

2001 DRAFTING REQUEST

Bill

Received: **01/04/2001**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Milioto**

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

Drafter: **mlief**

May Contact:

Alt. Drafters:

Subject: **Education - miscellaneous**

Extra Copies: **PG**

Pre Topic:

DOA:.....Milioto -

Topic:

School-based performance improvement awards

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>
/1	mlief 01/05/2001	wjackson 01/06/2001	kfollet 01/06/2001	_____	lrb_docadmin 01/07/2001		S&L
/2	mlief 01/09/2001	hhagen 01/09/2001	martykr 01/09/2001	_____	lrb_docadmin 01/10/2001		S&L
/3	mlief 01/12/2001	jdye 01/13/2001	rschluet 01/14/2001	_____	lrb_docadmin 01/14/2001		S&L
/4	mlief 02/01/2001	wjackson 02/01/2001	rschluet 02/02/2001	_____	lrb_docadmin 02/02/2001		S&L
/5	mlief 02/13/2001	jdye 02/13/2001	pgreensl 02/13/2001	_____	lrb_docadmin 02/13/2001		S&L

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/4	mlief 02/01/2001	wjackson 02/01/2001	rschluet 02/02/2001	<u>2/13</u> <u>Self</u>	lrb_docadmin 02/02/2001		S&L

15 2/12 jld 2/13 PG

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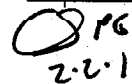
Instructions:

See Attached

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14 2/1 WLJ

 2-1-1

 2-2-1

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/2	mlief 01/09/2001	hhagen 01/09/2001	martykr 01/09/2001	_____	lrb_docadmin 01/10/2001		S&L

FE Sent For:

1/3 1/13 jld

[Handwritten signatures and initials]
1-14-1 1-14-1

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*12 pmh
1/9/01* *km/g* *CS
Kon/g*

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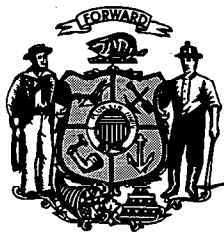
<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1/?	mlief	1/1 WJ 1/6	<i>[Handwritten Signature]</i> 1/6	<i>[Handwritten Signature]</i> 1/6			

FE Sent For:

<END>

TOMMY G. THOMPSON
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY



Division of Executive Budget and Finance
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1736
Fax (608) 267-0372
TTY (608) 267-9629

Date: December 28, 2000
To: Steve Miller, LRB
From: Steve Milioto, DOA SRM
266-1103
Subject: DPI - School-Based Performance Improvement Awards

2x
of as
in
eligible
schools

Please draft the following request::

02-03

- 1) Provide \$2,000,000 GPR in FY03 to DPI for the purpose of creating a pilot program that would award performance improvement awards to eligible school districts.
- 2) Participation in the program would be a subject of collective bargaining at the local level.
- 3) School districts would apply to participate on a voluntary basis, and awards would go to each school staff member in a participating school district that qualifies.
- 4) The maximum individual award would be no more than \$2,000 per year.
- 5) No more than six school districts would be included in the pilot program.
- 6) Awards would be based on documented improvements in the scholastic performance of all students within a district, as well as such factors as drop-out rates, graduation rates and national board certification for teachers.
- 7) Create a six member advisory council composed of three members from DPI and three members appointed by the Governor.
- 8) The advisory council would devise the criteria for awarding grants, and would set absolute levels of performance school districts must meet to qualify for awards.
- 9) School district applications must be submitted to the advisory council by March of each fiscal year.

committee

update by 5/5

D-W
105-215

Award goes to sch bd - which distributes
School has to meet the criteria
All employees get an award.

Sunset 04-05 - no additional schools
But schools that still qualify get it

No school dist
that has not
received a
grant before June 30, 2004

Lief, Madelon

From: Milioto, Steve
Sent: Friday, January 05, 2001 9:25 AM
To: Lief, Madelon
Subject: School-Based Performance Improvement Awards

Hi Lonnie --

I talked with Bob Hanle about the flaws you pointed out in the performance improvement awards draft request. Here are some clarifications:

- 1) The advisory council will recommend to DPI the criteria a school district must meet to qualify for an award. The advisory council must include as part of the criteria: (a) documented improvements in the scholastic performance of all students within a district; (b) drop-out rates; (c) high school graduation rates; and (d) national board certification for teachers. The advisory council may include other factors as part of the criteria. (I think this resolves the tension between #s 6 and 8 in my draft request memo.)
- 2) DPI is under no obligation to implement the council's recommendations but must submit an annual report to the Governor detailing the effectiveness of the program.
- 3) Actual funding for the program will not start until FY03.

Let me know if these provisions don't meet your concerns. Best, Steve

Steven Milioto
Executive Policy and Budget Analyst
Education and Training Team
Wisconsin State Budget Office
608-266-1103 (voice)
608-267-0372 (fax)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1775/1
MJL & RAC:.....
Wlj

DOA:.....Milioto - School-based performance improvement awards
FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

SOON

DO NOT GEN

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

GTET

The bill directs DPI to award grants to up to six school boards on behalf of schools that demonstrate improved academic performance and to promulgate rules to implement the grant program that includes as performance criteria ^{the number of} drop-out ^{with} rates, graduation rates, and how many teachers ^{are} receive national board certification. DPI must ensure that the grants do not exceed \$2000 multiplied by the number of employees in all schools in the school district that meet the performance criteria contained in DPI's rules. The bill also creates a school performance committee, consisting of three members from DPI and three members appointed by the governor, to propose performance criteria for DPI to consider in promulgating its rules.

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:

2 SECTION 1. 20.255 (2) (f) of the statutes is created to read:

1 20.255 (2) (f) *School performance grants.* The amounts in the schedule for
2 school performance grants under s. 115.415.[↓]

 ***NOTE: This SECTION involves a change in an appropriation that must be [↓]
reflected in the revised schedule in s. 20.005, stats.

3 SECTION 2. 115.415[↓] of the statutes is created to read:

4 **115.415 School performance grants.** (1) Beginning in the 2002-03 school
5 year, the department shall, from the appropriation under s. 20.255 (2) (f), award
6 grants to school boards on behalf of schools in school districts that demonstrate
7 improved academic performance. The department shall, after considering the
8 proposed criteria submitted under 2001^{Wisconsin} Act ... (this act), SECTION 9140 (1),^{↓ A.R.}
9 promulgate rules to implement and administer this section. The rules shall include,
10 as criteria for grant eligibility, drop^gout rates, graduation rates, and the number of
11 teachers certified by the National Board for Professional Teaching Standards.

12 (2) The department may not award grants under sub. (1)[↓] to more than 6 school
13 boards in the same school year and shall ensure that the amount of each grant does
14 not exceed \$[↓]2000 multiplied by the number of employees in all schools in the school
15 district that meet the performance requirements contained in the rules promulgated
16 under sub. (1)[↓]. The department may not award a grant after June 30, 2004, to a
17 school board that was ineligible to receive a grant before that date. The department
18 may renew grants to school boards that received grants before June 30, 2004, if their
19 schools continue, without interruption, to meet performance requirements
20 contained in the rules promulgated under sub. (1)[↓].

21 SECTION 9140[↓]. **Nonstatutory provisions; public instruction.**

22 A.R. ^g(1) (SCHOOL PERFORMANCE COMMITTEE. There is created a school performance
23 committee, composed of ^{g 3}three employees of the department of public instruction,

1 appointed by the state superintendent of public instruction, and ~~three~~³ members
2 appointed by the governor. The committee shall develop criteria for awarding grants
3 under section 115.415¹ of the statutes, as created by this act, and shall submit the
4 proposed criteria to the department of public instruction no later than November 30,
5 2001.

6

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1775
MJL&RAC:wjl:kjf

shmh

DOA:.....Milioto - School-based performance improvement awards
FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

R-M run
S a a W

1 AN ACT ^{do not gen.} relating to: the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

The bill directs DPI to award grants to up to six school boards on behalf of schools that demonstrate improved academic performance and to promulgate rules to implement the grant program that include, as performance criteria, dropout rates, graduation rates, and the number of teachers who have received national board certification. DPI must ensure that the grants do not exceed \$2,000 multiplied by the number of employees in all schools in the school district that meet the performance criteria contained in DPI's rules. The bill also creates a school performance committee, consisting of three members from DPI and three members appointed by the governor, to propose performance criteria for DPI to consider in promulgating its rules.

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3 **SECTION 2.** 115.415 of the statutes is created to read:

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5 year, the department shall, from the appropriation under s. 20.255 (2) (f), award
6 grants to school boards on behalf of schools in school districts that demonstrate
7 improved academic performance. The department shall, after considering the
8 proposed criteria submitted under 2001 Wisconsin Act (this act), SECTION 9140 (1),
9 promulgate rules to implement and administer this section. The rules shall include,
10 as criteria for grant eligibility, dropout rates, graduation rates, and the number of
11 teachers certified by the National Board for Professional Teaching Standards.

12 (2) The department may not award grants under sub. (1) to more than 6 school
13 boards in the same school year and shall ensure that the amount of each grant does
14 not exceed \$2,000 multiplied by the number of employees in all schools in the school
15 district that meet the performance requirements contained in the rules promulgated
16 under sub. (1). The department may not award a grant after June 30, 2004, to a
17 school board that was ineligible to receive a grant before that date. The department
18 may renew grants to school boards that received grants before June 30, 2004, if their
19 schools continue, without interruption, to meet performance requirements
20 contained in the rules promulgated under sub. (1).

21 **SECTION 9140. Nonstatutory provisions; public instruction.**

22 ~~SET~~ (1) **SCHOOL PERFORMANCE COMMITTEE.** There is created a school performance
23 committee, composed of 3 employees of the department of public instruction,

1 appointed by the state superintendent of public instruction, and 3 members
2 appointed by the governor. The committee shall develop criteria for awarding grants
3 under section 115.415 of the statutes, as created by this act, and shall submit the
4 proposed criteria to the department of public instruction no later than ~~November~~ ^{June} 30,

5 2001. ^{2 No?} The committee terminates on June 30, 2002,
6 or the date by which it submits the proposed
(END)
criteria, whichever is earlier.



DOA:.....Milioto - School-based performance improvement awards
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

RMMm
SOON

✓ Improvement in
pupils' performance
and in teachers'
knowledge and
skills,

1 Don't gen
AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

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5 year, the department shall, from the appropriation under s. 20.255 (2) (fj), award
6 grants to school boards on behalf of schools in school districts that demonstrate
7 improved academic performance. The department shall, after considering the
8 proposed criteria submitted under 2001 Wisconsin Act (this act), SECTION 9140 (1),
9 promulgate rules to implement and administer this section. The rules shall include,
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③
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pupils' performance
and in teachers'
knowledge
and
skills

12 (2) The department may not award grants under sub. (1) to more than 6 school
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15 district that meet the performance requirements contained in the rules promulgated
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20 contained in the rules promulgated under sub. (1).

21 **SECTION 9140. Nonstatutory provisions; public instruction.**

22 (1) **SCHOOL PERFORMANCE COMMITTEE.** There is created a school performance
23 committee, composed of 3 employees of the department of public instruction,

1 appointed by the state superintendent of public instruction, and 3 members
2 appointed by the governor. The committee shall develop criteria for awarding grants
3 under section 115.415 of the statutes, as created by this act, and shall submit the
4 proposed criteria to the department of public instruction no later than June 30, 2002.
5 The committee terminates on June 30, 2002, or the date by which it submits the
6 proposed criteria, whichever is earlier.

7 (END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1775/4

MJL&RAC:wj&hmb

2

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FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

R-M run
SOON

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FWS
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5 115.415 **School performance grants.** (1) Beginning in the 2003-04 school
6 year, the department shall, from the appropriation under s. 20.255 (2) (f), award
7 grants to school boards on behalf of schools in school districts that demonstrate
8 improved ~~academic~~ performance. *(over the previous school year)* The department shall, after considering the
9 proposed criteria submitted under 2001 Wisconsin Act (this act), SECTION 9140 (1),
10 promulgate rules to implement and administer this section. The rules shall include,
11 as criteria for grant eligibility, dropout rates, graduation rates, improvement in
12 pupils' *(academic)* performance and in teachers' knowledge and skills, and the number of
13 teachers certified by the National Board for Professional Teaching Standards. ✓

14 (2) The department may not award grants under sub. (1) to more than 6 school
15 boards in the same school year and shall ensure that the amount of each grant does
16 not exceed \$2,000 multiplied by the number of employees in all schools in the school
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21 schools continue, without interruption, to meet performance requirements
22 contained in the rules promulgated under sub. (1).

23 SECTION 9140. Nonstatutory provisions; public instruction.

No It
In promulgating its rules, the department shall specify the weight assigned to each criterion, except that the department shall assign 75% of the weight to improvement in pupils' academic performance.

INS 2-23

1 (1) SCHOOL PERFORMANCE COMMITTEE. There is created a school performance
2 committee, composed of 3 employees of the department of public instruction,
3 appointed by the state superintendent of public instruction, and 3 members
4 appointed by the governor. The committee shall develop criteria for awarding grants
5 under section 115.415 of the statutes, as created by this act, and shall submit the
6 proposed criteria to the department of public instruction no later than June 30, 2002.
7 The committee terminates on June 30, 2002, or the date by which it submits the
8 proposed criteria, whichever is earlier.

9 (END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1775/4insrc
RAC.....

Insert Analysis:

Under current law, a school district may not provide to its professional employees who are not in collective bargaining units an average increase in compensation and fringe benefits that has an average cost per employee exceeding 3.8% of the average total cost per employee of compensation and fringe benefits provided by the school district to such employees for the preceding 12-month period ending on June 30 or the average total percentage increased cost per employee of compensation and fringe benefits provided to its professional employees who are in collective bargaining units during the 12-month period ending on June 30 preceding the date that the increase becomes effective, whichever is greater. The bill provides that any compensation received by professional employees who are not in collective bargaining units from school performance grants is not subject to this limitation on compensation and fringe benefit costs.

SECTION 1. 118.245 (3) of the statutes is amended to read:

118.245 (3) No school district may provide to its nonrepresented professional employees for any 12-month period ending on June 30 an average increase for all such employees in the total cost to the school district of compensation and fringe benefits for such employees having an average cost per employee exceeding 3.8% of the average total cost per employee of compensation and fringe benefits provided by the school district to its nonrepresented professional employees for the preceding 12-month period ending on June 30 or the average total percentage increased cost per employee of compensation and fringe benefits provided to its represented professional employees during the 12-month period ending on June 30 preceding the date that the increase becomes effective, whichever is greater. For purposes of this subsection, the:

(a) The average total percentage increased cost per employee of the compensation provided by a school district to its represented professional employees

JWS
2-23

shall be determined in accordance with the method prescribed by the employment relations commission under s. 111.70 (4) (cm) 8s.

History: 1993 a. 16; 1995 a. 27; 1999 a. 9.

SECTION 2. 118.245 (3) (b) of the statutes is created to read:

118.245 (3) (b) Any compensation received by nonrepresented professional employees from a grant under s. 115.415 shall not be subject to the limitation under this subsection.

and
INS 2-23



DOA:.....Milioto – School-based performance improvement awards

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

RM Ann
Soon

See p. 4, line 9

Do not gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

The bill directs DPI to award grants to up to six school boards on behalf of schools that demonstrate improved academic performance and to promulgate rules to implement the grant program that include, as performance criteria, dropout rates, improvement in pupils' performance and in teachers' knowledge and skills, graduation rates, and the number of teachers who have received national board certification. DPI must ensure that the grants do not exceed \$2,000 multiplied by the number of employees in all schools in the school district that meet the performance criteria contained in DPI's rules. The bill also creates a school performance committee, consisting of three members from DPI and three members appointed by the governor, to propose performance criteria for DPI to consider in promulgating its rules.

Under current law, a school district may not provide to its professional employees who are not in collective bargaining units an average increase in compensation and fringe benefits that has an average cost per employee exceeding 3.8% of the average total cost per employee of compensation and fringe benefits provided by the school district to such employees for the preceding 12-month period ending on June 30 or the average total percentage increased cost per employee of compensation and fringe benefits provided to its professional employees who are in

collective bargaining units during the 12-month period ending on June 30 preceding the date that the increase becomes effective, whichever is greater. The bill provides that any compensation received by professional employees who are not in collective bargaining units from school performance grants is not subject to this limitation on compensation and fringe benefit costs.

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.** 20.255 (2) (fj) of the statutes is created to read:

2 20.255 (2) (fj) *School performance grants.* The amounts in the schedule for
3 school performance grants under s. 115.415.

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4 **SECTION 2.** 115.415 of the statutes is created to read:

5 **115.415 School performance grants.** (1) Beginning in the 2003–04 school
6 year, the department shall, from the appropriation under s. 20.255 (2) (fj), award
7 grants to school boards on behalf of schools in school districts that demonstrate
8 improved performance over the previous school year. The department shall, after
9 considering the proposed criteria submitted under 2001 Wisconsin Act ... (this act),
10 section 9140 (1), promulgate rules to implement and administer this section. The
11 rules shall include, as criteria for grant eligibility, dropout rates, graduation rates,
12 improvement in pupils' academic performance and in teachers' knowledge and skills,
13 and the number of teachers certified by the National Board for Professional Teaching
14 Standards. In promulgating its rules, the department shall specify the weight
15 assigned to each criterion, except that the department shall assign 75% of the weight
16 to improvement in pupils' academic performance.

1 (2) The department may not award grants under sub. (1) to more than 6 school
2 boards in the same school year and shall ensure that the amount of each grant does
3 not exceed \$2,000 multiplied by the number of employees in all schools in the school
4 district that meet the performance requirements contained in the rules promulgated
5 under sub. (1). The department may not award a grant after June 30, 2004, to a
6 school board that was ineligible to receive a grant before that date. The department
7 may renew grants to school boards that received grants before June 30, 2004, if their
8 schools continue, without interruption, to meet performance requirements
9 contained in the rules promulgated under sub. (1).

10 **SECTION 3.** 118.245 (3) of the statutes is amended to read:

11 118.245 (3) No school district may provide to its nonrepresented professional
12 employees for any 12-month period ending on June 30 an average increase for all
13 such employees in the total cost to the school district of compensation and fringe
14 benefits for such employees having an average cost per employee exceeding 3.8% of
15 the average total cost per employee of compensation and fringe benefits provided by
16 the school district to its nonrepresented professional employees for the preceding
17 12-month period ending on June 30 or the average total percentage increased cost
18 per employee of compensation and fringe benefits provided to its represented
19 professional employees during the 12-month period ending on June 30 preceding the
20 date that the increase becomes effective, whichever is greater. For purposes of this
21 subsection, ~~the~~

22 (a) The average total percentage increased cost per employee of the
23 compensation provided by a school district to its represented professional employees
24 shall be determined in accordance with the method prescribed by the employment
25 relations commission under s. 111.70 (4) (cm) 8s.

1 **SECTION 4.** 118.245 (3) (b) of the statutes is created to read:

2 118.245 (3) (b) Any compensation received by nonrepresented professional
3 employees from a grant under s. 115.415 shall not be subject to the limitation under
4 this subsection.

5 **SECTION 9140. Nonstatutory provisions; public instruction.**

6 (1) SCHOOL PERFORMANCE COMMITTEE. There is created a school performance
7 committee, composed of 3 employees of the department of public instruction,
8 appointed by the state superintendent of public instruction, and 3 members
9 appointed by the governor. The committee shall develop criteria for awarding grants
10 under section 115.415 of the statutes, as created by this act, and shall submit the
11 proposed criteria to the department of public instruction no later than June 30, 2002.
12 The committee terminates on June 30, 2002, or the date by which it submits the
13 proposed criteria, whichever is earlier.

14 (END)

The governor shall appoint the
committee's chair.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1775/5
MJL&RAC:wlj&hnh:pg

DOA:.....Milioto - School-based performance improvement awards
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

The bill directs DPI to award grants to up to six school boards on behalf of schools that demonstrate improved academic performance and to promulgate rules to implement the grant program that include, as performance criteria, dropout rates, improvement in pupils' performance and in teachers' knowledge and skills, graduation rates, and the number of teachers who have received national board certification. DPI must ensure that the grants do not exceed \$2,000 multiplied by the number of employees in all schools in the school district that meet the performance criteria contained in DPI's rules. The bill also creates a school performance committee, consisting of three members from DPI and three members appointed by the governor, to propose performance criteria for DPI to consider in promulgating its rules.

Under current law, a school district may not provide to its professional employees who are not in collective bargaining units an average increase in compensation and fringe benefits that has an average cost per employee exceeding 3.8% of the average total cost per employee of compensation and fringe benefits provided by the school district to such employees for the preceding 12-month period ending on June 30 or the average total percentage increased cost per employee of compensation and fringe benefits provided to its professional employees who are in

collective bargaining units during the 12-month period ending on June 30 preceding the date that the increase becomes effective, whichever is greater. The bill provides that any compensation received by professional employees who are not in collective bargaining units from school performance grants is not subject to this limitation on compensation and fringe benefit costs.

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

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