SLS 18RS-696 REENGROSSED

2018 Regular Session

1

SENATE BILL NO. 310

BY SENATOR CLAITOR

EDUCATION DEPARTMENT. Provides relative to the collection and reporting of certain data regarding students with exceptionalities. (gov sig)

AN ACT

2 To enact R.S. 17:3911(B)(4)(f), relative to the collection and reporting of certain data relative to students with an exceptionality; to provide relative to the failure of the 3 4 Department of Education to comply with certain data collection and reporting 5 requirements; and to provide for related matters. 6 Be it enacted by the Legislature of Louisiana: 7 Section 1. R.S. 17:3911(B)(4)(f) is hereby enacted to read as follows: 8 §3911. Data collection system; establishment 9 B.(1) The data collection system shall provide for but shall not be limited to 10 11 the regular collection of the following information on a per school basis, including schools and educational programs located within secure care facilities under the 12 13 jurisdiction of the Department of Public Safety and Corrections, office of juvenile 14 justice: 15 16 (4)(a)17

Page 1 of 3

Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

SLS 18RS-696

1

2

3

4

5

6

8

9

10

11

12

(f) The commissioner of administration shall withhold one hundred thousand dollars of the funds appropriated to the state Department of Education through the general appropriation bill for "STATE ACTIVITIES" for any fiscal year in which the department fails to collect and report the data in the required manner, until the department complies with the provisions of this Paragraph.

7 * * *

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jeanne C. Johnston.

DIGEST 2018 Regular Session

Claitor

<u>Present law</u> requires the state Department of Education (DOE) to establish a standardized data collection and analysis system to collect data from schools and school systems in a range of specified data elements.

<u>Present law</u> additionally requires the annual collection and reporting of specified data elements with respect to students with exceptionalities, excluding gifted and talented. Further requires that the data collected be reported for each disability classification in total and by race, gender, age, and sex.

<u>Present law</u> requires DOE to annually compile a report that includes the data on each element gathered from the latest collection cycle and trend data from the three prior years. Provides that the report be sent to each public school governing authority and published on the department's website.

Proposed law retains present law.

SB 310 Reengrossed

<u>Proposed law</u> directs the commissioner of administration to withhold \$100,000 of the funds appropriated to the state DOE through the general appropriation bill for "STATE ACTIVITIES" for any fiscal year in which the department fails to collect and report the data in the required manner, until such time as the department complies with present law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 17:3911(B)(4)(f))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Education to the original bill

1. Reduces the amount of the monetary penalty $\underline{\text{from}}$ 10% of the total funds appropriated for DOE administrative functions $\underline{\text{to}}$ \$100,000.

Senate Floor Amendments to engrossed bill

1. Makes legislative bureau technical change.