drafters:

Subject: **Education - school boards**

Extra Copies: **MJL**

Topic:

Policies on promotion

Instructions:

See Attached

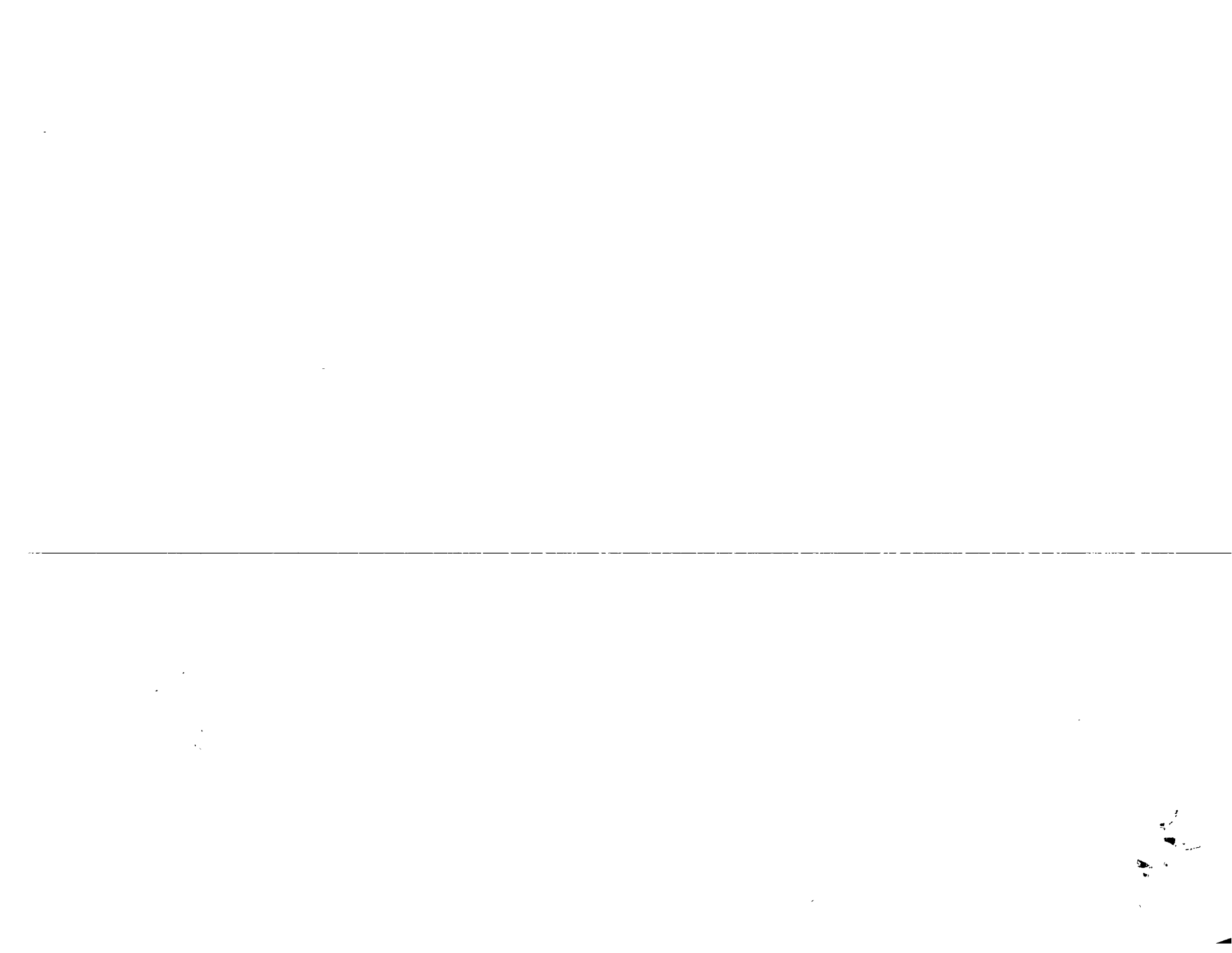
Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	grantpr 12/8/98	wjackson 12/21/98		_____			S&L
/P1			jfrantze 12/21/98	_____	lrb_docadmin 12/21/98		S&L
/1	grantpr 01/4/99	gilfokm 01/4/99	martykr 01/5/99	_____	lrb_docadmin 01/5/99		S&L
/2	grantpr 01/16/99	gilfokm 01/16/99	hhagen 01/19/99	_____	lrb_docadmin 01/19/99	lrb_docadmin 01/20/99	

FE Sent For:

02-04-99

<END>



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/2	grantpr 01/16/99	gilfokm 01/16/99	hhagen 01/19/99	_____	lrb_docadmin 01/19/99		

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<END>

send jacket to Rep. Olsen's Office per Russ at LC

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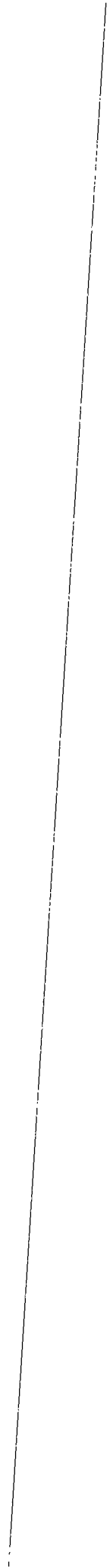
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/?	grantpr 12/8/98	wjackson 12/21/98		_____			S&L
/P1			jfrantze 12/21/98	_____	lrb_docadmin 12/21/98		S&L
/1	grantpr 01/4/99	gilfokm 01/4/99	martykr 01/5/99	_____	lrb_docadmin 01/5/99		

FE Sent For: *12-1-16-99 kmq* *1/1/99* *1/1/99*
 <END>



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/?	grantpr 12/8/98	wjackson 12/21/98		_____			S&L
/P1		/1-1-99 King	jfrantze 12/21/98	_____	lrb_docadmin 12/21/98		

FE Sent For:

Handwritten signatures and initials: Grantpr, King, jfrantze, HH, lrb_docadmin

<END>



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1/?	grantpr	PI 12/10 WLS <i>Please submit</i>	<i>12/21</i>	<i>12/21</i>			
FE Sent For:							<END>

2/13

~~State / Wisconsin~~

~~for LC~~

4th & 8th gr. exams

as/P

- sd must accept policy re what constitutes how for promotion

- must take into acct scores on 4th & 8th gr. tests

- (+ teacher recommendations)
(academic performance)

+ whatever else they want to

1999

Date (time) needed _____

LRB - 1155 / P1

BILL

PG: WLjkg

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the statutes; relating to: *promoting a pupil from the 4th grade to the 5th grade and from the 8th grade to the 9th grade.*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

For the 3 titles used in an analysis, in the component bar:

For the main heading [old =M], execute: create → anal: → title: → head

For the subheading [old =S], execute: create → anal: → title: → sub

For the sub-subheading [old =P], execute: create → anal: → title: → sub-sub

(attached)

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

SECTION #.



Section #. 118.30 (1m) (a) of the statutes is amended to read:

118.30 (1m) (a) 1. Except as provided in sub. (6), administer the 4th grade examination adopted or approved by the state superintendent under sub. (1) (a) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 4th grade. Beginning on July 1, 2002, if the school board has not developed and adopted its own 4th grade examination, the school board shall provide a pupil with at least 2 opportunities to ~~achieve a score on~~^{take} the examination administered under this subdivision ~~that is sufficient for promotion under sub. (5) (a) 1.~~^{strike}

2. Beginning on July 1, 2002, if the school board has developed or adopted its own 4th grade examination, administer that examination to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 4th grade. The school board shall provide a pupil with at least 2 opportunities to ~~pass~~^{take} the examination administered under this subdivision.

History: 1991 a. 269; 1993 a. 16, 367; 1995 a. 27 ss. 3971b to 3971yd, 9145 (1); 1997 a. 27, 164, 237.

Section #. 118.30 (1m) (am) of the statutes is amended to read:

118.30 (1m) (am) 1. Except as provided in sub. (6), administer the 8th grade examination adopted or approved by the state superintendent under sub. (1) (a) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 8th grade. Beginning on July 1, 2002, if the school board has not developed and adopted its own 8th grade examination, the school board shall provide a pupil with at least 2 opportunities to ^{take} achieve a score on the examination administered under this subdivision ~~that is sufficient for promotion under sub. (5) (b) 1.~~

2. Beginning on July 1, 2002, if the school board has developed or adopted its own 8th grade examination, administer that examination to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 8th grade. The school board shall provide a pupil with at least 2 opportunities to ^{take} pass the examination administered under this subdivision.

History: 1991 a. 269; 1993 a. 16, 367; 1995 a. 27 ss. 3971b to 3971yd, 9145 (1); 1997 a. 27, 164, 237.

~~Sec. 118.30 (9)~~

Section #. 118.30 (2) (b) 3. of the statutes is amended to read:

118.30 (2) (b) 3. Upon the request of a pupil's parent or guardian, the school board shall excuse the pupil from taking an examination administered under ~~this section.~~ sub. (1m)(b) or (d)

History: 1991 a. 269; 1993 a. 16, 367; 1995 a. 27 ss. 3971b to 3971yd, 9145 (1); 1997 a. 27, 164, 237.

SEC. # RP, 118.30 (5)

118.33 (6) (a) (B) Each school board shall adopt a written policy specifying the criteria for promoting a pupil from the 4th grade to the 5th grade and from the 8th grade to the 9th grade. The ~~policy~~ shall ~~take into~~ include ~~the~~ the pupil's score on the examination administered under s. 118.30 (1m)(a) or (am), the pupil's academic performance and the recommendations of teachers. (Beginning on July 1, 2002, a school board may not promote a 4th grade pupil to the 5th grade, and may not promote an 8th grade pupil from the 8th grade to the 9th grade, unless the pupil satisfies the criteria for promotion specified in the school board's policy under par (a).

(End)



ANALYSIS

Under current law, beginning in the 2002-03 school year, a school board may not promote a ^{fourth} ~~fourth~~ ^{with} ~~from~~ ^{grade} ~~the~~ 4th ^{Fifth} ~~grade~~ to the 5th grade, or an ^{ninth} ~~8th~~ ^{grade} ~~grade~~ pupil to the 9th grade, unless the pupil passes a ~~state~~ statewide examination or an

examination developed or approved by the school board. INSERT ^{all of the above provisions.}

This bill eliminates ~~this prohibition~~. The bill directs each school board to adopt a written policy specifying the criteria for promoting a pupil from the ^{fourth} ~~4th~~ to the ^{Fifth} ~~5th~~ grade and from the ^{ninth} ~~8th~~ ^{grade} ~~grade~~ to the ^{ninth} ~~9th~~ grade. The criteria must include the pupil's score on the ~~statewide~~ ^{school} ~~school~~ ^{fourth} ~~4th~~

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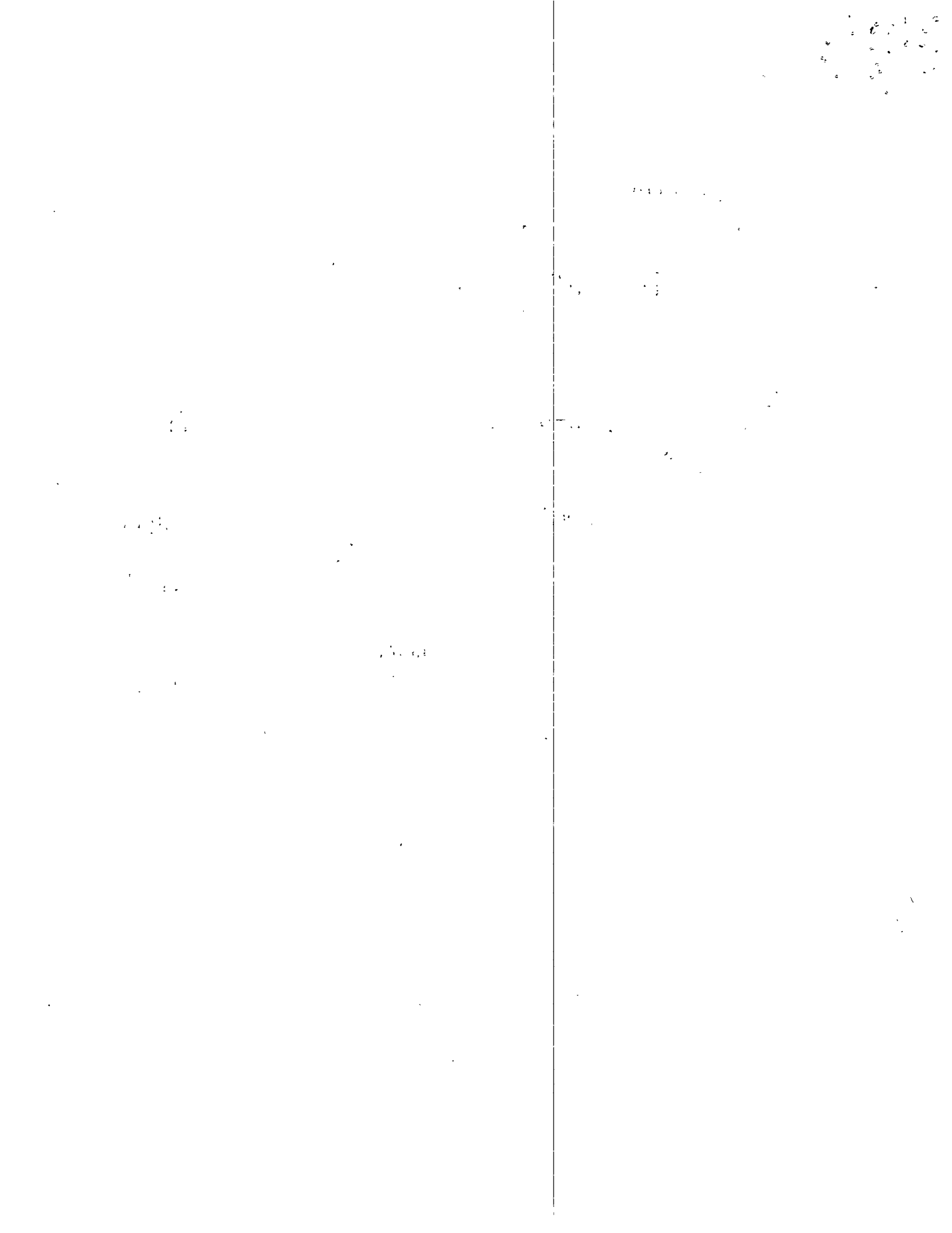
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~~district examination or examination:~~
eighth
or 8th grade examination, the pupil's
academic performance and the
recommendations of teachers. ~~Under~~ Beginning
in the 2002-03 school year, the bill
provides^s that a school board may not
promote a fourth grade pupil to the fifth
grade, ~~and may not promote or~~ eighth
grade pupil to the ninth grade, unless
the pupil satisfies the criteria specified in
the school board's policy.

FE-5C



INSERT

A school board must excuse the pupil from ~~taking~~ the examination if ~~the~~ the pupil's parents or guardian ^{so} requests. If ~~the pupil is~~ * The school board must develop alternative criteria for promoting a pupil who does not take the examination.

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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** ^{then cut.} *to repeal* 118.30 (5); *to amend* 118.30 (1m) (a), 118.30 (1m) (am), 118.30
 2 (2) (b) 3. and 118.33 (title); and *to create* 118.33 (6) of the statutes; **relating**
 3 **to:** promoting a pupil from the 4th grade to the 5th grade and from the 8th grade
 4 to the 9th grade.

Analysis by the Legislative Reference Bureau

Under current law, beginning in the 2002-03 school year a school board may not promote a fourth grade pupil to the fifth grade, or an eighth grade pupil to the ninth grade, unless the pupil passes a statewide examination or an examination developed or approved by the school board. A school board must excuse the pupil from the examination if the pupil's parent or guardian so requests. The school board must develop alternative criteria for promoting a pupil who does not take the examination.

This bill eliminates all of the above provisions. The bill directs each school board to adopt a written policy specifying the criteria for promoting a pupil from the fourth to the fifth grade and from the eighth to the ninth grade. The criteria must include the pupil's score on the fourth or eighth grade examination, the pupil's academic performance, ~~and~~ the recommendations of teachers. Beginning in the 2002-03 school year, the bill provides that a school board may not promote a fourth grade pupil to the fifth grade, or an eighth grade pupil to the ninth grade, unless the pupil satisfies the criteria specified in the school board's policy.

and any other criteria specified
by the school board

(which are still
required)

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P
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5000

1999 BILL

1 *Sen Cat.* AN ACT *to repeal* 118.30 (5); *to amend* 118.30 (1m) (a), 118.30 (1m) (am), 118.30
 2 (2) (b) 3. and 118.33 (title); and *to create* 118.33 (6) of the statutes; **relating**
 3 **to:** promoting a pupil from the 4th grade to the 5th grade and from the 8th grade
 4 to the 9th grade.

A pupil must be given at least
the opportunity to take
the examination.

Analysis by the Legislative Reference Bureau

Under current law, beginning in the 2002-03 school year a school board may not promote a fourth grade pupil to the fifth grade, or an eighth grade pupil to the ninth grade, unless the pupil passes a statewide examination or an examination developed or approved by the school board. A school board must excuse the pupil from the examination if the pupil's parent or guardian so requests. The school board must develop alternative criteria for promoting a pupil who does not take the examination.

This bill eliminates all of the above provisions. The bill directs each school board to adopt a written policy specifying the criteria for promoting a pupil from the fourth to the fifth grade and from the eighth to the ninth grade. The criteria must include the pupil's score on the fourth or eighth grade examination (which are still required), the pupil's academic performance, the recommendations of teachers and any other criteria specified by the school board. Beginning in the 2002-03 school year, the bill provides that a school board may not promote a fourth grade pupil to the fifth grade, or an eighth grade pupil to the ninth grade, unless the pupil satisfies the criteria specified in the school board's policy.

BILL

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

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

2 118.30 (1m) (a) 1. Except as provided in sub. (6), administer the 4th grade
3 examination adopted or approved by the state superintendent under sub. (1) (a) to
4 all pupils enrolled in the school district, including pupils enrolled in charter schools
5 located in the school district, in the 4th grade. ~~Beginning on July 1, 2002, if the~~
6 ~~school board has not developed and adopted its own 4th grade examination, the~~
7 ~~school board shall provide a pupil with at least 2 opportunities to achieve a score on~~
8 ~~the examination administered under this subdivision that is sufficient for~~
9 ~~promotion under sub. (5) (a) 1.~~ ✓

10 2. Beginning on July 1, 2002, if the school board has developed or adopted its
11 own 4th grade examination, administer that examination to all pupils enrolled in the
12 school district, including pupils enrolled in charter schools located in the school
13 district, in the 4th grade. ~~The school board shall provide a pupil with at least 2~~
14 ~~opportunities to pass the examination administered under this subdivision.~~ ✓

15 **SECTION 2.** 118.30 (1m) (am) of the statutes is amended to read:

16 118.30 (1m) (am) 1. Except as provided in sub. (6), administer the 8th grade
17 examination adopted or approved by the state superintendent under sub. (1) (a) to
18 all pupils enrolled in the school district, including pupils enrolled in charter schools
19 located in the school district, in the 8th grade. ~~Beginning on July 1, 2002, if the~~
20 ~~school board has not developed and adopted its own 8th grade examination, the~~
21 ~~school board shall provide a pupil with at least 2 opportunities to achieve a score on~~

BILL

1 ~~take the examination administered under this subdivision that is sufficient for~~
2 ~~promotion under sub. (5) (b) 1.~~ ✓

3 2. Beginning on July 1, 2002, if the school board has developed or adopted its
4 own 8th grade examination, administer that examination to all pupils enrolled in the
5 school district, including pupils enrolled in charter schools located in the school
6 district, in the 8th grade. ~~The school board shall provide a pupil with at least 2~~
7 ~~opportunities to pass take the examination administered under this subdivision.~~

8 SECTION 3. 118.30 (2) (b) 3. of the statutes is amended to read:

9 118.30 (2) (b) 3. Upon the request of a pupil's parent or guardian, the school
10 board shall excuse the pupil from taking an examination administered under this
11 section sub. (1m) (b) or (d).

12 SECTION 4. 118.30 (5) of the statutes is repealed.

13 SECTION 5. 118.33 (title) of the statutes is amended to read:

14 118.33 (title) **High school graduation standards; criteria for promotion.**

15 SECTION 6. 118.33 (6) of the statutes is created to read:

16 118.33 (6) (a) Each school board shall adopt a written policy specifying the
17 criteria for promoting a pupil from the 4th grade to the 5th grade and from the 8th
18 grade to the 9th grade. The criteria shall include the pupil's score on the examination
19 administered under s. 118.30 (1m) (a) or (am), the pupil's academic performance, the
20 recommendations of teachers and any other criteria specified by the school board.

21 (b) Beginning on July 1, 2002, a school board may not promote a 4th grade pupil
22 to the 5th grade, and may not promote an 8th grade pupil to the 9th grade, unless
23 the pupil satisfies the criteria for promotion specified in the school board's policy
24 under par. (a).

25 (END)

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**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 1/19/99

~~To: Legislative Council - IND~~

Relating to LRB drafting number: LRB-1155

Topic

Policies on promotion

Subject(s)

Education - school boards

1. **JACKET** the draft for introduction _____

in the **Senate** _____ or the **Assembly** _____ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT**. See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Peter R. Grant, Managing Attorney
Telephone: (608) 267-3362

