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**1999 DRAFTING REQUEST**

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

Received: **09/27/1999**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-8742**

By/Representing: **Hardy**

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

Drafter: **grantpr**

May Contact:

Alt. Drafters:

Subject: **Education - handicapped ed.**

Extra Copies: **MJL**

**Pre Topic:**

LFB:.....Hardy -

**Topic:**

Wisconsin Center for the Blind and Visually Handicapped

**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>
/?	grantpr 09/27/1999	gilfokm 09/27/1999		_____			
/1			mclark 09/27/1999	_____	lrb_docadmin 09/27/1999		

FE Sent For:

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

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Subject: Education - handicapped ed.

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Hardy  
LFB:.....Larsen -

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FE Sent For:

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LFB--

ARC..... Rindfleisch - Am #136, School for the Visually Handicapped

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

PP. 3 & 6

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

2 1. Page 28, line 6: after that line insert:

3 "SECTION 37j. 15.377 (1) of the statutes is repealed and recreated to read:

4 15.377 (1) BLIND AND VISUAL IMPAIRMENT EDUCATION COUNCIL. (a) *Definition*. In  
5 this subsection, "visually impaired" has the meaning given in s. 115.51 (4).

6 (b) *Creation*. There is created a blind and visual impairment education council  
7 in the department of public instruction.

8 (c) *Members*. The blind and visual impairment education council shall consist  
9 of the following members, at least one of whom has been certified by the library of

1 congress as a braille transcriber, appointed by the state superintendent for 3-year  
2 terms:

3 1. Three parents of children who are visually impaired.

4 2. Three persons who are members of an organization affiliated with persons  
5 who are visually impaired.

6 3. Three licensed teachers, one of whom is a teacher of the visually impaired,  
7 one of whom is an orientation and mobility teacher and one of whom is a general  
8 education teacher.

9 4. One school board member.

10 5. One school district administrator.

11 6. One school district special education director.

12 7. One cooperative educational service agency representative.

13 8. One person who has experience in educating the visually impaired or in  
14 educating teachers of the visually impaired and is affiliated with an institution of  
15 higher education.

16 9. Three other members, at least one of whom is visually impaired.”.

17 **2.** Page 63, line 2: delete “School for the Visually Handicapped” and substitute  
18 “Center for the Blind and Visually Impaired”.

19 **3.** Page 127, line 11: delete “residential schools” and substitute “School for the  
20 Deaf and Center for the Blind and Visually Impaired”.

21 **4.** Page 127, line 12: after “costs” insert “; School for the Deaf and Center for  
22 the Blind and Visually Impaired”.

23 **5.** Page 128, line 1: delete “Residential schools” and substitute “School for the  
24 Deaf and Center for the Blind and Visually Impaired”.

- 1           **6.** Page 128, line 2: after that line insert:
- 2           “(gh) School for the Deaf and Center
- 3                 for the Blind and Visually
- 4           Impaired; hospitalization           PR       C           -0-       -0-
- 5           (gL) Center for the Blind and Visu-
- 6                 ally Impaired; leasing of space   PR       C           -0-       -0-
- 7           (gs) School for the Deaf and Center
- 8                 for the Blind and Visually
- 9           Impaired; services                   PR       C           -0-       -0-”.

10           **7.** Page 128, line 3: delete “Residential schools” and substitute “School for the  
11 Deaf and Center for the Blind and Visually Impaired”.

12           **8.** Page 300, line 19: after that line insert:

13           “SECTION 250p. 20.255 (1) (b) of the statutes is amended to read:

14           20.255 (1) (b) *General program operations; residential schools* School for the  
15 Deaf and Center for the Blind and Visually Impaired. The amounts in the schedule  
16 for the operation and maintenance of the Wisconsin schools School for the deaf Deaf  
17 and the visually handicapped Wisconsin Center for the Blind and Visually Impaired,  
18 the matching of federal funds, but not including expenses financed under par. (js).  
19 ~~All moneys received in reimbursement for services rendered institutional employes,~~  
20 ~~participants in institutes and training programs and visitors at the state schools for~~  
21 ~~the deaf and the visually handicapped under s. 115.52 (6), except reimbursements~~  
22 ~~credited under par. (js), shall be refunded to the appropriation made by this~~  
23 ~~paragraph. Such reimbursements shall be accumulated in an account named~~  
24 ~~“maintenance credits”.~~

✓  
INS.  
3-11 →

1           **SECTION 250q.** 20.255 (1) (c) of the statutes is amended to read:

2           20.255 (1) (c) *Energy costs; School for the Deaf and Center for the Blind and*  
3 *Visually Impaired.* The amounts in the schedule to be used at the schools Wisconsin  
4 School for the deaf Deaf and visually handicapped the Wisconsin Center for the Blind  
5 and Visually Impaired to pay for utilities and for fuel, heat and air conditioning, to  
6 pay costs incurred by or on behalf of the department under ss. 16.858 and 16.895, and  
7 to repay to the energy efficiency fund loans made to the department under s. 16.847  
8 (6).

9           **SECTION 250r.** 20.255 (1) (d) of the statutes is amended to read:

10          20.255 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
11 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
12 the acquisition, construction, development, enlargement or improvement of  
13 institutional facilities for individuals with hearing impairments ~~and visual~~  
14 ~~impairments~~ under s. 115.52, individuals with visual impairments under s. 115.525  
15 and reference and loan library facilities under s. 43.05 (11).

16          **SECTION 250s.** 20.255 (1) (gb) of the statutes is amended to read:

17          20.255 (1) (gb) *Residential schools School for the Deaf and Center for the Blind*  
18 *and Visually Impaired; nonresident fees.* All moneys received from fees charged  
19 nonresident pupils ~~under s. 115.52 (3)~~ for services provided at the residential schools  
20 Wisconsin School for the Deaf under s. 115.52 (3) and for services provided by the  
21 Wisconsin Center for the Blind and Visually Impaired under s. 115.525 (3) (a) 3.

22          **SECTION 250t.** 20.255 (1) (gh) of the statutes is created to read:

23          20.255 (1) (gh) *School for the Deaf and Center for the Blind and Visually*  
24 *Impaired; hospitalization.* All moneys received on account of hospitalization under

1 s. 115.53 (4) for the operation of the Wisconsin School for the Deaf and the Wisconsin  
2 Center for the Blind and Visually Impaired.

3 **SECTION 250u.** 20.255 (1) (gL) of the statutes is created to read:

4 20.255 (1) (gL) *Center for the Blind and Visually Impaired; leasing of space.*

5 All moneys received from leasing space at the Wisconsin Center for the Blind and  
6 Visually Impaired under s. 115.525 (6) for the operation and maintenance of the  
7 center.

8 **SECTION 250v.** 20.255 (1) (gs) of the statutes is created to read:

9 20.255 (1) (gs) *School for the Deaf and Center for the Blind and Visually*  
10 *Impaired; services.* All moneys received from services provided at the Wisconsin  
11 School for the Deaf under s. 115.52 (6) and at the Wisconsin Center for the Blind and  
12 Visually Impaired under s. 115.525 (5) for the operation and maintenance of the  
13 school and the center.

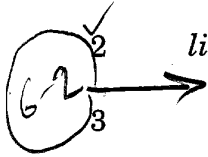
14 **SECTION 250w.** 20.255 (1) (gt) of the statutes is amended to read:

15 20.255 (1) (gt) ~~Residential schools~~ *School for the Deaf and Center for the Blind*  
16 *and Visually Impaired; pupil transportation.* The amounts in the schedule for the  
17 weekend transportation of pupils enrolled in the ~~residential schools under subch. III~~  
18 ~~of ch. 115~~ Wisconsin School for the Deaf under s. 115.52 or the school operated by the  
19 Wisconsin Center for the Blind and Visually Impaired under s. 115.525 to and from  
20 their homes. All moneys received under s. 115.53 (6) shall be credited to this  
21 appropriation.”.

22 **9.** Page 411, line 18: after that line insert:

23 “**SECTION 641p.** 20.866 (2) (zh) (title) of the statutes is amended to read:

1 20.866 (2) (zh) (title) *Public instruction; state schools school, state center and*  
2 *library facilities.*.”



3 **10.** Page 518, line 12: after that line insert:

4 “**SECTION 912h.** 39.41 (1) (bm) of the statutes is amended to read:

5 39.41 (1) (bm) “Senior” means a pupil enrolled in the 12th grade in a public or  
6 private high school, the Wisconsin ~~school~~ School for the deaf and Deaf or the  
7 ~~Wisconsin school for the visually handicapped~~ school operated by the Wisconsin  
8 Center for the Blind and Visually Impaired.

9 **SECTION 912g.** 39.41 (1m) (c) 1. of the statutes is amended to read:

10 39.41 (1m) (c) 1. For the ~~Wisconsin school for the visually handicapped~~ school  
11 operated by the Wisconsin Center for the Blind and Visually Impaired, designate the  
12 senior with the highest grade point average in all subjects as a scholar.”.

13 **11.** Page 520, line 9: after that line insert:

14 “**SECTION 913mv.** 39.41 (1m) (f) of the statutes is amended to read:

15 39.41 (1m) (f) If 2 or more seniors from the ~~Wisconsin school for the visually~~  
16 ~~handicapped~~ school operated by the Wisconsin Center for the Blind and Visually  
17 Impaired have the same grade point average and, except for the limitation of one  
18 designated senior, are otherwise eligible for designation under par. (c) 1., the  
19 executive secretary shall make the designation under par. (c) 1. of the senior who may  
20 be eligible for a higher education scholarship as a scholar and, if that senior does not  
21 qualify for a higher education scholarship under sub. (2) (a) or (3) (a), shall designate  
22 one or more of the remaining seniors with the same grade point average as eligible  
23 for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the  
24 scholarship may be awarded by the board.”.



1           **12.** Page 541, line 19: delete “School for the Visually” and substitute “Center  
2 for the Blind and Visually Impaired”.

3           **13.** Page 541, line 20: delete “Handicapped”.

4           **14.** Page 555, line 25: after that line insert:

5           “SECTION 999p. 46.041 (1) (a) of the statutes is amended to read:

6           46.041 (1) (a) Provide for the temporary residence and evaluation of children  
7 referred from courts assigned to exercise jurisdiction under chs. 48 and 938, the  
8 institutions and services under the jurisdiction of the department, University of  
9 Wisconsin Hospitals and Clinics Authority, county departments under s. 46.215,  
10 46.22 or 46.23, private child welfare agencies, ~~schools~~ the Wisconsin School for the  
11 ~~deaf and visually handicapped,~~ Deaf, the Wisconsin Center for the Blind and  
12 Visually Impaired and mental health facilities within the state at the discretion of  
13 the ~~superintendent~~ director of the institution providing services under this section.”.

14           **15.** Page 717, line 24: delete the material beginning with “School for” and  
15 ending with “Handicapped” on line 25 and substitute “Center for the Blind and  
16 Visually Impaired”.

17           **16.** Page 718, line 9: delete that line and substitute “behalf of the Wisconsin  
18 Center for the Blind and Visually Impaired and the Wisconsin”.

19           **17.** Page 718, line 14: delete that line and substitute “pars. (b) and (c) to the  
20 Wisconsin Center for the Blind and Visually Impaired and the”.

21           **18.** Page 718, line 22: delete that line and substitute “administrative costs.  
22 If the Wisconsin Center for the Blind and Visually Impaired or the”.

1           **19.** Page 719, line 1: delete that line and substitute “medical services that the  
2 Wisconsin Center for the Blind and Visually Impaired or the”.

3           **20.** Page 719, line 8: delete “School for the Visually Handicapped” and  
4 substitute “Center for the Blind and Visually Impaired”.

5           **21.** Page 1094, line 22: after that line insert:

6           “**SECTION 2042g.** 115.31 (1) (b) of the statutes is amended to read:

7           115.31 (1) (b) “Educational agency” means a school district, cooperative  
8 educational service agency, state correctional institution under s. 302.01, secured  
9 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,  
10 as defined in s. 938.02 (15g), the ~~Wisconsin school for the visually handicapped~~  
11 Wisconsin Center for the Blind and Visually Impaired, the ~~Wisconsin school~~ School  
12 ~~for the deaf~~ Deaf, the Mendota mental health institute, the Winnebago mental health  
13 institute, a state center for the developmentally disabled, a private school or a  
14 private, nonprofit, nonsectarian agency under contract with a school board under s.  
15 118.153 (3) (c).”.

16           **22.** Page 1096, line 8: after that line insert:

17           “**SECTION 2047g.** 115.37 of the statutes is repealed and recreated to read:

18           **115.37 Blind and visual impairment education council.** (1) In this  
19 section:

20           (a) “Council” means the blind and visual impairment education council.

21           (b) “Visually impaired” has the meaning given in s. 115.51 (4).

22           **(2)** The state superintendent shall seek the advice of and consult with the  
23 council on issues related to persons who are visually impaired. The state

1 superintendent and the director of the Wisconsin Center for the Blind and Visually  
2 Impaired, or their designees, shall attend meetings of the council.

3 (3) The council shall do all of the following:

4 (a) Meet at least twice each year.

5 (b) Advise the state superintendent on such statewide services, activities,  
6 programs, investigations and research as in its judgment will benefit pupils who are  
7 visually impaired.

8 (c) Make recommendations for the improvement of services provided by the  
9 Wisconsin Center for the Blind and Visually Impaired.

10 (d) Review the level and quality of services available to pupils in the state who  
11 are visually impaired and make recommendations about those services.

12 (e) Propose to the state superintendent ways to improve the preparation of  
13 teachers and other staff who provide services to pupils who are visually impaired.

14 (f) Propose to the state superintendent ways to improve coordination between  
15 the department and other agencies in providing services to persons who are visually  
16 impaired.

17 (4) The council may initiate consultations with the department.

18 (5) The council shall have access to public files, public records and statistics  
19 kept in the department that relate to matters concerning children who are visually  
20 impaired.”.

21 **23.** Page 1097, line 2: after that line insert:

22 “SECTION 2053b. Subchapter III (title) of chapter 115 [precedes 115.51] of the  
23 statutes is amended to read:

24 **CHAPTER 115**

SUBCHAPTER III

STATE SCHOOLS SCHOOL FOR THE  
DEAF AND STATE CENTER FOR THE  
BLIND AND VISUALLY IMPAIRED

**SECTION 2053c.** 115.51 (1) of the statutes is repealed:

**SECTION 2053d.** 115.51 (3) and (4) of the statutes are created to read:

115.51 (3) "Local educational agency" has the meaning given in s. 115.76 (10).

(4) "Visually impaired" means loss of vision or blindness as described in the rule promulgated by the state superintendent to define "visual impairments" for the purposes of s. 115.76 (5) (a) 4.

**SECTION 2053f.** 115.52 of the statutes is amended to read:

**115.52 Wisconsin schools ~~School for the visually handicapped and the deaf~~ Deaf.** (1) The object of the ~~Wisconsin school for the visually handicapped and the Wisconsin school~~ School for the deaf Deaf is to afford persons with visual impairments and persons with hearing impairments a practical education and physical rehabilitation which may aid them to make a living, discharge their duties as citizens and secure to them all possible happiness.

(2) The state superintendent shall maintain and govern the ~~school for the visually handicapped and the school~~ School for the deaf Deaf. The state superintendent may fix the period of the school year at the ~~schools~~ school at not less than 38 weeks, prescribe the school terms and confer diplomas upon meritorious pupils who have completed the prescribed curricula.

(3) All the ~~blind and the deaf~~ residents of this state 6 to 20 years old, and for the duration of a school term all the ~~blind or deaf~~ residents of this state who become 21 years old during that school term, who are capable of receiving instruction shall

1 be received and taught in the schools School for the Deaf free of charge. Like  
2 nonresident pupils also may be received upon payment in advance of the fees fixed  
3 by the state superintendent at an amount not less than \$75 per month, but no  
4 nonresident shall be received to the exclusion of a resident pupil. The state  
5 superintendent also may admit pupils who are 21 years of age or older prior to the  
6 beginning of a school term upon the payment of fees fixed by the superintendent and  
7 upon the recommendation of the secretary of health and family services, the director  
8 of the technical college system or the superintendent of the school to which the pupil  
9 will be assigned School for the Deaf. All pupils shall equally and freely enjoy the  
10 benefits and privileges of the schools school and have the use of the library and books  
11 of instruction and receive board, lodging and laundry, without discrimination. The  
12 schools school may provide transportation for resident pupils.

13 (5) The state superintendent may grant approval for the maintenance of a  
14 summer school at the school School for the deaf Deaf whenever it will be to the  
15 advantage of persons with hearing impairments and ~~may grant approval for the~~  
16 ~~maintenance of a summer school at the school for the visually handicapped whenever~~  
17 ~~it will be to the advantage of children with visual impairments. There shall be a~~  
18 ~~summer school each year at the school for the visually handicapped for adults with~~  
19 ~~visual impairments.~~

20 (6) The state superintendent may make charges for meals, living quarters,  
21 laundry and other services furnished to employes of the schools School for the Deaf  
22 and their families. The state superintendent also may make charges for services  
23 furnished to visitors at the schools school and participants in training programs and  
24 institutes.

1           (7) The Wisconsin ~~school~~ School for the deaf Deaf may provide instruction for  
2 preschool children with hearing impairments and their parents. ~~The Wisconsin~~  
3 ~~school for the visually handicapped may provide instruction for preschool children~~  
4 ~~with visual impairments and their parents.~~ Such instruction or treatment shall be  
5 subject to the approval of, and shall comply with requirements established by, the  
6 department.

7           **SECTION 2053h.** 115.525 of the statutes is created to read:

8           **115.525 Wisconsin Center for the Blind and Visually Impaired. (1)**

9           DEFINITION. In this section, “center” means the Wisconsin Center for the Blind and  
10 Visually Impaired.

11           **(1m) PURPOSE.** The purpose of the center is to serve as a statewide educational  
12 resource relating to visual impairments to benefit all Wisconsin children who are  
13 visually impaired.

14           **(2) GOVERNANCE.** The state superintendent shall maintain and govern the  
15 center. The state superintendent shall appoint an individual who has training and  
16 experience in educating pupils who are visually impaired to serve as the director of  
17 the center.

18           **(3) SERVICES.** The center shall provide services that benefit children  
19 throughout the state who are visually impaired.

20           **(a) School.** 1. ‘Residents 3 to 20 years old.’ The center shall operate a school  
21 at which any resident of this state 3 to 20 years old who is visually impaired, and for  
22 the duration of a school term any resident of this state who is visually impaired and  
23 becomes 21 years old during that school term, shall be received and taught free of  
24 charge if the individualized education program for the resident under s. 115.787 and

1 the educational placement under s. 115.79 specify the school operated by the center  
2 as the appropriate placement.

3 2. 'Residents 21 years old or older.' The state superintendent may admit to the  
4 school operated by the center a resident of the state who is visually impaired and is  
5 21 years of age or older prior to the beginning of a school term upon the payment of  
6 fees fixed by the state superintendent and upon the recommendation of the secretary  
7 of health and family services, the director of the technical college system or the  
8 director of the center.

9 3. 'Nonresidents.' A nonresident of this state, who is visually impaired, who  
10 either is 3 to 20 years old or becomes 21 years old during a school term, whose  
11 individualized education program under 20 USC 1414 (d) and educational placement  
12 specify the school operated by the center as the appropriate placement and who is  
13 capable of receiving instruction may be received at the school upon payment in  
14 advance of the fees fixed by the state superintendent, but no nonresident may be  
15 received to the exclusion of a resident pupil.

16 4. 'Pupil use of residential facilities.' Except as provided in sub. (4), the director  
17 of the center shall make the residential facilities at the center available to all pupils  
18 received at the school operated by the center.

19 5. 'School term.' The state superintendent shall fix the period of the school term  
20 at the school operated by the center at not less than 38 weeks, prescribe the school  
21 sessions and confer diplomas upon meritorious pupils who have completed the  
22 prescribed curriculum. Pursuant to a pupil's individualized education program  
23 under s. 115.787, a pupil may be placed at the school for less than a school term.

24 6. 'Transportation.' The center may provide transportation for resident pupils  
25 at the school operated by the center.

1 (b) *Other statewide services.* The center may do any of the following:

2 1. Provide testing, evaluation and assessment services to assist local  
3 educational agencies, cooperative educational service agencies and county children  
4 with disabilities education boards.

5 2. Provide technical assistance and consultation services to entities such as  
6 local educational agencies, cooperative educational service agencies, county children  
7 with disabilities education boards and private schools.

8 3. Develop and disseminate curriculum and instructional materials.

9 4. Provide in service and other training to teachers and other staff serving  
10 pupils who are visually impaired.

11 5. Provide training, technical assistance and consultation services for parents  
12 of children who are visually impaired and for professionals who work with children  
13 who are visually impaired.

14 6. Provide materials in braille, large print and other appropriate formats to  
15 children who are visually impaired.

16 7. Train teachers and braillists about braille codes and formats used by  
17 individuals who are visually impaired.

18 8. Loan books and other materials from the library described in par. (c) 2.

19 9. Serve as a clearinghouse for information about children who are visually  
20 impaired, including information related to library resources, adapted materials and  
21 current research.

22 10. Assist in providing assistive technology services, as defined in s. 115.76 (2),  
23 for pupils who are visually impaired.



1           11. Lend, rent or lease technological materials and assistive technology  
2 devices, as defined in s. 115.76 (1), to local educational agencies, cooperative  
3 educational service agencies and county children with disabilities education boards.

4           12. Facilitate the preparation of teachers of pupils who are visually impaired  
5 by providing assistance to teacher preparation programs.

6           13. Coordinate and collaborate with public and private agencies and  
7 organizations that provide services to individuals who are visually impaired,  
8 including the development of employment skills and opportunities.

9           14. Provide other statewide services that relate to the education of children who  
10 are visually impaired.

11           (c) *Additional services.* 1. ‘Birth to 2 services.’ The center may provide  
12 instruction or services, or both, for children who are under the age of 2 and are  
13 visually impaired and their parents. The instruction or services are subject to the  
14 approval of, and shall comply with requirements established by, the department.

15           2. ‘Library.’ Embossed, clear type or large type books acquired by the center  
16 constitute a circulating collection for persons who are visually impaired. The  
17 collection shall be kept at the center and be under the supervision of its director. All  
18 school age children of the state who are visually impaired may use such books upon  
19 compliance with criteria established by the director of the center and approved by  
20 the state superintendent.

21           3. ‘Summer programs.’ The center shall provide summer programs each year  
22 for children who are visually impaired.

23           4. ‘Adult summer program.’ The center shall provide a summer program each  
24 year for adults who are visually impaired. The state superintendent may contract  
25 with other entities to provide this program.

1           5. ‘Independent living skills.’ With the approval of the state superintendent,  
2 the center may use state-owned housing on the grounds of the center in Janesville  
3 as a facility in which individuals receive instruction in and practice independent  
4 living skills.

5           (d) *Provision of services.* In addition to providing services at the center’s facility  
6 in Janesville, the center may provide services at any location in the state and may  
7 operate regional satellite facilities throughout the state to provide services.

8           (4) **NONDISCRIMINATION.** All pupils at the center may equally and freely enjoy  
9 the benefits and privileges of the center, have the use of the library and books of  
10 instruction and receive board, lodging and laundry, without discrimination, except  
11 that the director of the center may determine that board, lodging and laundry may  
12 not be provided to an individual because appropriate services are not available for  
13 that individual at the center’s residential facilities.

14           (5) **CHARGES.** The state superintendent may charge for meals, living quarters,  
15 laundry and other services furnished to employes of the center and their families.  
16 The state superintendent may charge for services furnished to visitors at the center  
17 and participants in training programs and institutes.

18           (6) **LEASING OF SPACE.** The state superintendent may lease space at the center  
19 in Janesville that is not required by the center to any person if the state  
20 superintendent determines that the use will not be inconsistent with the operation  
21 of the center.

22           (7) **AUDIT.** In the 2002–03 fiscal year, the legislative audit bureau shall perform  
23 a performance evaluation audit of the center. The bureau shall submit copies of the  
24 audit report to the chief clerk of each house of the legislature for distribution to the  
25 appropriate standing committees under s. 13.172 (3) by June 30, 2003.

1           **SECTION 2053j.** 115.53 (2) of the statutes is amended to read:

2           **115.53 (2)** Arrange for vocational, trade or academic training for any pupil in  
3 either ~~state school~~ the school operated by the Wisconsin Center for the Blind and  
4 Visually Impaired or the Wisconsin School for the Deaf qualified to take such  
5 training advantageously, in either a public school or technical college or a private  
6 business establishment in Janesville or Delavan. The public school and the technical  
7 college shall be paid the regular tuition for full-time attendance and proportionally  
8 for part-time attendance by the school district responsible for the provision of a free  
9 appropriate public education under subch. V.

10           **SECTION 2053k.** 115.53 (3) of the statutes is renumbered 115.53 (3) (a) and  
11 amended to read:

12           **115.53 (3) (a)** Arrange for otological or ophthalmic examination of any pupil or  
13 prospective pupil of the ~~schools~~ Wisconsin School for the Deaf. The examination shall  
14 be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs).

15           **SECTION 2053L.** 115.53 (3) (b) of the statutes is created to read:

16           **115.53 (3) (b)** Arrange for ophthalmic or otological examination of any pupil or  
17 prospective pupil of the school operated by the Wisconsin Center for the Blind and  
18 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255  
19 (1) (b), (gh), (gL) or (gs).

20           **SECTION 2053m.** 115.53 (4) and (5) of the statutes are amended to read:

21           **115.53 (4)** Apply to the board of directors of the University of Wisconsin  
22 Hospitals and Clinics Authority for admission to the University of Wisconsin  
23 Hospitals and Clinics of any pupil ~~in~~ at the state schools Wisconsin School for the  
24 Deaf or the school operated by the Wisconsin Center for the Blind and Visually  
25 Impaired.

1 (a) The application shall be accompanied by the report of a physician appointed  
2 by the ~~appropriate school~~ superintendent of the Wisconsin School for the Deaf or the  
3 director of the Wisconsin Center for the Blind and Visually Impaired and shall be in  
4 the same form as reports of other physicians for admission of patients to such  
5 hospital.

6 (b) The net cost of hospital treatment shall be at the rate established under s.  
7 233.40 (1) and shall be ~~chargeable to~~ paid from the appropriation ~~for operating the~~  
8 ~~patient's school~~ under s. 20.255 (1) (b), (gh) or (gs) if the patient is a pupil at the  
9 Wisconsin School for the Deaf or from the appropriation under s. 20.255 (1) (b), (gh),  
10 (gL) or (gs) if the patient is a pupil at the school operated by the Wisconsin Center  
11 for the Blind and Visually Impaired. The state superintendent likewise may  
12 authorize payment for the expense of transporting patients to and from the hospital.  
13 The state superintendent shall make payments for the treatment to the University  
14 of Wisconsin Hospitals and Clinics Authority. Funds collected by the state  
15 superintendent on account of the hospitalization shall be ~~deposited in~~ credited to the  
16 appropriation under s. 20.255 (1) ~~(b)~~ (gh) for the school or center concerned.

17 (5) Arrange for visits by members of the staff of either ~~school~~ the Wisconsin  
18 School for the Deaf or the Wisconsin Center for the Blind and Visually Impaired to  
19 other public schools or to families of ~~blind or deaf children~~ or children who are  
20 visually impaired, whenever it appears to the state superintendent that such visits  
21 will be of advantage to ~~blind or deaf~~ such children.

22 **SECTION 2053p.** 115.54 of the statutes is amended to read:

23 **115.54 Compulsory education.** If it appears, by affidavit, to any circuit  
24 judge that any ~~blind or deaf child~~ or child who is visually impaired between the ages  
25 of 6 and 21 is deprived of a suitable education by the failure of the person having the

1 care and custody of the child to provide a suitable education, the judge shall order  
2 the person to bring the child before the judge. If the material allegations of the  
3 affidavit are denied, the judge shall subpoena witnesses and hear testimony. If the  
4 allegations are admitted or established, the judge may order the child sent to the  
5 school Wisconsin School for the visually handicapped or for the deaf Deaf, the school  
6 operated by the Wisconsin Center for the Blind and Visually Impaired or to some  
7 class or other school for instruction, but the order shall may not make a direct charge  
8 for the class or school against any county.

9 **SECTION 2053q.** 115.55 of the statutes is repealed.

10 **SECTION 2053r.** 115.58 of the statutes is amended to read:

11 **115.58 Park grounds.** The state superintendent may permit the city of  
12 Janesville to use portions of the grounds of the ~~state school for the visually~~  
13 ~~handicapped~~ Wisconsin Center for the Blind and Visually Impaired at Janesville,  
14 which abut on the Rock river, for purposes of operating a city park. Any construction  
15 on such grounds is subject to prior approval by the state superintendent. Any  
16 agreement pursuant hereto shall be cancelable at the option of either party without  
17 liability. Any such grounds so used by the city of Janesville shall be supervised by  
18 the city and shall be subject to the ordinances of the city of Janesville applicable to  
19 city parks.”.

20 **24.** Page 1123, line 7: after that line insert:

21 **“SECTION 2131d.** 121.05 (1) (a) 8. of the statutes is amended to read:

22 121.05 (1) (a) 8. Pupils enrolled in a ~~residential school operated by the state~~ the  
23 Wisconsin School for the Deaf or the school operated by the Wisconsin Center for the  
24 Blind and Visually Impaired under subch. III of ch. 115 for whom the school district

1 is paying tuition under s. 115.53 (2) determined by multiplying the total number of  
2 periods in each day in which the pupils are enrolled in the local public school by the  
3 total number of days for which the pupils are enrolled in the local public school and  
4 dividing the product by 1,080.”

5 **25.** Page 1127, line 17: after that line insert:

6 “SECTION 2142m. 121.54 (3) of the statutes is amended to read:

7 121.54 (3) TRANSPORTATION FOR CHILDREN WITH DISABILITIES. Every school board  
8 shall provide transportation for children with disabilities, as defined in s. 115.76 (5),  
9 to any public or private elementary or high school, to the ~~Wisconsin school for the~~  
10 visually handicapped school operated by the Wisconsin Center for the Blind and  
11 Visually Impaired or the Wisconsin ~~school~~ School for the deaf Deaf or to any special  
12 education program for children with disabilities sponsored by a state tax-supported  
13 institution of higher education, including a technical college, regardless of distance,  
14 if the request for such transportation is approved by the state superintendent.  
15 Approval shall be based on whether or not the child can walk to school with safety  
16 and comfort. Section 121.53 shall apply to transportation provided under this  
17 subsection.”

18 **26.** Page 1436, line 16: after that line insert:

19 “SECTION 3176m. 940.295 (1) (q) of the statutes is repealed.

20 SECTION 3176n. 940.295 (2) (j) of the statutes is repealed and recreated to read:

21 940.295 (2) (j) The Wisconsin School for the Deaf under s. 115.52 and the  
22 Wisconsin Center for the Blind and Visually Impaired under s. 115.525.”

23 **27.** Page 1542, line 13: after that line insert:

1           “(2c) TRANSITION PLAN; WISCONSIN CENTER FOR THE BLIND AND VISUALLY IMPAIRED.

2           The state superintendent of public instruction shall prepare a transition plan that  
3           sets forth specific funding and staffing recommendations for the operation of the  
4           Wisconsin Center for the Blind and Visually Impaired and describe the appropriate  
5           steps for phasing in the appropriate program modifications. The state  
6           superintendent shall consult with the blind and visual impairment education council  
7           in the preparation of the plan. The blind and visual impairment education council  
8           shall review the plan. The state superintendent shall submit the plan to the  
9           governor no later than the first day of the 7th month beginning after the effective  
10          date of this subsection. The state superintendent shall also simultaneously submit  
11          a copy of the plan to the legislature in the manner provided under section 13.172 (2)  
12          of the statutes.

13           (2cc) BLIND AND VISUAL IMPAIRMENT EDUCATION COUNCIL. Notwithstanding the  
14          length of term specified in section 15.377 (1) (c) of the statutes, as affected by this act,  
15          the initial members of the blind and visual impairment education council appointed  
16          under section 15.377 (1) (c) 4. and 7. of the statutes, as affected by this act, one of the  
17          members appointed under section 15.377 (1) (c) 1. of the statutes, as affected by this  
18          act, one of the members appointed under section 15.377 (1) (c) 2. of the statutes, as  
19          affected by this act, one of the members appointed under section 15.377 (1) (c) 3. of  
20          the statutes, as affected by this act, and one of the members appointed under section  
21          15.377 (1) (c) 9. of the statutes, as affected by this act, shall serve for terms expiring  
22          on July 1, 2000; the initial members appointed under section 15.377 (1) (c) 5. and 8.  
23          of the statutes, as affected by this act, one of the members appointed under section  
24          15.377 (1) (c) 1. of the statutes, as affected by this act, one of the members appointed  
25          under section 15.377 (1) (c) 2. of the statutes, as affected by this act, one of the

1 members appointed under section 15.377 (1) (c) 3. of the statutes, as affected by this  
2 act, and one of the members appointed under section 15.377 (1) (c) 9. of the statutes,  
3 as affected by this act, shall serve for terms expiring on July 1, 2001, and the initial  
4 member appointed under section 15.377 (1) (c) 6. of the statutes, as affected by this  
5 act, one of the members appointed under section 15.377 (1) (c) 1. of the statutes, as  
6 affected by this act, one of the members appointed under section 15.377 (1) (c) 2. of  
7 the statutes, as affected by this act, one of the members appointed under section  
8 15.377 (1) (c) 3. of the statutes, as affected by this act, and one of the members  
9 appointed under section 15.377 (1) (c) 9. of the statutes, as affected by this act, shall  
10 serve for terms expiring on July 1, 2002.”.

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(END)



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**13.** Page 170, line 22: substitute "Center" for "School".

**14.** Page 170, line 23: delete "Visually Handicapped" and substitute "Blind and Visually Impaired".

**15.** Page 171, line 5: delete "School for the Visually Handicapped" and substitute "Center for the Blind and Visually Impaired".

**16.** Page 171, line 16: delete "School for the Visually Handicapped" and substitute "Center for the Blind and Visually Impaired".

**17.** Page 204, line 4: delete that line and substitute "another person for manufacturing on the parcel".

**18.** Page 301, line 20: after "year" insert "in the county jail".

**19.** Page 383, line 5: delete "or by" and substitute "or by".

**20.** Page 405, line 19: after that line insert:

"1030m. Page 1302, line 5: after "received." insert "The amounts collected by the department under this subsection shall be deposited in the dry cleaner environmental response fund."".

**21.** Page 423, line 9: delete "lottery fund" and substitute "appropriation account under s. 20.835 (2) (ka)".

**22.** Page 446, line 3: delete "and 1999 Wisconsin Act .... (this act)".

**23.** Page 452, line 5: delete "and 1999 Wisconsin Act .... (this act)".

**24.** Page 476, line 10: delete "(1m)" and substitute "(1e)".

**25.** Page 476, line 13: delete "(1m)" and substitute "(1e)".

**26.** Page 476, line 14: delete "(1m)" and substitute "(1e)".

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**27.** Page 506, line 22: delete “School for the Visually” and substitute “Center for the Blind and Visually Impaired”.

**28.** Page 506, line 23: delete “Handicapped”.

**29.** Page 507, line 3: delete “School for the Visually” and substitute “Center for the Blind and Visually Impaired”.

**30.** Page 507, line 4: delete “Handicapped”.

**31.** Page 507, line 12: delete “School for the Visually Handicapped” and substitute “Center for the Blind and Visually Impaired”.

~~**32.** Page 540, line 23: delete “(b)” and substitute “(c)”.~~

~~**33.** Page 542, line 19: after “767.045 (1) (a) 2.” insert “, (am)”.~~

~~**34.** Page 548, line 18: after “767.045 (1) (a) 2.” insert “, (am)”.~~

~~**35.** Page 549, line 6: delete “(9y)” and substitute “(9yo)”.~~

(END)

DN

Ruth-

This amendment incorporates the addition  
terminology changes from the SAC  
technical amendment.

PG

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb1806/1dn  
PG:jlg&kmg:mrc

September 27, 1999

Ruth:

This amendment incorporates the additional terminology changes from the SDC technical amendment.

Peter R. Grant  
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State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb1806/1  
PG:jlg&kmg:mrc

LFB:.....Hardy – Wisconsin Center for the Blind and Visually Handicapped

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**ASSEMBLY AMENDMENT ,**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 1999 ASSEMBLY BILL 133**

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

2 **1.** Page 28, line 6: after that line insert:

3 **“SECTION 37j.** 15.377 (1) of the statutes is repealed and recreated to read:

4 15.377 (1) BLIND AND VISUAL IMPAIRMENT EDUCATION COUNCIL. (a) *Definition.* In  
5 this subsection, “visually impaired” has the meaning given in s. 115.51 (4).

6 (b) *Creation.* There is created a blind and visual impairment education council  
7 in the department of public instruction.

8 (c) *Members.* The blind and visual impairment education council shall consist  
9 of the following members, at least one of whom has been certified by the library of

1 congress as a braille transcriber, appointed by the state superintendent for 3-year  
2 terms:

3 1. Three parents of children who are visually impaired.

4 2. Three persons who are members of an organization affiliated with persons  
5 who are visually impaired.

6 3. Three licensed teachers, one of whom is a teacher of the visually impaired,  
7 one of whom is an orientation and mobility teacher and one of whom is a general  
8 education teacher.

9 4. One school board member.

10 5. One school district administrator.

11 6. One school district special education director.

12 7. One cooperative educational service agency representative.

13 8. One person who has experience in educating the visually impaired or in  
14 educating teachers of the visually impaired and is affiliated with an institution of  
15 higher education.

16 9. Three other members, at least one of whom is visually impaired.”.

17 **2.** Page 63, line 2: delete “School for the Visually Handicapped” and substitute  
18 “Center for the Blind and Visually Impaired”.

19 **3.** Page 127, line 11: delete “residential schools” and substitute “School for the  
20 Deaf and Center for the Blind and Visually Impaired”.

21 **4.** Page 127, line 12: after “costs” insert “; School for the Deaf and Center for  
22 the Blind and Visually Impaired”.

23 **5.** Page 128, line 1: delete “Residential schools” and substitute “School for the  
24 Deaf and Center for the Blind and Visually Impaired”.

1           **6.** Page 128, line 2: after that line insert:

2           “(gh) School for the Deaf and Center

3           for the Blind and Visually

4           Impaired; hospitalization           PR           C           -0-           -0-

5           (gL) Center for the Blind and Visu-

6           ally Impaired; leasing of space           PR           C           -0-           -0-

7           (gs) School for the Deaf and Center

8           for the Blind and Visually

9           Impaired; services                           PR           C           -0-           -0-”.

10           **7.** Page 128, line 3: delete “Residential schools” and substitute “School for the  
11 Deaf and Center for the Blind and Visually Impaired”.

12           **8.** Page 170, line 22: substitute “Center” for “School”.

13           **9.** Page 170, line 23: delete “Visually Handicapped” and substitute “Blind and  
14 Visually Impaired”.

15           **10.** Page 171, line 5: delete “School for the Visually Handicapped” and  
16 substitute “Center for the Blind and Visually Impaired”.

17           **11.** Page 171, line 16: delete “School for the Visually Handicapped” and  
18 substitute “Center for the Blind and Visually Impaired”.

19           **12.** Page 300, line 19: after that line insert:

20           “**SECTION 250p.** 20.255 (1) (b) of the statutes is amended to read:

21           20.255 (1) (b) *General program operations; ~~residential schools~~ School for the*  
22 *Deaf and Center for the Blind and Visually Impaired.* The amounts in the schedule  
23 for the operation and maintenance of the Wisconsin schools School for the deaf Deaf

1 and the visually handicapped Wisconsin Center for the Blind and Visually Impaired,  
2 the matching of federal funds, but not including expenses financed under par. (js).  
3 ~~All moneys received in reimbursement for services rendered institutional employes,~~  
4 ~~participants in institutes and training programs and visitors at the state schools for~~  
5 ~~the deaf and the visually handicapped under s. 115.52 (6), except reimbursements~~  
6 ~~credited under par. (js), shall be refunded to the appropriation made by this~~  
7 ~~paragraph. Such reimbursements shall be accumulated in an account named~~  
8 ~~“maintenance credits”.~~

9 **SECTION 250q.** 20.255 (1) (c) of the statutes is amended to read:

10 20.255 (1) (c) *Energy costs; School for the Deaf and Center for the Blind and*  
11 *Visually Impaired*. The amounts in the schedule to be used at the schools Wisconsin  
12 School for the deaf Deaf and visually handicapped the Wisconsin Center for the Blind  
13 and Visually Impaired to pay for utilities and for fuel, heat and air conditioning, to  
14 pay costs incurred by or on behalf of the department under ss. 16.858 and 16.895, and  
15 to repay to the energy efficiency fund loans made to the department under s. 16.847  
16 (6).

17 **SECTION 250r.** 20.255 (1) (d) of the statutes is amended to read:

18 20.255 (1) (d) *Principal repayment and interest*. A sum sufficient to reimburse  
19 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
20 the acquisition, construction, development, enlargement or improvement of  
21 institutional facilities for individuals with hearing impairments ~~and visual~~  
22 ~~impairments~~ under s. 115.52, individuals with visual impairments under s. 115.525  
23 and reference and loan library facilities under s. 43.05 (11).

24 **SECTION 250s.** 20.255 (1) (gb) of the statutes is amended to read:



1           20.255 (1) (gb) ~~Residential schools~~ School for the Deaf and Center for the Blind  
2 and Visually Impaired; nonresident fees. All moneys received from fees charged  
3 nonresident pupils under ~~s. 115.52 (3)~~ for services provided at the residential schools  
4 Wisconsin School for the Deaf under s. 115.52 (3) and for services provided by the  
5 Wisconsin Center for the Blind and Visually Impaired under s. 115.525 (3) (a) 3.

6           **SECTION 250t.** 20.255 (1) (gh) of the statutes is created to read:

7           20.255 (1) (gh) *School for the Deaf and Center for the Blind and Visually*  
8 *Impaired; hospitalization.* All moneys received on account of hospitalization under  
9 s. 115.53 (4) for the operation of the Wisconsin School for the Deaf and the Wisconsin  
10 Center for the Blind and Visually Impaired.

11           **SECTION 250u.** 20.255 (1) (gL) of the statutes is created to read:

12           20.255 (1) (gL) *Center for the Blind and Visually Impaired; leasing of space.*  
13 All moneys received from leasing space at the Wisconsin Center for the Blind and  
14 Visually Impaired under s. 115.525 (6) for the operation and maintenance of the  
15 center.

16           **SECTION 250v.** 20.255 (1) (gs) of the statutes is created to read:

17           20.255 (1) (gs) *School for the Deaf and Center for the Blind and Visually*  
18 *Impaired; services.* All moneys received from services provided at the Wisconsin  
19 School for the Deaf under s. 115.52 (6) and at the Wisconsin Center for the Blind and  
20 Visually Impaired under s. 115.525 (5) for the operation and maintenance of the  
21 school and the center.

22           **SECTION 250w.** 20.255 (1) (gt) of the statutes is amended to read:

23           20.255 (1) (gt) ~~Residential schools~~ School for the Deaf and Center for the Blind  
24 and Visually Impaired; pupil transportation. The amounts in the schedule for the  
25 weekend transportation of pupils enrolled in the ~~residential schools under subch. III~~

1 of ~~ch. 115~~ Wisconsin School for the Deaf under s. 115.52 or the school operated by the  
2 Wisconsin Center for the Blind and Visually Impaired under s. 115.525 to and from  
3 their homes. All moneys received under s. 115.53 (6) shall be credited to this  
4 appropriation.”.

5 **13.** Page 411, line 18: after that line insert:

6 “**SECTION 641p.** 20.866 (2) (zh) (title) of the statutes is amended to read:

7 20.866 (2) (zh) (title) *Public instruction; state schools school, state center and*  
8 *library facilities.*”.

9 **14.** Page 506, line 22: delete “School for the Visually” and substitute “Center  
10 for the Blind and Visually Impaired”.

11 **15.** Page 506, line 23: delete “Handicapped”.

12 **16.** Page 507, line 3: delete “School for the Visually” and substitute “Center  
13 for the Blind and Visually Impaired”.

14 **17.** Page 507, line 4: delete “Handicapped”.

15 **18.** Page 507, line 12: delete “School for the Visually Handicapped” and  
16 substitute “Center for the Blind and Visually Impaired”.

17 **19.** Page 518, line 12: after that line insert:

18 “**SECTION 912h.** 39.41 (1) (bm) of the statutes is amended to read:

19 39.41 (1) (bm) “Senior” means a pupil enrolled in the 12th grade in a public or  
20 private high school, the Wisconsin ~~school~~ School for the deaf and Deaf or the  
21 ~~Wisconsin school for the visually handicapped~~ school operated by the Wisconsin  
22 Center for the Blind and Visually Impaired.

23 **SECTION 912g.** 39.41 (1m) (c) 1. of the statutes is amended to read:

1           39.41 (1m) (c) 1. For the ~~Wisconsin school for the visually handicapped school~~  
2           operated by the Wisconsin Center for the Blind and Visually Impaired, designate the  
3           senior with the highest grade point average in all subjects as a scholar.”

4           **20.** Page 520, line 9: after that line insert:

5           “**SECTION 913mv.** 39.41 (1m) (f) of the statutes is amended to read:

6           39.41 (1m) (f) If 2 or more seniors from the ~~Wisconsin school for the visually~~  
7           handicapped school operated by the Wisconsin Center for the Blind and Visually  
8           Impaired have the same grade point average and, except for the limitation of one  
9           designated senior, are otherwise eligible for designation under par. (c) 1., the  
10          executive secretary shall make the designation under par. (c) 1. of the senior who may  
11          be eligible for a higher education scholarship as a scholar and, if that senior does not  
12          qualify for a higher education scholarship under sub. (2) (a) or (3) (a), shall designate  
13          one or more of the remaining seniors with the same grade point average as eligible  
14          for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the  
15          scholarship may be awarded by the board.”

16          **21.** Page 541, line 19: delete “School for the Visually” and substitute “Center  
17          for the Blind and Visually Impaired”.

18          **22.** Page 541, line 20: delete “Handicapped”.

19          **23.** Page 555, line 25: after that line insert:

20          “**SECTION 999p.** 46.041 (1) (a) of the statutes is amended to read:

21          46.041 (1) (a) Provide for the temporary residence and evaluation of children  
22          referred from courts assigned to exercise jurisdiction under chs. 48 and 938, the  
23          institutions and services under the jurisdiction of the department, University of  
24          Wisconsin Hospitals and Clinics Authority, county departments under s. 46.215,

1 46.22 or 46.23, private child welfare agencies, ~~schools~~ the Wisconsin School for the  
2 ~~deaf and visually handicapped, Deaf, the Wisconsin Center for the Blind and~~  
3 Visually Impaired and mental health facilities within the state at the discretion of  
4 the ~~superintendent~~ director of the institution providing services under this section.”.

5 **24.** Page 717, line 24: delete the material beginning with “School for” and  
6 ending with “Handicapped” on line 25 and substitute “Center for the Blind and  
7 Visually Impaired”.

8 **25.** Page 718, line 9: delete that line and substitute “behalf of the Wisconsin  
9 Center for the Blind and Visually Impaired and the Wisconsin”.

10 **26.** Page 718, line 14: delete that line and substitute “pars. (b) and (c) to the  
11 Wisconsin Center for the Blind and Visually Impaired and the”.

12 **27.** Page 718, line 22: delete that line and substitute “administrative costs.  
13 If the Wisconsin Center for the Blind and Visually Impaired or the”.

14 **28.** Page 719, line 1: delete that line and substitute “medical services that the  
15 Wisconsin Center for the Blind and Visually Impaired or the”.

16 **29.** Page 719, line 8: delete “School for the Visually Handicapped” and  
17 substitute “Center for the Blind and Visually Impaired”.

18 **30.** Page 1094, line 22: after that line insert:

19 “**SECTION 2042g.** 115.31 (1) (b) of the statutes is amended to read:

20 115.31 (1) (b) “Educational agency” means a school district, cooperative  
21 educational service agency, state correctional institution under s. 302.01, secured  
22 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,  
23 as defined in s. 938.02 (15g), the ~~Wisconsin school for the visually handicapped~~  
24 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin school School

1 for the deaf Deaf, the Mendota mental health institute, the Winnebago mental health  
2 institute, a state center for the developmentally disabled, a private school or a  
3 private, nonprofit, nonsectarian agency under contract with a school board under s.  
4 118.153 (3) (c).”.

5 **31.** Page 1096, line 8: after that line insert:

6 “SECTION 2047g. 115.37 of the statutes is repealed and recreated to read:

7 **115.37 Blind and visual impairment education council.** (1) In this  
8 section:

9 (a) “Council” means the blind and visual impairment education council.

10 (b) “Visually impaired” has the meaning given in s. 115.51 (4).

11 (2) The state superintendent shall seek the advice of and consult with the  
12 council on issues related to persons who are visually impaired. The state  
13 superintendent and the director of the Wisconsin Center for the Blind and Visually  
14 Impaired, or their designees, shall attend meetings of the council.

15 (3) The council shall do all of the following:

16 (a) Meet at least twice each year.

17 (b) Advise the state superintendent on such statewide services, activities,  
18 programs, investigations and research as in its judgment will benefit pupils who are  
19 visually impaired.

20 (c) Make recommendations for the improvement of services provided by the  
21 Wisconsin Center for the Blind and Visually Impaired.

22 (d) Review the level and quality of services available to pupils in the state who  
23 are visually impaired and make recommendations about those services.

1 (e) Propose to the state superintendent ways to improve the preparation of  
2 teachers and other staff who provide services to pupils who are visually impaired.

3 (f) Propose to the state superintendent ways to improve coordination between  
4 the department and other agencies in providing services to persons who are visually  
5 impaired.

6 (4) The council may initiate consultations with the department.

7 (5) The council shall have access to public files, public records and statistics  
8 kept in the department that relate to matters concerning children who are visually  
9 impaired.”.

10 **32.** Page 1097, line 2: after that line insert:

11 “**SECTION 2053b.** Subchapter III (title) of chapter 115 [precedes 115.51] of the  
12 statutes is amended to read:

13 **CHAPTER 115**

14 **SUBCHAPTER III**

15 **STATE SCHOOLS SCHOOL FOR THE**

16 **DEAF AND STATE CENTER FOR THE**

17 **BLIND AND VISUALLY IMPAIRED**

18 **SECTION 2053c.** 115.51 (1) of the statutes is repealed.

19 **SECTION 2053d.** 115.51 (3) and (4) of the statutes are created to read:

20 115.51 (3) “Local educational agency” has the meaning given in s. 115.76 (10).

21 (4) “Visually impaired” means loss of vision or blindness as described in the  
22 rule promulgated by the state superintendent to define “visual impairments” for the  
23 purposes of s. 115.76 (5) (a) 4.

24 **SECTION 2053f.** 115.52 of the statutes is amended to read:

1           **115.52 Wisconsin schools School for the visually handicapped and the**  
2 **deaf Deaf.** (1) The object of the ~~Wisconsin school for the visually handicapped and~~  
3 ~~the Wisconsin school~~ School for the ~~deaf~~ Deaf is to afford persons ~~with visual~~  
4 ~~impairments and persons~~ with hearing impairments a practical education and  
5 physical rehabilitation which may aid them to make a living, discharge their duties  
6 as citizens and secure to them all possible happiness.

7           (2) The state superintendent shall maintain and govern the ~~school for the~~  
8 ~~visually handicapped and the school~~ School for the ~~deaf~~ Deaf. The state  
9 superintendent may fix the period of the school year at the ~~schools~~ school at not less  
10 than 38 weeks, prescribe the school terms and confer diplomas upon meritorious  
11 pupils who have completed the prescribed curricula.

12           (3) All the ~~blind and the deaf~~ residents of this state 6 to 20 years old, and for  
13 the duration of a school term all the ~~blind or deaf~~ residents of this state who become  
14 21 years old during that school term, who are capable of receiving instruction shall  
15 be received and taught in the ~~schools~~ School for the Deaf free of charge. Like  
16 nonresident pupils also may be received upon payment in advance of the fees fixed  
17 by the state superintendent at an amount not less than \$75 per month, but no  
18 nonresident shall be received to the exclusion of a resident pupil. The state  
19 superintendent also may admit pupils who are 21 years of age or older prior to the  
20 beginning of a school term upon the payment of fees fixed by the superintendent and  
21 upon the recommendation of the secretary of health and family services, the director  
22 of the technical college system or the superintendent of the ~~school to which the pupil~~  
23 ~~will be assigned~~ School for the Deaf. All pupils shall equally and freely enjoy the  
24 benefits and privileges of the ~~schools~~ school and have the use of the library and books

1 of instruction and receive board, lodging and laundry, without discrimination. The  
2 schools school may provide transportation for resident pupils.

3 (5) The state superintendent may grant approval for the maintenance of a  
4 summer school at the school School for the deaf Deaf whenever it will be to the  
5 advantage of persons with hearing impairments and may grant approval for the  
6 maintenance of a summer school at the school for the visually handicapped whenever  
7 it will be to the advantage of children with visual impairments. There shall be a  
8 summer school each year at the school for the visually handicapped for adults with  
9 visual impairments.

10 (6) The state superintendent may make charges for meals, living quarters,  
11 laundry and other services furnished to employes of the schools School for the Deaf  
12 and their families. The state superintendent also may make charges for services  
13 furnished to visitors at the schools school and participants in training programs and  
14 institutes.

15 (7) The Wisconsin school School for the deaf Deaf may provide instruction for  
16 preschool children with hearing impairments and their parents. ~~The Wisconsin~~  
17 ~~school for the visually handicapped may provide instruction for preschool children~~  
18 ~~with visual impairments and their parents.~~ Such instruction or treatment shall be  
19 subject to the approval of, and shall comply with requirements established by, the  
20 department.

21 **SECTION 2053h.** 115.525 of the statutes is created to read:

22 **115.525 Wisconsin Center for the Blind and Visually Impaired. (1)**

23 DEFINITION. In this section, "center" means the Wisconsin Center for the Blind and  
24 Visually Impaired.



1           **(1m) PURPOSE.** The purpose of the center is to serve as a statewide educational  
2 resource relating to visual impairments to benefit all Wisconsin children who are  
3 visually impaired.

4           **(2) GOVERNANCE.** The state superintendent shall maintain and govern the  
5 center. The state superintendent shall appoint an individual who has training and  
6 experience in educating pupils who are visually impaired to serve as the director of  
7 the center.

8           **(3) SERVICES.** The center shall provide services that benefit children  
9 throughout the state who are visually impaired.

10           **(a) School. 1. 'Residents 3 to 20 years old.'** The center shall operate a school  
11 at which any resident of this state 3 to 20 years old who is visually impaired, and for  
12 the duration of a school term any resident of this state who is visually impaired and  
13 becomes 21 years old during that school term, shall be received and taught free of  
14 charge if the individualized education program for the resident under s. 115.787 and  
15 the educational placement under s. 115.79 specify the school operated by the center  
16 as the appropriate placement.

17           **2. 'Residents 21 years old or older'** The state superintendent may admit to the  
18 school operated by the center a resident of the state who is visually impaired and is  
19 21 years of age or older prior to the beginning of a school term upon the payment of  
20 fees fixed by the state superintendent and upon the recommendation of the secretary  
21 of health and family services, the director of the technical college system or the  
22 director of the center.

23           **3. 'Nonresidents.'** A nonresident of this state, who is visually impaired, who  
24 either is 3 to 20 years old or becomes 21 years old during a school term, whose  
25 individualized education program under 20 USC 1414(d) and educational placement

1 specify the school operated by the center as the appropriate placement and who is  
2 capable of receiving instruction may be received at the school upon payment in  
3 advance of the fees fixed by the state superintendent, but no nonresident may be  
4 received to the exclusion of a resident pupil.

5 4. 'Pupil use of residential facilities.' Except as provided in sub. (4), the director  
6 of the center shall make the residential facilities at the center available to all pupils  
7 received at the school operated by the center.

8 5. 'School term.' The state superintendent shall fix the period of the school term  
9 at the school operated by the center at not less than 38 weeks, prescribe the school  
10 sessions and confer diplomas upon meritorious pupils who have completed the  
11 prescribed curriculum. Pursuant to a pupil's individualized education program  
12 under s. 115.787, a pupil may be placed at the school for less than a school term.

13 6. 'Transportation.' The center may provide transportation for resident pupils  
14 at the school operated by the center.

15 (b) *Other statewide services.* The center may do any of the following:

16 1. Provide testing, evaluation and assessment services to assist local  
17 educational agencies, cooperative educational service agencies and county children  
18 with disabilities education boards.

19 2. Provide technical assistance and consultation services to entities such as  
20 local educational agencies, cooperative educational service agencies, county children  
21 with disabilities education boards and private schools.

22 3. Develop and disseminate curriculum and instructional materials.

23 4. Provide in service and other training to teachers and other staff serving  
24 pupils who are visually impaired.

1           5. Provide training, technical assistance and consultation services for parents  
2 of children who are visually impaired and for professionals who work with children  
3 who are visually impaired.

4           6. Provide materials in braille, large print and other appropriate formats to  
5 children who are visually impaired.

6           7. Train teachers and braillists about braille codes and formats used by  
7 individuals who are visually impaired.

8           8. Loan books and other materials from the library described in par. (c) 2.

9           9. Serve as a clearinghouse for information about children who are visually  
10 impaired, including information related to library resources, adapted materials and  
11 current research.

12           10. Assist in providing assistive technology services, as defined in s. 115.76 (2),  
13 for pupils who are visually impaired.

14           11. Lend, rent or lease technological materials and assistive technology  
15 devices, as defined in s. 115.76 (1), to local educational agencies, cooperative  
16 educational service agencies and county children with disabilities education boards.

17           12. Facilitate the preparation of teachers of pupils who are visually impaired  
18 by providing assistance to teacher preparation programs.

19           13. Coordinate and collaborate with public and private agencies and  
20 organizations that provide services to individuals who are visually impaired,  
21 including the development of employment skills and opportunities.

22           14. Provide other statewide services that relate to the education of children who  
23 are visually impaired.

24           (c) *Additional services.* 1. 'Birth to 2 services.' The center may provide  
25 instruction or services, or both, for children who are under the age of 2 and are

1 visually impaired and their parents. The instruction or services are subject to the  
2 approval of, and shall comply with requirements established by, the department.

3 2. 'Library.' Embossed, clear type or large type books acquired by the center  
4 constitute a circulating collection for persons who are visually impaired. The  
5 collection shall be kept at the center and be under the supervision of its director. All  
6 school age children of the state who are visually impaired may use such books upon  
7 compliance with criteria established by the director of the center and approved by  
8 the state superintendent.

9 3. 'Summer programs.' The center shall provide summer programs each year  
10 for children who are visually impaired.

11 4. 'Adult summer program.' The center shall provide a summer program each  
12 year for adults who are visually impaired. The state superintendent may contract  
13 with other entities to provide this program.

14 5. 'Independent living skills.' With the approval of the state superintendent,  
15 the center may use state-owned housing on the grounds of the center in Janesville  
16 as a facility in which individuals receive instruction in and practice independent  
17 living skills.

18 (d) *Provision of services.* In addition to providing services at the center's facility  
19 in Janesville, the center may provide services at any location in the state and may  
20 operate regional satellite facilities throughout the state to provide services.

21 (4) **NONDISCRIMINATION.** All pupils at the center may equally and freely enjoy  
22 the benefits and privileges of the center, have the use of the library and books of  
23 instruction and receive board, lodging and laundry, without discrimination, except  
24 that the director of the center may determine that board, lodging and laundry may

1 not be provided to an individual because appropriate services are not available for  
2 that individual at the center's residential facilities.

3 (5) CHARGES. The state superintendent may charge for meals, living quarters,  
4 laundry and other services furnished to employes of the center and their families.  
5 The state superintendent may charge for services furnished to visitors at the center  
6 and participants in training programs and institutes.

7 (6) LEASING OF SPACE. The state superintendent may lease space at the center  
8 in Janesville that is not required by the center to any person if the state  
9 superintendent determines that the use will not be inconsistent with the operation  
10 of the center.

11 (7) AUDIT. In the 2002–03 fiscal year, the legislative audit bureau shall perform  
12 a performance evaluation audit of the center. The bureau shall submit copies of the  
13 audit report to the chief clerk of each house of the legislature for distribution to the  
14 appropriate standing committees under s. 13.172 (3) by June 30, 2003.

15 **SECTION 2053j.** 115.53 (2) of the statutes is amended to read:

16 **115.53 (2)** Arrange for vocational, trade or academic training for any pupil in  
17 either state school the school operated by the Wisconsin Center for the Blind and  
18 Visually Impaired or the Wisconsin School for the Deaf qualified to take such  
19 training advantageously, in either a public school or technical college or a private  
20 business establishment in Janesville or Delavan. The public school and the technical  
21 college shall be paid the regular tuition for full-time attendance and proportionally  
22 for part-time attendance by the school district responsible for the provision of a free  
23 appropriate public education under subch. V.

24 **SECTION 2053k.** 115.53 (3) of the statutes is renumbered 115.53 (3) (a) and  
25 amended to read:

1           115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or  
2 prospective pupil of the schools Wisconsin School for the Deaf. The examination shall  
3 be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs).

4           **SECTION 2053L.** 115.53 (3) (b) of the statutes is created to read:

5           115.53 (3) (b) Arrange for ophthalmic or otological examination of any pupil or  
6 prospective pupil of the school operated by the Wisconsin Center for the Blind and  
7 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255  
8 (1) (b), (gh), (gL) or (gs).

9           **SECTION 2053m.** 115.53 (4) and (5) of the statutes are amended to read:

10           115.53 (4) Apply to the board of directors of the University of Wisconsin  
11 Hospitals and Clinics Authority for admission to the University of Wisconsin  
12 Hospitals and Clinics of any pupil ~~in~~ at the state schools Wisconsin School for the  
13 Deaf or the school operated by the Wisconsin Center for the Blind and Visually  
14 Impaired.

15           (a) The application shall be accompanied by the report of a physician appointed  
16 by the ~~appropriate school superintendent of the Wisconsin School for the Deaf or the~~  
17 director of the Wisconsin Center for the Blind and Visually Impaired and shall be in  
18 the same form as reports of other physicians for admission of patients to such  
19 hospital.

20           (b) The net cost of hospital treatment shall be at the rate established under s.  
21 233.40 (1) and shall be ~~chargeable to~~ paid from the appropriation ~~for operating the~~  
22 patient's school under s. 20.255 (1) (b), (gh) or (gs) if the patient is a pupil at the  
23 Wisconsin School for the Deaf or from the appropriation under s. 20.255 (1) (b), (gh),  
24 (gL) or (gs) if the patient is a pupil at the school operated by the Wisconsin Center  
25 for the Blind and Visually Impaired. The state superintendent likewise may

1 authorize payment for the expense of transporting patients to and from the hospital.  
2 The state superintendent shall make payments for the treatment to the University  
3 of Wisconsin Hospitals and Clinics Authority. Funds collected by the state  
4 superintendent on account of the hospitalization shall be ~~deposited in~~ credited to the  
5 appropriation under s. 20.255 (1) ~~(b)~~ (gh) for the school or center concerned.

6 (5) Arrange for visits by members of the staff of either ~~school~~ the Wisconsin  
7 School for the Deaf or the Wisconsin Center for the Blind and Visually Impaired to  
8 other public schools or to families of ~~blind or deaf children~~ or children who are  
9 visually impaired, whenever it appears to the state superintendent that such visits  
10 will be of advantage to ~~blind or deaf~~ such children.

11 **SECTION 2053p.** 115.54 of the statutes is amended to read:

12 **115.54 Compulsory education.** If it appears, by affidavit, to any circuit  
13 judge that any ~~blind or deaf child~~ or child who is visually impaired between the ages  
14 of 6 and 21 is deprived of a suitable education by the failure of the person having the  
15 care and custody of the child to provide a suitable education, the judge shall order  
16 the person to bring the child before the judge. If the material allegations of the  
17 affidavit are denied, the judge shall subpoena witnesses and hear testimony. If the  
18 allegations are admitted or established, the judge may order the child sent to the  
19 ~~school Wisconsin School~~ for the visually handicapped or for the deaf Deaf, the school  
20 operated by the Wisconsin Center for the Blind and Visually Impaired or to some  
21 class or other school for instruction, but the order ~~shall~~ may not make a direct charge  
22 for the class or school against any county.

23 **SECTION 2053q.** 115.55 of the statutes is repealed.

24 **SECTION 2053r.** 115.58 of the statutes is amended to read:

1           **115.58 Park grounds.** The state superintendent may permit the city of  
2 Janesville to use portions of the grounds of the ~~state school for the visually~~  
3 ~~handicapped~~ Wisconsin Center for the Blind and Visually Impaired at Janesville,  
4 which abut on the Rock river, for purposes of operating a city park. Any construction  
5 on such grounds is subject to prior approval by the state superintendent. Any  
6 agreement pursuant hereto shall be cancelable at the option of either party without  
7 liability. Any such grounds so used by the city of Janesville shall be supervised by  
8 the city and shall be subject to the ordinances of the city of Janesville applicable to  
9 city parks.”.

10           **33.** Page 1123, line 7: after that line insert:

11           “**SECTION 2131d.** 121.05 (1) (a) 8. of the statutes is amended to read:

12           121.05 (1) (a) 8. Pupils enrolled in ~~a residential school operated by the state the~~  
13 Wisconsin School for the Deaf or the school operated by the Wisconsin Center for the  
14 Blind and Visually Impaired under subch. III of ch. 115 for whom the school district  
15 is paying tuition under s. 115.53 (2) determined by multiplying the total number of  
16 periods in each day in which the pupils are enrolled in the local public school by the  
17 total number of days for which the pupils are enrolled in the local public school and  
18 dividing the product by 1,080.”.

19           **34.** Page 1127, line 17: after that line insert:

20           “**SECTION 2142m.** 121.54 (3) of the statutes is amended to read:

21           121.54 (3) **TRANSPORTATION FOR CHILDREN WITH DISABILITIES.** Every school board  
22 shall provide transportation for children with disabilities, as defined in s. 115.76 (5),  
23 to any public or private elementary or high school, to the ~~Wisconsin school for the~~  
24 visually handicapped school operated by the Wisconsin Center for the Blind and



1 Visually Impaired or the Wisconsin school School for the deaf Deaf or to any special  
2 education program for children with disabilities sponsored by a state tax-supported  
3 institution of higher education, including a technical college, regardless of distance,  
4 if the request for such transportation is approved by the state superintendent.  
5 Approval shall be based on whether or not the child can walk to school with safety  
6 and comfort. Section 121.53 shall apply to transportation provided under this  
7 subsection.”.

8 **35.** Page 1436, line 16: after that line insert:

9 “SECTION 3176m. 940.295 (1) (q) of the statutes is repealed.

10 SECTION 3176n. 940.295 (2) (j) of the statutes is repealed and recreated to read:

11 940.295 (2) (j) The Wisconsin School for the Deaf under s. 115.52 and the  
12 Wisconsin Center for the Blind and Visually Impaired under s. 115.525.”.

13 **36.** Page 1542, line 13: after that line insert:

14 “(2c) TRANSITION PLAN; WISCONSIN CENTER FOR THE BLIND AND VISUALLY IMPAIRED.

15 The state superintendent of public instruction shall prepare a transition plan that  
16 sets forth specific funding and staffing recommendations for the operation of the  
17 Wisconsin Center for the Blind and Visually Impaired and describe the appropriate  
18 steps for phasing in the appropriate program modifications. The state  
19 superintendent shall consult with the blind and visual impairment education council  
20 in the preparation of the plan. The blind and visual impairment education council  
21 shall review the plan. The state superintendent shall submit the plan to the  
22 governor no later than the first day of the 7th month beginning after the effective  
23 date of this subsection. The state superintendent shall also simultaneously submit

1 a copy of the plan to the legislature in the manner provided under section 13.172 (2)  
2 of the statutes.

3 (2cc) BLIND AND VISUAL IMPAIRMENT EDUCATION COUNCIL. Notwithstanding the  
4 length of term specified in section 15.377 (1) (c) of the statutes, as affected by this act,  
5 the initial members of the blind and visual impairment education council appointed  
6 under section 15.377 (1) (c) 4. and 7. of the statutes, as affected by this act, one of the  
7 members appointed under section 15.377 (1) (c) 1. of the statutes, as affected by this  
8 act, one of the members appointed under section 15.377 (1) (c) 2. of the statutes, as  
9 affected by this act, one of the members appointed under section 15.377 (1) (c) 3. of  
10 the statutes, as affected by this act, and one of the members appointed under section  
11 15.377 (1) (c) 9. of the statutes, as affected by this act, shall serve for terms expiring  
12 on July 1, 2000; the initial members appointed under section 15.377 (1) (c) 5. and 8.  
13 of the statutes, as affected by this act, one of the members appointed under section  
14 15.377 (1) (c) 1. of the statutes, as affected by this act, one of the members appointed  
15 under section 15.377 (1) (c) 2. of the statutes, as affected by this act, one of the  
16 members appointed under section 15.377 (1) (c) 3. of the statutes, as affected by this  
17 act, and one of the members appointed under section 15.377 (1) (c) 9. of the statutes,  
18 as affected by this act, shall serve for terms expiring on July 1, 2001, and the initial  
19 member appointed under section 15.377 (1) (c) 6. of the statutes, as affected by this  
20 act, one of the members appointed under section 15.377 (1) (c) 1. of the statutes, as  
21 affected by this act, one of the members appointed under section 15.377 (1) (c) 2. of  
22 the statutes, as affected by this act, one of the members appointed under section  
23 15.377 (1) (c) 3. of the statutes, as affected by this act, and one of the members

1 appointed under section 15.377 (1) (c) 9. of the statutes, as affected by this act, shall  
2 serve for terms expiring on July 1, 2002.”

3 (END)