

Summary of 2016 Legislative Bills **That Have DIED** in Which WEA Had Interest—updated **3/8/2016 4:09 PM**

Bill Number	Title	Sponsors	Summary	WEA's Position	Current Status of Bill: • <i>Red = dead bill.</i>
Specifics on any bill can be viewed at: http://legisweb.state.wy.us/2016/billreference/BillReference.aspx?type=ALL					
HOUSE BILLS:					
HB0015	Education-school safety and security.	Education	Creates a Unit of School Safety & Security (SS&S) w/in DCI of the Office of the Attorney General, which will administer a comprehensive SS&S program. Establishes an anonymous tip line program for SS&S; all records concerning reports or tips received in the program are deemed not to be a public record & shall remain confidential info. unless ordered by the courts per the outlined process. Provides for transfer of specified funds & 2 FT at-will positions thru 6/30/18 from Dept. of Homeland Security to Office of AG for the operation of this program. Requires reports to JEC & JAC in Oct. 2016 & 2017. Effective immediately.	Support	H failed introduction 26-32-2-0-0.
HB0072	Student assessments-optional participation.	Rep.s Clem, Edmonds, Jennings & Kroeker	Allows parents/emancipated students to opt their student out of any federally- or state-mandated ed. assessment, including any administered under ESSA, the WY mandatory college entrance exam, or any under the state or local assessment systems. SBE must establish R&Rs to administer these provisions. Effective 7/1/16.	Oppose	H Failed Introduction 25-33-2-0-0
HB0073	Suspension or dismissal of teachers for felony prosecution.	Rep. Stubson & Sen. Anderson	Allows for suspension or dismissal of teachers, or termination of continuing contract teachers, for deferral of any felony prosecution granted after 7/1/16. Effective 7/1/16.	Oppose	Bill failed to pass out of H Education.
HB0090	School finance-transportation.	Rep. Madden, & Sen.s Case, Dockstader & Landen	Beginning 7/1/17 for expenditures incurred SY 2016-17 & after, the transportation reimbursement to school dist.s would be pulled out of the block grant pymt.s & come from a separate appropriation. Also changes the pymt. calculation method (would be based on an ave. of 3 previous yrs.) & the timing of pymt.s to the dist.s. For 2015-16, pymt.s & calculations would be done as in past yrs. Appropriates up to \$100M for pymt.s made 7/1/17-6/30/18; the 2016 legis. budget amt. for the school block grant would be reduced by the amt. figured for transportation. Effective 7/1/ 17 .	Oppose	H Failed Introduction 34-26-0-0-0

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<u>HB0091</u>	School finance-average daily membership.	Rep. Madden, & Sen. Meier	Changes the definition of ave. daily membership (ADM): if a student enrolls in less than the regularly-scheduled # of class periods for that school, the ADM would be pro-rated at less than 1.0, proportionate to the actual # of class periods or hr.s in which the student is enrolled. Effective 7/1/16.	Oppose	H Failed Introduction 30-30-0-0-0
<u>HB0092</u>	School finance-regional cost adjustment.	Rep.s Madden & Lindholm, & Sen. Case	Provides for the use of the hedonic wage index as revised/updated as specified by the 2015 Cost of Education Study, for determining the regional cost adjustment (RCA) of the block grant model. LSO may hire consultants as needed. Effective 7/1/16.	Oppose	H Failed Introduction 20-40-0-0-0
<u>HB0103</u>	Recording legislative and other meetings.	Rep.s Loucks, Krone & Zwonitzer, Dn., & Sen. Meier	Requires LSO to make an audio recording of each mtg. of a joint interim committee, select committee, or other mtg. held in a public forum of any taskforce or group that is staffed by LSO, & to post a copy of the recording to the legislative website within 1 month of the last day of the mtg. Excludes executive sessions. Any communication audible on the recording is not privileged or confidential. Effective immediately.	Monitor	H Failed Introduction 34-24-2-0-0
<u>HB0123</u>	State funded capital construction-2.	Appropriations	<i>Mirror bill of SF 41, which did pass.</i>	Monitor	H Did Not Consider in COW.
<u>HB0136</u>	Lauren's law.	Rep.s Pelkey, Dayton, Halverson, Harvey & Lindholm, & Sen. Rothfuss	By 5/1/16, requires local school boards to adopt & implement a policy allowing students with IEPs under IDEA who have completed 4 yrs. of HS to participate in graduation ceremonies as specified. Requires timely, written notification to affected HS students & their parents. Effective immediately.	Support	H Failed Introduction 33-26-1-0-0
<u>HB0149</u>	Supplemental assistance-school food service operations.	Rep.s Connolly, Barlow & Lindholm, & Sen.s Driskill & Rothfuss	Creates a supplemental financial assistance program for food service operations to augment block grant model funding, to assist school districts w/ covering the costs of food service programs. Specifies conditions that the dist. must meet in order to qualify. WDE must write R&Rs to govern the grant program. Pymt.s for ea. qualifying dist. shall be made NLT Nov. 15 of the SY of application. Requires rpt.s. Appropriates \$20M for the 7/1/16-6/30/18 biennium. Effective 7/1/16.	Support	H Failed Introduction 21-38-1-0-0

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HB0158	Hathaway scholarship eligibility for noncitizens.	Rep.s Connolly, Northrup, Petroff & Zwonitzer, Dn., & Sen.s Craft & Rothfuss	Repeals a provision in the Hathaway Scholarship law that excludes non-citizens and non-permanent resident aliens from scholarship eligibility. This act applies to Hathaway scholarships available to eligible HS students graduating SY 2015-2016 & thereafter. Effective immediately.	Support	H Failed Introduction 13-46-1-0-0
SENATE BILLS:					
SF0013	Severance tax distributions.	Burns	From 7/1/16-6/30/22, a portion of the statutory severance tax shall not be deposited in the Permanent Mineral Trust Fund. This would result in a corresponding increase in severance tax distributions to the General Fund and the Budget Reserve Account. Effective immediately.	Monitor	S Withdrawn by Sponsor
SF0014ENG	Student data privacy and transparency.	Education	Engrossed Bill: Creates a new statute that, except in cases where there is a substantial likelihood of serious injury or death to any individuals, prohibits school dist.s from requiring or requesting a student to disclose or to provide access to a digital info. acct. thru a username, password, or other authentication. Dist. cannot expel, discipline, fail or otherwise penalize or threaten a student for refusing to disclose such info. or to provide access; cannot require or ask a student to waive or limit protection under this statute. The statute does not prohibit an officer or school dist. employee from conducting an investigation to ensure compliance w/ law or school policies against student misconduct, as long as they don't request or require the digital access; also does not prohibit requesting or receiving written or electronic consent from a parent or an adult student to look at the contents of a digital info. acct., as long as they don't require or request access to the acct. thru username, password or other means of authentication; does not prohibit viewing, accessing or utilizing publicly-available or self-reported info. about a student. The statute does not apply to an acct. opened, created, or provided by a school dist. if the student was given advanced notice that the acct. may be monitored at any time by an officer or employee of the dist. Violations punishable by fines of \$250-1000. Requires a state data security plan to ensure privacy of student data collected.	Monitor	S postponed indefinitely.

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			Requires policies, as specified, for the collection, access, security, & use of student data by school dist.s. Effective 7/1/16. Amendments: a) See exception created to statute, shown in red bold above. Allows dist. to request, but not require, student disclosure of the specified info. Allows dist. to use info. that is self-reported by the student. Removes all criminal penalties for violation of the statute, & instead requires dist. to notify the parent w/in 24 hr.s that the info. has been accessed or viewed. b) Reinstates request language to: “Require or request a student or prospective student to waive or limit any protection granted under this section.” c) Removed exception to statute created by first amendment; instead, substituted new language that creates several specific situations that would warrant an exception.		
<u>SF0024</u>	Supplemental at-risk funding for early childhood education.	Education	Extends the supplemental at-risk financial assistance to school dist.s [BRIDGES program \$\$] for early childhood ed. programs for use with at-risk pre-K children. Effective 7/1/16.	Support	H Failed COW 21-35-4-0-0.
<u>SF0025</u>	Hathaway scholarship program-award increase.	Education	Increases Hathaway scholarship awards to the following levels: <ul style="list-style-type: none"> • Opportunity or Provisional Opportunity--\$925/sem. • Performance--\$1,385/sem. • Honor--\$1,850/sem. Need-based scholarships would now be capped at \$1,735/yr., w/ a minimum award of \$115/sem.	Support	S No report prior to COW Cutoff.
<u>SF0050ENG</u>	Sexual assault-position of authority.	Sen.s Boner, Driskill & Wasserburger, & Rep.s Barlow, Cannady, Kirkbride & Lindholm	Engrossed Bill: Amends the existing statute re: sexual assault by a person in a position of authority to include a teacher, administrator, coach or any other person, except a student, who serves in or is employed by a WY public school district, including a charter school, or a private school if, at the time of the offense, the student is enrolled in or attends any school in that dist., <u>and</u> “the person has actual contact or interaction w/ the victim by virtue of the person’s employment or service in the school or district.” Defines the offense of 3 rd degree sexual assault by a person in position of authority. Establishes a lesser penalty for	Support the broader applicability; Oppose the lower penalty	H Did Not Consider in COW.

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			those convicted who forced sexual contact vs. those who inflicted sexual intrusion. The fact that the actor and the victim are married to ea. other is not by itself a defense. Consent of the victim is not a defense. Effective 7/1/16.		
<u>SF0083</u>	School facilities appropriations-4.	Appropriations	<p><i>Mirror bill of HB 52, which did pass.</i> Appropriates school facility project funds for the biennium from 7/1/16-6/30/18. The SFC shall submit a supplemental budget request for the period 7/1/17-6/30/18 for any emergency or unanticipated need, or for any refinement or modification of a project funded under this bill. The SFD must rpt. annually to various entities. Appropriations up to approx.: \$5M for design projects; \$10.5M for capital construction; \$6.7M from previous approp. is reapprop. for different purpose; \$655K for land acquisition; \$460K for unanticipated costs; \$400K for charter school leases. Dist.s will be allowed to use up to 10% of their major maintenance funds, w/SFD approval, for safety & security bldg. & facility needs.</p> <p>Creates a taskforce thru 12/31/17 to conduct an extensive study, as specified, of school cap. con. operations, including stable & reliable funding options; TF will report to JAC & JEC in Oct. '16 & Oct. '17; appropriations to operate TF.</p> <p>In addition to the amt.s in paragraph 1, \$80M is approp. from the Legisl. Stabilization Reserve Acct. to the SFC for the period 7/1/17-6/30/18, who will propose expenditures based on a prioritized list of projects & the results of the condition needs assessment to be conducted over the 2016 interim. Effec. 7/1/16, except Sect. 2 (TF) effec. immediately. Amendments: Not yet available.</p>	Monitor	S Did Not Consider in COW.
<u>SJ0002</u>	School capital construction-constitutional amendment.	Sen.s Meier, Bebout, Case, Coe, Driskill & Hicks, & Rep.s Allen, Edwards, Eklund, Jennings, Loucks, Miller, Reeder & Zwonitzer, Dv.	Proposed WY Constitutional amendment to create a new section, "School district levy for construction of public schools," which would allow the legislature to require a school bd. to levy a special property tax in that school dist.in order to receive state funds for school construction & maintenance. The legislature could also require state funding to be dependent on voter approval of any proposed construction of new public school facilities. Would limit the state's funding obligation for the	Oppose	S Failed Introduction 19-11-0-0-0

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			construction and maintenance of public school facilities to the amt. necessary to supplement the school dist.'s special tax levy for the facility to meet current facility standards & ed. suitability requirements.		
<u>SJ0003</u>	Introduction of budget bills-2.	Mgt Council	Proposed WY Constitutional amendment to clarify & specify that more than one budget bill may be introduced in a budget session without requiring a two-thirds vote of either house.	Monitor	S No report prior to COW Cutoff.