

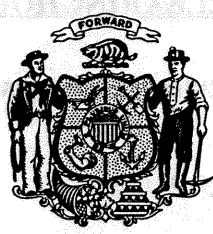
FEB 21 2000

LCRC
FORM 2

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946



Laura D. Rose, Interim Director
Legislative Council Staff
(608) 266-1304

Richard Sweet
Assistant Director
(608) 266-2982

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE 00-014

AN ORDER to create chapter PI 24, relating to state aid for achievement guarantee contracts and aid for debt service.

Submitted by **DEPARTMENT OF PUBLIC INSTRUCTION**

- 01-14-00 RECEIVED BY LEGISLATIVE COUNCIL.
- 02-14-00 REPORT SENT TO AGENCY.

RNS:JLK:jal;rv

LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached YES NO

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached YES NO

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached YES NO

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS [s. 227.15 (2) (e)]

Comment Attached YES NO

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached YES NO

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL REGULATIONS [s. 227.15 (2) (g)]

Comment Attached YES NO

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

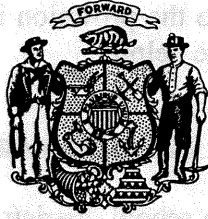
Comment Attached YES NO

WISCONSIN LEGISLATIVE COUNCIL STAFF

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CLEARINGHOUSE RULE 00-014

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

2. Form, Style and Placement in Administrative Code

a. Section PI 24.02 indicates that the aid amount "must" equal \$2,000; it should indicate that the aid amount "shall" equal \$2,000. In s. PI 24.02, "shall" should replace "is required to" and "is also required to." Section PI 24.03 (3) (intro.) indicates that the department "will" estimate the aid; it should indicate that the department "shall" then estimate the aid. Section PI 24.03 (3) (a) indicates that the department "will" enter into contracts; it should indicate that the department "shall" enter into contracts. [See s. 1.01 (2), Manual.]

b. In s. PI 24.06 (1) (b), the reference to "par. (1) (a)" should be changed to "par. (a)." [See s. 1.07 (2), Manual.]

c. In the first sentence of s. PI 24.06 (1) (b), "thereof" should be replaced by a more specific phrase, such as "of the classroom." [See s. 1.01 (9) (c), Manual.]

d. In the last sentence of s. PI 24.06 (1) (b), "said information" should be changed to "the information." [See s. 1.01 (9) (c), Manual.]

e. In s. PI 24.07 (3) and (4), the phrase "department will not pay" should be changed to "department may not pay." [See s. 1.01 (2), Manual.]

4. Adequacy of References to Related Statutes, Rules and Forms

Section PI 24.01 (3) refers to an educational unit that is named on the "PI-1290 fall enrollment report." A cross-reference to the provision in the administrative rules that provides for the submission of this report would be helpful.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. Section PI 24.03 (1) refers to school districts "that were eligible to participate in the 1996-97 and 1998-99 school years." This should be changed to refer to school districts "that were eligible to participate in the SAGE program in the 1996-97 and 1998-99 school years."

b. Section PI 24.03 (1) refers to an enrollment that was "at least 0% low-income." Is this intended?

c. Section PI 24.03 (2) indicates that "Contracts beginning in the 2000-01 school year shall be submitted by April 1, 2000." This should indicate that "Applications for contracts beginning in the 2000-01 school year shall be submitted by April 1, 2000." Also, the phrase "contracts submitted by the initial April 1 deadline" should be changed to "contracts for which an application was submitted by the initial April 1 deadline."

d. In s. PI 24.05, the phrase "school district is eligible" should be changed to "school district, other than a school district under ch. 119, Stats., is eligible." The phrase in s. PI 24.06 (1) (intro.), "other than a school district under ch. 119, Stats.," should be deleted.

Unless these changes are made, the rule incorrectly states that the Milwaukee Public Schools are eligible for state aid for debt service under s. 118.43 (8), Stats., without having to meet the requirements listed in s. PI 24.06. This is contrary to s. 118.43 (8) (a), Stats., which states that the provision for state aid for debt service does not apply to the Milwaukee Public Schools.

e. To avoid duplicative language, the last sentence of s. PI 24.06 (1) (a) (intro.) should be changed to the following: "The resolution shall include all of the following:"

f. Section PI 24.07 (1) indicates that "[t]he department shall develop a proration formula if adequate funds are not available." It is not clear what this proration formula will be based on; for example, will it be based on the total amounts of bonds approved by referendum or based on the total number of low-income students? According to s. 227.10 (1), Stats., the formula should be promulgated as an administrative rule, rather than stating that the Department of Public Instruction must develop a formula.

g. The form PI-SAGE should be updated so that it has current dates.

**PROPOSED ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
CREATING RULES**

The state superintendent of public instruction hereby proposes to create Chapter PI 24, relating to state aid for achievement guarantee contracts and aid for debt service.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 118.43 (6m) and (8) (b) and 227.11 (2) (a), Stats.

Statute interpreted: s. 118.43, Stats.

1999 Wisconsin Act 9 requires the department to promulgate rules relating to 1) state aid for achievement guarantee contracts and 2) aid for debt service. The department intends to promulgate these rules as emergency rules in January 2000.

State Aid for Achievement Guarantee Contracts:

Beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools excluding those that already have such contracts, that are participating in the preschool through grade 5 program under s. 115.45, Stats., or that are in districts that were eligible to participate in 1996-97 and 1998-99 but did not. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. The rules set forth criteria and procedures for accepting and approving contracts, collecting data and paying aid.

Partial Debt Service Reimbursement:

Beginning in the 2000-01 school year, a school district is eligible to receive an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract. The rules establish criteria and procedures for SAGE school districts to receive partial debt service reimbursement.

SECTION 1. Chapter PI 24 is created to read:

CHAPTER PI 24

STATE AID FOR ACHIEVEMENT GUARANTEE CONTRACTS AND

PARTIAL DEBT SERVICE REIMBURSEMENT

SUBCHAPTER I – GENERAL PROVISIONS

PI 24.01 Definitions. In this chapter:

- (1) "Department" means the Wisconsin department of public instruction.
- (2) "SAGE" means the student achievement guarantee in education program created under s. 118.43, Stats.

(3) "School" means an educational unit within a public school district that is named on the PI-1290 fall enrollment report.

SUBCHAPTER II – AID PAYMENT

PI 24.02 Purpose. Under s. 118.43 (2) (br), Stats., beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. This subchapter sets forth school district eligibility requirements and criteria and procedures for accepting and approving contracts, collecting data and paying aid, as required under s. 118.43 (6m), Stats.

PI 24.03 Eligible applicants, contract deadlines and calculation and payment of aid. (1) **ELIGIBLE APPLICANTS.** Except for school districts that were eligible to participate in the 1996-97 and 1998-99 school years and did not participate in the program during either year, a school district is eligible to participate in the SAGE program in the 2000-01 school year if in the 1998-99 school year a school in the district had an enrollment that was at least 0% low-income. The board of an eligible district may then enter into a contract with the department on behalf of one or more schools excluding those that already have contracts under s. 118.43 (3) (a) or (am), Stats., or that are participating in the preschool through grade 5 program under s. 115.45, Stats.

(2) **CONTRACT DEADLINES.** Contracts beginning in the 2000-01 school year shall be submitted by April 1, 2000. Subsequent deadlines may be established by the department if additional funds are available after funding contracts submitted by the initial April 1 deadline. The department's authority to enter into contracts ends June 30, 2001.

(3) **AID CALCULATION.** After the initial April 1 date for submission of contract materials has passed, the department shall estimate the amount of aid to be paid in the 2000-01 school year to each school that already has a contract under s. 118.43 (3) (a) or (am), Stats., and subtract those amounts from the total aid available. The department will then estimate the aid for each school for which a contract has been submitted under s. 118.43 (3) (ar), Stats., as follows:

(a) If the amount of aid needed to fully fund all the contracts submitted under s. 118.43 (3) (ar), Stats., is more than the amount remaining in the appropriation after subtracting the estimated payments to schools with contracts under s. 118.43 (3) (a) or (am), Stats., the department shall rank the contracts submitted under s. 118.43 (3) (ar), Stats., based on the low-income enrollment of each school. The department will enter into contracts on behalf of all schools that it estimates can be fully funded at the required rate from the amount of aid available, giving priority to the schools that have the highest percentage of low-income enrollment. The department shall determine the low-income enrollment for each school using subsidized lunch eligibility data collected by the department.

(b) If the amount of aid needed to fully fund all the contracts submitted under s. 118.43 (3) (ar), Stats., is less than the amount remaining in the appropriation after subtracting the estimated payments to schools with contracts under s. 118.43 (3) (a) or (am), Stats., the department shall enter into contracts with the districts on behalf of all schools for which contracts have been submitted by the established deadline dates.

(c) If unallocated funds remain in the appropriation after the actual amounts of aid to be paid to all participating schools with contracts under s. 118.43 (3) (a), (am) and (ar), Stats., have been calculated after the beginning of the 2000-01 school year, the department shall continue to solicit contracts throughout the 2000-01 school year and enter into contracts as they are submitted until the maximum possible amount of aid has been distributed.

(4) PAYMENT OF SAGE AID. The department shall pay aid 3 times during the school year at the end of October, January and June upon the school district meeting the reporting requirements specified under the contract.

NOTE: PI-SAGE, Student Achievement Guarantee in Education (SAGE) Five-Year Achievement Guarantee Contract, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

 SUBCHAPTER III – STATE AID FOR DEBT SERVICE

PI 24.05 Purpose. Under s. 118.43 (8), Stats., beginning in the 2000-01 school year, a school district is eligible for an aid payment equal to 20% of the district's annual debt service on bonds approved by referendum prior to June 30, 2001 where a portion of the bond proceeds is to be used to fulfill a contract under s. 118.43, Stats. This subchapter sets forth criteria and procedures for awarding state aid for SAGE related debt service.

PI 24.06 Eligible applicants and program requirements. (1) A school district other than a school district under ch. 119, Stats., shall meet all of the following requirements to receive an amount equal to 20% of the annual SAGE related debt service cost on bonds:

(a) On or after October 29, 1999, the school board shall adopt an initial resolution under s. 67.05 (6a), Stats., for issuance of bonds where the purpose for borrowing includes providing funds for classroom expansion necessary to fulfill a contract under s. 118.43, Stats. The school board shall submit a copy of the resolution to the department as required under s. 120.115 (1) (a), Stats. A copy of the resolution shall be submitted to the department and shall include all of the following:

1. The total amount to be borrowed.
2. The amount of borrowing proceeds that will be used for SAGE classroom expansion.

(b) A copy of the resolution submitted under par. (1) (a) shall be accompanied by a statement signed by the school board president and school board clerk on a form provided by the department identifying the amount of the bond proceeds that are required for SAGE classroom expansion by construction or renovation and the related furnishing and equipping thereof. The department shall approve or disapprove the amount identified as being necessary to fulfill a contract under s. 118.43, Stats. Before making a decision regarding approval or disapproval of the amount, the department may require the district to furnish additional documentation from a 3rd party as to the reasonableness of the amount identified for SAGE

purposes. The department shall issue a decision in writing to the school district after receiving all requested information within 10 working days of receipt of said information.

NOTE: PI-7205 SAGE Classroom Expansion, Application for State Aid, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

(c) Within 10 days after holding the referendum authorizing the school district to incur debt on the initial resolution, the school board shall notify the department of the approval or rejection of the referendum as required under s. 120.115(1)(b), Stats.

(d) Within 10 days after adopting or revising a schedule for the payment of debt service under this subchapter, the school board shall submit the schedule to the department.

(2) If an initial resolution was adopted on or after October 29, 1999 but did not meet the requirements under sub. (1), the school board may adopt a supplemental resolution to amend the initial resolution to fulfill the requirements of sub. (1) and of s. 67.05 (6a), Stats.

(3) A school board shall hold a referendum before June 30, 2001, in order to receive aid under this subchapter.

PI 24.07 Payment of debt aid. (1) The department shall make an aid payment on a current fiscal year basis to the district in an amount equal to 20% of the SAGE portion of the debt service payment, excluding any payments required on bond anticipation notes. The department shall develop a proration formula if adequate funds are not available.

(2) The department shall calculate the SAGE portion of debt payment as the percentage of the original amount approved for SAGE purposes under PI 24.06 (1) (a) 2. to the total amount borrowed under s. PI 24.06 (1) (a) 1., multiplied by the annual debt service payment.

(3) The department will not pay aid to school districts under this subchapter for SAGE related school district referenda held on or after June 30, 2001.

(4) The department will not pay aid to school districts under this subchapter if the school district does not comply with the requirements under this subchapter.

(5) The school district shall certify to the department annually, on a form provided by the department, all of the following:

(a) Debt service payments eligible for aid under this subchapter for the current fiscal year.

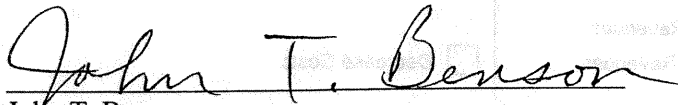
(b) The amount identified under s. PI 24.06 (1) (a) 2. was expended for SAGE classroom expansion purposes and no other purpose. No annual aid payment shall be made to the school district until the department receives this certification. The school board president and school board clerk shall sign this attestation.

NOTE: PI-7206 SAGE Classroom Expansion, State Aid Claim, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

(6) The school district under this subchapter shall record payments received as revenue in the district's general fund.

The proposed rules contained in this order shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register, as provided in s. 227.22(2)(intro.), Stats.

Dated this 14th day of January, 2000



John T. Benson
State Superintendent

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FISCAL ESTIMATE FORM

1999 Session

ORIGINAL
 CORRECTED

UPDATED
 SUPPLEMENTAL

LRB #

Introduction #

Admin. Rule # Chapter PI 24

Subject

State aid for achievement guarantee contracts and partial debt service reimbursement

Fiscal Effect

State: No State Fiscal Effect (See attached)
Check columns below only if bill makes a direct appropriation
or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb
Within Agency's Budget Yes No

Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

GPR FED PRO PRS SEG

SEG-S

Affected Ch. 20 Appropriations

ss. 20.255 (2) (cs), (cu), and (cv)

Assumptions Used in Arriving at Fiscal Estimate:

State Aid for Achievement Guarantee Contracts:

Under s. 20.255 (2) (cu) and (cv), Stats., 1999 Wisconsin Act 9 appropriated \$18,484,000 in 1999-2000 and \$58,754,600 in 2000-2001 for the department to pay aid to schools participating in the SAGE program. As required by the Act, the rule establishes criteria and procedures for paying state aid for achievement guarantee contracts. The department will pay an amount equal to \$2,000 per low-income pupil enrolled in the participating schools. In making these payments for schools covered by contracts under s. 118.43 (3) (ar), Stats., the department shall give priority to schools that have the highest percentage of low-income pupil enrollment and shall ensure that it fully distributes the amount appropriated.

Since the Act did not allocate staff resources to administer the program, the department is reallocating limited state and federal funds for this purpose. The rules will have no fiscal effect on local governments or small businesses.

Partial Debt Service Reimbursement:

Under s. 20.255 (2) (cs), Stats., 1999 Wisconsin Act 9 appropriated \$3,000,000 in 2000-01 for the department to pay to SAGE school districts an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract. As required by the Act, the rule establishes criteria and procedures for SAGE school districts to receive partial debt service reimbursement.

It is assumed that there will be additional costs to the department to administer this program. It is expected that these costs will be absorbed by the agency. The rules will have no fiscal effect on local governments or small businesses.

Long-Range Fiscal Implications:

Prepared By:

Lori Slauson 267-9127
Department of Public Instruction

Authorized Signature / Telephone No.

Gina Frank-Reece
Gina Frank-Reece (608) 266-2804

Date

1/5/00



Wisconsin Department of Public Instruction
SAGE CLASSROOM EXPANSION
APPLICATION FOR STATE AID
 PI-7205 (New 1-00)

INSTRUCTIONS: Complete two copies. Retain one copy for district files. Return completed form to:

WISCONSIN DEPARTMENT OF PUBLIC INSTRUCTION
 Attn: Gene Fornecker, CPA
 SCHOOL FINANCIAL SERVICES
 P.O. BOX 7841
 MADISON, WI 53707-7841

Collection of this information is a requirement of s.118.4 (8), Wis. Stats. and Admin. Rule, PI 24.06.

GENERAL INFORMATION

School District	Mailing Address <i>Street, City, State, Zip</i>	
Contact Person	Title	Telephone <i>Area/No.</i>
Total Proposed Bond Issue Amount \$	Amount of Bond Proceeds to be Used for SAGE Classroom Expansion \$	

Describe the district's proposed SAGE classroom expansion as it related to the bond proceeds indicated above. *Attach additional page if necessary.*

(This area is intentionally left blank for the district to describe the proposed SAGE classroom expansion.)

BUDGET ITEMS

Indicate in the categories below how the proceeds of borrowing related to SAGE classroom expansion will be used.

Item	Amount
Construction Costs <i>Including new building costs and renovations of old structures.</i>	\$
Equipment—Noncomputer	\$
Computer Equipment	\$
Other <i>Specify</i>	\$
Total	\$

SIGNATURES

WE HEREBY CERTIFY that the information contained in this document is accurate, to the best of our knowledge, and believe the cost information contained represents at this time our best estimate of the district's future plans for expending the amount of borrowing proceeds allocated for SAGE classroom expansion purposes.

Name <i>Type or Print</i>	Title	Signature	Date Signed
	School Board President	➤	
	School Board Clerk	➤	



Wisconsin Department of Public Instruction
SAGE CLASSROOM EXPANSION
CLAIM FOR STATE AID
 PI-7206 (New 1-00)

INSTRUCTIONS: Complete two copies. Retain one copy for district files. Return original by **MAY 15, 2000**, to:

WISCONSIN DEPARTMENT OF PUBLIC INSTRUCTION
FINANCE AND MANAGEMENT
SCHOOL FINANCIAL SERVICES
 Attn: Gene Fornecker, CPA
 P.O. BOX 7841
 MADISON, WI 53707-7841

Collection of this information is a requirement of s.118.43 (8), Wis. Stats. and Admin. Rule, PI 24.07.

GENERAL INFORMATION

School District	Mailing Address <i>Street, City, State, Zip</i>		
Contact Person	Title	Telephone Area/No.	
Total Bond Issue Amount \$	Amount of Bond Proceeds Approved for SAGE Classroom Expansion \$	Current Fiscal Year End Date June 30, _____	

AID FOR DEBT SERVICE CALCULATION

1. Principal Payments During the Year <i>Excluding BAN (Bond Anticipation Note) Payments</i>	\$
2. Interest Payments During the Year <i>Excluding BAN (Bond Anticipation Note) Payments</i>	\$
3. Total Debt Service Payment	\$
4. Approved SAGE Debt Service Percentage	%
5. Total Debt Service Payment Eligible for State Aid	\$
6. State Aid for Debt Service (at 20%) of Total	\$

SIGNATURES

WE HEREBY CERTIFY that the information contained in this document is accurate, and believe that all bond proceeds allocated for SAGE classroom expansion were expended for that purpose and no other purpose.

Name <i>Type or Print</i>	Title	Signature	Date Signed
	School Board President	>	
	School Board Clerk	>	

II. CONTRACT REQUIREMENTS (cont.)

i) Describe how the 15:1 class size requirement will be implemented in grades K and 1 in this school next year—1998-99. Indicate the approximate number of additional teachers to be hired, and any other arrangements, such as sending "excess" children to other schools in the district, using mobile classrooms or using/renting space off site, having teachers share classrooms, having teachers and groups of students alternate use of classrooms, libraries or other available space, implementation of split shifts, implementation of year-around programming, or use of combined grades or multiage groupings.

2. Education and Community Services—The statutes (s. 118.43(3)(b)) require the board for each participating school to keep the school open every day from early in the morning until late in the day as specified in the contract and to collaborate with community organizations to make educational and recreational opportunities, as well as a variety of community and social services, available in the school to all school district residents. The statutes (s.118.43(4)(a)) also require that each contract include a description of how the school will implement this requirement.

a) Building Hours—In the table below provide information about the total number of hours this school building is expected to be open for scheduled student, family or community services or activities in the current school year—1997-98, and the total number of hours the building is expected to be open for such activities next year—1998-99.

	Actual /Expected for 1997-98	Planned for 1998-99
Before the regular school day		
After the regular school day		
On weekends		
During the summer		

II. CONTRACT REQUIREMENTS (cont.)

b) **Student Activities and Services**—In the table below provide the requested information for any of the listed activities or services that take place or are provided in this school or that will take place or be provided in this school, or that take place in a nearby location under the direct sponsorship of the school, during the current school year—1997-98. You may also add activities or services, such as student clubs, youth sports programs sponsored by community organizations, or any other activities that are or will be provided for, available to, or coordinated by the students in this school, done for the benefit of students, available in this school, or a nearby location under the direct sponsorship of the school. *Do not include activities such as additional band practice in preparation for a concert or school-sponsored athletics that are directly related to regular instruction that takes place during the regular school day or during approved summer school classes.*

Instructions:

Col. 2: Frequency: Indicate how often the activity takes place (examples: annually, monthly, biweekly, weekly, daily).

Col. 3: Scheduled Time: Indicate the time of day the activity takes place (examples: 7:30 to 8 am, 4 to 5:30 pm).

Col. 4: Total Hours: Indicate the total number of hours the activity is expected to take place during the current year (examples: a breakfast program available from 7:45 to 8:15 equals 90 hours (30 min/day x 180 days), a 4-H group that meets from 7 to 8 one day per month throughout the calendar year equals 12 (1 hr/mo. x 12 months).

Col. 5: Total Students: An unduplicated count of the total number of children who participated in the activity or received the service, or who are anticipated to participate by the end of the current school year, if a count or estimate is available (examples: 13 signed up for Cub Scouts, 83 dropped in for homework help sometime during the year). If no estimate is available, enter NA.

1. Activity/Service	2. Frequency	3. Scheduled Time	4. Total Hours	5. Total Students
Child Care				
Health Clinic				
Breakfast				
Tutoring (before/after regular school day only)				
Homework Helpline				
Extended Library Hours				
Community Recreation (for youth)				
Girl Scouts/Brownies				
Boy Scouts/Cub Scouts				
Music Lessons (before/after regular school day only)				
Summer Library Program				
Head Start				
TOTALS				

Describe any changes in student activities in this school, or a nearby location sponsored by the school, planned for next year—1998-99. Indicate any current activities that will be eliminated, and list any new activities or services that will be provided. Include times, dates and anticipated number of participants, if possible.

II. CONTRACT REQUIREMENTS (cont.)

c) **Family/Community Activities and Services**—In the table below provide the requested information for any of the listed activities or services that take place or are provided in this school, or that will take place or be provided in this school, or that take place in a nearby location if they are provided under the direct sponsorship of the school during the current school year—1997-98. You may also add other activities, such as clubs, classes, or sports programs sponsored by community organizations, or any other activities that were provided for, available to, or coordinated by community residents, that were done for the benefit of the families of students or other adult community residents, that took place in this school, or a nearby location under the direct sponsorship of the school.

Instructions:

Col. 2: **Frequency:** Indicate how often the activity takes place (examples: annually, monthly, biweekly, weekly, daily).

Col. 3: **Scheduled Time:** Indicate the time of day the activity takes place (examples: 7:30 to 8 am, 4 to 5:30 pm).

Col. 4: **Total Hours:** Indicate the total number of hours the activity is expected to take place during the year (examples: an exercise club that uses the gym from 7:45 to 8:15 am every school day equals 90 hours (30 min/day x 180 days), an advisory council that meets from 7 to 9 pm one day per month throughout the calendar year equals 24 hours (2 hr/mo. x 12 months).

Col. 5: **Total Participants:** An unduplicated count of the total number of persons that participated in the activity or received the service or expected to participate by the end of the current school year, if a count or estimate is available (examples: 23 signed up for the PTO, 50 participated in community recreation programs sometime during the year). If no estimate is available, enter NA.

1. Activity/Service	2. Frequency	3. Scheduled Time	4. Total Hours	5. Total Participants
Social Services Outreach				
Health Clinic				
Family Resource Center				
Adult Technical College Classes				
GED Preparation				
Extended Library Hours				
Community Recreation (for adults)				
FAST				
PTA				
PTO				
Community Education				
Even Start Family Literacy				
Parent/Community Advisory Council				
TOTALS				

Describe any changes in family/community activities in this school, or a nearby location sponsored by the school, planned for next year—1998-99. Indicate any current activities that will be eliminated, and list any new activities or services that will be provided. Include times, dates and anticipated number of participants, if possible.

II. CONTRACT REQUIREMENTS (cont.)

d) Site Council—Describe the parent/community advisory council, site-based management council, or any other type of group constituted to regularly provide advice to school staff regarding school practices and policies, that currently operates in this school. If no such group exists, describe the plans, if any, to create such a group.

e) Needs Assessment—Describe any survey or assessment conducted since 1995 to determine the needs of the local community related to education and human services and the uses that might be made of the school facility to meet those needs. Indicate the year it was completed and summarize the results/findings. If no needs assessment has been done recently, describe the plans, if any, to conduct such an assessment.

f) Volunteers—In the table below indicate the total number of persons who have volunteered in this school, or who are expected to volunteer, sometime during the current school year—1997-98 and the approximate number expected next year—1998-99.

1997-98 Volunteers	Estimated 1998-99 volunteers

g) Volunteer Recruitment—Describe the process currently used to recruit parents or other community members to volunteer in the classrooms, libraries, or for other educational activities and services sponsored by the school. If no such formal process exists, describe the plans, if any, to implement such a process.

3. Curriculum—The statutes (s. 118.43(3)(c)) require the board of each participating school to provide a rigorous academic curriculum designed to improve pupil achievement, to review the curriculum to determine how well it promotes achievement, and, if necessary, outline changes needed to improve achievement. The statutes (s.118.43(4)(a)) also require that each contract include a description of how the school will implement this requirement.

a) Curriculum Review—Has there been any review of the reading, language arts or mathematics curriculum for kindergarten, first, second, or third grade conducted since 1995? If yes, indicate which subjects/grades have been reviewed, and when.

II. CONTRACT REQUIREMENTS (cont.)

b) Curriculum Changes—If one or more reviews have been done, summarize the changes that were made, or that will be made next year, designed to improve pupil achievement.

c) Plans—If no reviews have been done recently, describe the district's plans, if any, to conduct reviews of the K-3 reading, language arts or mathematics curriculums over the next five years.

4. Staff Development and Accountability—

4.1 Transition Program for New Employees—The statutes (s. 118.43(3)(d)1) require the board of each participating school to develop a one-year program for all newly-hired employees that helps them make the transition from their previous employment or school to their current employment. DPI guidelines direct that this program must be provided to all new employees in the participating school, including administrative and support staff in addition to teachers, and applies to persons transferring into the school as well as persons entering their first job. The statutes (s.118.43(4)(a)) also require that each contract include a description of how the school will implement this requirement.

a) Teachers—Describe the transition (or induction, mentoring, coaching or orientation) program currently provided by the district for teachers or other licensed professional staff members new to this school. If there is no such program, describe the district's plans, if any, to implement such a program next year.

b) Administrators—Describe the transition (or induction, mentoring, coaching or orientation) program currently provided by the district for administrators new to this school. If there is no such program, describe the district's plans, if any, to implement such a program next year.

c) Support Staff—Describe the transition (or induction, mentoring, coaching or orientation) program currently provided by the district for support staff new to this school. If there is no such program, describe the district's plans, if any, to implement such a program next year.

4.2 Planning Time—The statutes (s. 118.43(3)(d)2) require the board of each participating school to provide time for employees to collaborate and plan. DPI guidelines direct that such time must be provided to all staff in the school. The statutes (s.118.43(4)(a)) also require that each contract include a description of how the school will implement this requirement.

a) Teachers—1997-98—How much planning time is provided by the district for teachers in this school during the current school year—1997-98? Indicate when it is provided (before/after the school day, during school hours, during the summer) and how often (daily, weekly, monthly, etc.).

II. CONTRACT REQUIREMENTS (cont.)

- b) **Teachers—1998-99**—Describe the district's plans, if any, to increase planning time for *teachers* in this school next year—1998-99.
- c) **Administrators—1997-98**—How much planning time is provided by the district for *administrators* in this school during the current school year—1997-98? Indicate when it is provided (before/after the school day, during school hours, during the summer) and how often (daily, weekly, monthly, etc.).
- d) **Administrators—1998-99**—Describe the district's plans, if any, to increase planning time for *administrators* in this school next year—1998-99.
- e) **Support Staff—1997-98**—How much planning time is provided by the district for *support staff members* in this school during the current school year—1997-98? Indicate when it is provided (before/after the school day, during school hours, during the summer) and how often (daily, weekly, monthly, etc.).
- f) **Support Staff—1998-99**—Describe the district's plans, if any, to increase planning time for *support staff members* in this school next year—1998-99.
- g) **Collaboration 1997-98**—Describe the nature and frequency of collaborative planning activities in which *all staff* in this school had or will have the opportunity to participate during the current school year—1997-98.
- h) **Collaboration 1998-99**—Describe the district' plans, if any, to increase the amount of collaborative planning time available for *all staff* in this school next year—1998-99.

II. CONTRACT REQUIREMENTS (cont.)

4.3 **Professional Development Plans**—The statutes (s. 118.43(3)(d)3) require the school board of each participating school to require that each teacher and administrator submit to the board a professional development plan that focuses on how the individual will help improve pupil academic achievement. It also requires that each plan include a method by which the individual will receive evaluations, from a variety of sources, on the success of his or her efforts. The statutes (s.118.43(4)(a)) also require that each contract include a description of how the school will implement this requirement.

a) **Administrators**—Describe the personal improvement or professional development plans currently used by *administrators* in this school. Indicate if the plans are optional or required, how they are developed (by the individual, or by the individual and a supervisor, for example) and how they are used (solely by the individual for personal growth, or as part of an annual formal evaluation, for example). If no such plans are currently required, describe the district's plan to implement the use of such plans next year.

b) **Teachers**—Describe the personal improvement or professional development plans currently used by *teachers* in this school. Indicate if the plans are optional or required, how they are developed (by the individual, by the individual and a supervisor) and how they are used (solely by the individual for personal growth, as part of an annual formal evaluation). If no such plans are currently required, describe the district's plan to implement the use of such plans next year.

4.4 **Staff Development Review**—The law (s. 118.43(3)(d)4) requires the board of each participating school to regularly review staff development plans to determine if they are effective in helping to improve pupil academic achievement. The statutes (s.118.43(4)(a)) also require that each contract include a description of how the school will implement this requirement.

a) **Inservice Programming**—Describe the process currently used by the district to establish the staff development or inservice training opportunities that are offered to staff in the district, and the process used by the district to evaluate the effectiveness of this programming to improve pupil achievement. Include information about who establishes inservice programming, and how the effectiveness of the programming is evaluated. If the district currently has no formal process in place to evaluate the effectiveness of staff development or inservice programming, describe the district's plans, if any, to institute such a process next year.

b) **Individual Professional Development Plans**—If teachers and/or administrators in this school currently utilize individual professional development plans (as described under section 4.3) describe how those plans are currently reviewed by the district (for example, supervisors and the employees have an annual conference to review and evaluate the plans, evaluate results and make modifications for next year, or staff members share their self evaluations with peers, parents and supervisors and get written comments), If individual professional development plans are not yet in use in the district, describe the district's plans for use of these documents once their use has been implemented.

II. CONTRACT REQUIREMENTS (cont.)

4.5 Evaluation Process—The law (s. 118.43(3)(d)5.) requires the board of each participating school to establish an evaluation process for professional staff members that identifies individual strengths and weaknesses, clearly describes areas in need of improvement, includes a support plan that provides opportunities to learn and improve, documents performance in accordance with the plan, allows professional staff members to comment on and contribute to revisions of the evaluation process, and provides for the dismissal of professional staff members whose failure to learn and improve has been documented over a two-year period. DPI guidelines define professional staff members to include administrators, counselors, teachers, and other DPI-licensed staff who directly serve and regularly interact with children in the SAGE program, who are directly responsible for carrying out the requirements in s. 118.43(3), or who are responsible for achieving the performance objectives developed under s. 118.43(4)(c). DPI guidelines also define dismissal to mean transfer to another school in the district, to grades other than those covered by the SAGE program, or to noninstructional duties.

a) **Administrators**—Describe the evaluation process currently used in this school for principals and other school administrators. Does the current process:

	Yes	No
identify individual strengths and weaknesses?	<input type="checkbox"/>	<input type="checkbox"/>
clearly describe areas in need of improvement?	<input type="checkbox"/>	<input type="checkbox"/>
include a support plan that provides opportunities to learn and improve?	<input type="checkbox"/>	<input type="checkbox"/>
document performance in accordance with the plan?	<input type="checkbox"/>	<input type="checkbox"/>
allow staff members to comment on and contribute to revisions of the evaluation process?	<input type="checkbox"/>	<input type="checkbox"/>
provide for dismissal/transfer of staff members whose failure to learn and improve has been documented over a two-year period?	<input type="checkbox"/>	<input type="checkbox"/>

If the answer to any of the questions above was "no", describe the district's plan to modify the administrator evaluation process next year.

b) **Teachers**—Describe the evaluation process currently used in this school for teachers and other DPI licensed professional staff members. Does the current process:

	Yes	No
identify individual strengths and weaknesses?	<input type="checkbox"/>	<input type="checkbox"/>
clearly describe areas in need of improvement?	<input type="checkbox"/>	<input type="checkbox"/>
include a support plan that provides opportunities to learn and improve?	<input type="checkbox"/>	<input type="checkbox"/>
document performance in accordance with the plan?	<input type="checkbox"/>	<input type="checkbox"/>
allow staff members to comment on and contribute to revisions of the evaluation process?	<input type="checkbox"/>	<input type="checkbox"/>
provide for dismissal/transfer of staff members whose failure to learn and improve has been documented over a two-year period?	<input type="checkbox"/>	<input type="checkbox"/>

If the answer to any of the questions above was "no", describe the district's plan to modify the teacher evaluation process next year.

III. OTHER CONTRACT PROVISIONS

1. Measures of Achievement—The statutes (s. 118.43(4)(b)) require each achievement guarantee contract to include a description of the method that the school district will use to evaluate the academic achievement of the pupils enrolled in the school.

a) Describe the methods currently in use in the school district to compare the performance of pupils in this school to the performance of other pupils in the district, or to determine if the pupils in this school are meeting the academic achievement goals of the district. Include names of the tests or other assessment instruments, and descriptions of any other standardized measures that are currently in use.

III. OTHER CONTRACT PROVISIONS (cont.)

b) Describe the changes, if any, to be made over the next 5 years in the methods used by the school district to compare the performance of pupils in this school to the performance of other pupils in the district, or to determine if the pupils in this school are meeting the academic achievement goals of the district. Include names of the tests or other assessment instruments, and descriptions of any other standardized measures that will be used.

2. Performance Objectives—The statutes (s. 118.43(4)(c)) require that each achievement guarantee contract include a description of the school's performance objectives for the academic achievement of its pupils and the means to be used to evaluate success in attaining the objectives.

(See "SAGE School Academic Performance Objectives-1998-99-separate forms attached. Performance objectives will be due October 1.)

3. WRCT Scores—The statutes (s. 118.43 (4)(c)1)) require that each school's performance objectives shall include, where applicable, improvement in the scores on the examinations administered to pupils under s. 121.02(1)(r), the Wisconsin Reading Comprehension Test, formerly the Third Grade Reading Test.

If this school includes third grade, complete the following (report actual 1997-98 data as an addendum to the contract when the scores become available)

	1996-97 Actual	1997-98 Actual	1998-99 Goal
Percent scoring above the standard/scoring as proficient or above			

4. District Educational Goals—The statutes (s. 118.43 (4)(c) 2)) require that each school's performance objectives shall include the attainment of any educational goals adopted by the school board.

List any district educational goals applicable to this school. If there are no district goals applicable to this school, enter NA.

Goal 1
Goal 2
Goal 3
Goal 4
Goal 5

III. OTHER CONTRACT PROVISIONS (cont.)

5. Professional Development—The statutes (s. 118.43 (4)(c) 3)) require that each school's performance objectives shall include professional development with the objective of improving pupil academic achievement.

List the professional development, educational and training opportunities focused on improving pupil academic achievement that will be provided by the district to the staff in this school next year—1998-99.

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6. Community Involvement in Decision-Making—The statutes (s. 118.43 (4)(c) 4) require that each school's performance objectives shall include the methods by which the school involves pupils, parents or guardians of pupils, and other school district residents in decisions affecting the school.

Describe the methods currently used by the school during to involve students, families, and other district residents in decisions affecting the school, and the changes, if any, planned for next year—1998-99.

[Faint, illegible text, likely bleed-through from the reverse side of the page.]

IV. SIGNATURES—SCHOOL

We have participated in the development of this contract and in the identification of the required performance objectives.

Signature of School Principal	Date Signed
➤	
Signature of Kindergarten Teacher(s)	Date Signed
➤	
Signature of First Grade Teacher(s)	Date Signed
➤	
Signature of Second Grade Teacher(s)	Date Signed
➤	
Signature of Third Grade Teacher(s)	Date Signed
➤	

V. STIPULATIONS—SCHOOL BOARD

Comparison Groups. The school board agrees to allow the SAGE program evaluators access to any school or schools in the district that have been identified as appropriate comparison groups for the purpose of gathering program and achievement data.

Contract Termination. The school board agrees to provide at least 60 days written notice of its intent to withdraw from the contract during the school year and agrees to provide written notice no later than June 30 of its intent to end its participation after that school year.

Program Evaluation. The school board agrees to provide to individuals representing the organization under contract with the department to conduct the required program evaluation access to staff and students in the school; that school and district staff members will collect, maintain, and report data necessary for the evaluation; and that the school will share information about its programs and achievements with other schools, researchers, and members of the public. For purposes of the SAGE evaluation, research staff may visit and observe classrooms; interview students, school staff members, and community members; and review records and documentation maintained by participating schools to demonstrate compliance with the program requirements.

Reporting. The school board agrees to collect, maintain, and report data and information requested by the department, including student demographic and family income data and academic achievement information to document pupil achievement and the attainment of performance objectives, to provide information necessary for the calculation of aid, and for the purposes of the required program evaluation.

Staff Information. The school board stipulates that staff members in this school who will be teaching in the grades covered by the SAGE program or who will be responsible for implementing the program have been fully informed about the program requirements, have had the opportunity to participate in the development of the academic achievement goals and performance objectives specified in this contract, have had the opportunity to comment on and contribute to revisions in the staff evaluation process, and have agreed to the conditions in s. 118.43(3)(d).

Test Administration. The school board agrees to implement any pupil assessments required as part of the SAGE program evaluation.

Use of Aid. The school board agrees to use the aid provided for this program to satisfy the terms of the contract and agrees to provide budget, financial and program reports requested by the department.

Waivers. If a waiver related to this contract has been requested, a description of the statute or rule to be waived and a copy of the document granting approval of the waiver is attached to this contract.

VI. STIPULATIONS— DEPARTMENT OF PUBLIC INSTRUCTION

Consultation. The department agrees to provide the assistance requested by the school board related to the review of the school's current curriculum as required under s. 118.43(3)(c).

Contract Termination. The department agrees to provide written notice to the school board no later than July 31, 1999, of its intent to terminate the contract after the 1998-99 school year if a determination is made that the board has not fully implemented the requirements under s. 118.43(3). The department agrees to provide written notice to the school board no later than July 31 of any subsequent year of its intent to terminate the contract if a determination has been made that the board has violated the terms of its contract or has not made sufficient progress toward achieving its performance objectives.

Data Confidentiality. The department agrees that any student-level or other individually identifiable data collected for the purposes of the program will be maintained in accordance with the confidentiality provisions in state and federal law.

Release of Reports. The department agrees to provide the board with a draft copy of any report prepared for the purposes described under s. 118.43(5) and provide the board with the opportunity to submit corrected data or provide an explanation for the conditions or outcomes described in such a report.

VII. SIGNATURES

I HEREBY CERTIFY that the information provided herein is true and correct to the best of my knowledge.

Signature of School Board President ➤	Date Signed
Signature of District Administrator ➤	Date Signed
APPROVED AND AGREED to by the Department of Public Instruction	
Signature of State Superintendent/Designee ➤	Date Signed



State of Wisconsin Department of Public Instruction

Mailing Address: P.O. Box 7841, Madison, WI 53707-7841
125 South Webster Street, Madison, WI 53702
(608) 266-3390 TDD (608) 267-2427 FAX (608) 267-1052
Internet Address: www.dpi.state.wi.us

FEB 16 2000

John T. Benson
State Superintendent

Steven B. Dold
Deputy State Superintendent

February 11, 2000

Dear Colleague:

The Department of Public Instruction will hold a public hearing to consider emergency and proposed permanent rules, relating to state aid for achievement guarantee contracts and aid for debt service. Emergency rules were promulgated by the department effective January 28, 2000. The hearing will be held as follows:

DATE AND TIME

March 15, 2000
3:00 - 4:00 p.m.

LOCATION

Madison
GEF 3 Building
125 South Webster St.
Room 041

The hearing site is fully accessible to people with disabilities. If you require reasonable accommodation to access any meeting, please call David Carlson, Director, School Financial Services, at (608) 266-6968 or leave a message with the Teletypewriter (TTY) at (608) 267-2427 at least 10 days prior to the hearing date. Reasonable accommodation includes materials prepared in an alternative format, as provided under the Americans with Disabilities Act.

The administrative rule is available on the internet at <http://www.dpi.state.wi.us/dfm/sfms/sage.html>. A copy of the rule and the fiscal estimate may be obtained by sending an email request to lori.slauson@dpi.state.wi.us or by writing to Mr. Carlson or Lori Slauson, Administrative Rules and Federal Grants Coordinator, Department of Public Instruction, 125 South Webster Street, P.O. Box 7841, Madison, WI 53707. Written comments on the proposed rules received at the above address no later than March 20, 2000, will be given the same consideration as testimony presented at the hearing. Comments submitted via email will not be accepted as formal testimony.

1999 Wisconsin Act 9 requires the department to promulgate rules relating to 1) state aid for achievement guarantee contracts and 2) aid for debt service.

1) State Aid for Achievement Guarantee Contracts.

Beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools excluding those that already have such contracts, that are participating in the preschool through grade 5 program under s. 115.45, Stats., or that are in districts that were eligible to participate in 1996-97 and 1998-99 but did not. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. The rules set forth criteria and procedures for accepting and approving contracts, collecting data and paying aid.



2) Partial Debt Service Reimbursement.

Beginning in the 2000-01 school year, a school district is eligible to receive an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract. The rules establish criteria and procedures for SAGE school districts to receive partial debt service reimbursement.

Sincerely,

Lori L. Slauson

Lori L. Slauson
Administrative Rules and Federal Grants Coordinator

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
ADOPTING EMERGENCY RULES**

The state superintendent of public instruction hereby proposes to create Chapter PI 24, relating to state aid for achievement guarantee contracts and aid for debt service.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 118.43 (6m) and (8) (b) and 227.11 (2) (a), Stats.

Statute interpreted: s. 118.43, Stats.

1999 Wisconsin Act 9 requires the department to promulgate rules relating to 1) state aid for achievement guarantee contracts and 2) aid for debt service.

State Aid for Achievement Guarantee Contracts:

Beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools excluding those that already have such contracts, that are participating in the preschool through grade 5 program under s. 115.45, Stats., or that are in districts that were eligible to participate in 1996-97 and 1998-99 but did not. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. The rules set forth criteria and procedures for accepting and approving contracts, collecting data and paying aid.

Partial Debt Service Reimbursement:

Beginning in the 2000-01 school year, a school district is eligible to receive an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract. The rules establish criteria and procedures for SAGE school districts to receive partial debt service reimbursement.

SECTION 1. Chapter PI 24 is created to read:

CHAPTER PI 24

**STATE AID FOR ACHIEVEMENT GUARANTEE CONTRACTS AND
PARTIAL DEBT SERVICE REIMBURSEMENT**

SUBCHAPTER I – GENERAL PROVISIONS

PI 24.01 Definitions. In this chapter:

- (1) "Department" means the Wisconsin department of public instruction.
- (2) "SAGE" means the student achievement guarantee in education program created under s. 118.43, Stats.

(3) "School" means an educational unit within a public school district that is named on the PI-1290 fall enrollment report.

SUBCHAPTER II – AID PAYMENT

PI 24.02 Purpose. Under s. 118.43 (2) (br), Stats., beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. This subchapter sets forth school district eligibility requirements and criteria and procedures for accepting and approving contracts, collecting data and paying aid, as required under s. 118.43 (6m), Stats.

PI 24.03 Eligible applicants, contract deadlines and calculation and payment of aid. (1) **ELIGIBLE APPLICANTS.** Except for school districts that were eligible to participate in the 1996-97 and 1998-99 school years and did not participate in the program during either year, a school district is eligible to participate in the SAGE program in the 2000-01 school year if in the 1998-99 school year a school in the district had an enrollment that was at least 0% low-income. The board of an eligible district may then enter into a contract with the department on behalf of one or more schools excluding those that already have contracts under s. 118.43 (3) (a) or (am), Stats., or that are participating in the preschool through grade 5 program under s. 115.45, Stats.

(2) **CONTRACT DEADLINES.** Contracts beginning in the 2000-01 school year shall be submitted by April 1, 2000. Subsequent deadlines may be established by the department if additional funds are available after funding contracts submitted by the initial April 1 deadline. The department's authority to enter into contracts ends June 30, 2001.

(3) **AID CALCULATION.** After the initial April 1 date for submission of contract materials has passed, the department shall estimate the amount of aid to be paid in the 2000-01 school year to each school that already has a contract under s. 118.43 (3) (a) or (am), Stats., and subtract those amounts from the total aid available. The department will then estimate the aid for each school for which a contract has been submitted under s. 118.43 (3) (ar), Stats., as follows:

(a) If the amount of aid needed to fully fund all the contracts submitted under s. 118.43 (3) (ar), Stats., is more than the amount remaining in the appropriation after subtracting the estimated payments to schools with contracts under s. 118.43 (3) (a) or (am), Stats., the department shall rank the contracts submitted under s. 118.43 (3) (ar), Stats., based on the low-income enrollment of each school. The department will enter into contracts on behalf of all schools that it estimates can be fully funded at the required rate from the amount of aid available, giving priority to the schools that have the highest percentage of low-income enrollment. The department shall determine the low-income enrollment for each school using subsidized lunch eligibility data collected by the department.

(b) If the amount of aid needed to fully fund all the contracts submitted under s. 118.43 (3) (ar), Stats., is less than the amount remaining in the appropriation after subtracting the estimated payments to schools with contracts under s. 118.43 (3) (a) or (am), Stats., the department shall enter into contracts with the districts on behalf of all schools for which contracts have been submitted by the established deadline dates.

(c) If unallocated funds remain in the appropriation after the actual amounts of aid to be paid to all participating schools with contracts under s. 118.43 (3) (a), (am) and (ar), Stats., have been calculated after the beginning of the 2000-01 school year, the department shall continue to solicit contracts throughout the 2000-01 school year and enter into contracts as they are submitted until the maximum possible amount of aid has been distributed.

(4) PAYMENT OF SAGE AID. The department shall pay aid 3 times during the school year at the end of October, January and June upon the school district meeting the reporting requirements specified under the contract.

NOTE: PI-SAGE, Student Achievement Guarantee in Education (SAGE) Five-Year Achievement Guarantee Contract, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

SUBCHAPTER III – STATE AID FOR DEBT SERVICE

PI 24.05 Purpose. Under s. 118.43 (8), Stats., beginning in the 2000-01 school year, a school district is eligible for an aid payment equal to 20% of the district's annual debt service on bonds approved by referendum prior to June 30, 2001 where a portion of the bond proceeds is to be used to fulfill a contract under s. 118.43, Stats. This subchapter sets forth criteria and procedures for awarding state aid for SAGE related debt service.

PI 24.06 Eligible applicants and program requirements. (1) A school district other than a school district under ch. 119, Stats., shall meet all of the following requirements to receive an amount equal to 20% of the annual SAGE related debt service cost on bonds:

(a) On or after October 29, 1999, the school board shall adopt an initial resolution under s. 67.05 (6a), Stats., for issuance of bonds where the purpose for borrowing includes providing funds for classroom expansion necessary to fulfill a contract under s. 118.43, Stats. The school board shall submit a copy of the resolution to the department as required under s. 120.115 (1) (a), Stats. A copy of the resolution shall be submitted to the department and shall include all of the following:

1. The total amount to be borrowed.
2. The amount of borrowing proceeds that will be used for SAGE classroom expansion.

(b) A copy of the resolution submitted under par. (1) (a) shall be accompanied by a statement signed by the school board president and school board clerk on a form provided by the department identifying the amount of the bond proceeds that are required for SAGE classroom expansion by construction or renovation and the related furnishing and equipping thereof. The department shall approve or disapprove the amount identified as being necessary to fulfill a contract under s. 118.43, Stats. Before making a decision regarding approval or disapproval of the amount, the department may require the district to furnish additional documentation from a 3rd party as to the reasonableness of the amount identified for SAGE

purposes. The department shall issue a decision in writing to the school district after receiving all requested information within 10 working days of receipt of said information.

NOTE: PI-7205 SAGE Classroom Expansion, Application for State Aid, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

(c) Within 10 days after holding the referendum authorizing the school district to incur debt on the initial resolution, the school board shall notify the department of the approval or rejection of the referendum as required under s. 120.115(1)(b), Stats.

(d) Within 10 days after adopting or revising a schedule for the payment of debt service under this subchapter, the school board shall submit the schedule to the department.

(2) If an initial resolution was adopted on or after October 29, 1999 but did not meet the requirements under sub. (1), the school board may adopt a supplemental resolution to amend the initial resolution to fulfill the requirements of sub. (1) and of s. 67.05 (6a), Stats.

(3) A school board shall hold a referendum before June 30, 2001, in order to receive aid under this subchapter.

PI 24.07 Payment of debt aid. (1) The department shall make an aid payment on a current fiscal year basis to the district in an amount equal to 20% of the SAGE portion of the debt service payment, excluding any payments required on bond anticipation notes. The department shall develop a proration formula if adequate funds are not available.

(2) The department shall calculate the SAGE portion of debt payment as the percentage of the original amount approved for SAGE purposes under PI 24.06 (1) (a) 2. to the total amount borrowed under s. PI 24.06 (1) (a) 1., multiplied by the annual debt service payment.

(3) The department will not pay aid to school districts under this subchapter for SAGE related school district referenda held on or after June 30, 2001.

(4) The department will not pay aid to school districts under this subchapter if the school district does not comply with the requirements under this subchapter.

(5) The school district shall certify to the department annually, on a form provided by the department, all of the following:

(a) Debt service payments eligible for aid under this subchapter for the current fiscal year.

(b) The amount identified under s. PI 24.06 (1) (a) 2. was expended for SAGE classroom expansion purposes and no other purpose. No annual aid payment shall be made to the school district until the department receives this certification. The school board president and school board clerk shall sign this attestation.

NOTE: PI-7206 SAGE Classroom Expansion, State Aid Claim, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

(6) The school district under this subchapter shall record payments received as revenue in the district's general fund.



State of Wisconsin
Department of Public Instruction

PI 24

JAN 31 2000

John T. Benson
State Superintendent

Steven B. Dold
Deputy State Superintendent

Mailing Address: P.O. Box 7841, Madison, WI 53707-7841
125 South Webster Street, Madison, WI 53702
(608) 266-3390 TDD (608) 267-2427 FAX (608) 267-1052
Internet Address: www.dpi.state.wi.us

January 28, 2000

Members of the Wisconsin Senate
State Capitol
Madison, WI 53702

Dear Senator:

Attached, pursuant to s. 227.24 (3), Stats., is a copy of emergency rules relating to state aid for achievement guarantee contracts and aid for debt service for your information. The department is in the process of developing permanent rules.

1999 Wisconsin Act 9 requires the department to promulgate rules relating to 1) state aid for achievement guarantee contracts and 2) aid for debt service.

State Aid for Achievement Guarantee Contracts:

Beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools excluding those that already have such contracts, that are participating in the preschool through grade 5 program under s. 115.45, Stats., or that are in districts that were eligible to participate in 1996-97 and 1998-99 but did not. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. The rules set forth criteria and procedures for accepting and approving contracts, collecting data and paying aid.

The department will send SAGE contract information to school districts by mid-February and require proposed contracts to be submitted to the department by April 1, 2000. Emergency rules are necessary to clarify the eligibility criteria and requirements for school districts applying for state aid for achievement guarantee contracts in time for the 2000-2001 school year.

Partial Debt Service Reimbursement:

Beginning in the 2000-01 school year, a school district is eligible to receive an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract.

On or after October 29, 1999, a school board must adopt an initial resolution under s. 67.05 (6a), Stats., for issuance of bonds where the purpose for borrowing includes providing funds for classroom expansion necessary to fulfill a contract under s. 118.43, Stats. Emergency rules are necessary to clarify the criteria and procedures for SAGE school districts to receive partial debt service reimbursement for the 2000-2001 school year.

If you have any questions on these emergency rules, or the proposed permanent rules, please contact David Carlson, Director, School Financial Services, at (608) 266-2853 or Lori Slauson, Administrative Rules Coordinator, Policy and Budget, at (608) 267-9127.

Sincerely,

Steven B. Dold
Deputy State Superintendent

FINDING OF EMERGENCY

The Department of Public Instruction finds that an emergency exists and that the attached rule is necessary for the immediate preservation of the public welfare. A statement of the facts constituting the emergency is:

State Aid for Achievement Guarantee Contracts:

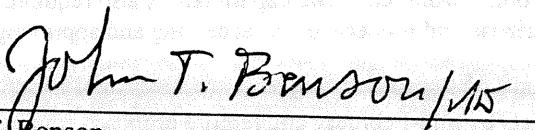
The department will send SAGE contract information to school districts by mid-February and require proposed contracts be submitted to the department by April 1, 2000. Emergency rules are necessary to clarify the eligibility criteria and requirements for school districts applying for state aid for achievement guarantee contracts in time for the 2000-2001 school year.

Partial Debt Service Reimbursement:

On or after October 29, 1999, a school board must adopt an initial resolution under s. 67.05 (6a), Stats., for issuance of bonds where the purpose for borrowing includes providing funds for classroom expansion necessary to fulfill a contract under s. 118.43, Stats. Emergency rules are necessary to clarify the criteria and procedures for SAGE school districts to receive partial debt service reimbursement for the 2000-2001 school year.

The proposed rules contained in this order shall take effect upon publication as emergency rules pursuant to the authority granted by s.227.24, Stats.

Dated this 28th day of January, 2000



John T. Benson
State Superintendent

FISCAL ESTIMATE FORM

1999 Session

- ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB #

Introduction #

Admin. Rule # Chapter PI 24

Subject

State aid for achievement guarantee contracts and partial debt service reimbursement

Fiscal Effect

State: No State Fiscal Effect (See attached)

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb Within Agency's Budget Yes No

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
 2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
 4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG

Affected Ch. 20 Appropriations

ss. 20.255 (2) (cs), (cu), and (cv)

SEG-S

Assumptions Used in Arriving at Fiscal Estimate:

State Aid for Achievement Guarantee Contracts:

Under s. 20.255 (2) (cu) and (cv), Stats., 1999 Wisconsin Act 9 appropriated \$18,484,000 in 1999-2000 and \$58,754,600 in 2000-2001 for the department to pay aid to schools participating in the SAGE program. As required by the Act, the rule establishes criteria and procedures for paying state aid for achievement guarantee contracts. The department will pay an amount equal to \$2,000 per low-income pupil enrolled in the participating schools. In making these payments for schools covered by contracts under s. 118.43 (3) (ar), Stats., the department shall give priority to schools that have the highest percentage of low-income pupil enrollment and shall ensure that it fully distributes the amount appropriated.

Since the Act did not allocate staff resources to administer the program, the department is reallocating limited state and federal funds for this purpose. The rules will have no fiscal effect on local governments or small businesses.

Partial Debt Service Reimbursement:

Under s. 20.255 (2) (cs), Stats., 1999 Wisconsin Act 9 appropriated \$3,000,000 in 2000-01 for the department to pay to SAGE school districts an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract. As required by the Act, the rule establishes criteria and procedures for SAGE school districts to receive partial debt service reimbursement.

It is assumed that there will be additional costs to the department to administer this program. It is expected that these costs will be absorbed by the agency. The rules will have no fiscal effect on local governments or small businesses.

Long-Range Fiscal Implications:

Prepared By:

Lori Slauson 267-9127
 Department of Public Instruction

Authorized Signature / Telephone No.

Gina Frank-Reece
 Gina Frank-Reece (608) 266-2804

Date

1/5/00

Memorandum

JAN 18 2000

STATE OF WISCONSIN
DEPARTMENT OF PUBLIC INSTRUCTION



DATE: January 14, 2000

TO: Senator Robson and Representative Grothman, Co-Chairs JCRAR

FROM: Lori L. Slauson, Administrative Rules and Federal Grants Coordinator

SUBJECT: Emergency Rules

Attached for your review are emergency rules relating to:

- Grants for alcohol and other drug abuse (AODA) programs.
- Grants for alternative education programs.
- State aid for achievement guarantee contracts and aid for debt service.
- Supplemental aid for school districts with a large area.
- Aid for public library system payment adjustments.

The statement of emergency is included in each rule draft. The department has submitted these rules as proposed permanent rules.

Except for rules relating to aid for public library system payment adjustments (to be published and effective in April) and grants for AODA programs (to be published and effective in March), the department will submit these emergency rules to be published in the Wisconsin State Journal by the end of January. If you have any questions, please call me at 267-9127.

Thank you.

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
ADOPTING EMERGENCY RULES**

The state superintendent of public instruction hereby proposes to create Chapter PI 24, relating to state aid for achievement guarantee contracts and aid for debt service.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 118.43 (6m) and (8) (b) and 227.11 (2) (a), Stats.

Statute interpreted: s. 118.43, Stats.

1999 Wisconsin Act 9 requires the department to promulgate rules relating to 1) state aid for achievement guarantee contracts and 2) aid for debt service.

State Aid for Achievement Guarantee Contracts:

Beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools excluding those that already have such contracts, that are participating in the preschool through grade 5 program under s. 115.45, Stats., or that are in districts that were eligible to participate in 1996-97 and 1998-99 but did not. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. The rules set forth criteria and procedures for accepting and approving contracts, collecting data and paying aid.

Partial Debt Service Reimbursement:

Beginning in the 2000-01 school year, a school district is eligible to receive an amount equal to 20% of the annual debt service cost on bonds issued to fulfill a SAGE contract. The rules establish criteria and procedures for SAGE school districts to receive partial debt service reimbursement.

SECTION 1. Chapter PI 24 is created to read:

CHAPTER PI 24

STATE AID FOR ACHIEVEMENT GUARANTEE CONTRACTS AND

PARTIAL DEBT SERVICE REIMBURSEMENT

SUBCHAPTER I – GENERAL PROVISIONS

PI 24.01 Definitions. In this chapter:

- (1) "Department" means the Wisconsin department of public instruction.
- (2) "SAGE" means the student achievement guarantee in education program created under s. 118.43, Stats.

(3) "School" means an educational unit within a public school district that is named on the PI-1290 fall enrollment report.

SUBCHAPTER II – AID PAYMENT

PI 24.02 Purpose. Under s. 118.43 (2) (br), Stats., beginning in the 2000-01 school year, the school board of an eligible school district may enter into a 5-year achievement guarantee contract with the department on behalf of one or more schools. In the 2000-01 school year, the department is required to calculate and pay aid to schools participating in the program under s. 118.43 (3) (a) and (am), Stats., before making payments to schools that have contracts under s. 118.43 (3) (ar), Stats. The aid amount must equal \$2,000 multiplied by the number of low-income pupils enrolled in the grades eligible for funding in each school. In making payments to districts on behalf of schools with contracts under s. 118.43 (3) (ar), Stats., the department is required to give priority to schools that have the highest percentage of low-income enrollment. The department is also required to ensure that it fully distributes the amount of aid appropriated. This subchapter sets forth school district eligibility requirements and criteria and procedures for accepting and approving contracts, collecting data and paying aid, as required under s. 118.43 (6m), Stats.

PI 24.03 Eligible applicants, contract deadlines and calculation and payment of aid. (1) **ELIGIBLE APPLICANTS.** Except for school districts that were eligible to participate in the 1996-97 and 1998-99 school years and did not participate in the program during either year, a school district is eligible to participate in the SAGE program in the 2000-01 school year if in the 1998-99 school year a school in the district had an enrollment that was at least 0% low-income. The board of an eligible district may then enter into a contract with the department on behalf of one or more schools excluding those that already have contracts under s. 118.43 (3) (a) or (am), Stats., or that are participating in the preschool through grade 5 program under s. 115.45, Stats.

(2) **CONTRACT DEADLINES.** Contracts beginning in the 2000-01 school year shall be submitted by April 1, 2000. Subsequent deadlines may be established by the department if additional funds are available after funding contracts submitted by the initial April 1 deadline. The department's authority to enter into contracts ends June 30, 2001.

(3) **AID CALCULATION.** After the initial April 1 date for submission of contract materials has passed, the department shall estimate the amount of aid to be paid in the 2000-01 school year to each school that already has a contract under s. 118.43 (3) (a) or (am), Stats., and subtract those amounts from the total aid available. The department will then estimate the aid for each school for which a contract has been submitted under s. 118.43 (3) (ar), Stats., as follows:

(a) If the amount of aid needed to fully fund all the contracts submitted under s. 118.43 (3) (ar), Stats., is more than the amount remaining in the appropriation after subtracting the estimated payments to schools with contracts under s. 118.43 (3) (a) or (am), Stats., the department shall rank the contracts submitted under s. 118.43 (3) (ar), Stats., based on the low-income enrollment of each school. The department will enter into contracts on behalf of all schools that it estimates can be fully funded at the required rate from the amount of aid available, giving priority to the schools that have the highest percentage of low-income enrollment. The department shall determine the low-income enrollment for each school using subsidized lunch eligibility data collected by the department.

(b) If the amount of aid needed to fully fund all the contracts submitted under s. 118.43 (3) (ar), Stats., is less than the amount remaining in the appropriation after subtracting the estimated payments to schools with contracts under s. 118.43 (3) (a) or (am), Stats., the department shall enter into contracts with the districts on behalf of all schools for which contracts have been submitted by the established deadline dates.

(c) If unallocated funds remain in the appropriation after the actual amounts of aid to be paid to all participating schools with contracts under s. 118.43 (3) (a), (am) and (ar), Stats., have been calculated after the beginning of the 2000-01 school year, the department shall continue to solicit contracts throughout the 2000-01 school year and enter into contracts as they are submitted until the maximum possible amount of aid has been distributed.

(4) PAYMENT OF SAGE AID. The department shall pay aid 3 times during the school year at the end of October, January and June upon the school district meeting the reporting requirements specified under the contract.

NOTE: PI-SAGE, Student Achievement Guarantee in Education (SAGE) Five-Year Achievement Guarantee Contract, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

SUBCHAPTER III – STATE AID FOR DEBT SERVICE

PI 24.05 Purpose. Under s. 118.43 (8), Stats., beginning in the 2000-01 school year, a school district is eligible for an aid payment equal to 20% of the district's annual debt service on bonds approved by referendum prior to June 30, 2001 where a portion of the bond proceeds is to be used to fulfill a contract under s. 118.43, Stats. This subchapter sets forth criteria and procedures for awarding state aid for SAGE related debt service.

PI 24.06 Eligible applicants and program requirements. (1) A school district other than a school district under ch. 119, Stats., shall meet all of the following requirements to receive an amount equal to 20% of the annual SAGE related debt service cost on bonds:

(a) On or after October 29, 1999, the school board shall adopt an initial resolution under s. 67.05 (6a), Stats., for issuance of bonds where the purpose for borrowing includes providing funds for classroom expansion necessary to fulfill a contract under s. 118.43, Stats. The school board shall submit a copy of the resolution to the department as required under s. 120.115 (1) (a), Stats. A copy of the resolution shall be submitted to the department and shall include all of the following:

1. The total amount to be borrowed.
2. The amount of borrowing proceeds that will be used for SAGE classroom expansion.

(b) A copy of the resolution submitted under par. (1) (a) shall be accompanied by a statement signed by the school board president and school board clerk on a form provided by the department identifying the amount of the bond proceeds that are required for SAGE classroom expansion by construction or renovation and the related furnishing and equipping thereof. The department shall approve or disapprove the amount identified as being necessary to fulfill a contract under s. 118.43, Stats. Before making a decision regarding approval or disapproval of the amount, the department may require the district to furnish additional documentation from a 3rd party as to the reasonableness of the amount identified for SAGE

purposes. The department shall issue a decision in writing to the school district after receiving all requested information within 10 working days of receipt of said information.

NOTE: PI-7205 SAGE Classroom Expansion, Application for State Aid, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

(c) Within 10 days after holding the referendum authorizing the school district to incur debt on the initial resolution, the school board shall notify the department of the approval or rejection of the referendum as required under s. 120.115(1)(b), Stats.

(d) Within 10 days after adopting or revising a schedule for the payment of debt service under this subchapter, the school board shall submit the schedule to the department.

(2) If an initial resolution was adopted on or after October 29, 1999 but did not meet the requirements under sub. (1), the school board may adopt a supplemental resolution to amend the initial resolution to fulfill the requirements of sub. (1) and of s. 67.05 (6a), Stats.

(3) A school board shall hold a referendum before June 30, 2001, in order to receive aid under this subchapter.

PI 24.07 Payment of debt aid. (1) The department shall make an aid payment on a current fiscal year basis to the district in an amount equal to 20% of the SAGE portion of the debt service payment, excluding any payments required on bond anticipation notes. The department shall develop a proration formula if adequate funds are not available.

(2) The department shall calculate the SAGE portion of debt payment as the percentage of the original amount approved for SAGE purposes under PI 24.06 (1) (a) 2. to the total amount borrowed under s. PI 24.06 (1) (a) 1., multiplied by the annual debt service payment.

(3) The department will not pay aid to school districts under this subchapter for SAGE related school district referenda held on or after June 30, 2001.

(4) The department will not pay aid to school districts under this subchapter if the school district does not comply with the requirements under this subchapter.

(5) The school district shall certify to the department annually, on a form provided by the department, all of the following:

(a) Debt service payments eligible for aid under this subchapter for the current fiscal year.

(b) The amount identified under s. PI 24.06 (1) (a) 2. was expended for SAGE classroom expansion purposes and no other purpose. No annual aid payment shall be made to the school district until the department receives this certification. The school board president and school board clerk shall sign this attestation.

NOTE: PI-7206 SAGE Classroom Expansion, State Aid Claim, may be obtained at no charge from the Department of Public Instruction, P. O. Box 7841, Madison, WI 53707-7841.

(6) The school district under this subchapter shall record payments received as revenue in the district's general fund.

FINDING OF EMERGENCY

The Department of Public Instruction finds that an emergency exists and that the attached rule is necessary for the immediate preservation of the public welfare. A statement of the facts constituting the emergency is:

State Aid for Achievement Guarantee Contracts:

The department will send SAGE contract information to school districts by mid-February and require proposed contracts to be submitted to the department by April 1, 2000. Emergency rules are necessary to clarify the eligibility criteria and requirements for school districts applying for state aid for achievement guarantee contracts in time for the 2000-2001 school year.

Partial Debt Service Reimbursement:

On or after October 29, 1999, a school board must adopt an initial resolution under s. 67.05 (6a), Stats., for issuance of bonds where the purpose for borrowing includes providing funds for classroom expansion necessary to fulfill a contract under s. 118.43, Stats. Emergency rules are necessary to clarify the criteria and procedures for SAGE school districts to receive partial debt service reimbursement for the 2000-2001 school year.

The proposed rules contained in this order shall take effect upon publication as emergency rules pursuant to the authority granted by s.227.24, Stats.

Dated this ____ day of January, 2000

John T. Benson
State Superintendent