2013 Senate Bill 286 (LRB -2910)

An Act to repeal 115.38, 115.385, 118.42 (2), 118.42 (3) (a) (intro.), 118.42 (3) (a) 1., 118.42 (3) (b) and (c) and 118.42 (4) and (5); to renumber 115.28 (12) (title), 118.40 (5), 118.42 (1) (a) to (d) and 118.42 (3) (a) 2. to 5.; to renumber and amend 115.28 (12) (a), 115.28 (12) (ag) (intro.), 115.28 (12) (ag) 1. and 2. and 115.28 (12) (b); to amend 20.255 (1) (e), 20.255 (1) (he), 115.001 (1), 118.125 (4), 118.40 (2r) (b) 1. (intro.), 118.40 (2r) (b) 2., 118.40 (2r) (b) 2m., 118.40 (2r) (b) 4., 118.40 (2r) (bm), 118.40 (2r) (cm), 118.40 (2r) (d) (intro.), 118.40 (3) (e), 118.40 (4) (c), 118.42 (1) (intro.), 118.60 (10) (c), 118.60 (10) (d), 119.04 (1), 119.23 (10) (c), 119.23 (10) (d), 121.006 (2) (d) and 121.02 (1) (o); and to create 115.383 (4), 115.383 (5), 115.39, 118.40 (2r) (d) 3., 118.40 (3) (f), 118.40 (5) (b), 118.42 (1) (am) (intro.) and 1., 118.42 (1) (bm) (intro.) and 1., 118.42 (1) (cm), 118.42 (2m), 118.60 (9m), 119.23 (9m) and 120.12 (26) of the statutes; relating to: the student information system, a school and school district accountability system, low-performing schools and school districts, and charter school contracts. (FE)

2013

Date	House	Action	Page
09-05.	S.	Introduced by Senator **Olsen**; cosponsored by Representatives **Kestell, Bies** and **A. Ott**.	348
09-05.	S.	Read first time and referred to Committee on Education	348
09-12.	S.	Public hearing held	
12-30.	S.	Fiscal estimate received	

2014

Date	House	Action	Page
02-10.	S.	Senate Substitute Amendment 1 offered by Senator Olsen **(LRB s0275)**	644
02-13.	S.	Executive action taken	
02-14.	S.	Report introduction and adoption of Senate Amendment 1 to Senate Substitute Amendment 1 recommended by Committee on Education, Ayes 9, Noes 0 **(LRB a1770)**	667
02-14.	S.	Report introduction and adoption of Senate Amendment 2 to Senate Substitute Amendment 1 recommended by Committee on Education, Ayes 9, Noes 0 **(LRB a1783)**	667
02-14.	S.	Report adoption of Senate Substitute Amendment 1 recommended by Committee on Education, Ayes 8, Noes 1	668
02-14.	S.	Report passage as amended recommended by Committee on Education, Ayes 8, Noes 1	668
02-14.	S.	Available for scheduling	
02-17.	S.	Placed on calendar 2-18-2014 pursuant to Senate Rule 18(1)	674
02-18.	S.	Read a second time	681
02-18.	S.	Senate Amendment 1 to Senate Substitute Amendment 1 **adopted**	681
02-18.	S.	Senate Amendment 2 to Senate Substitute Amendment 1 **adopted**	681
02-18.	S.	Senate Substitute Amendment 1 **adopted**	681
02-18.	S.	Ordered to a third reading	681
02-18.	S.	Rules suspended	681
02-18.	S.	Read a third time and **passed**, Ayes 29, Noes 3	681
02-18.	S.	Ordered immediately messaged	682
02-18.	A.	Received from Senate	672
03-07.	A.	Read first time and referred to committee on Rules	730
03-12.	A.	Assembly Substitute Amendment 1 offered by Representative Steineke **(LRB s0371)**	736
03-18.	A.	Assembly Substitute Amendment 2 offered by Representatives Pope, Clark, Wright and Hesselbein **(LRB s0393)**	746
03-18.	A.	Made a special order of business at 10:27 AM on 3-20-2014 pursuant to Assembly Resolution 28	766
03-20.	A.	Read a second time	
03-20.	A.	Assembly Substitute Amendment 2 withdrawn and returned to author	
03-20.	A.	Assembly Amendment 1 to Assembly Substitute Amendment 1 offered by Representative Steineke **(LRB a2218)**	
03-20.	A.	Assembly Amendment 1 to Assembly Substitute Amendment 1 withdrawn and returned to author	
03-20.	A.	Assembly Substitute Amendment 1 withdrawn and returned to author	
03-20.	A.	Ordered to a third reading	
03-20.	A.	Rules suspended	
03-20.	A.	Read a third time and **concurred in**	
03-20.	A.	Ordered immediately messaged	
03-21.	S.	Received from Assembly concurred in	

2013
ENROLLED BILL

13en _S_ B-_286_

ADOPTED DOCUMENTS:

☐ Orig ☐ Engr _S_ **SubAmdt** _1_ 13_S 0275_ _1_

Amendments to above (if none, write "NONE"): _SA1 — a 1770/1_

_SA2 — a 1783/1_

Corrections – show date (if none, write "NONE"): _None_

Topic _Rel_

_3-26-14_ _SR Miller_
Date **Enrolling Drafter**

SENATE SUBSTITUTE AMENDMENT 1,

TO SENATE BILL 286

February 10, 2014 – Offered by Senator OLSEN.

1   AN ACT *to renumber* 115.28 (12) (title); *to renumber and amend* 115.28 (12)

2   (a), 115.28 (12) (ag) (intro.), 115.28 (12) (ag) 1. and 2. and 115.28 (12) (b); *to*

3   *amend* 20.255 (1) (e) and 20.255 (1) (he); and *to create* 115.383 (4) and 115.383

4   (5) of the statutes; **relating to:** the student information system.

Analysis by the Legislative Reference Bureau

Current law directs the Department of Public Instruction (DPI) to develop a proposal for a multiple–vendor student information system (SIS). DPI must submit the proposal to the Joint Committee on Finance (JCF) for its approval. If JCF approves the proposal, DPI must implement it and must ensure that information about pupils enrolled in charter schools and about pupils enrolled in private schools participating in a parental choice program (PCP) is collected and maintained in the SIS. Current law also provides that if the SIS is established, DPI must ensure that within five years, every school district and every charter school is using the SIS, and that every private school participating in a PCP is either using the SIS or is using a system that is interoperable with the SIS. Current law authorizes DPI to promulgate rules establishing a fee for use of the SIS.

This substitute amendment provides that if the SIS is established, DPI must ensure that within five years, every school district and every charter school, other than an independent charter school, is using the system. The substitute amendment

also provides that, beginning in the 2015–16 school year, DPI must ensure that every independent charter school and every private school participating in a PCP is either using the SIS or is using a system that is commercially available, capable of providing the information required, and able to obtain pupil identification numbers. If the SIS is established, the substitute amendment allows DPI to promulgate rules establishing a fee for using the SIS.

Finally, the substitute amendment specifies that a private school participating in a PCP is not required to include in the SIS it is using information about pupils who are not attending the private school under the PCP.

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

1   **SECTION 1.** 20.255 (1) (e) of the statutes, as affected by 2013 Wisconsin Act 20,

2   is amended to read:

3   20.255 **(1)** (e) *Student information system.* As a continuing appropriation, the

4   amounts in the schedule for the student information system under s. ~~115.28 (12)~~

5   115.383.

6   **SECTION 2.** 20.255 (1) (he) of the statutes, as created by 2013 Wisconsin Act 20,

7   is amended to read:

8   20.255 **(1)** (he) *Student information system; fees.* All moneys received from fees

9   charged as authorized under s. ~~115.28 (12) (b)~~ 115.383 (3) (c) to be used for the student

10   information system established under s. ~~115.28 (12) (a)~~ 115.383 (1).

11   **SECTION 3.** 115.28 (12) (title) of the statutes is renumbered 115.383 (title).

12   **SECTION 4.** 115.28 (12) (a) of the statutes, as affected by 2013 Wisconsin Act 20,

13   is renumbered 115.383 (1), and 115.383 (1) (a) and (c), as renumbered, are amended

14   to read:

15   115.383 **(1)** (a) Develop a proposal for a multiple–vendor student information

16   system for the standardized collection of pupil data. The proposal shall allow schools

17   and school districts to use their vendor of choice and include reporting requirements

1   that can reasonably be met by multiple vendors. The state superintendent may not

2   establish a student information system unless the proposal is approved by the joint

3   committee on finance under ~~subd. 2~~ par. (b).

4   (c) If the proposal is approved under ~~subd. 2.~~ par. (b), the state superintendent

5   shall ensure that information about pupils enrolled in charter schools and about

6   pupils enrolled in private schools participating in a parental choice program under

7   s. 118.60 or 119.23, including their academic performance and demographic

8   information, aggregated by school district, school, and teacher, is collected and

9   maintained in the student information system.

10   **SECTION 5.**   115.28 (12) (ag) (intro.) of the statutes, as affected by 2013

11   Wisconsin Act 20, is renumbered 115.383 (2) (intro.) and amended to read:

12   115.383 **(2)** (intro.) If the student information system is established under ~~par.~~

13   ~~(a)~~ sub. (1), each school district, charter school, and private school using the system

14   under ~~par. (a)~~ sub. (1) shall include in the system the following information for each

15   teacher teaching in the school district or school who completed a teacher ~~preparatory~~

16   education program described in ~~sub.~~ s. 115.28 (7) (a) or (e) 2. and located in this state

17   ~~or a teacher education program described in sub. (7) (e) 2. and located in this state~~

18   on or after January 1, 2012, or, for each teacher teaching in a private school

19   participating in a parental choice program under s. 118.60 or 119.23, who obtained

20   a bachelor's degree from an institution located in this state on or after July 1, 2010:

21   **SECTION 6.**   115.28 (12) (ag) 1. and 2. of the statutes are renumbered 115.383

22   (2) (a) and (b) and amended to read:

23   115.383 **(2)** (a)   The name of the teacher ~~preparatory program or teacher~~

24   education program the teacher attended and completed or the name of the institution

25   from which the teacher obtained a bachelor's degree.

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1   (b) The term or semester and year in which the teacher completed the <u>teacher</u>

2   <u>education</u> program ~~described in subd. 1~~ <u>or obtained a bachelor's degree</u>.

3   **SECTION 7.** 115.28 (12) (b) of the statutes, as affected by 2013 Wisconsin Act 20,

4   is renumbered 115.383 (3) (a) and amended to read:

5   115.383 **(3)** (a) If the student information system is established under ~~par. (a),~~

6   <u>sub. (1), the state superintendent shall</u> ensure that within 5 years of the

7   establishment of the system ~~under par. (a)~~, every school district and <u>every</u> charter

8   school<u>, other than a charter school established under s. 118.40 (2r),</u> is using the

9   system~~, and that~~<u>.</u>

10   <u>(b) Beginning in the 2015–16 school year, the state superintendent shall ensure</u>

11   <u>that every charter school established under s. 118.40 (2r) and</u> every private school

12   participating in a parental choice program under s. 118.60 or 119.23 is either using

13   the system under ~~par. (a)~~ <u>sub. (1)</u> or is using a system that is ~~interoperable with the~~

14   ~~system under par. (a).~~ The <u>commercially available</u> <u>capable of providing the</u>

15   <u>information required under s. 115.39,</u> <u>and able to obtain pupil identification</u>

16   <u>numbers under sub. (5).</u>

17   <u>(c) If the student information system is established under sub. (1), the</u> state

18   superintendent may promulgate rules authorizing the department to charge a fee to

19   any person that uses the system. All fees shall be credited to the appropriation

20   account under s. 20.255 (1) (he).

21   **SECTION 8.** 115.383 (4) of the statutes is created to read:

22   115.383 **(4)** A private school participating in a parental choice program under

23   s. 118.60 or 119.23 is not required to include information about pupils who are not

24   attending the private school under s. 118.60 or 119.23 in the system it is using under

25   sub. (3).

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SECTION 9

1   **SECTION 9.** 115.383 (5) of the statutes is created to read:

2   115.383 **(5)** The state superintendent shall assign to each pupil attending a

3 public school or charter school, and to each pupil attending a private school under

4 s. 118.60 or 119.23, a unique identification number for use in the student information

5 system. The state superintendent shall not assign to any pupil an identification

6 number that is identical to or incorporates the pupil's social security number or that

7 uses any other personally identifying information.

8   **(END)**

SENATE AMENDMENT 1,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO SENATE BILL 286

February 14, 2014 – Offered by COMMITTEE ON EDUCATION.

1   At the locations indicated, amend the substitute amendment as follows:

2   **1.** Page 5, line 7: after that line insert:

3   "SECTION 10m. 118.60 (10) (d) of the statutes is amended to read:

4   118.60 **(10)** (d) The state superintendent may withhold payment from a private

5 school under subs. (4) and (4m) if the private school violates this section or s. 115.383

6 (3) (b).

7   SECTION 11m. 119.23 (10) (d) of the statutes is amended to read:

8   119.23 **(10)** (d) The state superintendent may withhold payment from a private

9 school under subs. (4) and (4m) if the private school violates this section or s. 115.383

10 (3) (b).".

11   **(END)**

SA1

SENATE AMENDMENT 2,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO SENATE BILL 286

February 14, 2014 – Offered by COMMITTEE ON EDUCATION.

1   At the locations indicated, amend the substitute amendment as follows:

2   **1.** Page 4, line 14: delete the material beginning with ", capable" and ending

3   with "115.39," on line 15.

4   (END)