



## 2011 SENATE BILL 49

March 29, 2011 - Introduced by Senators OLSEN, LEIBHAM and DARLING, cosponsored by Representatives KESTELL, ZIEGELBAUER, BERNIER, BIES, HONADEL, JACQUE, KERKMAN, KLEEFISCH, KRUG, LEMAHIEU, MARKLEIN, MURSAU, A. OTT, PETRYK, PRIDEMORE, SPANBAUER, STEINEKE and STRACHOTA. Referred to Committee on Education.

1     **AN ACT to renumber** 115.31 (1) (c); and **to create** 115.31 (1) (c) 2. and 115.31 (2m)  
2             of the statutes; **relating to:** revocation for immoral conduct of a license issued  
3             by the Department of Public Instruction.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the Department of Public Instruction (DPI) may, after written notice of the charges and an opportunity for defense, revoke any license granted by DPI for incompetency or immoral conduct on the part of the licensee. Current law defines "immoral conduct" as conduct that is contrary to commonly accepted moral or ethical standards and that endangers the health, safety, welfare, or education of any pupil.

This bill provides that "immoral conduct" includes the intentional use of an educational agency's equipment to download, view, or distribute pornographic material in violation of the educational agency's policy.

The bill directs DPI to initiate proceedings to revoke a license if the licensee is dismissed or his or her contract is not renewed based in whole or in part on evidence that the licensee engaged in immoral conduct, as described in the bill.

The bill also directs DPI to post the name of the licensee and the results of the revocation proceeding on its Internet site.

