

SB 82 -- Redline

SA 1 to SS 1 for SB 82 to Bill Text -- AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO PUBLIC SCHOOL REGISTRATION.

Deletions ~~struck~~ · Insertions underlined

Lockman ~~DELAWARE & STATE Rep. SENATE 151st GENERAL ASSEMBLY SENATE AMENDMENT NO.~~

~~1~~Minor-Brown ~~TO & SENATE Rep. SUBSTITUTE NO.~~

K.

Williams Sens.

Ennis, Gay, Pinkney, Poore, Wilson;

Reps.

Baumbach, Heffernan, K.

Johnson, Lambert, S.

Moore, Morris, Shupe DELAWARE STATE SENATE 151st GENERAL ASSEMBLY SENATE SUBSTITUTE NO.

82 AN ACT TO AMEND ~~Senate~~TITLE Substitute 14 NO. OF THE DELAWARE CODE RELATING TO PUBLIC SCHOOL REGISTRATION.

~~1~~WHEREAS, ~~for~~currently ~~Senate~~there ~~Bill~~are ~~No.~~29 school districts and charter schools that provide kindergarten services, there are 42 school districts and charter schools that accept students in grades kindergarten through 12, and many school districts and charter schools provide preschool services; ~~82~~each ~~on~~with ~~line~~its ~~65~~own ~~by~~registration ~~inserting~~process, "Additional and information most or documents required by a public school must be approved by the Secretary of the ~~which~~ Department" use after paper the forms period requiring therein, in-person completion;

FURTHER and AMEND WHEREAS, ~~Senate~~the ~~Substitute~~initial ~~No.~~registration process is burdensome and confusing for families registering their child for the first time in Delaware and data do not transfer when children change schools;

~~1~~and WHEREAS, the process is burdensome for ~~Senate~~school ~~Bill~~districts ~~No.~~and charter schools to handle paperwork and manual entry;

~~82~~and ~~on~~WHEREAS, ~~line~~creating ~~88~~early ~~by~~registration ~~inserting~~will "The help common children statewide be physical prepared exam form must include information to prove start lead school screening on as the required first day, by Chapter ensuring 26 they of have Title all 16." after the period necessary therein forms completed;

SYNOPSIS and This WHEREAS, Amendment early does registration all will enable additional months of engagement and preparation with families, including opportunities to conduct outreach well in advance of the following: school year and targeted outreach to those who are not yet registered or engaged;

(1) and Requires WHEREAS, the early Secretary registration of helps the families Department take advantage of Education choice to slots, approve which any often additional close information by or the documents first required week by in a January; public school.

(2) and Makes WHEREAS, clear approximately that 1 the in common 3 statewide Delaware physical public exams school form students must exercise include school information choice, electing to prove attend lead other screenings schools as within required their by district Chapter of 26 residence, or choice-out of Title their 16 district of to the another Delaware public Code school;

and WHEREAS, 3 out of 4 Delaware parents or caregivers, before the COVID-19 pandemic, describe the kindergarten registration process as "hard" or "extremely hard", and almost all Spanish speaking parents (98%) said the registration process was "hard" or "extremely hard";

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05/18/2021 09:50 AM WHEREAS, families may live in one school district and move before the start of the school year, or choice into another school district or a charter school and must fill out duplicate paperwork;

and WHEREAS, a 2020 report from Tech Impact found that creating a uniform registration system would be beneficial to school districts to modernize and meet the needs of families;

and WHEREAS, school districts and charter schools should control the local implementation of welcoming families and students into their schools, continuing to hold their own open houses, school readiness events, and implementing screening through locally determined strategies;

and WHEREAS, the State currently operates a common data system and school choice portal;

and WHEREAS, the State currently requires school districts and charter schools to collect some common information.

NOW, THEREFORE:

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1.

Amend Part I, Title 14 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

Chapter 4A.

Uniform Public School Registration Process.

Sec. 401A.

Definitions.

For purposes of this chapter:

(1) "Charter school" means a public school established under Chapter 5 of this title.

(2) "Department" means the Department of Education.

(3) "Parent" means a natural parent, an adoptive parent, any person legally charged with the care or custody of a student under 18 years of age, or any person who has assumed responsibility for the care of a student under 18 years of age including any person acting as a caregiver pursuant to the provisions of Sec. 202(f) of this title.

(4) "Public school" means a school district or charter school.

(5) "Receiving local education agency" means as defined under Sec. 402 of this title.

(6) "School district" means a clearly defined geographic subdivision of the State organized for the purpose of administering public education in that area and includes a district specifically created to administer a system of vocational or technical education.

Sec. 402A.

Establishment of a uniform public school registration process.

(a) The Department shall establish a uniform public school registration process to be used by a parent to register a child for school in the public school system for the first time.

The process must meet the requirements under Sec. Sec. 403A and 404A of this title.

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05/18/2021 09:50 AM (b) Beginning the 2023 through 2024 school year, all public schools shall use the uniform public school registration process and shall enable registration access to that year, and each subsequent school year, before the application period for the school district enrollment choice program under Sec. 403 of this title begins.

(c) The Department shall seek feedback from public schools and parents to guide ongoing improvements to the uniform public school registration process.

Sec. 403A.

Uniform public school registration process and information collection requirements.

(a) The uniform public school registration process established under Sec. 402A of this title must meet both of the following:

(1) Be available through the Internet and in paper form.

(2) Be available in English and Spanish.

(b) The uniform public school registration process established under Sec. 402A of this title may be made available in languages in addition to English and Spanish.

(c) The uniform public school registration process established under Sec. 402A of this title must include all of the documents required to be completed by a parent who is registering a child for public school for the first time and must permit a public school to require additional information or documents.

(d) If a child is entering pre-kindergarten or kindergarten, the uniform public school registration process established under Sec. 402A of this title must collect information related to the types of early learning experiences the child has had before entering pre-kindergarten or kindergarten, including the duration and time attended for each experience.

(e) A public school must be certified by the Department as completing the training provided under Sec. 405A(1) of this title before providing paper forms as part of the uniform public school registration process.

(f) The Department shall provide to each public school information about the uniform public school registration process that the public school must post on the public school's website and include in other publications produced by the public school.

(g) After a parent has completed the registration process, the public school shall provide the parent with all of the following information, as applicable:

- (1) The public school in which the parent's child is enrolled.
- (2) The specific school to which the parent's child is assigned based on the child's place of residence.
- (3) Information about the school choice process under Chapter 4 of this title, including that the school choice process is a process separate from the uniform public school registration process.

Sec. 404A.

Internet-based uniform public school registration process requirements.

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05/18/2021 09:50 AM 81 (a) The Internet-based uniform public school registration process established under Sec. 403A of this title must do all of the following:

(1) Require a parent to do the following:

a.

Complete the online registration process.

b.

Provide proof of immunizations.

c.

For a registration of a child in prekindergarten or kindergarten, provide a completed common statewide physical exam form that includes all up-to-date American Academy of Pediatrics Bright Futures Schedule of Periodicity screening and preventative recommended measures.

d.

Provide a birth certificate.

e.

Provide proof of residency documents.

f.

For registration of a child in prekindergarten or kindergarten, provide a completed statewide, approved developmental screening that includes social and emotional components and is less than 12 months old at the time of submission or complete the developmental screening as part of the registration process.

(2) Record the date a parent registers a child for the first time.

(3) Report the number of children registered during a given month.

(4) Within 48 hours of a request to transfer information, enable information provided by a parent to be transferred, with parental approval and on verification of contact and residency information, to another public school when a child's school district of residence changes or a parent applies to enroll the parent's child in a receiving local education agency under Chapter 4 of this title.

(5) Permit any relevant personal document, including a birth certificate, required by a public school to be uploaded using the Internet-based uniform public school registration process.

(b) A public school shall provide computer access so that a parent may use the Internet-based uniform public school registration process to register a child for school in the public school system for the first time.

Sec. 405A.

Department duties.

The Department shall:

(1) Provide training on the uniform public school registration process established under this chapter to public school employees who are assigned to assist parents with the uniform public school registration process, including specific training related to the paper-based, in-person registration process.

(2) Issue guidelines for privacy of information submitted as part of the uniform public school registration process.

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05/18/2021 09:50 AM Sec. 406A.

Regulatory authority.

The Secretary of the Department may promulgate regulations necessary to implement this chapter.

Section 2.

Amend Sec. 403, Title 14 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

Sec. 403.

Pupil application;

withdrawal.

(a)(1) Any parent of a school age child may apply to enroll that parent's own child in a school or program in a receiving local education agency by submitting a written application, on a standard form provided by the Department of Education, to the Department of Education or to the receiving local education agency and to the district of residence on or after the first Monday in November and on or before the second Wednesday in January for enrollment during the following school year, except that a parent may apply to a receiving local education agency until the first day of the school year for enrollment in a kindergarten program during that school year.

(2)a.

To be eligible to apply to a school or program in a receiving local education agency under paragraph (a)(1) of this section, a child must first be registered in the child's assigned public school within the district that the child would normally be enrolled based on the child's place of residence.

b.

The registration required under paragraph (a)(2)a.

of this section must be through the uniform registration process under Chapter 4A of this title, whether through Internet-based or in person registration.

c.

During the registration process under paragraph (a)(2)a.

of this section, there must not be unnecessary barriers or burdens to accessing school choice opportunities.

(3) The Department of Education shall distribute applications to the appropriate receiving local education agency no later than 10 working days after the application deadlines set forth in this subsection.

(4) Receiving districts may require the submission of information beyond that contained in the standard form provided that it requires the submission of the same information by the parents of children residing in the attendance zone for the school.

(5) Notwithstanding the requirements of this subsection, charter schools, vocational-technical school districts, and magnet schools may accept applications submitted after the second Wednesday in January to fill remaining availability.

Section 3.

Report on enabling data provided through the Internet-based uniform public school registration process to be shared with and integrated into other databases.

(a) The Department of Education shall report on the feasibility of connecting the Internet-based uniform public school registration process with the following:

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05/18/2021 09:50 AM (1) The Department's school choice website.

(2) The State's system for immunizations.

(3) The State's system for birth certificates.

(4) Any other Internet-based system that is used to collect student data by the State; the Department;

a licensed child care provider, including Head Start;

or a public school serving preschool through age 21.

(b) The Department of Education shall provide the report required under subsection (a) of this Section no later than March 14, 2022, to all of the following:

(1) The Governor.

(2) The President Pro Tempore of the Senate.

(3) The Speaker of the House of Representatives.

(4) The Chairs of the Senate and House Education Committees.

(5) The Controller General.

(6) The Director and Legislative Librarian of the Division of Research of Legislative Council.

SYNOPSIS This Act is a substitute for Senate Bill No.

82.

Like Senate Bill 82, this Substitute does all of the following:

(1) Codifies the Department of Education's ("Department") current efforts to establish a uniform public school registration process and requires that, beginning with the 2023 through 2024 school year, all public schools shall use the uniform public school registration process.

This registration process will simplify the process for families, enable public schools to engage with families and plan in advance of the school year, and integrate data systems to eliminate duplication of effort.

(2) Requires the uniform public school registration process to be Internet-based and in paper form and in English and Spanish and may be in other languages.

This Act also requires that certain information must be provided in the process and that the Internet-based uniform public school registration process must include certain features.

(3) Requires the Department to provide training to certain school district and charter school employees regarding the uniform public school registration process and issue guidelines for privacy of information submitted as part of the registration process.

(4) Requires the Department to report to the Governor and General Assembly, no later than March 14, 2022, on the Department's ability to connect the Internet-based uniform public school registration process to other Internet-based systems that are used to collect student data by the State;

the Department;

a licensed child care provider, including Head Start;

or a public school serving preschool through age 21.

This Substitute differs from Senate Bill No.

82 by doing all of the following:

(1) Clarifying that a student must be registered in the student's school district of residence before being eligible for the school choice process.

(2) Requiring a public school be certified as completing training from the Department on the uniform public school registration process before providing paper forms as part of the in-person registration process.

(3) Requiring the Department to provide uniform information about the uniform public school registration process to public schools and requiring the public schools to post the information on the school's website and in other publications.

(4) Requiring a public school to provide a parent with certain information after the parent completes the registration process, including the public school and school in which the child is enrolled.

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