AN ACT to repeal 118.07 (4) (a) 2.; to renumber and amend 118.07 (4) (a) 1.;

to amend 118.07 (4) (b) and 118.07 (4) (d); and to create 118.07 (4) (bm) 1.,
118.07 (4) (bm) 3., 118.07 (4) (cm), 118.07 (4) (cp) and 118.07 (4) (e) of the
statutes; relating to: school safety plans.

Analysis by the Legislative Reference Bureau

Under current law, school boards of school districts and governing bodies of
private schools that were in existence on May 27, 2010, are required to have a school
safety plan in effect. Current law requires the school board of any school district or
the governing body of any private school created or opened after May 27, 2010, to
have a school safety plan in effect within three years of the creation or opening of the
school district or private school. This bill eliminates this three-year period and
requires all school boards and governing bodies of private schools to have a school
safety plan in effect. Under the bill, before creating or updating a school safety plan,
a school board or governing body of a private school must work with local law
enforcement to conduct an on-site safety assessment of each school building, site,
and facility that is regularly occupied by pupils. The on-site assessment must
include any playgrounds, athletic facilities or fields, and any other property occupied
by pupils on a regular basis.

Under current law, a school safety plan must include general guidelines
specifying procedures for emergency prevention and mitigation, preparedness,
response, and recovery and must specify a process for reviewing drills required to
comply with the plan. Under the bill, a school safety plan must also include an
individualized safety plan for each school building and facility that is regularly occupied by pupils and specify guidelines and procedures to address specific types of school safety incidents, including school violence and attacks, threats of school violence and attacks, parent-student reunification, and threats to non-classroom events. Under the bill, a school safety plan may not include restrictions on how school district or private school employees report emergencies, school violence or threats of school violence, or suspicious individuals or activities to law enforcement.

This bill requires each school board and the governing body of each private school to ensure that pupils at each school building regularly occupied by pupils are drilled annually in the proper response to a school violence event. The bill requires the individual having charge of the school building at which a drill is held to submit a written evaluation of the drill to the school board or governing body of the private school and requires the school board or governing body of the private school to review the written evaluation.

Under current law, the school board and the governing body of each private school must review its school safety plan at least once every three years. This bill also requires the school board or governing body to approve its school safety plan at least once every three years.

Finally, the bill requires each school board and governing body of a private school to annually submit its school safety plan, and various information related to the implementation of the school safety plan, to the Department of Justice.

For further information see the 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:

SECTION 1. 118.07 (4) (a) 1. of the statutes is renumbered 118.07 (4) (a) and amended to read:

118.07 (4) (a) Each school board and the governing body of each private school shall have in effect a school safety plan for each public or private school in the school district within 3 years of May 27, 2010.

SECTION 2. 118.07 (4) (a) 2. of the statutes is repealed.

SECTION 3. 118.07 (4) (b) of the statutes is amended to read:

118.07 (4) (b) A school safety plan shall be created with the active participation of appropriate parties, as specified by the school board or governing body of the private school. The appropriate parties may include the department of justice, local
law enforcement officers, fire fighters, school administrators, teachers, pupil
services professionals, as defined in s. 118.257 (1) (c), and mental health
professionals. Before creating or updating a school safety plan, a school board or
governing body of a private school shall, in consultation with a local law enforcement
agency, conduct an on-site safety assessment of each school building, site, and
facility that is regularly occupied by pupils. The on-site assessment shall include
playgrounds, athletic facilities or fields, and any other property that is occupied by
pupils on a regular basis.

(bm) A school safety plan shall include general all of the following:

2. General guidelines specifying procedures for emergency prevention and
mitigation, preparedness, response, and recovery. The plan shall also specify the
4. The process for reviewing the methods for conducting drills required to
comply with the plan.

SECTION 4. 118.07 (4) (bm) 1. of the statutes is created to read:

118.07 (4) (bm) 1. An individualized safety plan for each school building and
facility that is regularly occupied by pupils. The individualized safety plan shall
include any real property related to the school building or facility that is regularly
occupied by pupils.

SECTION 5. 118.07 (4) (bm) 3. of the statutes is created to read:

118.07 (4) (bm) 3. Guidelines and procedures to address school violence and
attacks, threats of school violence and attacks, bomb threats, fire, weather-related
emergencies, intruders, parent-student reunification, and threats to non-classroom
events, including recess, concerts and other performances, athletic events, and any
other extracurricular activity or event.

SECTION 6. 118.07 (4) (cm) of the statutes is created to read:
118.07 (4) (cm) Neither a school board nor a governing body of a private school may include in a school safety plan any of the following:

1. A requirement for an employee to contact a school administrator, school official, or any other person before calling the telephone number “911”.

2. A prohibition against an employee reporting school violence or a threat of school violence directly to a law enforcement agency.

3. A prohibition against an employee reporting a suspicious individual or activity directly to a law enforcement agency.

SECTION 7. 118.07 (4) (cp) of the statutes is created to read:

118.07 (4) (cp) Each school board and the governing body of each private school shall ensure that, at each school building regularly occupied by pupils, pupils are drilled, at least annually, in the proper response to a school violence event in accordance with the school safety plan in effect for that school building. The person having direct charge of the school building at which a drill is held under this paragraph shall submit a brief written evaluation of the drill to the school board or governing body of the private school within 30 days of holding the drill. The school board or governing body of the private school shall review all written evaluation submitted under this paragraph. A drill under this paragraph may be substituted for a school safety drill required under sub. (2) (a).

SECTION 8. 118.07 (4) (d) of the statutes is amended to read:

118.07 (4) (d) Each school board and the governing body of each private school shall review and approve the school safety plan at least once every 3 years after the plan goes into effect.

SECTION 9. 118.07 (4) (e) of the statutes is created to read:
118.07 (4) (e) Before January 1, 2019, and before each January 1 thereafter, each school board and the governing body of each private school shall file a copy of its school safety plan with the department of justice. At the time a school board or governing body files a school safety plan, the school board or governing body shall also submit all of the following to the department of justice:

1. The date of the annual drill or drills under par. (cp) held during the previous year.

2. Certification that a written evaluation of the drill or drills under par. (cp) was reviewed by the school board or governing body under par. (cp).

3. The date of the most recent school training on school safety required under par. (c) and the number of attendees.

4. The most recent date on which the school board or governing body reviewed and approved the school safety plan.

5. The most recent date on which the school board or governing body consulted with a local law enforcement agency to conduct on-site safety assessments required under par. (b).

(END)