



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-2797/en
CMH:amn

2015 SENATE BILL 492

1 **AN ACT** *to amend* 20.255 (1) (a) and 20.255 (1) (a) of the statutes; **relating to:**
2 a student safety incident tracking pilot program for school districts and making
3 an appropriation.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 20.255 (1) (a) of the statutes is amended to read:
5 20.255 (1) (a) *General program operations.* The amounts in the schedule for
6 the improvement of curriculum, instruction, and educational resources for local
7 educational agencies, expenditures under 2015 Wisconsin Act ... (this act), section
8 3 (1) (h), and the improvement of library services. The amounts include the matching
9 of federal funds available under applicable federal acts or programs.
10 **SECTION 2.** 20.255 (1) (a) of the statutes, as affected by 2015 Wisconsin Act ...
11 (this act), is amended to read:

SENATE BILL 492**SECTION 2**

1 20.255 (1) (a) *General program operations.* The amounts in the schedule for
2 the improvement of curriculum, instruction, and educational resources for local
3 educational agencies, ~~expenditures under 2015 Wisconsin Act ... (this act), section~~
4 ~~3(1)(h)~~, and the improvement of library services. The amounts include the matching
5 of federal funds available under applicable federal acts or programs.

SECTION 3. Nonstatutory provisions.

6 (1) STUDENT SAFETY INCIDENT TRACKING PILOT PROGRAM.

7 (a) In this subsection, “membership” has the meaning given in section 121.004
8 (5) of the statutes.

9 (b) The department of public instruction shall develop a one-year pilot program
10 under which school districts track the events described in paragraph (d). The
11 department shall operate the pilot program during the 2016–17 school year in 3
12 school districts. The 3 school districts shall include all of the following:

- 13 1. A school district the membership of which is fewer than 3,000 pupils.
- 14 2. A school district the membership of which is 3,000 to 6,999 pupils.
- 15 3. A school district the membership of which is 7,000 pupils or more.

16 (c) The department of public instruction shall establish procedures for school
17 districts to apply to participate in the pilot program developed under this subsection.
18 School district participation in the pilot program is voluntary.

19 (d) A school district participating in the pilot program created under this
20 subsection shall maintain a record of all of the following events that occur on
21 property owned or leased by the school district, on transportation provided by the
22 school district under section 121.54 of the statutes, or at a school district sanctioned
23 event:
24

- 25 1. A crime.

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1 2. A violation of state or federal criminal law that results in a referral for a
2 proceeding under subchapter V of chapter 938 of the statutes.

3 3. A violation of an ordinance enacted by a city, village, town, or county.

4 4. An incidence of any of the following that involves a pupil:

5 a. Harassment, as defined in section 813.125 (1) of the statutes.

6 b. Bullying, as defined in the policy the school district has adopted under
7 section 118.46 (2) of the statutes.

8 (e) The record maintained by a school district under paragraph (d) shall include
9 details related to each incident to the extent known by the school district, including
10 the time, date, location, and nature of the incident, the age and identity of each
11 individual involved in the incident, any referrals to or involvement of other state or
12 local agencies, and the result of any proceeding related to the incident. Before
13 releasing a record maintained under paragraph (d) or any portion of a record
14 maintained under paragraph (d), a school district shall omit or redact all personally
15 identifiable information, as defined in section 19.62 (5) of the statutes, from the
16 record or portion of the record.

17 (f) Incidents described in paragraph (d) 1. to 4. may be reported anonymously
18 to the school district.

19 (g) 1. A school district that participates in the pilot program under this
20 subsection shall submit 2 reports to the department of public instruction that include
21 aggregate data derived from the record maintained by the school districts under
22 paragraph (d). The school district shall submit its first report to the department of
23 public instruction no later than January 31, 2017, and shall include in the report
24 aggregate data for incidents that occur from July 1, 2016, to December 31, 2016. The
25 school district shall submit its 2nd report to the department of public instruction no

SENATE BILL 492**SECTION 3**

1 later than July 31, 2017, and shall include in the report aggregate data for incidents
2 that occur from July 1, 2016, to June 30, 2017. The school district may not include
3 in a report submitted to the department of public instruction the identity of any
4 individual involved in an incident included in the school district's record under
5 paragraph (d).

6 2. By no later than February 15, 2017, the department of public instruction
7 shall report to the legislature, in the manner provided under section 13.172 (2) of the
8 statutes, aggregate data compiled from participating school districts' first reports
9 received under subdivision 1. By no later than August 15, 2017, the department of
10 public instruction shall report to the legislature, in the manner provided under
11 section 13.172 (2) of the statutes, aggregate data compiled from participating school
12 districts' second reports received under subdivision 1.

13 (h) The department of public instruction may expend, from the appropriation
14 under section 20.255 (1) (a) of the statutes, up to \$25,000 to develop and implement
15 the pilot program under this subsection, including to provide grants to school
16 districts participating in the pilot program.

17 **SECTION 4. Effective dates.** This act takes effect on the day after publication,
18 except as follows:

19 (1) STUDENT SAFETY INCIDENT TRACKING PILOT PROGRAM; FUNDING. The treatment
20 of section 20.255 (1) (a) (by SECTION 2) of the statutes takes effect on July 1, 2017.

21 (END)