

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: 06/22/99

Received By: mlief

Wanted: Soon

Identical to LRB:

For: Senate Democratic Caucus 6-2257

By/Representing: Walter

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Alt. Drafters:

Subject: Education - miscellaneous

Extra Copies: PG

**Pre Topic:**

SDC:.....Walter - #2751,

**Topic:**

Charter school appeals

**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>Required</u>
/?	mlief 06/24/99	jgeller 06/24/99		_____			
/1			hhagen 06/25/99	_____	lrb_docadmin 06/25/99		

FE Sent For:

<END>

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/?	mlief	1 6/24 jcg		<i>[Handwritten Signature]</i> 6/25			

FE Sent For:

<END>

yes

SDC

**Agency: Public Instruction - Choice and Charter Schools**

caucus number 1822

duplicate flag:  
duplicate with:

Other reference numbers:	LFB Sum #:
bill number/amendment number:	
LRB draft #	LRB P-draft:

description: Change registration date for Milwaukee School Choice program. Move it back from May 1 to February 1.

**other notes**

drafting instructions: See above and attached  
more instructions:

caucus number 2618

duplicate flag:  
duplicate with:

Other reference numbers: Paper 786	LFB Sum #: pages 703-05
bill number/amendment number:	
LRB draft #	LRB P-draft:

description: Return to current law governing the calculation of equalization aid and revenue limits relating to eligible pupils attending private schools participating in the MRCP and pupils attending schools in the MCSP

**other notes**

drafting instructions: see above  
more instructions:

caucus number 2742

duplicate flag:  
duplicate with:

Other reference numbers:	LFB Sum #:
FM 822	
bill number/amendment number:	
LRB draft #	LRB P-draft:

description: Delete FM 822 which provides that once a pupil qualifies for the Milwaukee parental choice program he/she continues to be eligible for the program until graduation from high school regardless of family income level.

**other notes**

drafting instructions: Delete Freestanding Motion 822.  
more instructions:

caucus number 2751

duplicate flag:  
duplicate with:

Other reference numbers:	LFB Sum #: Item 8 of page 707 of LFB Comp. Summary
bill number/amendment number:	
LRB draft #	LRB P-draft:

description: Delete appeal process of a denied petition in sec. 118.40(2)(c). Delete Gov's proposal in Item 8 of page 707 of LFB Comp. Summary to extend charter school petitioners in all school districts the opportunity currently afforded to petitions in Milwaukee.

**other notes**

drafting instructions: See above and attached.  
more instructions:

CN 2751

+

**Public Instruction—Charter Schools**

Delete appeal process of a denied petition in section 118.40(2)(c). In addition, delete the Governor's proposal described in Item #8 on page 707 of LFB's comparative summary of the JFC and Governor's budget proposals to extend to charter school petitioners in all school districts the opportunity afforded to petitions in Milwaukee under current 118.40(2)(c).

Sample:

(c) The school board of the school district operating under ch. 119 shall either grant or deny the petition within 30 days after the public hearing. If the school board of the school district operating under ch. 119 denies a petition, ~~the person seeking to establish the charter school may, within 30 days after the denial, appeal the denial to the department. The department shall issue a decision within 30 days after receiving the appeal. The department's decision is final and not subject to judicial review under ch. 227.~~

**Current Charter School Law**

Sec. 118.40 (2)(c) requires the Milwaukee School Board to either grant or deny a charter school petition within 30 days after the public hearing on petition. It also allows the charter school petitioners to appeal the denial of the petition to the DPI.

**JFC Budget Proposal**

Item #8 on page 707 of Legislative Fiscal Bureau's comparative summary of the JFC and Governor's budget proposals describes this issue. Essentially, it extends to charter school petitioners in all school districts the opportunity afforded to petitions in Milwaukee under Sec. 118.40 (2) (c) to appeal to DPI a school board's denial of a charter school petition.

**Reasons to Delete**

- The DPI should not be authorized to overturn a local board's decision regarding the establishment of a charter school.
- School boards in Wisconsin have acted responsibly in considering charter school proposals. Nearly 40 charter schools have been authorized by school boards throughout the state. Many more are being planned.
- School boards must act within the constraints of the revenue caps and available financial resources in determining whether to sponsor a charter school. It would not be reasonable to allow DPI to order a local school board to sponsor a charter school when doing so may cause a district to cut back in other budget areas to comply with the revenue caps.

1999

Date (time)  
needed

SOON

LRB b 096611

**CAUCUS BUDGET AMENDMENT  
[ONLY FOR CAUCUS]**

MSL: jlg:

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**CAUCUS AMENDMENT  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1  
TO 1999 ASSEMBLY BILL 133**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page 1110, line 18: *delete the material beginning with that line and ending with page 1111, line 7.*

#. Page . . . . , line . . . . : *(end) ✓*

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

