

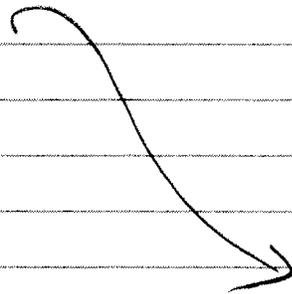
(title)  
 SEC. 119.14 (1), (2) and (8) to (13)  
 CR. 119.14 (1), (2) and (8) to (13)  
 (B) Board; powers and duties. (1) GENERAL

SUPERVISION. The board may visit and examine the schools of the school district <sup>and</sup> advise the superintendent of schools regarding the instruction, government, and progress of the pupils.

(2) RULES. The board may adopt and modify or repeal rules for its own government.

~~(5) INSURE INPUT The board shall~~

~~allocate time~~



Grant, Peter

From: Skwarczek, Marta A - DOA [Marta.Skwarczek@Wisconsin.gov]

Sent: Thursday, October 22, 2009 10:02 AM

To: Grant, Peter

Subject: MPS governance change- new draft

Peter,  
Please draft the following:

1. The mayor of Milwaukee shall appoint the superintendent of the Milwaukee Public Schools. The superintendent shall serve at the pleasure of the mayor and can be removed at will. All current law powers, duties, and responsibilities of the Milwaukee Public School Board shall be transferred to the superintendent of schools. The MPS board shall retain the following powers:

(1) GENERAL. Visit and examine the schools of the school district, **advise the superintendent** regarding the instruction, government and progress of the pupils. *120.12(2)*

(2) ~~(2)~~ <sup>stet.</sup> ~~PUBLIC INPUT.~~ <sup>The board shall</sup> ~~Allocate time at each board meeting for public comment on issues of concern or interest to residents of the district regarding the education of students in the district, management of the school district, the district's budget, or other issues of interest or concern. The board shall provide written summaries of public comments received at each board meeting to the superintendent within two weeks of the board meeting.~~ *pupils of schools - 2*

(3) ~~(3)~~ **GOVERNANCE.** As provided under s. \_\_\_\_\_, the board shall vote on recommendations of the superintendent related to the district's annual budget, collective bargaining agreements with recognized collective bargaining units, school building closures and school building reorganizations.

(4) ~~(4)~~ **DISCUSSION OF PUBLIC QUESTIONS.** Upon the written application of one-half of the electors of the school district, allow the use of the school buildings or grounds for the free discussion of public questions so far as such use does not interfere, as determined by the superintendent, with the prime purpose of the school buildings or grounds. *of schools*

(5) ~~(5)~~ **FUNDS FOR REWARDS.** Establish a reward, not exceeding \$500, for information leading to the arrest and conviction of persons who damage or destroy school property or who injure any person while at school or under the supervision of a school authority. *The board may*

(6) ~~(6)~~ **SCHOOL BOARD ORGANIZATION; FEE.** Pay the membership fee in an organization of school boards in this state and the actual and necessary expenses of its representatives incurred in attending meetings of such organization. *The board may*

(7) ~~(7)~~ **COMMUNITY PROGRAMS AND SERVICES.** Establish and maintain community education, training, recreational, cultural or athletic programs and services, outside the regular curricular and extracurricular programs for pupils, under such terms and conditions as the ~~school~~ board prescribes. The ~~school~~ board may establish and collect fees to cover all or part of the costs of such programs and services. Costs associated with such programs and services shall not be included in the school district's shared cost under s. 121.07 (6). *The board may*

(8) ~~(8)~~ **LECTURES.** Provide free lectures on educational subjects in school buildings, public library buildings or other suitable places, and provide for the further education of the adult residents of the school district. The ~~school~~ board may purchase books, stationery, charts and other things necessary to conduct such lectures and may designate a person to manage such lectures. *The board may*

The board may

(12) ~~(10)~~ SCHOOL BOARD ORIENTATION. Provide for the orientation and continuing education of ~~school~~ board members and persons who have been elected to the ~~school~~ board but have not yet taken office in the general duties and responsibilities of the ~~school~~ board and the school district, and pay for the actual and necessary expenses incurred.

(10) LEASE SCHOOL PROPERTY. In addition to any other authority, the board may lease school sites, buildings and equipment not needed for school purposes, as determined by the superintendent, to any person for any lawful use at a reasonable rental for a term not exceeding 15 years. 119.18(15)

(11) RULES. The board may adopt and modify or repeal rules for its own government 119.18(1r)

(12) DISTRIBUTION OF PRINTED PROCEEDINGS. The board may determine the distribution of the printed proceedings of the board 119.18(2)

(13) EXPULSION OF PUPILS under s. 119.25 and s. 120.13(1)(c)

2. The following sections shall also still apply to the board: 119.06, 119.08, 119.10, and 119.12

3. Annually, before adopting the budget for the ensuing school year, and at least 65 days before transmitting the completed budget to the common council, the superintendent shall provide the board with the proposed budget. The board, by majority vote, shall have 15 days to object to the proposed budget and shall indicate what items in the budget the board objects to. Upon objection, the superintendent shall have 30 days to respond to the board's concerns. After 30 days, the board shall have 15 days to review and hold public hearings on the superintendent's response. The superintendent shall then make a final decision regarding the budget.

4. The same 60-day review process shall be in place for any changes/ decisions made by the superintendent regarding collective bargaining agreements and school closures.

There is MORE TO COME. I will be sending additional drafting instructions in another email.

Thanks.

Marta Skwarczek  
Executive Policy and Budget Analyst  
Education, Children, and Families Team  
Wisconsin Department of Administration  
(608) 266-5468

(13) ATTORNEY. The board may retain an attorney to advise and represent it. The board shall provide the city attorney with reasonable notice of any board meeting at which the board will consider retention of an attorney.

Section #. 119.16 of the statutes is amended to read:

Superintendent of schools

**119.16 Board; duties.** (1) EDUCATIONAL PRIORITIES AND OBJECTIVES. The ~~board and the~~ superintendent of schools shall identify broad yearly objectives and assess priorities for education in the district and shall issue an annual report and such additional reports as the ~~board and~~ superintendent ~~deem~~ <sup>school</sup> <sup>deems</sup> desirable on the progress of pupils enrolled in the public schools.

(1m) MANAGEMENT OF SCHOOL DISTRICT. The ~~board~~ shall have the possession, care, control and management of the schools, facilities, operations, property and affairs of the school district.

(2) ESTABLISH SCHOOLS AND DISTRICTS. The ~~board~~ shall maintain the public schools in the city and shall establish, organize and maintain such schools as the ~~board~~ determines are necessary to accommodate the children entitled to instruction therein. The ~~board~~ shall divide the city into attendance districts for such schools.

(3) BUILDINGS AND SITES. (a) The ~~board~~ shall construct, purchase, lease, improve or enlarge buildings and purchase furniture and sites for the public schools, shall purchase, install and maintain heating systems in public schools and may contract for carrying out any of these purposes.

(b) Except as provided in par. (c), schoolhouses and the sites on which they are situated shall be the property of the city. No site may be purchased or leased and no schoolhouse may be constructed unless a resolution therefor is duly adopted by the ~~board~~. <sup>the superintendent of schools issues a</sup> Except as provided in par. (c), deeds of conveyance and leases shall be made to the city. <sub>over  
to  
do so</sub>

(c) If the redevelopment authority of the city issues bonds under s. 66.1333 (5r), the ~~board~~ may lease buildings or sites from the redevelopment authority or borrow money from the redevelopment authority for the purposes of par. (a).

(4) COMPETITIVE BIDDING. The ~~board~~ shall establish competitive bidding policies and procedures for purchases and for construction contracts.

(5) SPECIAL COURSES. Within budgetary limitations, the ~~board~~ shall establish in any public school, in grade 7 and higher, such classes of instruction consistent with the educational goals and objectives

superintendent of schools

adopted by the ~~board~~<sup>✓</sup> under sub. (1) as are petitioned for by the parents of a number of pupils attending the school sufficient to form one or more classes of instruction. Petition by the parents of 30 or more pupils of like classification attending any such school requesting the establishment of instruction in a specified subject is prima facie evidence of the sufficiency of the number of pupils to commence instruction therein. ✓ superintendent of schools

(6) CUSTODIANS OF SCHOOL PREMISES. The ~~board~~<sup>✓</sup> shall fix the duties and responsibilities of principals, as custodians of the school premises, and of the school engineers. Each principal shall have general supervision of and shall be custodian of all school premises over which the principal presides. ✓

(8) BUDGET. (a) Annually before adopting ~~its~~<sup>the</sup> budget for the ensuing school year and at least ~~5~~<sup>65</sup> days before transmitting ~~its~~<sup>the</sup> completed budget under par. (b), the ~~board~~<sup>✓</sup> shall hold a public hearing ~~on the proposed school budget at a time and place fixed by the board. At least one week before the public hearing, the board shall publish a class 1 notice, under ch. 985, of the public hearing.~~ (A) →

(b) The ~~board~~<sup>superintendent of schools</sup> shall transmit ~~its~~<sup>the</sup> completed budget to the common council on or before the first Monday in August of each year on forms furnished by the auditing officer of the city. Such completed budget shall be published with the budget summary under s. 65.04 (2) or 65.20 and budget under s. 65.05 (7). ✓

(10) SCHOOL FACILITIES. (a) The ~~board~~<sup>✓</sup> may not demolish any school facility that is 50 years old or older without the approval of the city historic preservation commission. ✓

(b) The ~~board~~<sup>✓</sup> may construct new school facilities only in the areas of greatest local need for such facilities. ✓ superintendent of schools

History: 1973 c. 17, 188; 1975 c. 353; 1977 c. 109; 1983 a. 391; 1985 a. 29; 1987 a. 395; 1989 a. 290; 1993 a. 492; 1999 a. 9; 2001 a. 30.

(A)

for its review. ✓

superintendent of schools shall submit the  
 proposed budget to the board. If the board  
 objects to ~~any~~ one or more items, it shall return the  
 budget to the superintendent of schools within  
 15 days, ✓ indicating the items to which it objects ✓ in  
 writing. The superintendent of schools shall respond to  
 the board's objections, in writing, within 25  
 days. ✓ The response may include revised  
 versions of the one or more items to which the board  
 objected. The board may hold public hearings on the superintendent's  
 response. If the board does so, it shall provide to the superintendent of  
 schools a written report on the hearings within 15 days  
 of receiving the superintendent's response.

At least 5 days before transmitting the  
completed budget to the common council under par. (b), ✓

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

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Library (608-266-7040)

Legal (608-266-3561)

LRB

(A) (cont.)

The superintendent of schools shall hold a  
public hearing on the proposed budget.

SEC. <sup>✓</sup> CR; 119.16(11)

119.16(11) COLLECTIVE BARGAINING AGREEMENTS

AND SCHOOL CLOSINGS. The superintendent of schools shall submit to the board for its review any decision he or she makes regarding collective bargaining with school district employees or school closings under

s. 119.18(23). <sup>✓</sup> The process described in sub-  
 section <sup>submissions</sup> (8)(a) applies  
 to such ~~transmissions~~ <sup>submissions</sup> insofar as applicable. <sup>✓</sup>

NOTE: Is this sufficient? Do you  
 want public hearings <sup>on</sup> on collective bargaining  
 agreements? <sup>✓</sup>

(title) ~~and~~ (lg) and (lr)

Section #. 119.18 of the statutes <sup>are</sup> amended to read:

(title) Superintendent of schools

119.18 ~~Board~~ powers. (1g) GENERALLY. The ~~board~~ may do all things reasonable to promote the cause of education, including establishing, providing and improving school district programs, functions and activities for the benefit of pupils.

(1r) RULES. The ~~board~~ may adopt and modify or repeal rules for its own government and for the organization, discipline and management of the public schools which shall promote the good order and public usefulness of the public schools.

~~(2) DISTRIBUTION OF PRINTED PROCEEDINGS. The board may determine the distribution of the printed proceedings of the board.~~

119.18 (3) TRANSPORTATION. The ~~board~~ may provide for the transportation of pupils to and from any school within the city.

(4) INSURANCE. The ~~board~~ may provide for accident insurance covering pupils in the school district.

(5) TEXTBOOKS FOR INDIGENT PUPILS. The ~~board~~ may purchase textbooks for pupils whose parents, guardians or other persons having control or custody of such pupils are without means to furnish them with textbooks, if the indigency of such pupils have been investigated and certified by a welfare worker or attendance officer. The local governmental authority administering poor relief in the city shall reimburse the ~~board~~ for all expenditures by the ~~board~~ for such textbooks. Such textbooks shall be the property of the city and subject to the disposal of the ~~board~~.

(6) SCHOOL CALENDAR. <sup>(intro.)</sup> The ~~board~~ may determine the school calendar and vacation periods for each school year for the regular day schools, summer schools, social centers and playgrounds, except that:

~~(a) The period of teaching service in the regular day schools shall not exceed 200 days, including the legal holidays and educational convention days on which the schools are closed.~~

superintendent of schools

and (14)

(b) The ~~board~~ may close any school or dismiss any class in the event of an emergency, fire or other casualty, quarantine or epidemic. ✓

(7) SCHOOL HOURS. The ~~board~~ may establish rules scheduling the hours of each school day during which the schools shall be in session. The ~~board~~ may differentiate between the various grades in scheduling such school hours. ✓

(8) SCHOOLS CLOSED. The ~~board~~ may determine on which national, state and local legal holidays and for which educational conventions the public schools shall be closed. There shall be no deductions from the annual or monthly compensation of employees not rendering services on such days. ✓

(9) ENROLLMENT UNDER LEGAL NAME. The ~~board~~ may require that any pupil attending public school shall be enrolled under the pupil's legal name. ✓

(10) EMPLOYEES. (b) Subject to ss. 63.18 to 63.53 when applicable, the ~~board~~ may employ and determine the qualifications, duties and compensation of any persons as are required in the operation and management of the schools. ✓

(c) The ~~board~~ may employ a staff to aid it in ~~its~~ duties. ✓ The ~~board~~ shall determine the compensation, duties and qualifications of ~~its~~ staff, including whether or not employment of such staff shall be subject to ss. 63.18 to 63.53. ✓

(11) BONDED OFFICERS AND EMPLOYEES. The ~~board~~ may require any officer or employee of the board to give security for the faithful performance of the officer's or employee's duties in such form and amount as the ~~board~~ determines, and may require at any time additional bonds and sureties of any officer or employee. ✓

(12) EMPLOYER CONTRIBUTION. The ~~board~~ may make as the employer agency the contributions to the city retirement system payable under chapter 396, laws of 1937, in respect to ~~its~~ employees who are members of such system. ✓ (intro.)

(13) EXCHANGE TEACHERS. (The ~~board~~) may make an agreement with the managing body of the schools in any city or school district in the United States or another country for the exchange of ~~one~~ of the ~~board's~~ teachers for a teacher of such other city or school district for a period not exceeding

superintendent of schools

one school year. The board shall determine the qualifications and compensation of the teacher rendering service under the agreement in the schools under its jurisdiction, who shall be counted as a regular teacher in the city in the computation of state and county school aids. The agreement shall state: ✓

(a) The manner and by whom the salaries of such exchange teachers shall be paid ✓

(b) That any teacher regularly employed by the board under this chapter shall receive credit for the year of exchange teaching service in the computation of any benefits to which the teacher is entitled under ch. 40 and the manner in which the monthly reservations shall be paid under that subchapter. ✓

(c) Such other provisions as the board and the other managing body deem appropriate. ✓

(14) SALES AND CHARGES. The board may establish and maintain, in any of the schools or playgrounds under its jurisdiction, cafeterias and stores for the sale of schoolbooks, candies, refreshments and supplies. The board also may charge or permit the making of a charge for admission to any school, social center or athletic entertainment or activity, under such terms and conditions as the board prescribes. ✓

SEC. RA; 119.18 (15); 119.14 (4)

119.14 (4) LEASE SCHOOL PROPERTY. In addition to any other authority, the board may lease school sites, buildings and equipment not needed for school purposes to any person for any lawful use at a reasonable rental for a term not exceeding 15 years. ✓

SEC. AA; 119.18 (16) & (23) & (22)

119.18 (16) GIFTS AND GRANTS. The board may receive, accept and use gifts or grants of furniture, books, equipment, supplies, moneys, securities or other property used or useful for school and educational purposes. The board shall make such use of gifts or grants, or invest the same in the case of moneys, as the donor or grantor specifies. In the absence of any specific direction as to the use of such gifts or grants by a donor or grantor, the board may determine the use of or may invest the same in accordance with the law applicable to trust investments. In the use, control or investment of such gifts or grants, the board may exercise the rights and powers generally conferred upon trustees. ✓

↑ as determined by the superintendent of schools

superintendent of schools

superintendent of schools

(17) PURCHASES FROM HOUSE OF CORRECTION. The board may purchase for use in the schools, from any county in which the city is located, furniture, furnishings and equipment manufactured in any house of correction under s. 303.16 (1). The board may waive the furnishing by the county or institution of bid bonds and performance bonds otherwise required by the statutes in connection with any such purchase.

(18) COPYRIGHT MATERIALS. The board may copyright under the applicable federal laws any book, pamphlet, bulletin or record form edited and published by or under the direction of the board.

(19) FENCES. The board may construct around any schoolhouse or playground site a fence of materials and design approved by the board.

(20) DIPLOMAS. The board may grant diplomas in testimony of the completion of high school or special education requirements, including the requirements of special schools established under s. 119.28.

(21) RULES ON CONDUCT AND DRESS. The board may establish rules pertaining to conduct and dress of pupils in order to maintain good decorum and a favorable academic atmosphere.

(22) RECORDS CUSTODIAN. On behalf of any school district authority as defined in s. 19.32 (1), including the board, school district officers and any subunit of the board or school district, designate one or more persons to be legal custodians of records.

NOTE: Is this OK?

119.18 (23) SCHOOL CLOSINGS. The board may close any school that it determines is low in performance by adopting a resolution to that effect. Subject to s. 119.16 (11) the superintendent of schools may recommend to the board that a school be closed, he or she shall state the reasons for the recommendation in writing. If the superintendent of schools he or she closes a school, the superintendent of schools may reassign the school's staff members without regard to seniority in service. If the board reopens the school, the superintendent of schools may reassign staff members to the school without regard to seniority in service.

History: 1973 c. 16, 21, 91, 188, 243; 1981 c. 96 ss. 45, 46, 67; 1981 c. 335; 1985 a. 225 ss. 67, 69; 1989 a. 31, 290; 1993 a. 492; 1995 a. 27; 1997 a. 164.

→ SEC. RC, 119.18(23)

superintendent of schools

the superintendent of schools may

Section #. 119.19 of the statutes is amended to read:

**119.19 Released time for religious instruction.** (1) The ~~board~~ may permit a pupil, with the written permission of the pupil's parent or guardian, to be absent from school for up to 180 minutes per week to obtain religious instruction outside the school during the required school period. The ~~board~~ shall determine periods allotted for the pupil to be absent from school for the purpose of religious instruction. Monthly, the supervisor of the religious instruction shall report the names of the pupils who attended such weekly religious instruction to the principal of the school that the pupil regularly attends. The ~~board~~ may withdraw permission to be absent from school if a pupil does not attend the religious instruction.

(2) The ~~board~~ is not responsible for transporting a pupil to or from religious instruction under sub. (1).

(3) The ~~board~~ is released from all liability for a pupil who is absent from school under sub. (1).

History: 1989 a. 267.

superintendent of schools

Section #. 119.235 (1) of the statutes is amended to read:

119.235 (1) The ~~board~~ may contract with any nonsectarian private school located in the city or any nonsectarian private agency located in the city to provide educational programs to pupils enrolled in the school district operating under this chapter. The ~~board~~ shall ensure that each private school or agency under contract with the ~~board~~ complies with ss. 118.125 and 118.13, 20 USC 1232g, 20 USC 1681 to 1688, 20 USC 3171 to 3197, 29 USC 794, 42 USC 2000d and 42 USC 6101 to 6107, and all health and safety laws and rules that apply to public schools. ✓

History: 1995 a. 27.

superintendent of schools

Section #. 119.235 (2) (intro.) <sup>and (b)</sup> of the statutes <sup>are</sup> ~~is~~ amended to read:

119.235 (2) (intro.) Each private school or agency under contract with the ~~board~~ <sup>superintendent of schools</sup> shall do all of the following: ✓

History: 1995 a. 27.

superintendent of schools

~~Section #. 119.235 (2) (b) of the statutes is amended to read:~~

~~119.235 (2)~~ (b) Participate in the ~~board's~~ superintendent of schools parent information program.

History: 1995 a. 27.

Section #. 119.235 (2) (d) of the statutes is amended to read:

119.235 (2) (d) Meet insurance and financial requirements established by the ~~board~~ ✓

History: 1995 a. 27.

superintendent of  
schools

Section #. 119.235 (2) (e) 2. of the statutes is amended to read:

119.235 (2) (e) 2. A pupil selection process that gives preference to the siblings of enrolled pupils and that gives no other preferences except those approved by the board.

History: 1995 a. 27.

superintendent of schools

Section #. 119.235 (2) (f) of the statutes is amended to read:

119.235 (2) (f) Report to the ~~board~~ any information requested by the ~~board~~.

History: 1995 a. 27.

superintendent of schools  
(use 2x)

Section #. 119.235 (3) of the statutes is amended to read:

119.235 (3) Any pupil enrolled in the school district operating under this chapter may attend, at no charge, any private school or agency with which the ~~board~~<sup>superintendent</sup> has contracted under sub. (1) if space is available in the private school or agency. ✓

History: 1995 a. 27.

superintendent of schools

Section #. 119.235 (4) of the statutes is amended to read:

119.235 (4) The ~~board~~<sup>superintendent of schools</sup> shall establish appropriate, quantifiable performance standards for pupils at each private school or agency with which ~~it~~<sup>he or she</sup> contracts in such areas as attendance, reading achievement, pupil retention, pupil promotion, parent surveys, credits earned and grade point average. ✓

History: 1995 a. 27.

Section #. 119.235 (5) of the statutes is amended to read:

119.235 (5) Annually, the board shall monitor the performance of the program under this section. The board may use the results of standardized basic educational skills tests to do so. The board shall include a summary of its findings in its annual report to the state superintendent under s. 119.44.

History: 1995 a. 27.

his or her

superintendent of schools

Section #. <sup>x</sup>119.24 of the statutes is amended to read:

The superintendent of schools

**119.24 Admission of pupils.** A pupil may attend a school in an attendance district other than the one in which he or she resides with the written permission of the superintendent of schools. ~~Beginning in the 2000-01 school year, the board~~ shall provide spaces in each school for pupils who reside outside the attendance district for the school, but shall fill any unused spaces with pupils who reside in the attendance district. A pupil who attends a school may continue to attend that school until he or she graduates from the school and each sibling of that pupil shall be given priority over other pupils in the process of admission for that school. ✓

History: 1985 a. 29; 1999 a. 9.

Section #. 119.26<sup>x</sup> of the statutes is amended to read:

**119.26 Partial annexation of school district.** When the city has annexed a portion of the territory of a school district and such annexation does not include the site of any school building of such school district, the school board of the district and the ~~board~~ may enter into an agreement to permit pupils residing in the annexed territory to continue to attend school in the school district, and the ~~board~~ shall pay tuition to the school district for the pupils in accordance with s. 121.78.

History: 1985 a. 29 s. 3202 (43).

superintendent of schools

Section #. 119.28 (1) of the statutes is amended to read:

119.28 (1) The ~~board~~ shall establish and maintain such special schools for children with disabilities, as defined in s. 115.76 (5), as are required to accommodate pupils of school age desiring to attend school. The ~~board~~ shall prescribe the courses of study and the educational and other activities in special schools.

History: 1973 c. 89; 1983 a. 27 s. 2200 (4); 1993 a. 335; 1995 a. 27; 1997 a. 27, 164.

superintendent of schools

Section #. 119.28 (2) of the statutes is amended to read:

119.28 (2) The ~~board~~ superintendent of schools may employ teachers to give instruction in homes or hospitals to pupils unable to attend special schools.

History: 1973 c. 89; 1983 a. 27 s. 2200 (42); 1993 a. 335; 1995 a. 27; 1997 a. 27, 164.

Section #. 119.28 (3) of the statutes is amended to read:

119.28 (3) The ~~board~~ <sup>superintendent of schools</sup> may provide transportation for pupils attending special schools and provide school lunches for pupils under such terms as it determines. ✓

History: 1973 c. 89; 1983 a. 27 s. 2200 (42); 1993 a. 335; 1995 a. 27; 1997 a. 27, 164.

Section #. 119.28 (4) of the statutes is amended to read:

119.28 (4) The superintendent of schools shall prescribe, with the approval of the committee on instruction, the periods of instruction at special schools ~~subject to amendment, rejection or confirmation by the board.~~

History: 1973 c. 89; 1983 a. 27 s. 2200 (42); 1993 a. 335; 1995 a. 27; 1997 a. 27, 164.

Section #. 119.30 of the statutes is amended to read:

**119.30 Trade schools.** (1) The ~~board~~ may establish, conduct and maintain one or more schools for the purpose of giving practical instruction in the useful trades and may purchase the proper machinery, tools and equipment and employ a sufficient number of teachers and other necessary employees in such schools. Such schools shall be known as senior trade schools and junior trade schools.

(2) Until otherwise determined by the ~~board~~, only pupils who have completed the 8th grade in an accredited school whose graduates are eligible for admission to a high school in the city shall be admitted to the senior trade schools. Only pupils who have attained the age of 14 years or have completed at least 6 grades in elementary school shall be admitted to the junior trade schools.

(3) The ~~board~~ may require pupils in trade schools to pay the cost of all materials consumed in the course. In lieu of that requirement, the ~~board~~ may establish a fixed sum to be paid by each pupil in a course which shall be sufficient to cover the cost of materials to be consumed by the pupil in the course. The ~~board~~ may sell any articles made or manufactured in a trade school and determine the use of the proceeds from the sale.

History: 1973 c. 15; 1989 a. 290.

superintendent of schools

1 ~~board may dismiss from office for malfeasance any member of the board. The board~~  
 2 ~~shall provide by resolution the manner of hearing and disposing of complaints~~  
 3 ~~against a board member.~~

4 ~~SECTION 27. 119.12 (1m) of the statutes is created to read:~~

5 ~~119.12 (1m) Any member of the board may be removed by the mayor, for cause,~~  
 6 ~~in accordance with s. 17.16.~~

7 ~~SECTION 28. 119.32 (1) of the statutes is amended to read:~~

8 ~~119.32 (1) The board mayor shall elect by roll call vote at a regular meeting~~  
 9 ~~appoint a superintendent of schools, to serve at his or her pleasure, whenever that~~  
 10 ~~office becomes vacant. The superintendent of schools shall be a person of suitable~~  
 11 ~~learning and experience in the art of instruction and shall have practical familiarity~~  
 12 ~~with the most approved methods of organizing and conducting a system of schools.~~

13 ~~SECTION 29. 119.32 (2) (intro.) of the statutes is amended to read:~~

14 ~~119.32 (2) (intro.) Under the direction of the board, the The superintendent of~~  
 15 ~~schools shall have general supervision of:~~

16 ~~SECTION 30. 119.32 (3) of the statutes is amended to read:~~

17 ~~119.32 (3) Subject to confirmation by the board, the The superintendent of~~  
 18 ~~schools shall appoint the deputy superintendent of schools, associate superintendent~~  
 19 ~~of schools, executive assistant to the superintendent of schools, assistant to the~~  
 20 ~~superintendent of schools, assistant superintendent, division director, department~~  
 21 ~~director and any other supervisory or administrative employees designated by the~~  
 22 ~~board.~~

23 ~~SECTION 31. 119.32 (4) of the statutes is amended to read:~~

1 119.32 (4) The superintendent of schools shall be an advisory member of every  
2 committee of the board, ~~except when an inquiry into his or her acts or an~~  
3 ~~investigation of his or her official conduct is under consideration by such committee.~~ ✓

4 SECTION 32. 119.32 (5) of the statutes is amended to read:

5 119.32 (5) The superintendent of schools shall assign all teachers and engage  
6 and assign substitute teachers at the per diem compensation fixed by the ~~board~~  
7 superintendent of schools. ✓

8 SECTION 33. 119.32 (6) of the statutes is amended to read:

9 119.32 (6) The superintendent of schools shall collect such statistics and  
10 information relating to schools and the population entitled to school privileges in the  
11 city as ~~the board directs~~ he or she deems necessary. ✓

12 SECTION 34. 119.32 (7) of the statutes is amended to read:

13 119.32 (7) Notwithstanding ss. 115.28 (7), 118.19 (1) and 121.02 (1) (a), the  
14 ~~board~~ mayor may ~~elect~~ appoint a superintendent of schools, and ~~the superintendent~~  
15 ~~of schools~~ may employ a business manager, who are not licensed by the department. ✓

16 SECTION 35. 119.36 of the statutes is repealed. ✓

17 SECTION 36. 119.40 (1) of the statutes is amended to read:

18 119.40 (1) (a) Annually, the ~~board~~ superintendent of schools shall establish  
19 a schedule of salaries for all classroom teachers, not including principals and vice  
20 principals, in the schools of the city. ✓

21 (b) Annually, the ~~board~~ superintendent of schools may establish one or more  
22 schedules of salaries for all its employees not covered under par. (a). ✓

23 SECTION 37. 119.48 (1) of the statutes is amended to read:

24 119.48 (1) If the board ~~adopts a resolution by a two-thirds vote of the~~  
25 ~~members~~ elect members to provide funds, in addition to receipts from the sale of

Section #. 119.40 (2) of the statutes is amended to read:

superintendent of schools

119.40(2) All schedules of salaries annually fixed by the ~~board~~ shall be adopted for the same period and on the same year basis as the annual school budget is adopted by the ~~board~~.

Section #. 119.42 (1m) of the statutes is amended to read:

119.42 (1m) The appointment of a teacher in a 1st class city school district shall be probationary. After successful probation by completing 3 years of continuous service, the appointment shall be permanent during efficiency and good behavior. A teacher who has a permanent appointment shall not be discharged, except for cause upon written charges. After 10 days' written notice to the teacher of the charges and upon the teacher's written request, the charges shall be investigated, heard and determined by the ~~board~~. The action of the ~~board~~ on the matter shall be final.

History: 1981 c. 96 s. 67; 1985 a. 225; 1989 a. 4; 1991 a. 39; 1993 a. 58; 1995 a. 111.

superintendent of schools

Section #. 119.42 (2) of the statutes is amended to read:

119.42 (2) Any teacher employed in a public school in territory annexed to the city, who at the time of the annexation possesses the qualifications required by law and by the rules of the board for probationary or permanent appointment to a teaching position in the city, shall have the status of a regularly appointed teacher in the schools of the city and shall be entitled to all the rights and privileges of regularly appointed teachers in the city. Time spent in teaching in the annexed territory prior to annexation shall be credited to each such teacher as time spent in teaching in the city.

History: 1981 c. 96 s. 67; 1985 a. 225; 1989 a. 4; 1991 a. 39; 1993 a. 58; 1995 a. 111.

superintendent of schools

Section #. 119.44 (title) of the statutes is amended to read:

**119.44 (title) ~~Board~~ report.** Superintendent of schools

History: 1987 a. 333; 1989 a. 31, 290; 1993 a. 16, 223, 399, 491; 1995 a. 27 s. 9145 (1); 1997 a. 27.

Section #. 119.44 (1) of the statutes is amended to read:

119.44 (1) The ~~board~~ <sup>superintendent of schools</sup> shall file ~~its~~ <sup>the</sup> annual financial report with the city clerk and shall send a copy of the report to the state superintendent. ✓

History: 1987 a. 333; 1989 a. 31, 290; 1993 a. 16, 223, 399, 491; 1995 a. 27 s. 9145 (1); 1997 a. 27.

Section #. 119.44 <sup>X</sup>(2) (intro.) of the statutes is amended to read:

119.44 (2) (intro.) Annually at such times as the department prescribes but on or before September 1, the ~~board~~ shall file a verified annual report with the department, on forms supplied by the department. The annual report shall contain all of the following: ✓

History: 1987 a. 333; 1989 a. 31, 290; 1993 a. 16, 223, 399, 491; 1995 a. 27 s. 9145 (1); 1997 a. 27.

superintendent of schools

Section #. 119.44 (2) (a) 3. of the statutes is amended to read:

superintendent of schools

119.44 (2) (a) 3. The number of pupils transferred by the ~~school board~~ <sup>superintendent of schools</sup> to a different school in the same school district. ✓

**History:** 1987 a. 333; 1989 a. 31, 290; 1993 a. 16, 223, 399, 491; 1995 a. 27 s. 9145 (1); 1997 a. 27.

as affected by 2009 Wisconsin Act 28,

Section #. 119.46 (1) of the statutes is amended to read:

119.46 (1) As part of the budget transmitted annually to the common council under s. 119.16 (8) (b), the ~~board~~ shall report the amount of money required for the ensuing school year to operate all public schools in the city under this chapter, to repair and keep in order school buildings and equipment, to make material improvements to school property and to purchase necessary additions to school sites. The amount included in the report for the purpose of supporting the Milwaukee Parental Choice Program under s. 119.23 shall be reduced by the amount of aid received by the ~~board~~ under s. 121.136 and by the amount specified in the notice received by the ~~board~~ under s. 121.137 (2). The common council shall levy and collect a tax upon all the property subject to taxation in the city, which shall be equal to the amount of money required by the ~~board~~ for the purposes set forth in this subsection, at the same time and in the same manner as other taxes are levied and collected. Such taxes shall be in addition to all other taxes which the city is authorized to levy. The taxes so levied and collected, any other funds provided by law and placed at the disposal of the city for the same purposes, and the moneys deposited in the school operations fund under s. 119.60 (1), shall constitute the school operations fund.

school district

History: 1975 c. 353; 1993 a. 437; 1995 a. 27; 2005 a. 453; 2007 a. 20; 2009 a. 28.

superintendent of schools

Section #. 119.47<sup>x</sup> of the statutes is amended to read:

**119.47 Taxes for school extension fund.** (1) If activities are being conducted under s. 119.70 (1),<sup>✓</sup> the ~~board~~<sup>x</sup> as part of the budget transmitted annually to the common council under s. 119.16 (8) (b) shall specify the amount of money required for the ensuing school year under s. 119.70 (3). The taxes so levied and collected shall constitute the school extension fund.<sup>✓</sup>

(2) The ~~board~~<sup>x</sup> may receive and expend, in addition to the tax levied and collected under s. 119.70 (3), any sums of money appropriated by the common council of the city for community services. The common council may appropriate from the city general fund or a similar fund to the school district such sums of money as the common council deems expedient.<sup>✓</sup>

History: 1971 c. 211 s. 126; 1975 c. 353; 1985 a. 225 ss. 60, 61, 77.

superintendent of schools

Section #. 119.48<sup>x</sup> (1) of the statutes is amended to read:

superintendent of schools determines

119.48 (1) If the ~~board~~ adopts a resolution by a two-thirds vote of the members elect to provide funds, in addition to receipts from the sale of bonds, to purchase school sites, to construct school buildings and additions thereto or to remodel existing buildings, ~~the board~~<sup>he or she</sup> may include, as part of the budget transmitted to the common council under s. 119.16 (8) (b), a communication stating the amount of funds needed for such purposes. Upon receipt of the communication, the common council shall levy and collect a tax upon all property subject to taxation in the city, which shall be equal to the amount of money required by the ~~board~~ for the purposes set forth in the communication, at the same time and in the same manner as other taxes are levied and collected. Such taxes shall be in addition to all other taxes which the city is authorized to levy. The taxes so levied and collected and the moneys under s. 119.60 (1) that are deposited in the school construction fund shall constitute the school construction fund. If moneys under s. 119.60 (1) are deposited in the school construction fund, the moneys shall be used for the purchase of real property for school purposes. The ~~board~~ may allow the school construction fund to accumulate from year to year. ✓

History: 1987 a. 27; 1999 a. 182; 2005 a. 453.

superintendent of schools

Section #. 119.48 (2) (intro.) of the statutes is amended to read:

superintendent's  
|

119.48 (2) (intro.) The common council shall have the following options on the ~~board's~~ communication under sub. (1): ✓

**History:** 1987 a. 27; 1999 a. 182; 2005 a. 453.

Section #. 119.48 (2) (a) of the statutes is amended to read:

superintendent of  
schools  
|  
~~board~~

119.48 (2) (a) To levy and collect a tax equal to the amount of money specified by the ~~board~~ under sub. (1). ✓

History: 1987 a. 27; 1999 a. 182; 2005 a. 453.

Section #. 119.48 (4) (a) of the statutes is amended to read:

superintendent of schools

119.48 (4) (a) If the ~~board~~ <sup>superintendent of schools</sup> deems it necessary to exceed the levy rate specified under s. 65.07 (1) (f), ~~it may by a two-thirds vote of the members elect~~ <sup>he or she</sup> include a communication to the common council as part of the budget transmitted to the common council under s. 119.16 (8) (b). ✓

History: 1987 a. 27; 1999 a. 182; 2005 a. 453.

Section #. 119.485 of the statutes is amended to read:

superintendent of schools

school district

**119.485 Taxes for state trust fund loans.** (1) If the ~~board~~ <sup>superintendent of schools</sup> is awarded a state trust fund loan under subch. II of ch. 24, the ~~board~~ <sup>superintendent of schools</sup> shall include in ~~its~~ <sup>his or her</sup> budget transmitted to the common council under s. 119.16 (8) (b) a written notice specifying the amount of money necessary to pay the principal and interest on the loan as they become due. The common council shall levy and collect a tax upon all property subject to taxation in the city, at the same time and in the same manner as other taxes are levied and collected, equal to the amount of money required to make such payments. The taxes are in addition to all other taxes that the city is authorized to levy.

(2) Annually by December 31, the ~~board~~ <sup>superintendent of schools</sup> shall transfer to the city an amount which, when added to the interest that will accrue on the amount, is sufficient to meet the anticipated costs of debt service on the loan in the ensuing year.

History: 1997 a. 27.

Section #. 119.49 (1) (a) of the statutes is amended to read:

superintendent of schools

119.49 (1) (a) If the ~~board~~ <sup>superintendent of schools</sup> deems it necessary to construct buildings or additions to buildings, to remodel buildings or to purchase school sites or to provide funds for any such purpose as a participant in a contract under s. 120.25, ~~it~~ <sup>he or she</sup> may by a two-thirds vote of the members ~~elect~~ send a communication to the common council of the city.

History: 1973 c. 92, 172; 1975 c. 353; 1977 c. 418; 1989 a. 290; 1999 a. 150 s. 672; 1999 a. 182; 2003 a. 43.

Section #. 119.49 (2) of the statutes is amended to read:

119.49 (2) Upon receipt of the communication, the common council shall file the communication as provided in s. 8.37 and shall cause the question of issuing such school bonds in the stated amount and for the stated school purposes to be submitted to the voters of the city at the next election held in the city. The question of issuing such school bonds shall be submitted so that the vote upon issuing such school bonds is taken separately from any other question submitted to the voters. If a majority of the electors voting on the school bond question favors issuing such school bonds, the common council shall cause the school bonds to be issued immediately or within the period permitted by law, in the amount requested by the ~~board~~ and in the manner other bonds are issued.

History: 1973 c. 92, 172; 1975 c. 353; 1977 c. 418; 1989 a. 290; 1999 a. 150 s. 672; 1999 a. 182; 2003 a. 43.

superintendent of schools

X

Section #. 119.49 (3) of the statutes is amended to read:

119.49 (3) The proper city officials shall sell or dispose of the bonds in the same manner as other bonds are disposed of. The entire proceeds of the sale of the bonds shall be placed in the city treasury, subject to the order of the ~~board~~ for the purposes named in the communication under sub. (1). Such school bonds shall be payable within 20 years from the date of their issue. ✓

History: 1973 c. 92, 172; 1975 c. 353; 1977 c. 418; 1989 a. 290; 1999 a. 150 s. 672; 1999 a. 182; 2003 a. 43.

superintendent of schools

Section #. 119.498 (1) of the statutes is amended to read:

119.498 (1) Subject to s. 119.499 (1), the ~~board~~ <sup>superintendent of schools</sup> may ~~adopt a resolution requesting~~ <sup>request</sup> the common council of the city to authorize the issuance of promissory notes under s. 67.12 (12) for school purposes consisting of paying unfunded prior service liability contributions under the Wisconsin Retirement System. ✓

History: 1995 a. 358; 2003 a. 43.

Section #. 119.498 (2) of the statutes is amended to read:

superintendent of schools makes a request

119.498 (2) If the ~~board adopts a resolution~~ under sub. (1) and the city issues the notes, annually the ~~board~~ shall include in ~~its~~ <sup>the</sup> budget transmitted to the common council under s. 119.16 (8) (b) an amount sufficient to pay the principal of and interest and redemption premium on the notes as they become due. The common council may authorize the issuance of the notes at public or private sale. ✓

History: 1995 a. 358; 2003 a. 43.

superintendent of schools

Section #. 119.499 of the statutes is amended to read:

**119.499 Borrowing; unfunded prior service liability.** (1) The ~~board~~ may not request the redevelopment authority of the city to issue bonds under s. 66.1333 (5s) or adopt a resolution under s. 119.498 (1) unless <sup>he or she</sup> it develops information on both options and chooses the option that is in the best public interest.

(1m) If the redevelopment authority of the city issues bonds under s. 66.1333 (5s), the ~~board~~ may borrow money from the redevelopment authority to pay unfunded prior service liability contributions under the Wisconsin Retirement System for the board. If the ~~board~~ borrows money from the redevelopment authority of the city to make such payments, <sup>he or she</sup> it may use any school district revenues, including state aid, to repay the loan.

(2) (a) If the ~~board~~ decides to use school district revenues to repay the loan, <sup>he or she</sup> it may request the city to remit designated revenues of the school district to the redevelopment authority of the city at such times and in such amounts as <sup>he or she</sup> the board determines. The city may agree to the request, which is irrevocable while any amount due under the loan remains outstanding.

(b) If the ~~board~~ decides to use state aid to repay the loan, <sup>he or she</sup> it may request the department to remit the aid to the redevelopment authority of the city in an annual amount agreed to by the ~~board~~ and the department, and the department shall ensure that the aid remittance does not affect the amount determined to be received by the ~~board~~ as state aid under s. 121.08 for any other purpose.

History: 2003 a. 43.

school district

superintendent of schools

Section #. 119.50 (2) of the statutes is amended to read:

superintendent of schools

119.50 (2) The ~~board~~ shall provide ~~by resolution~~ for the manner in which the payroll shall be certified, audited, approved and paid.

History: 1971 c. 291; 1985 a. 225 s. 72; 1991 a. 39; 1993 a. 59; 1999 a. 150 s. 672.

Section #. 119.55 of the statutes is amended to read:

**119.55 Youth service centers, truancy abatement and burglary suppression. (1)** (a) The ~~board~~ shall establish one or more youth service centers for the counseling of children who are taken into custody under s. 938.19 (1) (d) 10. for being absent from school without an acceptable excuse under s. 118.15. The ~~board~~ shall contract with the boys and girls clubs of Greater Milwaukee for the operation of the centers.

(b) The ~~board~~ shall establish 2 youth service centers under par. (a).

(2) The ~~board~~ shall pay the city a sum sufficient to pay the costs of salaries and fringe benefits of 4 law enforcement officers to work on truancy abatement and burglary suppression on a full-time basis.

History: 1995 a. 27 ss. 4017t, 4017u, 7299m; 1997 a. 35, 113.

superintendent of schools

Section #. 119.60<sup>5x</sup> of the statutes is amended to read:

**119.60 Real property.** (1) If any real property within the city which is used for school purposes is sold, the ~~board~~ shall determine whether the proceeds of the sale are deposited in the school operations fund under s. 119.46 or are deposited in the school construction fund under s. 119.48. ✓

(2) City-owned property used for school purposes shall be sold by the city upon written request of the ~~board~~ if the common council adopts a resolution approving the sale. If, within 12 months after a written request by the ~~board~~, the city has not disposed of the property, has failed to obtain a written agreement to dispose of the property or has not provided the ~~board~~ with a written report giving specific reasons, which are not identified by the city attorney as constituting a conflict of interest, for its failure to dispose of the property or to obtain an agreement to dispose of the property, the ~~board~~ may retain a real estate agent to represent the ~~board~~ <sup>his or her</sup> in its real estate transactions. ✓

(3) The ~~board's~~ <sup>superintendent's</sup> authority to retain a real estate agent under sub. (2) is limited to the actual sale of property. The ~~board~~ may compensate the real estate agent for his or her services only on the basis of a commission for specific property sold, and no property taxes may be levied for the purpose of providing funds to pay such commissions. ✓

(4) The city is not liable for any action of the ~~board~~ or its real estate agent in the sale of property under this section. ✓

History: 1983 a. 224; 2005 a. 453.

superintendent of schools

Section #. 119.66 of the statutes is amended to read:

school district

**119.66 Interest in contracts forbidden.** During the term for which elected or appointed and for 2 years after the expiration of the term, no member of the board may be employed by the ~~board~~ or by the department of employee trust funds in any capacity for which a salary or emolument is provided by the ~~board~~ or the department of employee trust funds. <sup>(B)</sup> No board member, superintendent of schools, assistant superintendent, other assistant, teacher or other employee of the board may have any interest in the purchase or sale of property by the city for the use or convenience of the schools. No contract made in violation of this section is valid. Any consideration paid by the city for a purchase or sale prohibited by this section may be recovered in an action at law in the name of the city. Any person violating this section shall be removed from any position held under this chapter.

History: 1981 c. 96; 1991 a. 39.

\*\*\* NOTE: Is this your intent?