

**1999 DRAFTING REQUEST**

**Bill**

Received: **02/15/2000**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Marc Duff (608) 266-1190**

By/Representing: **Tim**

This file may be shown to any legislator: **NO**

Drafter: **grantpr**

May Contact:

Alt. Drafters:

Subject: **Education - school boards**

Extra Copies: **MJL**

**Pre Topic:**

No specific pre topic given

**Topic:**

Charter schools operated by UW or technical colleges

**Instructions:**

See Attached

**Drafting History:**

| <u>Vers.</u> | <u>Drafted</u>        | <u>Reviewed</u>        | <u>Typed</u>          | <u>Proofed</u> | <u>Submitted</u>          | <u>Jacketed</u>            | <u>Reaquired</u> |
|--------------|-----------------------|------------------------|-----------------------|----------------|---------------------------|----------------------------|------------------|
| /?           | grantpr<br>02/15/2000 | csicilia<br>02/15/2000 |                       | _____          |                           |                            |                  |
| /1           |                       |                        | martykr<br>02/15/2000 | _____          | lrb-docadmin<br>02/192000 | lrb-docadmin<br>02/16/2000 |                  |

FE Sent For:

<END>

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FE Sent For:

<END>

2/15/00

Tim - Duff

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such records, non-instrumentalities -

ie. whenever such are

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Tsdl

URB - 4549/1  
PG: us:

**1999 BILL**

1 **AN ACT** to amend 118.40 (3) ~~(b)~~ and 118.40 (7) (am) 1.; and **to create** 118.40 (2g)  
 2 of the statutes; **relating to:** school board contracts with University of  
 3 Wisconsin System institutions and technical college district boards to operate  
 4 charter schools.

regenerate

**Analysis by the Legislative Reference Bureau**

Current law authorizes a school board, on its own initiative, to contract with any person to operate a school as a charter school. A charter school is exempt from numerous statutory requirements that apply to public schools.

This bill provides that if a University of Wisconsin System institution or a technical college district board requests a school board to contract with the institution or district board to operate a charter school, the school board must hold a public hearing on the request within 30 days of receiving the request.

INS. A

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

5 **SECTION 1.** 118.40 (2g) of the statutes is created to read:

6 **118.40 (2g) REQUEST.** (a) The chancellor of a University of Wisconsin System  
 7 institution with the approval of the board of regents of the University of Wisconsin

**BILL****SECTION 1**

1 System, and the director of a technical college district with the approval of the  
 2 technical college system board, may request a school board to contract with the  
 3 institution or district board to operate a charter school, by filing a written request  
 4 with the school district clerk, The request shall include all of the provisions specified  
 5 under sub. (1m) (b) 3. to 15.

6 (b) Within 30 days after receiving a request under par. (a), the school board  
 7 shall hold a public hearing on the request. At the hearing, the school board shall  
 8 consider the level of employe and parental support for the establishment of the  
 9 charter school described in the request and the fiscal impact of the establishment of  
 10 the charter school on the school district. After the hearing, the school board may  
 11 grant the request and contract with the institution or district board to operate a  
 12 charter school. The contract shall include all of the provisions specified under sub.  
 13 (1m) (b) and may include additional provisions.

14 (c) A school board may not enter into a contract under par. (b) that would result  
 15 in the conversion of all of the public schools in the school district to charter schools  
 16 unless the school board complies with sub. (2) (b) 2.

17 **SECTION 2.** 118.40 (3) (b) of the statutes is amended to read:

18 118.40 (3) (b) A contract under par. (a) or under subs. (2g), (2m) or (2r) may be  
 19 for any term not exceeding 5 school years and may be renewed for one or more terms  
 20 not exceeding 5 school years. The contract shall specify the amount to be paid to the  
 21 charter school during each school year of the contract.

22 **SECTION 3.** 118.40 (7) (am) 1. of the statutes is amended to read:

23 118.40 (7) (am) 1. Except as provided in subs. ~~2. and 3.~~ <sup>1m. to</sup>, if a charter school is  
 24 established under sub. ~~(2m)~~ (2m) and located in the school district operating under  
 25 ch. 119, the school board of that school district shall determine whether or not the

(A)

(~~sub A~~) The bill also provides that whenever a school board contracts with ~~or~~ a ~~the~~ University of Wisconsin institution or a technical college district board to operate a charter school, the charter school is not an instrumentality of the school district and the school board may not employ any personnel for the charter school.

**SUBMITTAL  
FORM**

**LEGISLATIVE REFERENCE BUREAU  
Legal Section Telephone: 266-3561  
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

**Date:** 02/19/2000

**To:** Representative Duff

**Relating to LRB drafting number:** LRB-4549

**Topic**

Charter schools operated by UW or technical colleges

**Subject(s)**

Education - school boards

1. **JACKET** the draft for introduction \_\_\_\_\_

in the Senate  or the Assembly  (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached \_\_\_\_\_

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Peter R. Grant, Managing Attorney  
Telephone: (608) 267-3362