

1 on, and where any person is, directly or indirectly, employed by another for direct or
2 indirect gain or profit, but does not include any place where persons are employed
3 in private domestic service which does not involve the use of mechanical power or in
4 farming. “Farming” includes those activities specified in s. 102.04 (3); and also
5 includes the transportation of farm products, supplies, or equipment directly to the
6 farm by the operator of the farm or employees for use thereon, if such activities are
7 directly or indirectly for the purpose of producing commodities for market, or as an
8 accessory to such production; ~~and the operation of a horse boarding facility or horse~~
9 ~~training facility that does not contain an area for the public to view a horse show and~~
10 ~~that is first operated on or after August 1, 2000.~~ When used with relation to building
11 codes, “place of employment” does not include an adult family home, as defined in s.
12 50.01 (1), or, except for the purposes of s. 101.11, a previously constructed building
13 used as a community-based residential facility, as defined in s. 50.01 (1g), which
14 serves 20 or fewer residents who are not related to the operator or administrator.

15 *b2218/1.1* SECTION 2447d. 101.01 (12) of the statutes is amended to read:

16 101.01 (12) “Public building” means any structure, including exterior parts of
17 such building, such as a porch, exterior platform, or steps providing means of ingress
18 or egress, used in whole or in part as a place of resort, assemblage, lodging, trade,
19 traffic, occupancy, or use by the public or by 3 or more tenants. When used in relation
20 to building codes, “public building” does not include a horse boarding facility or horse
21 training facility that does not contain an area for the public to view a horse show, the
22 initial construction of which was begun on or after August 1, 2000, or a previously
23 constructed building used as a community-based residential facility as defined in s.
24 50.01 (1g) which serves 20 or fewer residents who are not related to the operator or
25 administrator or an adult family home, as defined in s. 50.01 (1).

1 ***b2218/1.1* SECTION 2447db.** 101.01 (12) of the statutes, as affected by 2001
2 Wisconsin Act ... (this act), is amended to read:

3 101.01 (12) “Public building” means any structure, including exterior parts of
4 such building, such as a porch, exterior platform, or steps providing means of ingress
5 or egress, used in whole or in part as a place of resort, assemblage, lodging, trade,
6 traffic, occupancy, or use by the public or by 3 or more tenants. When used in relation
7 to building codes, “public building” does not include ~~a horse boarding facility or horse~~
8 ~~training facility that does not contain an area for the public to view a horse show, the~~
9 ~~initial construction of which was begun on or after August 1, 2000, or a previously~~
10 ~~constructed building used as a community-based residential facility as defined in s.~~
11 ~~50.01 (1g) which serves 20 or fewer residents who are not related to the operator or~~
12 ~~administrator or an adult family home, as defined in s. 50.01 (1).”.~~

13 ***b1449/1.1* 1157.** Page 891, line 4: after that line insert:

14 ***b1449/1.1* “SECTION 2449d.** 101.10 (2) of the statutes, as created by 2001
15 Wisconsin Act 3, is amended to read:

16 101.10 (2) RULES. The department shall promulgate rules that prescribe
17 reasonable standards relating to the safe storage and handling of anhydrous
18 ammonia. The rules shall prescribe standards for the design, construction, repair,
19 alteration, location, installation, inspection, and operation of anhydrous ammonia
20 equipment. The Except as otherwise provided in this subsection, the rules
21 promulgated under this subsection do not apply to ammonia manufacturing plants,
22 refrigeration plants where ammonia is used solely as a refrigerant, facilities where
23 ammonia is used in pollution control devices or is manufactured, electric generating
24 or cogenerating facilities where ammonia is used as a refrigerant, and ammonia

1 transportation pipelines. If ammonia is used on the premises of a facility or plant
2 described under this subsection for a purpose or in a manner that is not related to
3 the applicable exemption from the rules promulgated under this subsection, the
4 exemption does not apply to that use.”

5 *b2215/1.2* **1158.** Page 898, line 25: after that line insert:

6 *b2215/1.2* “SECTION 2490b. 101.19 (1) (ig) of the statutes is created to read:

7 101.19 (1) (ig) Authorizing crane operator certification programs under s.
8 101.22 (2).

9 *b2215/1.2* SECTION 2490f. 101.22 of the statutes is created to read:

10 **101.22 Crane operators.** (1) DEFINITION. In this section, “crane” means a
11 power-operated hoisting machine that is used in construction, demolition, or
12 excavation work, that has a power-operated winch and load line, and that has a
13 power-operated boom that moves laterally by the rotation of the machine on a
14 carrier. “Crane” does not include a forklift, a digger derrick truck, a bucket truck,
15 a boom truck used for sign erection, or a machine with a movable bridge carrying a
16 movable or fixed hoisting mechanism and traveling on an overhead, fixed, runway
17 structure.

18 (2) CERTIFICATION. (a) *Certification required.* Except as provided in sub. (5),
19 no individual may operate a crane with a lifting capacity of 15 tons or more in this
20 state without a valid crane operator certificate, received from a crane operator
21 certification program authorized by the department under sub. (3).

22 (b) *Employer liability.* No employer may permit an employee to perform work
23 in violation of par. (a).

1 (c) *Contractor and subcontractor liability.* No person who is under a contract
2 to construct an improvement to land may permit an agent of the person, or an
3 independent contractor under contract with the person, to perform work on the
4 improvement in violation of par. (a).

5 **(3) CERTIFICATION PROGRAMS.** (a) *Generally.* Except as provided in sub. (4), the
6 department shall administer a program under which the department authorizes
7 crane operator certification programs to grant certificates that satisfy sub. (2) (a).

8 (b) *Required components of certification programs.* The department may
9 authorize a crane operator certification program only if all of the following are
10 satisfied:

11 1. The program requires an individual who is applying for a certificate to
12 satisfactorily complete a written examination regarding safe crane operation.

13 2. The program requires an individual who is applying for a certificate to meet
14 physical standards necessary for safe crane operation, consistent with any national
15 standard that the department determines is appropriate.

16 3. The program requires an individual who is applying for a certificate to
17 satisfactorily complete a practical examination regarding safe crane operation,
18 unless the individual is applying for recertification and provides sufficient evidence
19 that the individual has safely completed at least 1,000 hours of crane operation
20 during the 5-year period before the date of the application for recertification.

21 4. The program is consistent with any applicable certification and
22 recertification requirements established by the federal occupational safety and
23 health administration and, to the extent feasible, the National Commission for the
24 Certification of Crane Operators.

25 5. The program issues a crane operator certificate that has a term of 5 years.

1 (c) *Rules*. The department shall promulgate rules to administer the program
2 established under par. (a).

3 (d) *List*. The department shall maintain a list of crane operator certification
4 programs authorized by the department.

5 (4) FEDERAL APPROVAL. The department shall submit to the federal secretary
6 of labor a plan for the certification of crane operators under this section, if required
7 to do so under 29 USC 667 (b), and shall request the federal secretary of labor to
8 approve the plan. The plan submitted by the department shall be consistent with
9 all of the provisions of this section. If no approval is required under 29 USC 667 (b)
10 or if an approval that is consistent with all of the provisions of this section is granted
11 and in effect, the department shall implement the program under this section. If
12 approval is required under 29 USC 667 (b), the department may not implement the
13 program under this section unless an approval that is consistent with all of the
14 provisions of this section is granted and in effect.

15 (5) EXCEPTIONS. (a) *Lack of federal approval*. Subsection (2) (a) does not apply
16 if approval of the department's plan for the certification of crane operators is required
17 under 29 USC 667 (b) but is not granted and in effect.

18 (b) *Other exceptions*. Subsection (2) (a) does not apply to any of the following:

19 1. An individual who is receiving training as a crane operator, if the individual
20 is under the direct supervision of a crane operator who holds a valid crane operator
21 certificate, received from a crane operator certification program authorized by the
22 department under sub. (3).

23 2. An individual who is a member of a uniformed service, as defined in s. 6.22
24 (1) (c), or who is a member of the U.S. merchant marine, if the individual is

1 performing work for the uniformed service of which the individual is a member or for
2 the U.S. merchant marine, respectively.

3 3. An individual who is operating a crane for personal use on a premises that
4 is owned or leased by the individual.

5 4. An individual who is operating a crane in an attempt to remedy an
6 emergency.

7 5. An individual who is an employee or subcontractor of a public utility, as
8 defined in s. 196.01 (5), a cooperative association organized under ch. 185 for the
9 purpose of producing or furnishing heat, light, power, or water to its members only,
10 a telecommunications carrier, as defined in s. 196.01 (8m), a commercial mobile radio
11 service provider, as defined in s. 196.01 (2g), or an alternative telecommunications
12 utility under s. 196.01 (1d) (f), and who is operating a crane within the scope of his
13 or her employment or contract.

14 6. An individual who is operating a crane in the construction, operation, or
15 maintenance of an electric substation.

16 7. An individual who is affected by a collective bargaining agreement that
17 contains provisions that are inconsistent with sub. (2) (a).

18 (6) PENALTIES. Any person who violates sub. (2) may be fined not more than
19 \$500 or imprisoned for not more than 3 months or both.”.

20 *b1572/1.1* **1159.** Page 901, line 22: after that line insert:

21 *b1572/1.1* “SECTION 2539c. 101.9203 (1) of the statutes is amended to read:

22 101.9203 (1) The Except as provided in subs. (3) and (4), the owner of a
23 manufactured home situated in this state or intended to be situated in this state

1 shall make application for certificate of title under s. 101.9209 for the manufactured
2 home if the owner has newly acquired the manufactured home.

3 ***b1572/1.1* SECTION 2539d.** 101.9203 (4) of the statutes is created to read:

4 101.9203 (4) The owner of a manufactured home that is situated in this state
5 or intended to be situated in this state is not required to make application for a
6 certificate of title under s. 101.9209 if the owner of the manufactured home intends,
7 upon acquiring the manufactured home, to permanently affix the manufactured
8 home to land that the owner of the manufactured home owns.”.

9 ***b1572/1.2* 1160.** Page 902, line 5: after that line insert:

10 ***b1572/1.2* “SECTION 2539n.** 101.9209 (1) (a) of the statutes is amended to
11 read:

12 101.9209 (1) (a) If an owner transfers an interest in a manufactured home,
13 other than by the creation of a security interest, the owner shall, at the time of the
14 delivery of the manufactured home, execute an assignment and warranty of title to
15 the transferee in the space provided therefor on the certificate, and cause the
16 certificate to be mailed or delivered to the transferee. This paragraph does not apply
17 if the owner has no certificate of title as a result of the exemption under s. 101.9203
18 (4).

19 ***b1572/1.2* SECTION 2539nc.** 101.9209 (2) of the statutes is amended to read:

20 101.9209 (2) Promptly Except as otherwise provided in this subsection,
21 promptly after delivery to him or her of the manufactured home, the transferee shall
22 execute the application for a new certificate of title in the space provided therefor on
23 the certificate or as the department prescribes, and cause the certificate and
24 application to be mailed or delivered to the department. This subsection does not

1 apply to a transferee who is exempt from making application for a certificate of title
2 under s. 101.9203 (4).

3 ***b1572/1.2* SECTION 2539nf.** 101.9209 (3) of the statutes is amended to read:

4 101.9209 (3) A transfer by an owner is not effective until the applicable
5 provisions of this section have been complied with. An owner who has delivered
6 possession of the manufactured home to the transferee and has complied with the
7 provisions of this section requiring action by him or her is not liable as owner for any
8 damages thereafter resulting from use of the mobile home.

9 ***b1572/1.2* SECTION 2539nh.** 101.9209 (5) (a) and (b) of the statutes are
10 amended to read:

11 101.9209 (5) (a) Any transferee of a ~~mobile~~ manufactured home who fails to
12 make application for a new certificate of title immediately upon transfer to him or
13 her of a manufactured home as required under sub. (2) may be required to forfeit not
14 more than \$200.

15 (b) Any transferee of a manufactured home who, with intent to defraud, fails
16 to make application for a new certificate of title immediately upon transfer to him
17 or her of a manufactured home as required under sub. (2) may be fined not more than
18 \$1,000 or imprisoned for not more than 30 days or both.

19 ***b1572/1.2* SECTION 2539nj.** 101.921 (1) (a) of the statutes is amended to read:

20 101.921 (1) (a) Except as provided in par. (b), if a manufactured home dealer
21 acquires a manufactured home and holds it for resale or accepts a manufactured
22 home for sale on consignment, the manufactured home dealer may not submit to the
23 department the certificate of title or application for certificate of title naming the
24 manufactured home dealer as owner of the manufactured home. Upon transferring
25 the manufactured home to another person, the manufactured home dealer shall

1 immediately give the transferee, on a form prescribed by the department, a receipt
2 for all title, security interest and sales tax moneys paid to the manufactured home
3 dealer for transmittal to the department when required. The Unless the
4 manufactured home has no certificate of title as a result of the exemption under s.
5 101.9203 (4), the manufactured home dealer shall promptly execute the assignment
6 and warranty of title, showing the name and address of the transferee and of any
7 secured party holding a security interest created or reserved at the time of the resale
8 or sale on consignment, in the spaces provided therefor on the certificate or as the
9 department prescribes. Within 7 business days following the sale or transfer, the
10 manufactured home dealer shall mail or deliver the certificate or application for
11 certificate to the department with the transferee's application for a new certificate,
12 unless the transferee is exempt from making application for a certificate of title
13 under s. 101.9203 (4). A nonresident who purchases a manufactured home from a
14 manufactured home dealer in this state may not, unless otherwise authorized by rule
15 of the department, apply for a certificate of title issued for the manufactured home
16 in this state unless the manufactured home dealer determines that a certificate of
17 title is necessary to protect the interests of a secured party. The manufactured home
18 dealer is responsible for determining whether a certificate of title and perfection of
19 security interest is required. The manufactured home dealer is liable for any
20 damages incurred by the department or any secured party for the manufactured
21 home dealer's failure to perfect a security interest that the manufactured home
22 dealer had knowledge of at the time of sale.

23 *b1572/1.2* SECTION 2539nL. 101.9211 (1) of the statutes is amended to read:

24 101.9211 (1) If the interest of an owner in a manufactured home passes to
25 another other than by voluntary transfer, the transferee shall, except as provided in

1 sub. (2), promptly mail or deliver to the department the last certificate of title, if
2 available, and ~~the~~ any documents required by the department to legally effect such
3 transfer; ~~and.~~ The transferee shall also promptly mail or deliver to the department
4 an application for a new certificate in the form that the department prescribes,
5 unless the transferee is exempt from making application for a certificate of title
6 under s. 101.9203 (4).

7 ***b1572/1.2* SECTION 2539nn.** 101.9211 (2) of the statutes is amended to read:

8 101.9211 (2) If the interest of the owner is terminated or the manufactured
9 home is sold under a security agreement by a secured party named in the certificate
10 of title, the transferee shall promptly mail or deliver to the department the last
11 certificate of title, unless there is no certificate of title as a result of the exemption
12 under s. 101.9203 (4), an application for a new certificate in the form that the
13 department prescribes, unless the transferee is exempt from making application for
14 a certificate of title under s. 101.9203 (4), and a statement made by or on behalf of
15 the secured party that the manufactured home was repossessed and that the interest
16 of the owner was lawfully terminated or sold under the terms of the security
17 agreement.

18 ***b1572/1.2* SECTION 2539np.** 101.9211 (4) (a) 2. of the statutes is amended to
19 read:

20 101.9211 (4) (a) 2. The title executed by such administrator, executor, guardian
21 or trustee, except that this subdivision does not apply if there is no certificate of title
22 as a result of the exemption under s. 101.9203 (4).

23 ***b1572/1.2* SECTION 2539nr.** 101.9211 (4) (b) 1. (intro.) of the statutes is
24 amended to read:

1 101.9211 (4) (b) 1. (intro.) The Except as provided under subd. 1m., the
2 department shall transfer the decedent's interest in any manufactured home to his
3 or her surviving spouse upon receipt of the title executed by the surviving spouse and
4 a statement by the spouse that states all of the following:

5 ***b1572/1.2* SECTION 2539nt.** 101.9211 (4) (b) 1m. of the statutes is created to
6 read:

7 101.9211 (4) (b) 1m. The department may not require a surviving spouse to
8 provide an executed title to a manufactured home under subd. 1. if the manufactured
9 home has no certificate of title as a result of the exemption under s. 101.9203 (4).

10 ***b1572/1.2* SECTION 2539nv.** 101.9211 (4) (b) 2. of the statutes is amended to
11 read:

12 101.9211 (4) (b) 2. The transfer of a manufactured home under this paragraph
13 shall not affect any liens upon the manufactured home.

14 ***b1572/1.2* SECTION 2539nw.** 101.9212 (1) and (2) of the statutes are
15 amended to read:

16 101.9212 (1) The Except as otherwise provided in this subsection, the
17 department, upon receipt of a properly assigned certificate of title, with an
18 application for a new certificate of title, the required fee and any other transfer
19 documents required by law, to support the transfer, shall issue a new certificate of
20 title in the name of the transferee as owner. The department may not require a
21 person to provide a properly assigned certificate of title if the manufactured home
22 for which the new certificate of title is requested has no certificate of title as a result
23 of the exemption under s. 101.9203 (4).

24 ***b1572/1.2* SECTION 2539ny.** 101.9218 (2) of the statutes is amended to read:

1 101.9218 (2) FIXTURES EXCLUDED. Notwithstanding ss. 101.921 to 101.9217, the
2 method provided in ss. 101.921 to 101.9217 of perfecting and giving notice of security
3 interests does not apply to a manufactured home that is a fixture to real estate or to
4 a manufactured home that the owner intends, upon acquiring, to permanently affix
5 to land that the owner of the manufactured home owns.”.

6 ***b0977/1.4* 1161.** Page 902, line 17: delete lines 17 to 21.

7 ***b0977/1.5* 1162.** Page 903, line 4: delete lines 4 to 17.

8 ***b0953/1.2* 1163.** Page 904, line 24: after that line insert:

9 **“SECTION 2558i.** 103.49 (3) (ag) of the statutes is created to read:

10 103.49 (3) (ag) In defining under par. (a) the trades or occupations that are
11 commonly employed on projects that are subject to this section, the department:

12 1. May not define swimming pool installer as a separate trade or occupation for
13 purposes of determining the prevailing wage rates for the trades or occupations that
14 are commonly employed in the construction of swimming pools.

15 2. Shall define metal building assembler as a separate trade or occupation for
16 purposes of determining the prevailing wage rates for that trade or occupation and
17 shall include among the typical duties of the trade or occupation reroofing and
18 repairing existing prefabricated, packaged metal buildings and constructing
19 prefabricated, packaged metal additions to existing prefabricated, packaged metal
20 buildings.”.

21 ***b0929/1.1* 1164.** Page 907, line 14: after that line insert:

22 ***b0929/1.1* “SECTION 2559k.** 103.67 (2) (j) of the statutes is amended to read:

23 103.67 (2) (j) Minors under 14 years of age may be employed as participants
24 in a restitution project under s. 938.245 (2) (a) 5., 938.32 (1t) (a), 938.34 (5), or 938.345

1 or, in a supervised work program or other community service work under s. 938.245
2 (2) (a) 6., 938.32 (1t) (b), 938.34 (5g), 938.343 (3), or 938.345, or in the community
3 service component of a youth report center program under s. 938.245 (2) (a) 9m.,
4 938.32 (1p), 938.34 (7j), 938.342 (1d) (c) or (1g) (k), 938.343 (3m), 938.344 (2g) (a) 5.,
5 938.345, or 938.355 (6) (d) 5. or (6m) (a) 4.”.

6 ***b1550/1.3* 1165.** Page 908, line 1: delete lines 1 to 15.

7 ***b1994/8.45* 1166.** Page 908, line 22: delete “13.171” and substitute
8 “13.172”.

9 ***b1795/2.4* 1167.** Page 912, line 2: after that line insert:

10 ***b1795/2.4* “SECTION 2585t.** 106.215 (7) (am) of the statutes is amended to
11 read:

12 106.215 (7) (am) *Human services activities; appropriations.* Moneys
13 appropriated under s. 20.445 (6) ~~(b)~~, (j) and (m) may be utilized for human services
14 activities as authorized under those appropriations.”.

15 ***b2221/3.125* 1168.** Page 912, line 2: after that line insert:

16 ***b2221/3.125* “SECTION 2586r.** 106.215 (7) (c) of the statutes is repealed.”.

17 ***b1025/1.1* 1169.** Page 912, line 11: after that line insert:

18 ***b1025/1.1* “SECTION 2599m.** 110.07 (1) (a) 1. of the statutes is amended to
19 read:

20 110.07 (1) (a) 1. Enforce and assist in the administration of this chapter and
21 chs. 166, 194, 218, 341 to 349, and 351, and ss. 23.33, 125.07 (4) (b), 125.085 (3) (b),
22 167.10 (3) (a), 167.31 (2) (b) to (d), and 287.81 and ch. 350 where applicable to
23 highways, or orders or rules issued pursuant thereto.

24 ***b1025/1.1* SECTION 2599mg.** 110.07 (1) (b) of the statutes is amended to read:

1 110.07 (1) (b) All municipal judges, judges, district attorneys, and law
2 enforcement officers shall assist in enforcing this chapter, ss. 167.10 (3) (a), 167.31
3 (2) (b) to (d), and 287.81 and chs. 194, 218, and 341 to 351, and orders or rules issued
4 pursuant thereto and shall report to the department the disposition of every uniform
5 traffic citation issued for cases involving those chapters.”.

6 ***b1043/1.4* 1170.** Page 912, line 20: after that line insert:

7 ***b1043/1.4* “SECTION 2609j.** 111.70 (1) (j) of the statutes is amended to read:

8 111.70 (1) (j) “Municipal employer” means any city, county, village, town,
9 metropolitan sewerage district, school district, family care district, or any other
10 political subdivision of the state, or instrumentality of one or more political
11 subdivisions of the state, that engages the services of an employee and includes any
12 person acting on behalf of a municipal employer within the scope of the person’s
13 authority, express or implied, but specifically does not include a local cultural arts
14 district created under subch. V of ch. 229.”.

15 ***b1364/1.3* 1171.** Page 912, line 20: after that line insert:

16 ***b1364/1.3* “SECTION 2606m.** 111.335 (1) (cv) of the statutes is created to read:

17 111.335 (1) (cv) Notwithstanding s. 111.322, it is not employment
18 discrimination because of conviction record to refuse to employ in a position in the
19 classified service, in a position described in s. 230.08 (2) (k), or as a corps enrollee with
20 the Wisconsin conservation corps under s. 106.215 (1) (c) a person who has been
21 convicted under 50 USC, Appendix, section 462 for refusing to register with the
22 selective service system and who has not been pardoned.”.

23 ***b2140/2.1* 1172.** Page 912, line 20: after that line insert:

1 ***b2140/2.1* “SECTION 2607c.** 111.70 (1) (nc) 1. d. of the statutes is created to
2 read:

3 111.70 (1) (nc) 1. d. A proposal to maintain all conditions of employment as the
4 conditions existed on the 90th day prior to the expiration of the previous collective
5 bargaining agreement between the parties or the 90th day prior to commencement
6 of negotiations if there is no previous collective bargaining agreement between the
7 parties.

8 ***b2140/2.1* SECTION 2607h.** 111.70 (1) (nc) 1. e. of the statutes is created to
9 read:

10 111.70 (1) (nc) 1. e. A proposal to maintain any provision relating to a subject
11 of collective bargaining on which the municipal employer was not required to bargain
12 that existed in the previous collective bargaining agreement between the parties or
13 that existed on the 90th day prior to the expiration of the previous collective
14 bargaining agreement between the parties.

15 ***b2140/2.1* SECTION 2607p.** 111.70 (4) (cm) 5s. of the statutes is amended to
16 read:

17 111.70 (4) (cm) 5s. ‘Issues subject to arbitration.’ In a collective bargaining unit
18 consisting of school district professional employees, the municipal employer or the
19 labor organization may petition the commission to determine whether the municipal
20 employer has submitted a timely qualified economic offer. The commission shall
21 appoint an investigator for that purpose. If the investigator, using the methodology
22 prescribed under subd. 8t., finds that the municipal employer has submitted a timely
23 qualified economic offer, the investigator shall determine whether a deadlock exists
24 between the parties with respect to all economic issues. If the municipal employer
25 submits a timely qualified economic offer applicable to any period beginning on or

1 after July 1, 1993, no economic issues are subject to interest arbitration under subd.
2 6. for that period, except that only the impact of contracting out or subcontracting
3 work that would otherwise be performed by municipal employees in the collective
4 bargaining unit is subject to interest arbitration under subd. 6. In such a collective
5 bargaining unit, economic issues concerning the wages, hours or conditions of
6 employment of the school district professional employees in the unit for any period
7 prior to July 1, 1993, are subject to interest arbitration under subd. 6. for that period.
8 In such a collective bargaining unit, noneconomic issues applicable to any period on
9 or after July 1, 1993, are subject to interest arbitration after the parties have
10 reached agreement and stipulate to agreement on all economic issues concerning the
11 wages, hours or conditions of employment of the school district professional
12 employees in the unit for that period. In such a collective bargaining unit, if the
13 commission's investigator finds that the municipal employer has submitted a timely
14 qualified economic offer and that a deadlock exists between the parties with respect
15 to all economic issues, the municipal employer may implement the qualified
16 economic offer. On the 90th day prior to expiration of the period included within the
17 qualified economic offer, if no agreement exists on that day, the parties are deemed
18 to have stipulated to the inclusion in a new or revised collective bargaining
19 agreement of all provisions of any predecessor collective bargaining agreement
20 concerning economic issues, or of all provisions of any existing collective bargaining
21 agreement concerning economic issues if the parties have reopened negotiations
22 under an existing agreement, as modified by the terms of the qualified economic offer
23 and as otherwise modified by the parties. In such a collective bargaining unit, on and
24 after that 90th day, a municipal employer that refuses to bargain collectively with
25 respect to the terms of that stipulation, applicable to the 90-day period prior to

1 expiration of the period included within the qualified economic offer, does not violate
2 sub. (3) (a) 4. Any such unilateral implementation after August 11, 1993, during the
3 90-day period prior to expiration of the period included within a qualified economic
4 offer, operates as a full, final and complete settlement of all economic issues between
5 the parties for the period included within the qualified economic offer. The failure
6 of a labor organization to recognize the validity of such a lawful qualified economic
7 offer does not affect the obligation of the municipal employer to submit economic
8 issues to arbitration under subd. 6. If the investigator determines that the municipal
9 employer has not submitted a timely qualified economic offer, either the municipal
10 employer or the labor organization may petition for arbitration under subd. 6. to
11 resolve any dispute relating to economic issues.

12 *b2140/2.1* SECTION 2607t. 111.70 (4) (cm) 8t. of the statutes is created to
13 read:

14 111.70 (4) (cm) 8t. 'Methodology for determining qualified economic offers.' The
15 commission shall prescribe by rule a methodology to be used in determining whether
16 a collective bargaining proposal submitted by a municipal employer to a labor
17 organization constitutes a qualified economic offer and whether such an offer is
18 timely."

19 *b1564/1.2* **1173.** Page 913, line 2: after that line insert:

20 *b1564/1.2* "SECTION 2615f. 111.93 (3) of the statutes is amended to read:

21 111.93 (3) Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm),
22 230.35 (2d), 230.35 (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement
23 exists between the employer and a labor organization representing employees in a
24 collective bargaining unit, the provisions of that agreement shall supersede the

1 provisions of civil service and other applicable statutes, as well as rules and policies
2 of the board of regents of the University of Wisconsin System, related to wages, fringe
3 benefits, hours, and conditions of employment whether or not the matters contained
4 in those statutes, rules, and policies are set forth in the collective bargaining
5 agreement.”.

6 ***b2095/6.8* 1174.** Page 913, line 2: after that line insert:

7 ***b2095/6.8* “SECTION 2615ag.** 111.81 (7) (f) of the statutes is created to read:

8 111.81 (7) (f) Instructional staff employed by the board of regents of the
9 University of Wisconsin System who provide services for a charter school established
10 by contract under s. 118.40 (2r) (cm).

11 ***b2095/6.8* SECTION 2615b.** 111.81 (9m) of the statutes is created to read:

12 111.81 (9m) “Instructional staff” has the meaning given in rules promulgated
13 by the department of public instruction under s. 121.02 (1) (a) 2.

14 ***b2095/6.8* SECTION 2615bm.** 111.815 (1) of the statutes is amended to read:

15 111.815 (1) In the furtherance of this subchapter, the state shall be considered
16 as a single employer and employment relations policies and practices throughout the
17 state service shall be as consistent as practicable. The department shall negotiate
18 and administer collective bargaining agreements. To coordinate the employer
19 position in the negotiation of agreements, the department shall maintain close
20 liaison with the legislature relative to the negotiation of agreements and the fiscal
21 ramifications thereof. Except with respect to the collective bargaining units
22 specified in s. 111.825 (1m) and (2) (f), the department is responsible for the employer
23 functions of the executive branch under this subchapter, and shall coordinate its
24 collective bargaining activities with operating state agencies on matters of agency

1 concern. The legislative branch shall act upon those portions of tentative
2 agreements negotiated by the department which require legislative action. With
3 respect to the collective bargaining units specified in s. 111.825 (1m), the University
4 of Wisconsin Hospitals and Clinics Board is responsible for the employer functions
5 under this subchapter. With respect to the collective bargaining unit specified in s.
6 111.825 (2) (f), the governing board of the charter school established by contract
7 under s. 118.40 (2r) (cm) 1. is responsible for the employer functions under this
8 subchapter.

9 ***b2095/6.8* SECTION 2615h.** 111.815 (2) of the statutes is amended to read:

10 111.815 (2) In the furtherance of the policy under s. 111.80 (4), the secretary
11 of the department shall establish a collective bargaining capability within the
12 department outside of the division of merit recruitment and selection and shall,
13 together with the appointing authorities or their representatives, represent the state
14 in its responsibility as an employer under this subchapter except with respect to
15 negotiations in the collective bargaining units specified in s. 111.825 (1m) and (2) (f).
16 The secretary of the department shall establish and maintain, wherever practicable,
17 consistent employment relations policies and practices throughout the state service.

18 ***b2095/6.8* SECTION 2615j.** 111.825 (2) (f) of the statutes is created to read:

19 111.825 (2) (f) Instructional staff employed by the board of regents of the
20 University of Wisconsin System who provide services for a charter school established
21 by contract under s. 118.40 (2r) (cm).

22 ***b2095/6.8* SECTION 2615L.** 111.84 (2) (c) of the statutes is amended to read:

23 111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91
24 (1) with the duly authorized officer or agent of the employer which is the recognized
25 or certified exclusive collective bargaining representative of employees specified in

1 s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified
2 exclusive collective bargaining representative of employees specified in s. 111.81 (7)
3 (b) ~~or (e)~~ to (f) in an appropriate collective bargaining unit. Such refusal to bargain
4 shall include, but not be limited to, the refusal to execute a collective bargaining
5 agreement previously orally agreed upon.

6 ***b2095/6.8* SECTION 2615n.** 111.91 (4) of the statutes is amended to read:

7 111.91 (4) The secretary of the department, in connection with the development
8 of tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a),
9 shall endeavor to obtain tentative agreements with each recognized or certified labor
10 organization representing employees or supervisors of employees specified in s.
11 111.81 (7) (a) and with each certified labor organization representing employees
12 specified in s. 111.81 (7) (b) ~~or (e)~~ to (e) which do not contain any provision for the
13 payment to any employee of a cumulative or noncumulative amount of compensation
14 in recognition of or based on the period of time an employee has been employed by
15 the state.

16 ***b2095/6.8* SECTION 2615p.** 111.92 (1) (a) of the statutes is amended to read:

17 111.92 (1) (a) Any tentative agreement reached between the department,
18 acting for the state, and any labor organization representing a collective bargaining
19 unit specified in s. 111.825 (1) or (2) (a) to (e) shall, after official ratification by the
20 labor organization, be submitted by the department to the joint committee on
21 employment relations, which shall hold a public hearing before determining its
22 approval or disapproval. If the committee approves the tentative agreement, it shall
23 introduce in a bill or companion bills, to be put on the calendar or referred to the
24 appropriate scheduling committee of each house, that portion of the tentative
25 agreement which requires legislative action for implementation, such as salary and

1 wage adjustments, changes in fringe benefits, and any proposed amendments,
2 deletions or additions to existing law. Such bill or companion bills are not subject to
3 ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit
4 suitable portions of the tentative agreement to appropriate legislative committees
5 for advisory recommendations on the proposed terms. The committee shall
6 accompany the introduction of such proposed legislation with a message that informs
7 the legislature of the committee's concurrence with the matters under consideration
8 and which recommends the passage of such legislation without change. If the joint
9 committee on employment relations does not approve the tentative agreement, it
10 shall be returned to the parties for renegotiation. If the legislature does not adopt
11 without change that portion of the tentative agreement introduced by the joint
12 committee on employment relations, the tentative agreement shall be returned to
13 the parties for renegotiation.

14 ***b2095/6.8* SECTION 2615r.** 111.92 (1) (c) of the statutes is created to read:

15 111.92 (1) (c) Any tentative agreement reached between the governing board
16 of the charter school established by contract under s. 118.40 (2r) (cm), acting for the
17 state, and any labor organization representing a collective bargaining unit specified
18 in s. 111.825 (2) (f) shall, after official ratification by the labor organization and
19 approval by the chancellor of the University of Wisconsin–Parkside, be executed by
20 the parties.

21 ***b2095/6.8* SECTION 2615t.** 111.93 (2) of the statutes is amended to read:

22 111.93 (2) All civil service and other applicable statutes concerning wages,
23 fringe benefits, hours and conditions of employment apply to employees specified in
24 s. 111.81 (7) (a) who are not included in collective bargaining units for which a
25 representative is recognized or certified and to employees specified in s. 111.81 (7)

1 (b) ~~or (e)~~ to (f) who are not included in a collective bargaining unit for which a
2 representative is certified.”.

3 *b1761/1.2* **1175.** Page 913, line 10: after that line insert:

4 *b1761/1.2* “SECTION 2623g. 115.28 (30) (title), (a), and (b) (intro.) of the
5 statutes are amended to read:

6 115.28 (30) (title) ~~VOCATIONAL~~ CAREER AND TECHNICAL STUDENT ORGANIZATIONS.

7 (a) Give priority to assisting school boards to operate ~~vocational~~ career and technical
8 student organizations for pupils pursuing related instruction and related career and
9 technical education programs.

10 (b) (intro.) Provide in the department administrative leadership for career and
11 technical student organizations and the following ~~vocational education consultants~~
12 ~~and administrative, leadership and vocational~~ career and technical student
13 organization educational consultants:

14 *b1761/1.2* SECTION 2623i. 115.28 (30) (b) 3. of the statutes is amended to
15 read:

16 115.28 (30) (b) 3. Two full-time consultants in ~~technical~~ technology education.

17 *b1761/1.2* SECTION 2623k. 115.28 (30) (b) 4. of the statutes is amended to
18 read:

19 115.28 (30) (b) 4. Two full-time consultants in family and consumer sciences
20 education.

21 *b1761/1.2* SECTION 2623m. 115.28 (30) (b) 5. of the statutes is amended to
22 read:

23 115.28 (30) (b) 5. ~~One~~ Two full-time consultant ~~and one half-time consultant~~
24 consultants in marketing education.

1 ***b1761/1.2* SECTION 2623p.** 115.28 (30) (b) 6. of the statutes is created to read:
2 115.28 (30) (b) 6. One full-time consultant in health science education.

3 ***b1761/1.2* SECTION 2623r.** 115.28 (30) (d) of the statutes is amended to read:
4 115.28 (30) (d) Provide in the department, ~~within the integrated and applied~~
5 ~~curricula team,~~ a vocational career and technical education and vocational career
6 and technical student organizations ~~subteam~~ team consisting of those educational
7 consultants specified in par. (b).”.

8 ***b1191/1.4* 1176.** Page 914, line 21: after that line insert:

9 ***b1191/1.4* “SECTION 2625w.** 115.28 (47) of the statutes is created to read:
10 115.28 (47) GRANT TO BELOIT COLLEGE. Annually award the amount
11 appropriated under s. 20.255 (2) (kj) to Beloit College to educate children and adults
12 in southern Wisconsin about Native American cultures.”.

13 ***b1621/1.3* 1177.** Page 914, line 21: after that line insert:

14 ***b1621/1.3* “SECTION 2630g.** 115.343 (title) and (1) of the statutes are
15 amended to read:

16 **115.343 (title) Wisconsin morning school day milk program.** (1) The
17 department shall establish a ~~morning~~ school day milk program. A school
18 participating in the program shall offer each eligible child ~~–a–~~ one half-pint of
19 Wisconsin-produced whole milk, 2% milk, 1.5% milk, one percent milk, 0.5% milk,
20 skim milk or chocolate milk on each day in which school is in session. If a child is
21 allergic to milk or has metabolic disorders or other conditions which prohibit him or
22 her from drinking milk, the child shall be offered juice as a substitute. Any school
23 that participates in the program is encouraged to consider bids from local milk
24 suppliers. The school shall keep all information related to the identity of the pupils

1 who receive a beverage under the program confidential. In this subsection,
2 “Wisconsin-produced” means that all or part of the raw milk used by the milk
3 processor was produced in this state.

4 ***b1621/1.3* SECTION 2630h.** 115.343 (2) (c) of the statutes is created to read:

5 115.343 (2) (c) The child does not receive the beverage during the school’s
6 breakfast or lunch period.”.

7 ***b1738/1.1* 1178.** Page 914, line 21: after that line insert:

8 ***b1738/1.1* “SECTION 2635m.** 115.28 (49) of the statutes is created to read:

9 115.28 (49) CHARTER SCHOOL REPORT. Annually report to the legislature, in the
10 manner provided under s. 13.172 (2), on the status of existing charter schools, the
11 number of petitions for new charter schools, and school board and departmental
12 action on petitions for new charter schools.”.

13 ***b1743/2.2* 1179.** Page 914, line 21: after that line insert:

14 ***b1743/2.2* “SECTION 2638m.** 115.28 (50) of the statutes is created to read:

15 115.28 (50) SPECIAL EDUCATION STUDY. Distribute a summary of study under s.
16 36.11 (49) to each school district.”.

17 ***b2191/1.1* 1180.** Page 914, line 21: after that line insert:

18 ***b2191/1.1* “SECTION 2635L.** 115.28 (48) of the statutes is created to read:

19 115.28 (48) VETERANS. Encourage school boards to invite armed forces veterans
20 to school to discuss their experiences as veterans.”.

21 ***b2193/1.20* 1181.** Page 914, line 21: after that line insert:

22 ***b2193/1.20* “SECTION 2630m.** 115.31 (1) (b) of the statutes is amended to
23 read:

1 115.31 (1) (b) “Educational agency” means a school district, cooperative
2 educational service agency, state correctional institution under s. 302.01, secured
3 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,
4 as defined in s. 938.02 (15g), the Wisconsin Center for the Blind and Visually
5 Impaired, the Wisconsin ~~School~~ Educational Services Program for the Deaf and Hard
6 of Hearing, the Mendota mental health institute, the Winnebago mental health
7 institute, a state center for the developmentally disabled, a private school, or a
8 private, nonprofit, nonsectarian agency under contract with a school board under s.
9 118.153 (3) (c).”.

10 ***b2199/2.1* 1182.** Page 914, line 22: delete the material beginning with that
11 line and ending with page 915, line 2, and substitute:

12 ***b2199/2.1* “SECTION 2641m.** 115.38 (2) of the statutes is amended to read:
13 115.38 (2) ~~By January 1, 1993, and annually thereafter~~ Annually by January
14 1, each school board shall distribute to the parent or guardian of each pupil enrolled
15 in the school district, including pupils enrolled in charter schools located in the school
16 district, or give to each pupil to bring home to his or her parent or guardian, a school
17 and school district performance report that includes the information specified by the
18 state superintendent under sub. (1). The report shall also include a comparison of
19 the school district’s performance under sub. (1) (a) and (b) with the performance of
20 other school districts in the same athletic conference under sub. (1) (a) and (b).”.

21 ***b0858/1.1* 1183.** Page 916, line 1: after that line insert:

22 ***b0858/1.1* “SECTION 2657m.** 115.435 (1) (c) of the statutes is amended to
23 read:

1 115.51 (2) “Hearing impaired” has the meaning given in the rules promulgated
2 by the state superintendent to define “hearing impairments” under s. 115.76 (5) (a)
3 2.

4 ***b2193/1.21* SECTION 2660t.** 115.52 of the statutes is repealed and recreated
5 to read:

6 **115.52 Wisconsin Educational Services Program for the Deaf and Hard**
7 **of Hearing. (1) DEFINITION.** In this section, “program” means the Wisconsin
8 Educational Services Program for the Deaf and Hard of Hearing.

9 **(1m) PURPOSE.** The purpose of the program is to serve as a statewide
10 educational resource relating to hearing impairments to benefit all Wisconsin
11 children who are hearing impaired.

12 **(2) GOVERNANCE.** The state superintendent shall maintain and govern the
13 program’s facilities. The state superintendent shall appoint an individual who has
14 training and experience in educating pupils who are hearing impaired to serve as the
15 director of the program.

16 **(3) SERVICES.** The program shall provide services that benefit children
17 throughout the state who are hearing impaired.

18 (a) *School.* 1. ‘Residents 3 to 20 years old.’ The program shall operate a school
19 at which any resident of this state 3 to 20 years old who is hearing impaired, and for
20 the duration of a school term any resident of this state who is hearing impaired and
21 becomes 21 years old during that school term, shall be received and taught free of
22 charge if the individualized education program for the resident under s. 115.787 and
23 the educational placement under s. 115.79 specify the school operated by the
24 program as the appropriate placement.

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

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

14 4. ‘Pupil use of residential facilities.’ Except as provided in sub. (4), the director
15 of the program shall make the residential facilities of the program available to all
16 pupils received at the school operated by the program.

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

22 6. ‘Transportation.’ The program may provide transportation for resident
23 pupils at the school operated by the program.

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

1 1. Provide evaluation services to assist local educational agencies, cooperative
2 educational service agencies, county children with disabilities education boards,
3 private schools, and others.

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

7 3. Develop and disseminate curriculum and instructional materials.

8 4. Provide in-service and other training to teachers and other staff serving
9 pupils who are hearing impaired.

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

13 6. Provide access to educational materials to children who are hearing
14 impaired.

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

16 8. Serve as a clearinghouse for information about children who are hearing
17 impaired.

18 9. Teach American sign language, and teach other subjects using American
19 sign language, through the use of distance education technology.

20 10. Rent or lease technological materials and assistive technology devices, as
21 defined in s. 115.76 (1), to local educational agencies, cooperative educational service
22 agencies, county children with disabilities education boards, and private schools.

23 11. Facilitate the preparation of teachers of pupils who are hearing impaired
24 by providing assistance to teacher preparation programs.

1 12. Provide other statewide services that relate to the education of children who
2 are hearing impaired.

3 (c) *Additional services.* 1. ‘Birth-to-3 services.’ The program may provide
4 instruction or services, or both, for children who are under the age of 3 and are
5 hearing impaired and their parents. The instruction or services are subject to the
6 approval of, and shall comply with requirements established by, the department.

7 2. ‘Library.’ Educational media and materials acquired by the program
8 constitute a circulating collection for persons who are hearing impaired. The
9 collection shall be kept at the program’s facility and be under the supervision of its
10 director. All school age children of the state who are hearing impaired may use the
11 media and materials upon compliance with criteria established by the director of the
12 program and approved by the state superintendent.

13 3. ‘Summer programs.’ The program shall provide summer programs each year
14 for children who are hearing impaired.

15 4. ‘Independent living skills.’ With the approval of the state superintendent,
16 the program may allow individuals to receive instruction in and practice
17 independent living skills in state-owned housing at the program’s facility in
18 Delavan.

19 (d) *Provision of services.* In addition to providing services at the program’s
20 facility in Delavan, the program may provide services at any location in the state and
21 may operate regional satellite facilities throughout the state to provide services.

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

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

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

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

11 (7) AUDIT. In the 2004–05 fiscal year, the legislative audit bureau shall perform
12 a performance evaluation audit of the program. The bureau shall submit copies of
13 the audit report to the chief clerk of each house of the legislature for distribution to
14 the appropriate standing committees under s. 13.172 (3) by June 30, 2005.

15 *b2193/1.21* SECTION 2661m. 115.53 (2) of the statutes is amended to read:

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

25 *b2193/1.21* SECTION 2661p. 115.53 (3) (a) of the statutes is amended to read:

1 115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or
2 prospective pupil of the Wisconsin ~~School~~ Educational Services Program for the Deaf
3 and Hard of Hearing. The examination shall be paid for from the appropriation in
4 s. 20.255 (1) (b), (gh) or (gs).

5 ***b2193/1.21* SECTION 2661r.** 115.53 (4) of the statutes is amended to read:

6 115.53 (4) Apply to the board of directors of the University of Wisconsin
7 Hospitals and Clinics Authority for admission to the University of Wisconsin
8 Hospitals and Clinics of any pupil at the school operated by the Wisconsin ~~School~~
9 Educational Services Program for the Deaf and Hard of Hearing or the school
10 operated by the Wisconsin Center for the Blind and Visually Impaired.

11 (a) The application shall be accompanied by the report of a physician appointed
12 by the ~~superintendent~~ director of the Wisconsin ~~School~~ Educational Services
13 Program for the Deaf and Hard of Hearing or the director of the Wisconsin Center
14 for the Blind and Visually Impaired and shall be in the same form as reports of other
15 physicians for admission of patients to such hospital.

16 (b) The net cost of hospital treatment shall be at the rate established under s.
17 233.40 (1) and shall be paid from the appropriation under s. 20.255 (1) (b), (gh) or (gs)
18 if the patient is a pupil at the school operated by the Wisconsin ~~School~~ Educational
19 Services Program for the Deaf and Hard of Hearing or from the appropriation under
20 s. 20.255 (1) (b), (gh), (gL) or (gs) if the patient is a pupil at the school operated by the
21 Wisconsin Center for the Blind and Visually Impaired. The state superintendent
22 likewise may authorize payment for the expense of transporting patients to and from
23 the hospital. The state superintendent shall make payments for the treatment to the
24 University of Wisconsin Hospitals and Clinics Authority. Funds collected by the

1 state superintendent on account of the hospitalization shall be credited to the
2 appropriation under s. 20.255 (1) (gh) for the school or center concerned.

3 ***b2193/1.21* SECTION 2661t.** 115.53 (5) of the statutes is amended to read:

4 115.53 (5) Arrange for visits by members of the staff of either the Wisconsin
5 School Educational Services Program for the Deaf and Hard of Hearing or the
6 Wisconsin Center for the Blind and Visually Impaired to other public schools or to
7 families of deaf children who are hearing impaired or children who are visually
8 impaired, whenever it appears to the state superintendent that such visits will be
9 of advantage to such children.

10 ***b2193/1.21* SECTION 2662g.** 115.54 of the statutes is amended to read:

11 **115.54 Compulsory education.** If it appears, by affidavit, to any circuit
12 judge that any deaf child who is either hearing impaired or ~~child who is~~ visually
13 impaired and who is between the ages of 6 and 21 is deprived of a suitable education
14 by the failure of the person having the care and custody of the child to provide a
15 suitable education, the judge shall order the person to bring the child before the
16 judge. If the material allegations of the affidavit are denied, the judge shall subpoena
17 witnesses and hear testimony. If the allegations are admitted or established, the
18 judge may order the child sent to the school operated by the Wisconsin School
19 Educational Services Program for the Deaf and Hard of Hearing, the school operated
20 by the Wisconsin Center for the Blind and Visually Impaired or to some class or other
21 school for instruction, but the order may not make a direct charge for the class or
22 school against any county.”.

23 ***b2223/1.1* 1186.** Page 916, line 17: delete the material beginning with that

24 line and ending with page 917, line 22.

1 ***b1727/1.1* 1187.** Page 917, line 22: after that line insert:

2 ***b1727/1.1*** “SECTION 2673m. 118.035 of the statutes is created to read:

3 **118.035 School uniforms.** (1) In this section, “school” means a public school
4 and includes a charter school other than a charter school under s. 118.40 (2r).

5 (2) A school board may adopt a policy that requires all pupils enrolled in school
6 in the school district, or all pupils enrolled in one or more schools in the school
7 district, to wear a uniform while in school or while under the supervision of a school
8 authority.

9 (3) If a school board adopts a policy under sub. (2), it shall do all of the following:

10 (a) Establish a method whereby the parent or guardian of a pupil enrolled in
11 a school in which the policy is in effect may exempt his or her child from complying
12 with the policy.

13 (b) Ensure that no pupil is penalized academically or otherwise discriminated
14 against because the pupil’s parent or guardian has chosen to exempt the pupil from
15 complying with the policy.

16 (c) Notify each parent or guardian of a pupil enrolled in a school in which the
17 policy will be implemented of the policy at least 3 months before the school board
18 implements the policy.

19 (d) Assist economically disadvantaged pupils to obtain the uniforms.

20 (4) The requirements under sub. (3) do not apply to any school board that has
21 in effect on the effective date of this subsection [revisor inserts date], a school
22 uniform policy for pupils enrolled in a school in the school district and has had such
23 a policy in effect continuously since that date.

1 (5) By July 1, 2005, the department shall submit a report to the appropriate
2 standing committees of the legislature under s. 13.172 (3). The report shall address
3 all of the following issues relating to the imposition of school uniforms by school
4 boards:

5 (a) Methods of encouraging the involvement of the parents or guardians of
6 pupils enrolled in a school district in a school board's decision to require school
7 uniforms.

8 (b) The ability of pupils to obtain the uniforms.

9 (c) The effect of the imposition of the requirement on crime in the school,
10 including weapons possession, assault, battery, and vandalism, and on pupil
11 suspensions and expulsions.

12 (6) Nothing in this section affects the authority of a school board to require
13 pupils to wear uniforms for extracurricular activities, and the provisions of sub. (3)
14 do not apply to such a requirement.”.

15 ***b1746/1.1* 1188.** Page 917, line 22: after that line insert:

16 ***b1746/1.1* “SECTION 2670m.** 118.019 (2) (intro.) of the statutes is amended
17 to read:

18 118.019 (2) SUBJECTS. (intro.) A school board may provide an instructional
19 program in human growth and development in grades kindergarten to 12. If
20 provided, the program shall offer information and instruction appropriate to each
21 grade level and the age and level of maturity of the pupils. The Except as provided
22 in sub. (2m), the program may include instruction in any of the following areas:

23 ***b1746/1.1* SECTION 2670p.** 118.019 (2) (e) of the statutes is amended to read:

1 118.019 (2) (e) Human sexuality; reproduction; family planning, as defined in
2 s. 253.07 (1) (a), including natural family planning; human immunodeficiency virus
3 and acquired immunodeficiency syndrome; prenatal development; childbirth;
4 adoption; available prenatal and postnatal support; and male and female
5 responsibility.

6 *b1746/1.1* SECTION 2670q. 118.019 (2m) of the statutes is created to read:

7 118.019 (2m) MARRIAGE AND PARENTAL RESPONSIBILITY. If a school board provides
8 instruction in any of the areas under sub. (2) (e), the school board shall also provide
9 instruction in marriage and parental responsibility.”.

10 *b1747/1.1* 1189. Page 917, line 22: after that line insert:

11 *b1747/1.1* “SECTION 2671m. 118.02 (2) of the statutes is amended to read:

12 118.02 (2) February 12, Abraham Lincoln’s birthday.

13 *b1747/1.1* SECTION 2671n. 118.02 (4) of the statutes is amended to read:

14 118.02 (4) February 22, George Washington’s birthday.

15 *b1747/1.1* SECTION 2671p. 118.02 (12) of the statutes is amended to read:

16 118.02 (12) October 12, Christopher Columbus’ birthday.

17 *b1747/1.1* SECTION 2671q. 118.02 (13) of the statutes is amended to read:

18 118.02 (13) November 11, Veterans Day.

19 *b1747/1.1* SECTION 2671r. 118.02 (17) of the statutes is created to read:

20 118.02 (17) April 19, Patriots’ Day.”.

21 *b1748/2.1* 1190. Page 917, line 22: after that line insert:

22 *b1748/2.1* “SECTION 2673p. 118.045 (3) of the statutes is amended to read:

23 118.045 (3) A school board may commence the school term before September
24 1 in any school year if it ~~holds a public hearing on the issue and adopts a resolution~~

1 ~~to that effect in that school year~~ the school board requests the department to allow
2 it to commence the school term before September 1 and the school board includes
3 reasons with its request. The department may grant a request only if it determines
4 that there are extraordinary reasons for granting it. The department shall
5 promulgate rules to implement and administer this subsection.”.

6 *b2188/1.1* **1191.** Page 917, line 22: after that line insert:

7 *b2188/1.1* “SECTION 2674d. 118.06 (title) of the statutes is amended to read:
8 **118.06 (title) Flag and, pledge of allegiance, and national anthem.**

9 *b2188/1.1* SECTION 2674j. 118.06 (2) of the statutes is amended to read:

10 118.06 (2) Every public ~~and private~~ school shall offer the pledge of allegiance
11 ~~or the national anthem~~ in grades one to ~~8~~ at the beginning of 12 each school ~~at least~~
12 one day per week. Every private school shall offer the pledge of allegiance or the
13 national anthem in grades one to 12 each school day unless the governing body of the
14 private school determines that the requirement conflicts with the school’s religious
15 doctrines. No pupil may be compelled, against the pupil’s objections or those of the
16 pupil’s parents or guardian, to recite the pledge or to sing the anthem.”.

17 *b2221/3.126* **1192.** Page 917, line 22: after that line insert:

18 *b2221/3.126* “SECTION 2669m. 118.025 of the statutes is amended to read:
19 **118.025 Arbor day observance.** A school principal may request one free tree
20 provided from state forest nurseries by the department of ~~natural resources~~ forestry
21 under s. 28.06 for each 4th grade pupil in the school for planting in conjunction with
22 an annual observance and celebration of arbor day.”.

23 *b2151/2.1* **1193.** Page 917, line 24: after “**examinations**” insert “**and**
24 **evaluations**”.

1 ***b2151/2.2* 1194.** Page 918, line 2: delete lines 2 to 10 and substitute
2 “licensed under ch. 449 or evaluated by a physician licensed under ch. 448.”.

3 ***b2151/2.3* 1195.** Page 918, line 12: after “examination” insert “or
4 evaluation”.

5 ***b2151/2.4* 1196.** Page 918, line 18: after “examinations” insert “or
6 evaluations”.

7 ***b0861/1.1* 1197.** Page 918, line 19: after that line insert:

8 ***b0861/1.1* SECTION 2695e.** 118.29 (2) (a) 2r. of the statutes is created to read:
9 118.29 (2) (a) 2r. Except for glucagon administered under subd. 2., may
10 administer glucagon to any pupil who appears to be experiencing a severe
11 hypoglycemic event if, as soon as practicable, the school bus operator, employee, or
12 volunteer reports the event to an emergency medical service provider.

13 ***b0861/1.1* SECTION 2695m.** 118.29 (2) (a) 3. of the statutes is amended to
14 read:

15 118.29 (2) (a) 3. Is immune from civil liability for his or her acts or omissions
16 in administering a drug or prescription drug to a pupil under subd. 1., 2. ~~or~~, 2m., or
17 2r. unless the act or omission constitutes a high degree of negligence. This
18 subdivision does not apply to health care professionals.”.

19 ***b0929/1.2* 1198.** Page 918, line 19: after that line insert:

20 ***b0929/1.2* SECTION 2679t.** 118.163 (1m) (c) of the statutes is created to read:
21 118.163 (1m) (c) An order for the person to report to a youth report center after
22 school, in the evening, on weekends, on other nonschool days, or at any other time
23 that the person is not under immediate adult supervision, for participation in the

1 social, behavioral, academic, community service, and other programming of the
2 center as described in s. 938.342 (1d) (c).

3 ***b0929/1.2* SECTION 2679u.** 118.163 (2) (L) of the statutes is created to read:

4 118.163 (2) (L) An order for the person to report to a youth report center after
5 school, in the evening, on weekends, on other nonschool days, or at any other time
6 that the person is not under immediate adult supervision, for participation in the
7 social, behavioral, academic, community service, and other programming of the
8 center as described in s. 938.342 (1g) (k).”.

9 ***b2151/2.5* 1199.** Page 918, line 19: after “examinations” insert “or
10 evaluations”.

11 ***b2185/1.1* 1200.** Page 919, line 20: after that line insert:

12 ***b2185/1.1* “SECTION 2703m.** 118.30 (1m) (d) of the statutes is amended to
13 read:

14 118.30 (1m) (d) If the school board operates high school grades, beginning in
15 the ~~2002–03~~ 2004–05 school year administer the high school graduation
16 examination adopted by the school board under sub. (1g) (b) to all pupils enrolled in
17 the school district, including pupils enrolled in charter schools located in the school
18 district, in the 11th and 12th grades. The school board shall administer the
19 examination at least twice each school year and may administer the examination
20 only to pupils enrolled in the 11th and 12th grades.”.

21 ***b1728/1.1* 1201.** Page 920, line 19: after that line insert:

22 ***b1728/1.1* “SECTION 2709m.** 118.30 (2) (f) of the statutes is created to read:

1 118.30 (2) (f) Each school board, and each operator of a charter school under
2 s. 118.40 (2r), shall ensure that no pupil uses a calculator while taking the 4th grade
3 examination under sub. (1m) or (1r).”.

4 ***b1748/2.2* 1202.** Page 920, line 19: after that line insert:

5 ***b1748/2.2* “SECTION 2725m.** 118.38 (1) (a) 8. of the statutes is created to read:
6 118.38 (1) (a) 8. The commencement of the school term under s. 118.045.”.

7 ***b2095/6.9* 1203.** Page 920, line 19: after that line insert:

8 ***b2095/6.9* “SECTION 2715p.** 118.40 (2r) (a) of the statutes is repealed and
9 recreated to read:

10 118.40 (2r) (a) In this subsection, “instructional staff” has the meaning given
11 in the rules promulgated by the department under s. 121.02 (1) (a) 2.

12 ***b2095/6.9* SECTION 2715q.** 118.40 (2r) (b) of the statutes is renumbered
13 118.40 (2r) (b) 1. (intro.) and amended to read:

14 118.40 (2r) (b) 1. (intro.) ~~The common council of the city of Milwaukee, the~~
15 ~~chancellor of the University of Wisconsin–Milwaukee and the Milwaukee area~~
16 ~~technical college district board~~ All of the following entities may establish by charter
17 and operate a charter school or, on behalf of their respective entities, may initiate a
18 contract with an individual or group to operate a school as a charter school:

19 2. A charter shall include all of the provisions specified under sub. (1m) (b) 3.
20 to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1.
21 to 14. and shall specify the effect of the establishment of the charter school on the
22 liability of the contracting entity under this paragraph. The contract may include
23 other provisions agreed to by the parties. The chancellor of the University of
24 Wisconsin–Milwaukee or of the University of Wisconsin–Parkside may not establish

1 or enter into a contract for the establishment of a charter school under this
2 paragraph without the approval of the board of regents of the University of
3 Wisconsin System.

4 ***b2095/6.9* SECTION 2715qg.** 118.40 (2r) (b) 1. a. to d. of the statutes are
5 created to read:

6 118.40 (2r) (b) 1. a. The common council of the city of Milwaukee.

7 b. The chancellor of the University of Wisconsin–Milwaukee.

8 c. On a pilot basis, the chancellor of the University of Wisconsin–Parkside.

9 d. The Milwaukee area technical college district board.

10 ***b2095/6.9* SECTION 2715qL.** 118.40 (2r) (b) 3. of the statutes is created to
11 read:

12 118.40 (2r) (b) 3. If the chancellor of the University of Wisconsin–Parkside
13 contracts for the establishment of a charter school, the contract shall also provide
14 that the charter school must be operated by a governing board and that the
15 chancellor or his or her designee must be a member of the governing board. In
16 addition, if the contract provides that the instructional staff of the charter school
17 shall consist of employees of the board of regents of the University of Wisconsin
18 System, the contract shall also include provisions that do all of the following:

19 a. Delegate to the governing board of the charter school the board of regents'
20 authority to establish and adjust all compensation and fringe benefits of
21 instructional staff, subject to the terms of any collective bargaining agreement under
22 subch. V of ch. 111 that covers the instructional staff. In the absence of a collective
23 bargaining agreement, the governing board may establish and adjust all
24 compensation and fringe benefits of the instructional staff only with the approval of
25 the chancellor of the University of Wisconsin–Parkside.

1 b. Authorize the governing board of the charter school to perform specified
2 duties for the board of regents with respect to the instructional staff. This
3 authorization may include duties related to supervising the instructional staff,
4 taking disciplinary actions with respect to the instructional staff, recommending
5 new hires or layoffs, collective bargaining, claims, complaints, or benefits and
6 records administration.

7 ***b2095/6.9* SECTION 2715r.** 118.40 (2r) (bm) of the statutes is created to read:

8 118.40 (2r) (bm) The common council of the city of Milwaukee, the chancellor
9 of the University of Wisconsin–Milwaukee, and the Milwaukee area technical college
10 district board may only establish or enter into a contract for the establishment of a
11 charter school located in the school district operating under ch. 119. The chancellor
12 of the University of Wisconsin–Parkside may only establish or enter into a contract
13 for the establishment of a charter school located in a unified school district that is
14 located in the county in which the University of Wisconsin–Parkside is situated or
15 in an adjacent county.

16 ***b2095/6.9* SECTION 2715rg.** 118.40 (2r) (c) of the statutes is renumbered
17 118.40 (2r) (c) 2., and 118.40 (2r) (c) 2. (intro.), as renumbered, is amended to read:

18 118.40 (2r) (c) 2. (intro.) ~~An entity under par. (b) may not establish or enter into~~
19 ~~a contract for the establishment of a charter school located outside of the school~~
20 ~~district operating under ch. 119.~~ A pupil residing within the school district operating
21 ~~under ch. 119~~ may attend a charter school established in the school district operating
22 under ch. 119 under this subsection only if one of the following applies:

23 ***b2095/6.9* SECTION 2715ri.** 118.40 (2r) (c) 1. of the statutes is created to read:

24 118.40 (2r) (c) 1. Only pupils who reside in the school district in which a charter
25 school established under this subsection is located may attend the charter school.

1 ***b2095/6.9* SECTION 2715sk.** 118.40 (2r) (cm) of the statutes is created to read:

2 118.40 (2r) (cm) The chancellor of the University of Wisconsin–Parkside may
3 establish or enter into a contract for the establishment of only one charter school
4 under this subsection, which may not operate high school grades and which may not
5 accommodate more than 400 pupils.

6 ***b2095/6.9* SECTION 2715sm.** 118.40 (2r) (e) of the statutes is renumbered
7 118.40 (2r) (e) 1. and amended to read:

8 118.40 (2r) (e) 1. From the appropriation under s. 20.255 (2) (fm), the
9 department shall pay to the operator of the charter school an amount equal to the
10 sum of the amount paid per pupil under this ~~paragraph~~ subdivision in the previous
11 school year and the amount of revenue increase per pupil allowed under subch. VII
12 of ch. 121 in the current school year, multiplied by the number of pupils attending
13 the charter school. The department shall pay 25% of the total amount in September,
14 25% in December, 25% in February, and 25% in June. The department shall send the
15 check to the operator of the charter school.

16 ***b2095/6.9* SECTION 2715sn.** 118.40 (2r) (e) 2. of the statutes is created to
17 read:

18 118.40 (2r) (e) 2. If the chancellor of the University of Wisconsin–Parkside
19 establishes or contracts for the establishment of a charter school under this
20 subsection, in March the department shall pay to the unified school district in which
21 the charter school is located, from the appropriation under s. 20.255 (2) (fm), an
22 amount equal to the amount of school aid per pupil to which the unified school district
23 is eligible in the current school year multiplied by the number of pupils attending the
24 charter school who were previously enrolled in the unified school district.

25 ***b2095/6.9* SECTION 2715sp.** 118.40 (2r) (f) of the statutes is created to read:

1 118.40 (2r) (f) If the chancellor of the University of Wisconsin–Parkside
2 establishes or contracts for the establishment of a charter school under this
3 subsection, biennially the chancellor shall submit a report to the legislature under
4 s. 13.172 (2). The report shall include information on the academic performance of
5 the pupils who attend the charter school and on the success of the governance
6 structure of the charter school.

7 ***b2095/6.9* SECTION 2715t.** 118.40 (7) (am) 2. of the statutes is amended to
8 read:

9 118.40 (7) (am) 2. A charter school established under sub. (2r) or a private
10 school located in the school district operating under ch. 119 that is converted to a
11 charter school is not an instrumentality of ~~the any school district operating under ch.~~
12 ~~119 and the no school board of that school district may not~~ employ any personnel for
13 the charter school. If the chancellor of the University of Wisconsin–Parkside
14 contracts for the establishment of a charter school under sub. (2r), the board of
15 regents of the University of Wisconsin System may employ instructional staff for the
16 charter school.”.

17 ***b2185/1.2* 1204.** Page 920, line 19: after that line insert:

18 ***b2185/1.2* “SECTION 2707m.** 118.30 (1r) (d) of the statutes is amended to
19 read:

20 118.30 (1r) (d) If the charter school operates high school grades, beginning in
21 the ~~2002–03~~ 2004–05 school year, administer the high school graduation
22 examination adopted by the operator of the charter school under sub. (1g) (b) to all
23 pupils enrolled in the 11th and 12th grades in the charter school. The operator of the
24 charter school shall administer the examination at least twice each school year and

1 may administer the examination only to pupils enrolled in the 11th and 12th
2 grades.”.

3 *b2185/1.3* **1205.** Page 920, line 19: after that line insert:

4 *b2185/1.3* “SECTION 2718m. 118.33 (1) (f) of the statutes is amended to read:

5 118.33 (1) (f) 1. By September 1, 2002 2004, each school board operating high
6 school grades shall develop a written policy specifying criteria for granting a high
7 school diploma that are in addition to the requirements under par. (a). The criteria
8 shall include the pupil’s score on the examination administered under s. 118.30 (1m)
9 (d), the pupil’s academic performance and the recommendations of teachers. Except
10 as provided in subd. 2., the criteria apply to pupils enrolled in charter schools located
11 in the school district.

12 2. By September 1, 2002 2004, each operator of a charter school under s. 118.40
13 (2r) that operates high school grades shall develop a policy specifying criteria for
14 granting a high school diploma. The criteria shall include the pupil’s score on the
15 examination administered under s. 118.30 (1r) (d), the pupil’s academic performance
16 and the recommendations of teachers.

17 3. Beginning September 1, 2003 2005, neither a school board nor an operator
18 of a charter school under s. 118.40 (2r) may grant a high school diploma to any pupil
19 unless the pupil has satisfied the criteria specified in the school board’s or charter
20 school’s policy under subd. 1. or 2.”.

21 *b2186/1.1* **1206.** Page 920, line 19: after that line insert:

22 *b2186/1.1* “SECTION 2712m. 118.30 (3) of the statutes is renumbered 118.30

23 (3) (a) and amended to read:

1 118.30 (3) (a) The state superintendent shall ~~make available upon request,~~
2 allow a person to view an examination required to be administered under this section
3 if the person submits to the state superintendent a written request to do so within
4 90 days after the date of administration, ~~any of the~~ examination required to be
5 administered ~~under this section~~. This ~~subsection~~ paragraph does not apply while ~~the~~
6 an examination is being developed or validated.

7 ***b2186/1.1* SECTION 2714m.** 118.30 (3) (b) of the statutes is created to read:

8 118.30 (3) (b) The state superintendent shall promulgate rules establishing
9 procedures to administer par. (a). To the extent feasible, the rules shall protect the
10 security and confidentiality of the examinations required to be administered under
11 this section.”.

12 ***b0957/1.10* 1207.** Page 923, line 7: after that line insert:

13 ***b0957/1.10* “SECTION 2744m.** 119.04 (1) of the statutes is amended to read:

14 119.04 (1) Subchapters IV, V, and VII of ch. 115, ch. 121, and ss. 66.0235 (3) (c),
15 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
16 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to
17 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
18 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291,
19 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to ~~(26)~~ (27), 120.125,
20 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), and (37), 120.14, and
21 120.25 are applicable to a 1st class city school district and board.”.

22 ***b2168/1.1* 1208.** Page 923, line 7: after that line insert:

23 ***b2168/1.1* “SECTION 2752r.** 119.23 (4m) of the statutes is amended to read:

1 119.23 (4m) ~~Beginning in the 1999–2000 school year, in~~ In addition to the
2 payment under sub. (4) the state superintendent shall pay to the parent or guardian
3 of each pupil enrolled in a private school under this section, in the manner described
4 in sub. (4) (c), an amount determined by multiplying 40% of the payment under sub.
5 (4) by the quotient determined by dividing the summer choice average daily
6 membership equivalent of the private school by the total number of pupils for whom
7 payments are being made under sub. (4).”.

8 ***b2169/1.1* 1209.** Page 923, line 7: after that line insert:

9 ***b2169/1.1* “SECTION 2748i.** 119.23 (2) (a) 3. of the statutes is amended to
10 read:

11 119.23 (2) (a) 3. The private school notified the state superintendent of its
12 intent to participate in the program under this section by ~~May~~ February 1 of the
13 previous school year. The notice shall specify the number of pupils participating in
14 the program under this section for which the school has space.”.

15 ***b2220/1.1* 1210.** Page 923, line 7: after that line insert:

16 ***b2220/1.1* “SECTION 2749m.** 119.23 (4) (bm) of the statutes is created to read:
17 119.23 (4) (bm) A pupil enrolled in a 4–year–old kindergarten program shall
18 be counted under par. (b) as provided in s. 121.004 (7) (c) and (cm).”.

19 ***b0986/1.4* 1211.** Page 923, line 8: delete the material beginning with that
20 line and ending with page 924, line 22.

21 ***b0957/1.11* 1212.** Page 924, line 22: after that line insert:

22 ***b0957/1.11* “SECTION 2760m.** 120.12 (27) of the statutes is created to read:
23 120.12 (27) MINORITY CONTRACTING. If the school board adopts a policy that
24 authorizes preferences or set–asides to minority businesses in the awarding of a

1 public contract, as defined in s. 60.47 (1) (a), ensure that the policy requires that the
2 minority business be certified by the department of commerce under s. 560.036 (2).”.

3 *b1524/1.8* **1213.** Page 924, line 22: after that line insert:

4 *b1524/1.8* “SECTION 2760g. 120.14 (3) of the statutes is amended to read:

5 120.14 (3) The annual meeting may authorize and direct an audit of the school
6 district accounts by a ~~licensed~~ certified public accountant licensed or certified under
7 ch. 442.

8 *b1524/1.8* SECTION 2760r. 120.18 (1) (gm) of the statutes is amended to read:

9 120.18 (1) (gm) Payroll and related benefit costs for all school district
10 employees in the previous school year. Costs for represented employees shall be
11 based upon the costs of any collective bargaining agreements covering such
12 employees for the previous school year. If, as of the time specified by the department
13 for filing the report, the school district has not entered into a collective bargaining
14 agreement for any portion of the previous school year with the recognized or certified
15 representative of any of its employees and the school district and the representative
16 have been required to submit final offers under s. 111.70 (4) (cm) 6., increased costs
17 limited to the lower of the school district’s offer or the representative’s offer shall be
18 reflected in the report. The school district shall amend the annual report to reflect
19 any change in such costs as a result of any award or settlement under s. 111.70 (4)
20 (cm) 6. between the date of filing the report and October 1. Any such amendment
21 shall be concurred in by the ~~licensed~~ certified public accountant licensed or certified
22 under ch. 442 certifying the school district audit.”.

23 *b1620/1.1* **1214.** Page 924, line 22: after that line insert:

24 *b1620/1.1* “SECTION 2760k. 120.08 (1) (a) of the statutes is amended to read:

1 120.08 (1) (a) Common school districts shall hold an annual meeting on the 4th
2 Monday in July at 8 p.m. and union high school districts shall hold an annual
3 meeting on the 3rd Monday in July at 8 p.m. unless the electors at one annual
4 meeting determine to thereafter hold the annual meeting on a different date or hour,
5 or authorize the school board to establish a different date or hour. No annual meeting
6 may be held before May 15 or after ~~September 30~~ October 31. The first school district
7 meeting in a common or union high school district created under s. 117.08, 117.09,
8 or 117.27 shall be considered an annual meeting.”.

9 ***b2220/1.2* 1215.** Page 925, line 3: after that line insert:

10 ***b2220/1.2* “SECTION 2761d.** 121.004 (7) (c) 1. c. of the statutes is created to
11 read:

12 121.004 (7) (c) 1. c. A pupil enrolled in a 4-year-old kindergarten program who
13 is not a child with a disability, as defined in s. 115.76 (5), shall be counted as 0.3 pupil.

14 ***b2220/1.2* SECTION 2761g.** 121.004 (7) (cm) of the statutes is amended to
15 read:

16 121.004 (7) (cm) ~~-A~~ Notwithstanding par. (c) (intro.) and 1. c., a pupil enrolled
17 in a 4-year-old kindergarten program that provides the required number of hours
18 of direct pupil instruction under s. 121.02 (1) (f) 2. shall be counted as 0.6 pupil if the
19 program and that annually provides at least 87.5 additional hours of outreach
20 activities shall be counted as 0.4 pupil if the child is not a child with a disability, as
21 defined in s. 115.76 (5), and as 0.6 pupil if the pupil is a child with a disability.”.

22 ***b2095/6.10* 1216.** Page 925, line 10: after that line insert:

23 ***b2095/6.10* “SECTION 2762d.** 121.02 (1) (a) 2. of the statutes is amended to
24 read:

1 121.02 (1) (a) 2. Ensure that all instructional staff of charter schools located
2 in the school district hold a license or permit to teach issued by the department. The
3 state superintendent shall promulgate rules defining “instructional staff” for
4 purposes of this subdivision ~~and s. 118.40 (2r) (d) 1.~~”.

5 ***b2193/1.22* 1217.** Page 925, line 14: after that line insert:

6 ***b2193/1.22* “SECTION 2764m.** 121.05 (1) (a) 8. of the statutes is amended to
7 read:

8 121.05 (1) (a) 8. Pupils enrolled in the school operated by the Wisconsin School
9 Educational Services Program for the Deaf and Hard of Hearing or the school
10 operated by the Wisconsin Center for the Blind and Visually Impaired under subch.
11 III of ch. 115 for whom the school district is paying tuition under s. 115.53 (2)
12 determined by multiplying the total number of periods in each day in which the
13 pupils are enrolled in the local public school by the total number of days for which
14 the pupils are enrolled in the local public school and dividing the product by 1,080.”.

15 ***b2220/1.3* 1218.** Page 925, line 14: after that line insert:

16 ***b2220/1.3* “SECTION 2764m.** 121.07 (6) (a) (intro.) of the statutes is amended
17 to read:

18 121.07 (6) (a) (intro.) “Shared cost” is the sum of the net cost of the general fund
19 and the net cost of the debt service fund, except that “shared cost” excludes any costs,
20 including attorney fees, incurred by a school district as a result of its participation
21 in a lawsuit commenced against the state, beginning with such costs incurred in the
22 fiscal year in which the lawsuit is commenced, excludes any expenditures from a
23 capital improvement fund created under s. 120.135, excludes any expenditures made
24 as a result of the revenue limit increase under s. 121.91 (4) (L), and excludes the costs