

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB40)

Received: **06/22/2007**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Merrifield**

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

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - charter schools**

Extra Copies: **TKK**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Merrifield -

Topic:

La Causa Charter School

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 06/22/2007	jdyer 06/22/2007		_____			
/1	pgrant 06/25/2007	jdyer 06/25/2007	rschluet 06/22/2007	_____	sbasford 06/22/2007		
/2			nnatzke 06/25/2007	_____	cduerst 06/25/2007		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB40)

Received: **06/22/2007**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Merrifield**

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

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - charter schools**

Extra Copies: **TKK**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Merrifield -

Topic:

La Causa Charter School

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 06/22/2007	jdyer 06/22/2007		_____			
/1		1/2 6/25 jld	rschluet 06/22/2007	_____	sbasford 06/22/2007		
			nwn 6/25	nwn/pg 6/25			

FE Sent For:

<END>

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB40)

Received: 06/22/2007

Received By: pgrant

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Merrifield

This file may be shown to any legislator: NO

Drafter: pgrant

May Contact:

Addl. Drafters:

Subject: Education - charter schools

Extra Copies: TKK

Submit via email: YES

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Merrifield -

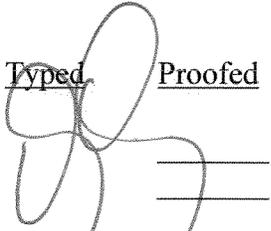
Topic:

La Causa Charter School

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1/?	pgrant	1 6/22 jld					

FE Sent For:

5217
pb
<END>

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

6/22/07

→ 255K pre-time funding
from USF

for LayCausa charta pl
space in MKS

2007

Date (time) needed _____

LRB b 05381 1

BUDGET AMENDMENT

DN

PG: jld

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

A **S** AMENDMENT
TO 2007 SB 40

→ TO SSA1

✓ substitute amendment

At the locations indicated, amend the bill as follows:

✓ #. Page 124, line 22:

after that line insert:

" (u) La Causa Charter School SEIG A 250,000 -0-

~~#. Page , line :~~

~~#. Page line :~~

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

#. Page 303, line 13 : after that line

insert:

20.255 (3)
" SEC. 2425. CR. 20.255 (A)(u) (I)
20.255 (B) (3) La Causa Charter School. (NO A)

From the universal service fund, the amounts in the schedule for La Causa Charter School in Milwaukee, under 2007 Wisconsin Act (this act), section 9137 (7)(c). No moneys may be encumbered from this appropriation after June 30, 2008.

Page 1629, line 18 : after that line

insert:

nonstat (7)(c) La Causa Charter School (c) In the 2007-08 fiscal year the department of public

Notwithstanding section 196.218(5) of the statutes (a)

instruction shall pay the amount
 appropriated
 appropriated under section 20.255 (3) (u)
 of the statutes, as created by this act,
 to La Causa Charter School in the
 city of Milwaukee. "

(Encl) ✓

d-note
↓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

1538/ldn
LRBb0258/ldn
PG RCT/kj:sh
jld

June 8, 2007 3 new date

charter school ✓

Because this proposal involves providing financial assistance to a single ~~sanitary district~~ ^{sanitary}, it is possible that a Wisconsin court would find that this legislation is a "private or local bill" which, under art. IV, sec. 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this legislation cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject.

Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place or thing is a private or local law within the meaning of art. 4, sec. 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." (P)

It is difficult to predict the potential for and outcome of any court action on this proposal.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

PG

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0538/1dn
PG:jld:rs

June 22, 2007

Because this proposal involves providing financial assistance to a single charter school, it is possible that a Wisconsin court would find that this legislation is a "private or local bill" which, under art. IV, sec. 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this legislation cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject.

Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place or thing is a private or local law within the meaning of art. 4, sec. 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest."

It is difficult to predict the potential for and outcome of any court action on this proposal.

Peter R. Grant
Managing Attorney
Phone: (608) 267-3362
E-mail: peter.grant@legis.wisconsin.gov

LFB:.....Merrifield - La Causa Charter School

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

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

2 1. Page ~~124~~¹²³, line ~~22~~¹⁶: after that line insert:

3 "(u) La Causa Charter School SEG A 250,000 -0-".

4 2. Page 303, line 13: after that line insert:

5 "SECTION ~~242s.~~^{242s.} 20.255 (~~s~~)² (u) of the statutes is created to read:

6 20.255 (~~s~~)² (u) *La Causa Charter School*. From the universal service fund, the
7 amounts in the schedule for La Causa Charter School in the city of Milwaukee under
8 2007 Wisconsin Act (this act), section 9137 (7c) ^(a). No moneys may be encumbered
9 from this appropriation after June 30, 2008."

10 3. Page 1629, line 18: after that line insert:

~~nonstat par~~
A(a)

1 "(7c) LA CAUSA CHARTER SCHOOL, (Notwithstanding section 196.218 (5) (a) of the
2 statutes, in the 2007-08 fiscal year the department of public instruction shall pay
3 the amount appropriated under section 20.255 (3) (u) of the statutes, as created by
4 this act, to La Causa Charter School in the city of Milwaukee."

5

nonstat par

(END) letter
A (b)

(3) (a) of the statutes, the public service commission
shall ensure that the contributions from telecommunications
providers are sufficient to generate the amount
appropriated under section 20.255 (2) (u) of the
statutes, as created by this act."

(End)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0538/2
PG:jld:nwn

LFB:.....Merrifield - La Causa Charter School

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

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

2 **1.** Page 123, line 16: after that line insert:

3 “(u) La Causa Charter School SEG A 250,000 -0-”.

4 **2.** Page 303, line 13: after that line insert:

5 “**SECTION 242s.** 20.255 (2) (u) of the statutes is created to read:

6 20.255 (2) (u) *La Causa Charter School*. From the universal service fund, the
7 amounts in the schedule for La Causa Charter School in the city of Milwaukee under
8 2007 Wisconsin Act (this act), section 9137 (7c) (a). No moneys may be
9 encumbered from this appropriation after June 30, 2008.”.

10 **3.** Page 1629, line 18: after that line insert:

