

HB0022

Teacher accountability.

Sponsored By: Joint Education Interim Committee

AN ACT relating to education; modifying provisions governing teacher accountability; conforming provisions; repealing provisions regarding teacher and school leader accountability; and providing for an effective date.

12/18/2018 Bill Number Assigned
1/8/2019 H Received for Introduction
1/14/2019 H Introduced and Referred to H04 - Education
1/17/2019 H04 - Education:Recommend Amend and Do Pass 8-0-1-0-0

ROLL CALL

Ayes: Representative(s) Brown, Connolly, Flitner, Freeman, Obermueller, Paxton, Piiparinen, Simpson

Excused: Representative Northrup

Ayes 8 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

1/17/2019 H Placed on General File

HB0022HS001/ADOPTED

Page 1-line 8 Delete "and (b)".
Page 4-line 19 After "shall" strike balance of line.
Page 4-lines 20 and 21 Strike entirely.
Page 4-line 22 Strike "growth and development and the" and insert "document the present".
Page 5-lines 4 through 20 Delete entirely. PAXTON, VICE-CHAIRMAN

1/18/2019 H COW:Passed
1/22/2019 H 2nd Reading:Passed

HB0022H3001/ADOPTED

Page 1-line 2 Delete "a".
Page 1-line 3 Delete "provision" and insert "provisions".
Page 1-line 7 Delete "21-2-304(b)(xv),".
Page 1-line 8 Delete the standing committee amendment (HB0022HS001/A) to this line.
Page 1-lines 11 through 14 Delete entirely.
Page 2-lines 1 through 23 Delete entirely.
Page 3-lines 1 and 2 Delete entirely.
Page 3-line 14 After "year" insert "." and delete balance of line.
Page 3-line 15 Delete entirely.
Page 3-line 16 Delete "21-2-304(b)(xv).".
Page 4-line 4 Delete all new language.
Page 4-line 5 Delete entirely.
Page 4-line 6 Delete "21-2-304(b)(xv).".
Page 5-lines 4 through 20 Delete the standing committee amendment (HB0022HS001/A) to these lines.
Page 7-line 13 After "W.S." insert "21-2-304(b)(xv) and"; delete "is" and insert "are". BARLOW

1/23/2019 H 3rd Reading:Passed 57-1-2-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clem, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Loucks, MacGuire, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Winter, Yin, Zwonitzer

Nays: Representative Wilson

Excused: Representative(s) Miller, Northrup

Ayes 57 **Nays** 1 **Excused** 2 **Absent** 0 **Conflicts** 0

1/25/2019 S Received for Introduction
1/30/2019 S Introduced and Referred to S04 - Education
2/4/2019 S04 - Education:Recommend Amend and Do Pass 3-2-0-0-0

ROLL CALL

Ayes: Senator(s) Coe, Landen, Rothfuss

Nays: Senator(s) Ellis, Hutchings

Ayes 3 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

2/4/2019 S Placed on General File

HB0022SS001/ADOPTED (TO ENGROSSED COPY)

Page 1-line 7 After "W.S." insert "21-2-304(b)(xv)," ; after "(xix)" delete "and".

Page 1-line 8 Delete "(b)"; after "21-7-102(a)(ii) delete "and" and insert "," ; after "21-7-104(a)" insert "and 21-7-110(a)(vii)".

Page 1-after line 8 Insert:

"21-2-304. Duties of the state board of education.

(b) In addition to subsection (a) of this section and any other duties assigned to it by law, the state board shall:

(xv) ~~Not later than July 1, 2019, Promulgate rules and regulations for the implementation and administration submission and approval of a comprehensive school district teacher performance evaluation system based in part upon defined student academic performance measures as prescribed by law, upon longitudinal data systems and upon measures of professional practice according to standards for professional practice prescribed by board rule and regulation. The evaluation system shall clearly prescribe standards for highly effective performance, effective performance, performance in need of improvement and ineffective performance. Rules and regulations adopted under this paragraph shall to the extent the statewide accountability system is not compromised, allow districts the opportunity to refine the system to meet the individual needs of the district. The performance evaluation system shall also include reasonable opportunity for state and district provision of mentoring and other professional development activities made available to teachers performing unsatisfactorily, which are designed to improve instruction and student achievement systems. The state board shall, in consultation with local school districts, establish general criteria for school district teacher performance evaluation systems that provide school districts flexibility in designing teacher evaluations to improve classroom instruction;~~" .

Page 2-line 4 After "year" insert "against the school district's standards for performance, as submitted and approved pursuant to W.S. 21-2-304(b)(xv)".

Page 2-line 15 After stricken "21-2-304(b)(xv)" insert "against the school district's standards for performance, as

submitted and approved pursuant to W.S. 21-2-304(b)(xv),".

Page 3-line 6 Reinsert all stricken language.
Page 3-lines 7 and 8 Reinsert all stricken language.
Page 3-line 9 Reinsert all stricken language and delete all new language.
Page 3-lines 15 through 23 Delete entirely.
Page 4-lines 1 through 8 Delete entirely.
Page 5-after line 23 Insert:

"21-7-110. Suspension or dismissal of teachers; notice; hearing; independent hearing officer; board review and decision; appeal.

(a) The board may suspend or dismiss any teacher, or terminate any continuing contract teacher, for any of the following reasons:

(vii) ~~Beginning school year 2019-2020 and each school year thereafter,~~ Inadequate performance as determined through a performance evaluation ~~tied to student academic growth for at least two (2) consecutive years~~ completed in accordance with W.S. 21-3-110(a)(xvii) through (xix);".

Page 6-line 2 After "W.S." delete balance of the line and insert "21-3-110(b)".

Page 6-line 3 Delete "are" and insert "is". COE, CHAIRMAN

**HB0022SW001/ADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)**

Page 1-line 2 After "provisions;" insert "requiring reports;".
Page 1-line 8 In the Senate standing committee amendment (HB0022SS001/AE) to this line, after "and 21-7-110(a)(vii)" insert "and by creating new subsections (j) and (k)".

Page 5-after line 23 In the Senate standing committee amendment (HB0022SS001/AE) to this line, after "through (xix);" insert:

"(j) On or before June 1 of each year, each school district shall provide a report to the state board of education listing the number of teachers in the district who were suspended or dismissed and listing the number of continuing contract teachers who were terminated under this section in the previous school year. The report shall list any amounts the district expended in the previous school year on legal fees or settlements involving any suspended, dismissed or terminated teacher in the district.

(k) On or before September 1 of each year, the state board of education shall compile and summarize the collected data under subsection (j) of this section and provide a report to the joint education interim committee." ELLIS

2/5/2019 S COW:Passed
2/6/2019 S 2nd Reading:Laid Back

HB0022S2001/ADOPTED (TO ENGROSSED COPY)

Page 1-after line 8 In the Senate standing committee amendment (HB0022SS001/AE) to this line, in paragraph (b)(xv) inserted by that amendment, after "~~student achievement systems~~" insert "based in part upon student academic performance measures". KINSKEY

ROLL CALL

Ayes: Senator(s) Agar, Baldwin, Bebout, Biteman, Boner, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Hicks, Hutchings, James, Kinskey, Kost, Landen, Moniz, Nethercott, Perkins, Scott, Steinmetz

Nays: Senator(s) Anderson, Anselmi-Dalton, Pappas, Rothfuss, Schuler, Von Flatern, Wasserburger

Excused: Senator Gierau

Ayes 22 **Nays** 7 **Excused** 1 **Absent** 0 **Conflicts** 0

HB0022S2002/ADOPTED (TO ENGROSSED COPY)

Page 1-after line 8 In the Senate standing committee amendment (HB0022SS001/AE) to this line, before "establish general criteria" insert "create professional standards for teachers to be measured by school district teacher performance evaluation systems and".

Page 2-line 4 In the Senate standing committee amendment (HB0022SS001/AE) to this line, after "against the" insert "state board's and".

Page 2-line 15 In the Senate standing committee amendment (HB0022SS001/AE) to this line, after "against the" insert "state board's and". ELLIS

2/7/2019 S 2nd Reading:Passed
2/8/2019 S 3rd Reading:Laid Back
2/11/2019 S 3rd Reading:Passed 25-4-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Boner, Coe, Dockstader, Driskill, Ellis, Gierau, Hutchings, James, Kost, Landen, Moniz, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Nays: Senator(s) Bouchard, Case, Hicks, Kinskey

Excused: Senator Nethercott

Ayes 25 **Nays** 4 **Excused** 1 **Absent** 0 **Conflicts** 0

2/11/2019 H Received for Concurrence
2/12/2019 H Concur:Failed 3-56-1-0-0

ROLL CALL

Ayes: Representative(s) Nicholas, Sommers, Stith

Nays: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clem, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Loucks, MacGuire, Miller, Newsome, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Excused: Representative Northrup

Ayes 3 **Nays** 56 **Excused** 1 **Absent** 0 **Conflicts** 0

2/12/2019 H Appointed JCC01 Members
Representative(s) Paxton, Barlow, Sommers
2/12/2019 S Appointed JCC01 Members
Senator(s) Coe, Landen, Rothfuss
2/19/2019 H Adopted HB0022JC001: 54-0-6-0-0

HB0022JC001/HADOPTED TO ENGROSSED COPY

Delete the following Senate amendments:

HB0022SS001/AE

HB0022SW001/ACE

HB0022S2001/AE

HB0022S2002/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 3 After "provisions" insert "regarding teacher and school leader accountability".

Page 1-line 7 After "W.S." insert "21-2-304(b)(xv)," ; delete "and".

Page 1-line 8 Delete "(b)".

Page 1-after line 8 Insert:

"21-2-304. Duties of the state board of education.

(b) In addition to subsection (a) of this section and any other duties assigned to it by law, the state board shall:

(xv) ~~Not later than July 1, 2019,~~ Promulgate rules and regulations for the implementation and administration ~~submission and approval~~ of a comprehensive school district teacher performance evaluation system based in part upon defined student academic performance measures as prescribed by law, upon longitudinal data systems and upon measures of professional practice according to standards for professional practice prescribed by board rule and regulation. The evaluation system shall clearly prescribe standards for highly effective performance, effective performance, performance in need of improvement and ineffective performance. Rules and regulations adopted under this paragraph shall to the extent the statewide accountability system is not compromised, allow districts the opportunity to refine the system to meet the individual needs of the district. The performance evaluation system shall also include reasonable opportunity for state and district provision of mentoring and other professional development activities made available to teachers performing unsatisfactorily, which are designed to improve instruction and student achievement systems. The state board shall, in consultation with local school districts, establish general criteria for school district teacher performance evaluation systems that provide school districts flexibility in designing teacher evaluations to improve classroom instruction;".

Page 2-line 4 After "year" insert "against the school district's standards for performance, as submitted and approved pursuant to W.S. 21-2-304(b)(xv)".

Page 2-line 15 After stricken "21-2-304(b)(xv)" insert "against the school district's standards for performance, as submitted and approved pursuant to W.S. 21-2-304(b)(xv)".

Page 3-line 6 Reinsert all stricken language.

Page 3-lines 7 and 8 Reinsert all stricken language.

Page 3-line 9 Reinsert all stricken language and delete all new language.

Page 3-lines 15 through 23 Delete entirely.

Page 4-lines 1 through 8 Delete entirely.

Page 6-line 2 Delete "21-2-304(b)(xv)" and insert "21-3-110(b)".
PAXTON, BARLOW, SOMMERS, COE, LANDEN, ROTHFUSS

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Brown, Burkhardt, Burlingame, Clausen, Clem, Clifford, Connolly, Crank, Dayton-Selman, Edwards, Eklund, Eyre, Flitner, Furphy, Gray, Greear, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Loucks, MacGuire, Miller, Newsome, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Excused: Representative(s) Blake, Duncan, Freeman, Haley, Lindholm, Northrup

Ayes 54 **Nays** 0 **Excused** 6 **Absent** 0 **Conflicts** 0

HB0022JC001/HADOPTEDSADOPTED TO ENGROSSED COPY

Delete the following Senate amendments:

HB0022SS001/AE
HB0022SW001/ACE
HB0022S2001/AE
HB0022S2002/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 3 After "provisions" insert "regarding teacher and school leader accountability".
Page 1-line 7 After "W.S." insert "21-2-304(b)(xv),"; delete "and".
Page 1-line 8 Delete "(b)".
Page 1-after line 8 Insert:

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Page 3-line 6 Reinsert all stricken language.

Page 3-lines 7 and 8 Reinsert all stricken language.

Page 3-line 9 Reinsert all stricken language and delete all new language.

Page 3-lines 15 through 23 Delete entirely.

Page 4-lines 1 through 8 Delete entirely.

Page 6-line 2 Delete "21-2-304(b)(xv)" and insert "21-3-110(b)".
PAXTON, BARLOW, SOMMERS, COE, LANDEN, ROTHFUSS

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Case, Coe, Dockstader, Gierau, Hutchings, Kost, Landen, Pappas, Perkins, Rothfuss, Steinmetz, Von Flatern, Wasserburger

Nays: Senator(s) Biteman, Boner, Bouchard, Driskill, Ellis, Hicks, James, Kinskey, Moniz, Nethercott, Schuler, Scott

Ayes 18 **Nays** 12 **Excused** 0 **Absent** 0 **Conflicts** 0

2/20/2019 Assigned Number HEA No. 0061
2/21/2019 H Speaker Signed HEA No. 0061
2/21/2019 S President Signed HEA No. 0061
2/26/2019 Governor Signed HEA No. 0061
2/26/2019 Assigned Chapter Number 84

Chapter No. 84 Session Laws of Wyoming 2019