

H.B. No. 0040**Education accountability.**

Sponsored By: Select Committee on Statewide Education
Accountability

AN ACT relating to education accountability; modifying the Wyoming Accountability in Education Act as specified; modifying provisions to comply with the federal Every Student Succeeds Act; conforming provisions; modifying the operation of the advisory committee to the select committee on statewide education accountability; repealing the select committee on statewide education accountability; requiring reporting; and providing for effective dates.

12/15/2016 Bill Number Assigned
1/9/2017 H Received for Introduction
1/11/2017 H Introduced and Referred to H04 - Education
1/17/2017 H04 - Education:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Bovee, Brown, Flitner, Freeman, Hunt, Kinner, Northrup, Paxton, Piiparinen

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/17/2017 H Placed on General File
1/17/2017 H COW:Rerefer to H02 - Appropriations
1/20/2017 H02 - Appropriations:Recommend Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Burkhart, Larsen, Nicholas, Schwartz, Sommers, Walters, Wilson

Ayes 7 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/20/2017 H Placed on General File

HB0040HS001/ADOPTED

Page 1-line 4 Delete "continuing" insert "modifying".
Page 1-line 6 After "accountability;" insert "repealing the
select committee on statewide education
accountability;".
Page 22-line 5 After "the" insert "state superintendent in
consultation with the".
Page 22-line 18 Delete ", as measured by".
Page 22-line 19 Delete "validated career readiness
assessments,".
Page 23-after line 9 Insert:
 "**Section 4.** 2016 Wyoming Session Laws, Chapter 108, Section 3 and
2016 Wyoming Session Laws, Chapter 113, Section 3(a) are repealed."
Page 23-line 11 Delete "4" insert "5".
Page 23-line 14 Delete "5" insert "6".
Page 23-line 16 Delete entirely; insert "joint education
interim committee".
Page 23-line 17 Delete "select" insert "joint education
interim".
Page 23-line 18 Delete "select".
Page 24-line 12 Delete "6" insert "7".
Page 24-line 14 Delete "select" insert "joint education

interim"; delete "on".
Page 24-line 15 Delete "statewide education accountability".
Page 24-line 20 Delete "select" insert "joint education
interim"; delete "on statewide education
accountability".
Page 25-line 6 Delete "select" insert "joint education
interim"; delete "on".
Page 25-line 7 Delete "statewide education accountability".
Page 25-line 10 Delete "select" insert "joint education
interim".
Page 25-line 11 Delete "on statewide education accountability".
Page 26-line 1 Insert:

"Section 8. 2016 Wyoming Session Laws, Chapter 108, Section 1(a),
(d) and (e), Section 2 (a) and (c), Section 4(a) and (b) are amended to
read:

Section 1.

(a) The department of education shall commence development of an
alternative school level accountability model to be piloted in school
year 2016-2017. The model shall adhere, as closely as possible, to the
recommendations contained in the "Wyoming Alternative School
Accountability Framework: Recommendations from the Alternative
Accountability Advisory Committee" report dated October 15, 2015,
submitted by the technical advisory group pursuant to 2015 Wyoming
Session Laws, Chapter 179, Section 5, to the select committee on
statewide education accountability, and any additional recommendations
by the technical advisory group in carrying out the duties required by
this act. The department of education shall periodically report
progress on development of the pilot required under this subsection to
the technical advisory group, ~~the select committee on statewide
education accountability~~ and the joint education interim committee.
Data from the alternative schools operating in Wyoming pursuant to W.S.
21-13-309(m) (v) (B) shall be utilized to perform the pilot.

(d) Not later than school year 2017-2018, the state board of
education, through the department, and with the assistance of the
technical advisory group, shall compile, evaluate and determine the
target levels for an overall school performance rating and for content
level performance that are appropriate for alternative schools
operating pursuant to W.S. 21-13-309(m) (v) (B). The board shall execute
this determination through a prescribed deliberative process informed
by a panel comprised of professionals with the appropriate expertise to
establish target levels for performance to appropriately distinguish
and recognize the varied levels of school performance associated
specifically with the operation of alternative schools as measured by
the indicators contained in subsection (b) of this section. Performance
level targets shall be established to identify alternative school
performance levels for exceeding expectations, meeting expectations,
partially meeting expectations and not meeting expectations. The state
board shall report periodically to ~~the select committee on statewide
education accountability~~ and the joint education interim committee on
the progress related to setting target levels associated with school
performance rating required under this subsection and a final report
shall be submitted no later than October 15, 2018.

(e) The state board of education shall, in consultation with the
technical advisory group, study and develop recommendations related to
the progressive multi-tiered system of support, interventions and
consequences required under W.S. 21-2-204(f) specifically targeted to
assist alternative schools, as necessary, for the four (4) levels of

school performance to be established under subsection (d) of this section. The state board shall report any recommendations for modification, as may be necessary, pursuant to this subsection, to ~~the select committee on statewide accountability and~~ the joint education interim committee, no later than October 15, 2018.

Section 2.

(a) Notwithstanding 2015 Wyoming Session Laws, Chapter 179, Section 5(a), the alternative school technical advisory group shall ~~continue to assist the select committee on statewide education accountability joint education interim committee~~ as the select committee deems necessary through December 31, 2018. The technical advisory group shall review and provide necessary feedback to the state board of education and the department of education as necessary in carrying out the duties assigned under section 1 of this act.

(c) The legislative service office shall staff the technical advisory group. The legislative service office may retain consultants as necessary to staff and advise the technical advisory group and the ~~select committee on statewide education accountability joint education interim committee~~ in execution of the duties prescribed under this act. The management council may expend funds appropriated by the legislature for approved contractual agreements between the council and professional consultants on behalf of the ~~select~~ committee.

Section 4.

(a) For the period beginning upon the effective date of this section and ending June 30, 2019, six thousand five hundred dollars (\$6,500.00) is appropriated from the school foundation program account to the state board of education to convene the panel of professionals, required under section 1(d) of this act, to set target performance levels. This appropriation may be expended for per diem and mileage of any member who serves on the panel of professionals. The amounts appropriated under this subsection shall not be expended to secure meeting space or to pay for food, beverage or catering services. Any member appointed or serving on the panel who is not an employee of a governmental subdivision or a member of a political subdivision, board or commission shall receive per diem and mileage in the manner and amount provided to state employees under W.S. 9-3-103. Notwithstanding any other provision of law, the appropriation under this subsection shall not be transferred or expended for any purpose other than specified in this subsection. Any unexpended, unobligated funds remaining from the appropriation under this subsection shall revert as provided by law on June 30, 2019. Not later than December 31, 2018, the state board shall report expenditures of amounts appropriated under this subsection to ~~the select committee on statewide education accountability and~~ the joint education interim committee.

(b) For the period beginning upon the effective date of this section and ending June 30, 2019, three thousand five hundred dollars (\$3,500.00) is appropriated from the school foundation program account to the state board of education to provide support and administration of the technical advisory group continued under section 2 of this act. This appropriation may be expended for per diem and mileage of the technical advisory group. The amounts appropriated under this subsection shall not be expended to secure meeting space or to pay for food, beverage or catering services. Any member appointed or serving on a committee who is not an employee of a governmental subdivision or a member of a political subdivision, board or commission shall receive per diem and mileage in the manner and amount provided to state employees under W.S. 9-3-103. Notwithstanding any other provision of

law, the appropriation under this subsection shall not be transferred or expended for any purpose other than specified in this subsection. Any unexpended, unobligated funds remaining from the appropriation under this subsection shall revert as provided by law on June 30, 2019. Not later than December 31, 2018, the state board shall report expenditures of amounts appropriated under this subsection to ~~the select committee on statewide education accountability and the joint education interim committee.~~

Page 26-line 2 Delete "7." insert "9."

Page 26-line 4 Delete "5 and 6" insert "4, 6, 7 and 8".
NORTHROP, CHAIRMAN

1/25/2017 H COW:Passed

HB0040H2001/ADOPTED

Page 22-line 16 Delete "and" insert "or". SOMMERS

1/26/2017 H 2nd Reading:Passed

HB0040H3001/ADOPTED

Page 25-After line 23 Insert:

"(d) The advisory committee to the joint education interim committee shall study the elimination of ninth and tenth grade summative assessments, any impact the elimination would have on the statewide accountability model and any fiscal impact to the state. The advisory committee shall report its findings to the joint education interim committee not later than August 15, 2017.". SOMMERS

HB0040H3002/ADOPTED

Page 22-line 10 After "methods," insert "and".

Page 22-line 15 Delete "other" insert "by additional"; after "indicators" insert "." and delete balance of line.

Page 22-line 16 Delete "state board of education" insert "The state board of education shall determine those additional college readiness indicators, if any". LINDHOLM

1/27/2017 H 3rd Reading:Passed 57-0-3-0-0

ROLL CALL

Ayes: Representative(s) Allen, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Gray, Greear, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Lone, Loucks, MacGuire, Madden, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Salazar, Schwartz, Sommers, Steinmetz, Sweeney, Walters, Wilson, Winters

Excused: Representative(s) Baker, McKim, Zwonitzer

Ayes 57 **Nays** 0 **Excused** 3 **Absent** 0 **Conflicts** 0

1/31/2017 S Received for Introduction

2/1/2017 S Introduced and Referred to S04 - Education

2/13/2017 S04 - Education:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

2/13/2017	S Placed on General File
2/14/2017	S COW:Rerefer to S02 - Appropriations
2/15/2017	S02 - Appropriations:Recommend Do Pass 5-0-0-0-0

Ayes: Senator(s) Burns, Dockstader, Driskill, Hastert, Landen B
Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

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Page 24-line 15 Delete "legislative service office" insert
"department of education"; delete "continue
to".

Page 24-line 16 After "committee." insert "The department of

education may retain consultants as necessary to staff and advise the advisory committee."

Page 27-line 21 After "pilot." insert "The department of education may retain consultants as necessary to develop the model and pilot required under this subsection.".

Page 30-line 17 Strike "legislative service office" insert "department of education".

Page 30-line 19 Strike "legislative service office" insert "department of education".

Page 30-line 21 After "group" insert "."; strike "and the".

Page 30-line 22 Delete "joint".

Page 30-line 23 Delete "education interim committee".

Page 31-line 1 Strike "The management".

Page 31-lines 2 through 5 Strike all existing language. COE

2/21/2017 S COW:Passed
2/22/2017 S 2nd Reading:Passed
2/23/2017 S 3rd Reading:Passed 26-4-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Burns, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Agar, Bouchard, Case, Meier

Ayes 26 **Nays** 4 **Excused** 0 **Absent** 0 **Conflicts** 0

2/23/2017 H Received for Concurrence
2/24/2017 H Concur:Passed 58-2-0-0-0

ROLL CALL

Ayes: Representative(s) Allen, Baker, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton, Edwards, Eyre, Flitner, Freeman, Furphy, Gierau, Gray, Greear, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Loucks, MacGuire, Madden, McKim, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Salazar, Schwartz, Sommers, Steinmetz, Sweeney, Walters, Wilson, Winters, Zwonitzer

Nays: Representative(s) Eklund, Lone

Ayes 58 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

2/24/2017 Assigned Number HEA No. 0061
2/27/2017 H Speaker Signed HEA No. 0061
2/27/2017 S President Signed HEA No. 0061
3/6/2017 Governor Signed HEA No. 0061
3/6/2017 Assigned Chapter Number

Chapter No. 95 Session Laws of Wyoming 2017