

2007 DRAFTING REQUEST

Bill

Received: **01/11/2007**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-5468**

By/Representing: **Fath**

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

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - state superintendent
Education - MPS**

Extra Copies: **TKK**

Submit via email: **NO**

Pre Topic:

DOA:.....Fath, BB0344 -

Topic:

Grants for MPS pupil achievement plans

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>
/?	pgrant 01/12/2007	wjackson 01/12/2007		_____			S&L
/1	pgrant 01/23/2007	wjackson 01/24/2007	nmatzke 01/12/2007	_____	cduerst 01/12/2007		S&L
/2	pgrant 01/25/2007	wjackson 01/25/2007	rschluet 01/25/2007	_____	mbarman 01/25/2007		S&L
/3			rschluet 01/25/2007	_____	sbasford 01/25/2007		

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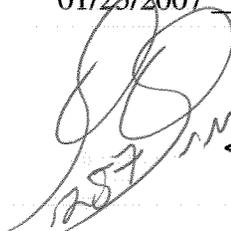
Instructions:

See Attached

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/1	pgrant 01/23/2007	wjackson 01/24/2007	nmatzke 01/12/2007	_____	cduerst 01/12/2007		S&L
/2		13 wj 1/25	rschluet 01/25/2007	_____	mbarman 01/25/2007		

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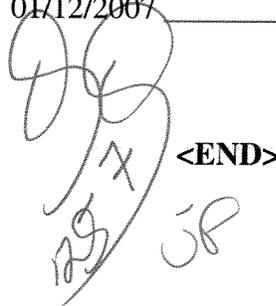
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/1			nmatzke 01/12/2007	_____	cduerst 01/12/2007		

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<END>
AS
JP

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/?	pgrant	1 wj 1/12	nwn 1/12	nwn/rs 1/12			

FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: MPS Student Achievement Plan
- Tracking Code: BB0344
- SBO team: Education
- SBO analyst: Erin Fath
 - Phone: 266-5468
 - Email: erin.fath@wisconsin.gov
- Agency acronym: DPI
- Agency number: 255
- Priority (Low, Medium, High): HIGH

Date: January 11, 2007
To: Steve Miller
From: Erin Fath
Subject: Statutory Language Request

Milwaukee Public Schools; Student Achievement Improvement Plan

Please create a new categorical aid program under DPI's program 02. The appropriation should be GRP, annual.

- This new appropriation would be to make grants, up to \$10 million in a given school year, to the MPS school district. Grants could first be issued for the 2007-08 school year.
- Grant funds could be used to implement initiatives to improve student achievement at all levels (K through grade 12) in MPS.
- In order to receive the grant, the MPS school district would have to submit a plan to DPI for how the grant funds would be used. The plan submitted by MPS must show that the planned activities for improving student achievement that would be supported by the grant are based on research that indicates that those activities have positive impacts on student achievement.
- The plan would have to be approved by the State Superintendent of Public Instruction, who could approve the plan in whole or in part.
- If the plan submitted by MPS for a given school year is approved by the State Superintendent only in part, MPS is not prohibited from submitting a new plan for that same school year for the remaining funds up to \$10 million (i.e., a new plan to expend the amount that was not initially approved by the State Superintendent).
- The activities funded under the grant may include, but would not be limited to: 1) tutors who are licensed as teachers by DPI and who are employed by the MPS district for the purpose of tutoring academically struggling pupils; and 2) on-site instructional facilitators employed by the MPS district for the purpose of coordinating the school's instructional programs and providing ongoing instructional coaching for teachers.

If you have any questions, please call me at 6-5468, or send me an email at erin.fath@wisconsin.gov

Thank you.

Grant, Peter

From: Fath, Erin - DOA
Sent: Friday, January 12, 2007 9:42 AM
To: Grant, Peter
Subject: RE: MPS pupil achievement plan

Peter, in answer to your question: yes. We're assuming that if this goes forward and MPS would decide to include the teacher-licensed tutors and/or instruction facilitators as part of their plan, they would point to the research indicating that those activities have been proven to work, hopefully research from a particular Task Force on which MPS has representation. Including the reference to tutors and instruction facilitators is a way to signal what the Gov is interested in seeing happen (i.e., implementing the findings of a particular Task Force) without dictating which activities MPS can or can do under the plan. I know it makes for awkward language, but that is what they want.

Thanks,

Erin Fath

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Friday, January 12, 2007 9:32 AM
To: Fath, Erin - DOA
Subject: MPS pupil achievement plan

Erin, I'm trying to figure out how to include the last bulleted item on this request. Here's my dilemma: MPS has to submit a plan describing what they plan to do with the money and showing that the activities planned are supported by research. But the last bulleted item mentions two activities that apparently are already "approved." So, for those two activities, does MPS still have to describe them and show that research supports them?

Peter

Grant, Peter

From: Fath, Erin - DOA
Sent: Friday, January 12, 2007 9:43 AM
To: Grant, Peter
Subject: RE: One more question about the same draft

Yes. I mean I think they are interested in seeing graduation rates increase, but I interpret that as part of academic achievement. If you don't agree, you could include language about academic achievement and graduation rates ...

Erin Fath

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Friday, January 12, 2007 9:36 AM
To: Fath, Erin - DOA
Subject: One more question about the same draft

Are the grants only for the purpose of improving *academic* achievement?

Date (time)
needed

SOON

LRB-

1481 / 1

DOA BUDGET DRAFT

PG : WJ :

Use the appropriate components and routines developed for bills.

>>FOR BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT ... [DO NOT generate catalog]; relating to: the budget.

.....
.....

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

(attached)

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

SECTION #.

SEC. # CR. 20.255(2) (df) ✓

Ⓣ 20.255(2) (df) Ⓢ Grants for improving pupil

academic achievement. The amounts in the schedule for

grants to the school district operating under

choice to improve pupil ^{academic} achievement under

50,115,03950

rate : base ✓

~~of up to \$10,000,000 in any school year. If~~

(1) (3) ^(B) The department may approve the plan submitted under sub (2) in whole or in part.

(NoF) If the department approves a plan in part, the board may ~~approve the plan~~ or submit an additional plan for the same school year and the department may award the board all or part of the balance of ~~available~~ grant funds.

(1) (4) ^(B) The department shall award grants under this section from the appropriation under s. 202.15(2)(df).

(End)

(A)

(No
fl)

^ such as employing licensed teachers

to tutor pupils who are struggling

academically, or ~~employing persons~~ to

coordinate the district's instructional

programs and provide ongoing instructional

watching for teachers.

Analysis

head

EDUCATION

Subhead

PRIMARY AND SECONDARY EDUCATION

① This bill authorizes DPI to award up to \$10,000,000 annually to the Milwaukee Board of School Directors to implement initiatives to ^{academic} improve pupil achievement in all grades. The Board must submit a plan for DPI's approval that describes the initiatives planned and the research showing that the initiatives have a positive effect on pupil academic achievement.

↓
FE-5L

Grant, Peter

From: Fath, Erin - DOA
Sent: Tuesday, January 23, 2007 2:15 PM
To: Grant, Peter
Subject: LRB draft 1481/1 - Grants for MPS pupil achievement plans

Hi Peter,

I've got some changes for LRB draft #1481. I'll just say up front that some of this is going to appear strange and awkward, but this is what I've been asked to put together.

1. I know that the language is permissive, in terms of these two purposes for which the grant may be used, but they really would like to see a "including, but not limited to" phrase. I wonder if the draft could be modified so on line 7, instead of saying "all grades, such as employing ..." to "all grades, which may include, but would not be limited to, employing ..."
2. Under 115.395 (2), please modify the language starting on line 8 from "academically, or to coordinate the district's instructional programs and provide ongoing instructional coaching for teachers" to "academically, or employing persons to coordinate the district's instructional programs and provide ongoing professional development for teachers." The intent is that only the tutors have to be licensed by DPI as teachers and it seems the more broad term "professional development" is preferred to "instructional coaching".
3. The plan submitted by MPS should also include benchmarks for measuring success, which may include, but would not be limited to, high school graduation rates and the results of statewide pupil assessments (as under s. 118.30).
4. And for the kind of strange part: the plan should be submitted to and approved by DOA, not DPI (the plan could still be approved in part or whole by DOA, etc.). I asked whether we need to create the new appropriation under DOA instead of DPI, since DOA will be approving the plan, but the answer was no. So, I think we'll have to include some language under Chapter 20 to the effect that DPI may not release any funds from the new appropriation [20.255 (2)(df)] until given approval by DOA. Also, since the grant program will effectively be administered by DOA instead of DPI, I'm thinking that maybe the program language (drafted as s.115.395) belongs in a part of the statutes that pertains to DOA instead of DPI (maybe subchapter 1 of Chapter 16)? But if you think it can still work under chapter 115, you can leave it there.

Erin K. Fath

Wisconsin State Budget Office
(608) 266-5468
erin.fath@wisconsin.gov

01/23/2007

DN

DOA:.....Fath, BB0344 - Grants for MPS pupil achievement plans
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

DO NOT GEN

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

to DOA for its

part

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill authorizes DPI to award up to \$10,000,000 annually to the Milwaukee Board of School Directors to implement initiatives to improve pupil academic achievement in all grades. The board must submit a plan, for DPI's approval, that describes the initiatives planned and the research showing that the initiatives have a positive effect on pupil academic achievement.

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) (df) of the statutes is created to read:

3 20.255 (2) (df) *Grants for improving pupil academic achievement.* The amounts
4 in the schedule for grants to the school district operating under ch. 119 to improve
5 pupil academic achievement under s. 115.395.

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

SECTION 2. 115.395 of the statutes is created to read:

115.395 Grants for improving pupil academic achievement. (1) In this section, "board" means the board of school directors in charge of the school district operating under ch. 119.

(2) The board may apply to the department of administration for a grant of up to \$10,000,000 in any school year to implement initiatives to improve pupil academic achievement in all grades, such as employing licensed teachers to tutor pupils who are struggling academically, or to employ persons to coordinate the district's instructional programs and provide ongoing instructional coaching for teachers. The board shall submit with its application a plan for the department of administration's approval describing the initiatives for which the grant will be used and describing the research showing that the initiatives have a positive effect on pupil academic achievement, and including criteria

(3) The department of administration may approve the plan submitted under sub. (2) in whole or in part. If the department of administration approves a plan in part, the board may submit an additional plan for the same school year and the department may award the board all or part of the balance of grant funds.

(4) The state superintendent shall award grants under this section from the appropriation under s. 20.255 (2) (df) the amount specified by the department of administration

(END)

Upon receipt of a notice from the department of administration that a plan has been approved under sub (3),

for evaluating the effectiveness of the initiatives, such as high school graduation rates or the results of the statewide pupil assessments under ch 118.30

DN

Erin -

④ I didn't include the ✓ including but
not limited to ✓ language. Our drafting
manual describes the phrase as redundant and
prohibits its use. ~~of the phrase as~~

PL

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1481/2dn
PG:wjl:rs

January 25, 2007

Erin-

I didn't include the "including but not limited to" language. Our drafting manual describes the phrase as redundant and prohibits its use.

Peter R. Grant
Managing Attorney
Phone: (608) 267-3362
E-mail: peter.grant@legis.wisconsin.gov

Grant, Peter

From: Fath, Erin - DOA
Sent: Thursday, January 25, 2007 2:27 PM
To: Grant, Peter
Subject: FW: LRB Draft: 07-1481/2 Grants for MPS pupil achievement plans
Attachments: 07-1481/2; 07-1481/2dn

Hi Peter,

I saw your note on this draft; that's fine. The draft looks good, but we have one minor change: in Section 2 of the draft, please indicate that board may apply for a grant of up to \$5,000,000 for the 2007-08 school year and up to \$10,000,000 in any school year thereafter.

Thanks!

Erin Fath

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.wisconsin.gov]
Sent: Thursday, January 25, 2007 2:19 PM
To: Fath, Erin - DOA
Cc: Hanle, Bob - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1481/2 Grants for MPS pupil achievement plans

Following is the PDF version of draft 07-1481/2.

↑
stays

3

DOA:.....Fath, BB0344 - Grants for MPS pupil achievement plans
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

DO NOT GEN

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

3,500,000 in the school year 2007-08 and up to

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill authorizes DPI to pay up to \$10,000,000 annually to the Milwaukee Board of School Directors to implement initiatives to improve pupil academic achievement in all grades. The board must submit a plan to DOA for its approval that describes the initiatives planned and the research showing that the initiatives have a positive effect on pupil academic achievement.

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

thereafter

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6 to \$10,000,000 in any school year to implement initiatives to improve pupil academic
7 achievement in all grades, such as employing licensed teachers to tutor pupils who
8 are struggling academically, or employing persons to coordinate the district's
9 instructional programs and provide ongoing professional development for teachers.
10 The board shall submit with its application a plan for the department of
11 administration's approval describing the initiatives for which the grant will be used,
12 describing the research showing that the initiatives have a positive effect on pupil
13 academic achievement, and including criteria for evaluating the effectiveness of the
14 initiatives, such as high school graduation rates or the results of the statewide pupil
15 assessments under ch. 118.30.

16 (3) The department of administration may approve the plan submitted under
17 sub. (2) in whole or in part. If the department approves a plan in part, the board may
18 submit an additional plan for the same school year and the department may award
19 the board all or part of the balance of grant funds.

20 (4) Upon receipt of a notice from the department of administration that a plan
21 has been approved under sub. (3), the state superintendent shall pay to the board,

thereafter

*\$5,000,000 in the 2007-08
school year and up to*

1 from the appropriation under s. 20.255 (2) (df), the amount specified by the
2 department of administration.

3 (END)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1481/3

PG:wlj:rs

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FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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Analysis by the Legislative Reference Bureau

EDUCATION

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7 thereafter to implement initiatives to improve pupil academic achievement in all
8 grades, such as employing licensed teachers to tutor pupils who are struggling
9 academically, or employing persons to coordinate the district's instructional
10 programs and provide ongoing professional development for teachers. The board
11 shall submit with its application a plan for the department of administration's
12 approval describing the initiatives for which the grant will be used, describing the
13 research showing that the initiatives have a positive effect on pupil academic
14 achievement, and including criteria for evaluating the effectiveness of the
15 initiatives, such as high school graduation rates or the results of the statewide pupil
16 assessments under ch. 118.30.

17 (3) The department of administration may approve the plan submitted under
18 sub. (2) in whole or in part. If the department approves a plan in part, the board may
19 submit an additional plan for the same school year and the department may award
20 the board all or part of the balance of grant funds.

21 (4) Upon receipt of a notice from the department of administration that a plan
22 has been approved under sub. (3), the state superintendent shall pay to the board,

1 from the appropriation under s. 20.255 (2) (df), the amount specified by the
2 department of administration.

3 (END)