



State of Wisconsin  
2023 - 2024 LEGISLATURE

LRB-2421/1  
KMS:wlj&cde

## 2023 SENATE BILL 611

November 7, 2023 - Introduced by Senators JAGLER, BALLWEG and MARKLEIN, cosponsored by Representatives WITTKE, O'CONNOR, EDMING, MOSES, RETTINGER, BRANDTJEN, WICHGERS, DITTRICH and MURPHY. Referred to Committee on Education.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

- 1 **AN ACT** *to renumber* 121.02 (1) (r); and *to create* 118.30 (8) and 121.02 (1) (r)  
2 2. of the statutes; **relating to:** remote proctoring of certain pupil assessments.

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### *Analysis by the Legislative Reference Bureau*

Current law requires school boards, charter schools, and private schools participating in a parental choice program to administer a state assessment to pupils in grades 3 to 8 and 10, commonly known as the Forward Exam. This bill allows the Forward Exam to be administered through remote proctoring if the school board, charter school operator, or private school governing body administering the Forward Exam has in place a remote proctoring policy that contains at least all of the following requirements:

1. The examination must be administered at an assigned date and time set by the school within the testing period.
2. The pupil must attend a synchronous examination session initiated and managed by school personnel.
3. The examination must be administered to the pupil using a device through which the pupil is monitored by the examination proctor through video for the duration of the examination.
4. The pupil may not exit the examination administration until instructed to do so.

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5. The submission of the examination must be verified by the administrator of the examination.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 118.30 (8) of the statutes is created to read:

2           118.30 (8) (a) In this subsection, “remote examination” means an examination  
3 in which all or a portion of the examination is provided through means of the  
4 Internet, and the pupil taking the examination and the examination proctor are  
5 geographically remote from each other.

6           (b) An examination administered under sub. (1m) (a) 1., (am) 1., or (b) by a  
7 school board; under sub. (1r) (a) 1., (am) 1., or (b) by the operator of a charter school  
8 under s. 118.40 (2r) or (2x); under sub. (1s) (a), (b), (c), or (d) by the governing body  
9 of a private school participating in the program under s. 119.23; or under sub. (1t)  
10 (a), (b), (c), or (d) by the governing body of a private school participating in the  
11 program under s. 118.60; or any other examination in reading, mathematics, or  
12 science administered to pupils in grades 3 to 8 and 10 to comply with 20 USC 6311  
13 (b) (2) may be administered to a pupil as a remote examination if the school board,  
14 operator of the charter school, or governing body of the private school that is  
15 administering the examination has a remote proctoring policy that contains at least  
16 all of the following requirements:

17           1. The examination must be administered to the pupil at an assigned date and  
18 time set by the school within the allowable examination period.

19           2. The pupil must attend a synchronous examination session initiated and  
20 managed by school personnel.

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1           3. The examination must be administered to the pupil using a device through  
2           which the pupil is monitored by the examination proctor through video for the  
3           duration of the examination. If the examination platform does not allow the proctor  
4           to view the pupil and the pupil's background, the pupil must use one device to take  
5           the examination and there must be a 2nd device to allow the proctor to view the pupil  
6           and the pupil's background on-camera for the duration of the examination. If the  
7           examination platform allows the proctor to view the pupil and the pupil's  
8           background, the policy may not require a 2nd device.

9           4. The pupil may not exit the examination administration until instructed to  
10          do so.

11          5. The submission of the examination must be verified by the administrator of  
12          the examination.

13          **SECTION 2.** 121.02 (1) (r) of the statutes is renumbered 121.02 (1) (r) 1.

14          **SECTION 3.** 121.02 (1) (r) 2. of the statutes is created to read:

15          121.02 (1) (r) 2. An examination administered under this paragraph may be  
16          administered to a pupil as a remote examination, as defined in s. 118.30 (8) (a), if the  
17          school board administering the examination has a remote proctoring policy that  
18          satisfies the requirements under s. 118.30 (8) (b).

19          **SECTION 4. Initial applicability.**

20          (1) This act first applies to an examination administered under s. 118.30 or  
21          121.02 (1) (r) on the effective date of this subsection.

22                                   (END)