

1 ***-0856/1.8* SECTION 2508.** 118.015 (3) (e) of the statutes is renumbered
2 118.015 (4) (bm).

3 ***-1465/P4.878* *-0808/2.347* SECTION 2509.** 118.07 (2) (b) of the statutes is
4 amended to read:

5 118.07 (2) (b) In each community having a recognized fire department, the
6 person having direct charge of any public or private school shall annually file a report
7 pertaining to such drills, on a form furnished by the department of ~~commerce~~ safety
8 and professional services, with the chief of the fire department. When no fire drill
9 is held during any month, or when only one or no tornado or other hazard drill is held
10 in a year, the person having direct charge of the school shall state the reasons in the
11 report.

12 ***-1465/P4.879* *-0808/2.348* SECTION 2510.** 118.075 (2) (a) 2. of the statutes
13 is amended to read:

14 118.075 (2) (a) 2. The secretary of ~~commerce~~ safety and professional services
15 or his or her designee.

16 ***-1183/P1.1* SECTION 2511.** 118.075 (2) (f) of the statutes is amended to read:

17 118.075 (2) (f) Upon completing its duties under par. (e), the task force shall
18 report its findings and recommendations to the appropriate standing committees of
19 the legislature under s. 13.172 (3) and to the governor. The task force shall cease to
20 exist on the date on which the department issues its model management plan ~~under~~
21 ~~sub. (3)~~.

22 ***-1183/P1.2* SECTION 2512.** 118.075 (3) of the statutes is repealed.

23 ***-1183/P1.3* SECTION 2513.** 118.075 (4) of the statutes is repealed.

24 ***-1465/P4.880* *-0808/2.349* SECTION 2514.** 118.135 (2) of the statutes is
25 amended to read:

1 118.135 (2) A pupil who complies with a request under sub. (1) shall provide
2 evidence of an eye examination or evaluation by December 31 following the pupil's
3 enrollment in kindergarten. The school board or charter school shall provide pupils
4 with the form distributed by the department of ~~regulation and licensing~~ safety and
5 professional services under s. 440.03 (16) for that purpose.

6 *-1213/1.29* SECTION 2515. 118.15 (1) (b) of the statutes is amended to read:

7 118.15 (1) (b) Upon the child's request of the school board and with the written
8 approval of the child's parent or guardian, any child who is 16 years of age or over
9 and a child at risk, ~~as defined in s. 118.153 (1) (a),~~ may attend, in lieu of high school
10 or on a part-time basis, a technical college if the child and his or her parent or
11 guardian agree, in writing, that the child will participate in a program leading to the
12 child's high school graduation. The district board of the technical college district in
13 which the child resides shall admit the child. Every technical college district board
14 shall offer day class programs satisfactory to meet the requirements of this
15 paragraph and s. 118.33 (3m) as a condition to the receipt of any state aid.

16 *-1213/1.30* SECTION 2516. 118.153 (title) and (1) (intro.) of the statutes are
17 repealed.

18 *-1213/1.31* SECTION 2517. 118.153 (1) (a) of the statutes is renumbered
19 115.001 (1m).

20 *-1213/1.32* SECTION 2518. 118.153 (1) (b) of the statutes is renumbered
21 115.001 (2m).

22 *-1213/1.33* SECTION 2519. 118.153 (2) to (7) of the statutes are repealed.

23 *-1213/1.34* SECTION 2520. 118.16 (2) (cg) 2. of the statutes is amended to
24 read:

1 118.16 (2) (cg) 2. A statement that the parent, guardian or child may request
2 program or curriculum modifications for the child under s. 118.15 (1) (d) ~~and that the~~
3 ~~child may be eligible for enrollment in a program for children at risk under s. 118.153~~
4 (3).

5 ***-1213/1.35* SECTION 2521.** 118.16 (2m) (a) 2. of the statutes is amended to
6 read:

7 118.16 (2m) (a) 2. An employee of the school district who is directly involved
8 in the provision of a modified program or curriculum under s. 118.15 (1) (d), ~~a~~
9 ~~program for children at risk under s. 118.153~~ or an alternative educational program
10 under s. 119.82 or any other alternative educational program to children who attend
11 the school attended by the truant child, if the school district administrator believes
12 that the program or curriculum may be appropriate for the truant child.

13 ***-1213/1.36* SECTION 2522.** 118.163 (1) (a) of the statutes is repealed.

14 ***-1189/1.1* SECTION 2523.** 118.19 (1) of the statutes is amended to read:

15 118.19 (1) Except as provided in s. 118.40 (8) (b) 2., any person seeking to teach
16 in a public school, including a charter school other than a charter school established
17 under s. 118.40 (2r), or in a school or institution operated by a county or the state shall
18 first procure a license or permit from the department.

19 ***-1205/1.2* SECTION 2524.** 118.205 of the statutes is created to read:

20 **118.205 Residency requirements.** (1) In this section, "teacher" means any
21 person holding a license or permit issued by the state superintendent whose
22 employment by a school district requires that he or she hold that license or permit.

23 (2) A school board may not require, as a condition of employment, that a teacher
24 reside within the school district.

1 ***-1245/P1.1* SECTION 2525.** 118.29 (6) of the statutes, as created by 2009
2 Wisconsin Act 160, is amended to read:

3 118.29 (6) TRAINING. Notwithstanding sub. (2) (a) 1. to 2r., no school bus driver,
4 employee, or volunteer may administer a nonprescription drug product or
5 prescription drug under sub. (2) (a) 1. or 2., use an epinephrine auto-injector under
6 sub. (2) (a) 2m., or administer glucagon under sub. (2) (a) 2r. unless he or she has
7 received training, ~~approved by the department,~~ in administering nonprescription
8 drug products and prescription drugs. This subsection does not apply to health care
9 professionals.

10 ***-0982/1.1* SECTION 2526.** 118.35 (4) of the statutes is amended to read:

11 118.35 (4) From the appropriation under s. 20.255 (2) (fy), the department shall
12 award grants to nonprofit organizations, cooperative educational service agencies,
13 the University of Wisconsin-Madison, and the school district operating under ch. 119
14 for the purpose of providing ~~advanced curriculum and assessments for~~ to gifted and
15 talented pupils those services and activities not ordinarily provided in a regular
16 school program that allow such pupils to fully develop their capabilities.

17 ***-0841/P2.3* SECTION 2527.** 118.38 (2) (bm) of the statutes is amended to read:

18 118.38 (2) (bm) The department shall promulgate rules establishing criteria
19 for waiving the requirement to schedule at least the number of hours of direct pupil
20 instruction specified under s. 121.02 (1) (f) ~~2.~~ if school is closed for a reason specified
21 in s. 115.01 (10) (a) ~~2. or 3.~~ (b).

22 ***-0851/3.6* SECTION 2528.** 118.40 (2r) (b) 1. b. and c. of the statutes are
23 repealed.

24 ***-0851/3.7* SECTION 2529.** 118.40 (2r) (b) 1. e. of the statutes is created to read:

1 118.40 (2r) (b) 1. e. The chancellor of an institution, as defined in s. 36.05 (9),
2 within the University of Wisconsin System.

3 ***-1187/P5.432* SECTION 2530.** 118.40 (2r) (b) 1. g. of the statutes is created to
4 read:

5 118.40 (2r) (b) 1. g. The chancellor of the University of Wisconsin--Madison.

6 ***-0851/3.8* SECTION 2531.** 118.40 (2r) (b) 2. of the statutes is amended to read:

7 118.40 (2r) (b) 2. A charter shall include all of the provisions specified under
8 sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under
9 sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter
10 school on the liability of the contracting entity under this paragraph. The contract
11 may include other provisions agreed to by the parties. The chancellor of the
12 ~~University of Wisconsin--Milwaukee or of the University of Wisconsin--Parkside may~~
13 ~~not~~ an institution within the University of Wisconsin System may not establish or
14 enter into a contract for the establishment of a charter school under this paragraph
15 without the approval of the board of regents of the University of Wisconsin System.

16 ***-0851/3.9* SECTION 2532.** 118.40 (2r) (b) 3. of the statutes is repealed.

17 ***-0851/3.10* SECTION 2533.** 118.40 (2r) (bm) of the statutes is amended to
18 read:

19 118.40 (2r) (bm) The common council of the city of Milwaukee, ~~the chancellor~~
20 ~~of the University of Wisconsin--Milwaukee,~~ and the Milwaukee area technical college
21 district board may only establish or enter into a contract for the establishment of a
22 charter school located only in the school district operating under ch. 119. ~~The~~
23 ~~chancellor of the University of Wisconsin--Parkside may only establish or enter into~~
24 ~~a contract for the establishment of a charter school located in a unified school district~~

1 that is located in the county in which the University of Wisconsin Parkside is
2 situated or in an adjacent county.

3 *-0851/3.11* SECTION 2534. 118.40 (2r) (cm) of the statutes is repealed.

4 *-1189/1.2* SECTION 2535. 118.40 (2r) (d) 1. of the statutes is amended to read:
5 118.40 (2r) (d) 1. Ensure that all instructional staff of charter schools under
6 this subsection hold a license or permit to teach issued by the department have a
7 bachelor's degree from an accredited institution of higher education.

8 *-0851/3.12* SECTION 2536. 118.40 (2r) (e) 1. a. of the statutes is repealed.

fix component

9 *-1481/P1.1* SECTION 2537. 118.40 (2r) (e) 1. a. of the statutes is amended to
10 read:

renumbered 118.40 (2r) (e) 1m. and

11 118.40 (2r) (e) 1. a. In the 2009-10 2011-12 and 2010-11 2012-13 school years,
12 from the appropriation under s. 20.255 (2) (fm), the department shall pay to the
13 operator of the charter school an amount equal to the sum of the amount paid per
14 pupil under this subdivision in the previous school year and the increase in the per
15 pupil amount paid to private schools under s. 119.23 (4) (b) 2. or (bg) in the current
16 school year as compared to the previous school year, multiplied by the number of
17 pupils attending the charter school.

Paragraph

INS A

18 *-0851/3.13* SECTION 2538. 118.40 (2r) (e) 1. b. of the statutes is renumbered
19 118.40 (2r) (e) 1m.

fix component

20 *-1481/P1.2* SECTION 2539. 118.40 (2r) (e) 1. b. of the statutes is amended to
21 read:

renumbered 118.40 (2r) (e) 2m. and

22 118.40 (2r) (e) 1. b. In the 2011-12 2012-13 school year and in each school year
23 thereafter, from the appropriation under s. 20.255 (2) (fm), the department shall pay
24 to the operator of the charter school an amount equal to the sum of the amount paid
25 per pupil under this subdivision in the previous school year and the per pupil revenue

Paragraph

1 limit adjustment under s. 121.91 (2m) in the current school year, multiplied by the
2 number of pupils attending the charter school.

INS B

Fix component

3 *-0851/3.14* SECTION 2540. 118.40 (2r) (e) 1. c. of the statutes is renumbered
4 118.40 (2r) (e) 2m. 3m. and amended to read:

INS 807A

5 *-0851/3.15* SECTION 2541. 118.40 (2r) (e) 2. of the statutes is repealed.

6 *-0851/3.16* SECTION 2542. 118.40 (2r) (f) of the statutes is repealed.

7 *-1213/1.37* SECTION 2543. 118.40 (3) (d) of the statutes is amended to read:

8 118.40 (3) (d) A school board or an entity under sub. (2r) (b) shall give
9 preference in awarding contracts for the operation of charter schools to those charter
10 schools that serve children at risk, as defined in s. 118.153 (1) (a).

11 *-0851/3.17* SECTION 2544. 118.40 (7) (am) 2. of the statutes is amended to
12 read:

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

21 *-0841/P2.4* SECTION 2545. 118.40 (8) (d) 2. of the statutes is amended to read:

22 118.40 (8) (d) 2. Ensure that its teachers are available to provide direct pupil
23 instruction for at least the applicable number of hours specified in s. 121.02 (1) (f) 2.
24 each school year. No more than 10 hours in any 24-hour period may count toward
25 the requirement under this subdivision.

1 ***-0855/3.1* SECTION 2546.** 118.40 (8) (h) of the statutes is repealed.

2 ***-1215/P2.1* SECTION 2547.** 118.43 (2) (g) of the statutes is amended to read:

3 118.43 (2) (g) The department may renew an achievement guarantee contract
4 under pars. (b), (bg), (br), and (bt) for one or more terms of 5 school years. Except as
5 provided in ~~sub.~~ subs. (3g) (b) and (3m), as a condition of receiving payments under
6 a renewal of an achievement guarantee contract, a school board shall maintain the
7 reduction of class size achieved during the last school year of the original
8 achievement guarantee contract for the grades specified for the last school year of the
9 contract.

10 ***-1215/P2.2* SECTION 2548.** 118.43 (3) (at) 3. of the statutes is amended to
11 read:

12 118.43 (3) (at) 3. In Except as provided in sub. (3g) (b), in the 2012-13 to
13 2014-15 school years, in at least grades kindergarten to 3.

14 ***-1215/P2.3* SECTION 2549.** 118.43 (3g) of the statutes is created to read:

15 118.43 (3g) ADJUSTMENT TO GRADES ELIGIBLE FOR FUNDING; RELEASE FROM CERTAIN
16 CONTRACT OBLIGATIONS. (a) 1. Beginning in the 2011-12 school year, a school district
17 operating under an achievement guarantee contract entered into under sub. (2) (bt)
18 or renewed under sub. (2) (g) may receive state aid under sub. (6) only for low-income
19 pupils enrolled in grades kindergarten to 2 in each school in the school district
20 covered by the contract.

21 2. Beginning in the 2012-13 school year, a school district operating under an
22 achievement guarantee contract entered into under sub. (2) (bt) or renewed under
23 sub. (2) (g) may receive state aid under sub. (6) only for low-income pupils enrolled
24 in grades kindergarten and one in each school in the school district covered by the
25 contract.

1 (b) 1. Beginning in the 2011-12 school year, a school district operating under
2 an achievement guarantee contract entered into under sub. (2) (bt) or renewed under
3 sub. (2) (g) is released from the obligation to maintain the limitation on class size
4 required under the contract and under sub. (3) (a), (am), (ar), and (at) for pupils
5 enrolled in grade 3 in each school in the school district covered by the contract.

6 2. Beginning in the 2012-13 school year, a school district operating under an
7 achievement guarantee contract entered into under sub. (2) (bt) or renewed under
8 sub. (2) (g) is released from the obligation to maintain the limitation on class size
9 required under the contract and under sub. (3) (a), (am), (ar), and (at) for pupils
10 enrolled in grades 2 and 3 in each school in the school district covered by the contract.

11 ***-1215/P2.4* SECTION 2550.** 118.43 (3m) (b) of the statutes is amended to read:

12 118.43 (3m) (b) A school board operating under an achievement guarantee
13 contract entered into under sub. ~~(3) (at)~~ (2) (bt) may combine 2 classes subject to the
14 class size limitation in any school covered by the contract having at least 2 regular
15 classroom teachers when the classes are combined if the combined class size is not
16 greater than 30.

17 ***-0855/3.2* SECTION 2551.** 118.51 (3) (intro.) of the statutes is created to read:

18 118.51 (3) (intro.) Except as provided under sub. (3m), the following procedures
19 govern pupil applications to attend a public school in a nonresident school district
20 under this section:

21 ***-0855/3.3* SECTION 2552.** 118.51 (3) (a) 1. of the statutes is amended to read:

22 118.51 (3) (a) 1. The parent of a pupil who wishes to attend a public school in
23 a nonresident school district under this section shall submit an application, on a form
24 provided by the department under sub. (15) (a), to the school board of the nonresident
25 school district that the pupil wishes to attend, not earlier than the first Monday in

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1 February and not later than the ~~3rd Friday following the first Monday in February~~
2 last weekday in April of the school year immediately preceding the school year in
3 which the pupil wishes to attend. Applications may be submitted to no more than
4 3 nonresident school boards in any school year. ~~On the 4th Monday in February the~~
5 The nonresident school board shall send a copy of the application to the pupil's
6 resident school board and the department by the end of the first weekday following
7 the last weekday in April. The application may include a request to attend a specific
8 school or program offered by the nonresident school district.

9 ***-0855/3.4* SECTION 2553.** 118.51 (3) (a) 1m. of the statutes is created to read:

10 118.51 (3) (a) 1m. By the first Friday following the first Monday in May, the
11 resident school board shall send to the nonresident school district a copy of the
12 individualized education program developed under s. 115.787 (2) for a child with a
13 disability whose parent submitted an application under subd. 1.

14 ***-0855/3.5* SECTION 2554.** 118.51 (3) (a) 2., 3. and 4. of the statutes are
15 amended to read:

16 118.51 (3) (a) 2. A nonresident school board may not act on any application
17 received under subd. 1. ~~until after the 3rd Friday following the first Monday in~~
18 February before May 1. If a nonresident school board receives more applications for
19 a particular grade or program than there are spaces available in the grade or
20 program, the nonresident school board shall determine which pupils to accept,
21 including pupils accepted from a waiting list under sub. (5) (d), on a random basis,
22 after giving preference to pupils and to siblings of pupils who are already attending
23 the nonresident school district and, if the nonresident school district is a union high
24 school district, to pupils who are attending an underlying elementary school district
25 of the nonresident school district under this section. If a nonresident school board

1 determines that space is not otherwise available for open enrollment pupils in the
2 grade or program to which an individual has applied, the school board may
3 nevertheless accept a pupil or the sibling of a pupil who is already attending the
4 nonresident school district and, if the nonresident school district is a union high
5 school district, a pupil who is attending an underlying elementary school district of
6 the nonresident school district under this section.

7 3. ~~On~~ Except as provided under sub. (5) (d) 1., on or before the first Friday
8 following the first Monday in ~~April~~ June following receipt of the application, the
9 nonresident school board shall notify the applicant, in writing, whether it has
10 accepted the application. If the nonresident school board has accepted the applicant,
11 the school board shall identify the specific school or program that the applicant may
12 attend in the following school year. If the nonresident school board rejects an
13 application, it shall include in the notice the reason for the rejection.

14 4. On or before the first ~~2nd~~ Friday following the first Monday in ~~April~~ June
15 following receipt of a copy of the application, if a resident school board denies a pupil's
16 enrollment in a nonresident school district under sub. (6), (7) or (12) (b) 1., the
17 resident school board shall notify the applicant and the nonresident school board, in
18 writing, that the application has been denied and include in the notice the reason for
19 the denial.

20 ***-0855/3.6* SECTION 2555.** 118.51 (3) (a) 5. of the statutes is repealed.

21 ***-0855/3.7* SECTION 2556.** 118.51 (3) (a) 6. of the statutes is amended to read:

22 118.51 (3) (a) 6. If Except as provided in sub. (5) (d) 2., if an application is
23 accepted, on or before the first last Friday following the first Monday in June
24 following receipt of a notice of acceptance, or within 10 days of receiving a notice of
25 acceptance if a pupil is selected from a waiting list under s. 118.40 (8) (h) 5. sub. (5)

1 (d), the pupil's parent shall notify the nonresident school board of the pupil's intent
2 to attend school in that school district in the following school year.

3 ***-0855/3.8* SECTION 2557.** 118.51 (3) (a) 7. of the statutes is repealed.

4 ***-0855/3.9* SECTION 2558.** 118.51 (3) (b) of the statutes is amended to read:

5 118.51 (3) (b) *Notice to resident school district.* Annually by ~~June 30~~ July 7,
6 each nonresident school board that has accepted a pupil under this section for
7 attendance in the following school year shall report the name of the pupil to the
8 pupil's resident school board. ^{plain} If a pupil is selected from a waiting list under s. 118.40
9 (8)(h) 5., the nonresident school board shall report the name of the pupil to the pupil's
10 resident school board within 10 days of receiving notice of the pupil's selection from
11 the department.

12 ***-0855/3.10* SECTION 2559.** 118.51 (3m) of the statutes is created to read:

13 118.51 (3m) ALTERNATIVE APPLICATION PROCEDURES UNDER CERTAIN
14 CIRCUMSTANCES. (a) Notwithstanding sub. (3), the parent of a pupil who wishes to
15 attend a public school in a nonresident school district under this section may, in lieu
16 of applying under sub. (3), submit an application under this subsection, on a form
17 provided by the department under sub. (15) (a), to the school board of the nonresident
18 school district that the pupil wants to attend if the pupil satisfies at least one of the
19 criteria under par. (b). Applications may be submitted to no more than 3 nonresident
20 school boards in any school year.

21 (b) The parent of a pupil may apply under this subsection only if the pupil meets
22 one of the following criteria, and shall describe the criteria that the pupil meets in
23 the application:

24 1. The resident school board determines that the pupil has been the victim of
25 a violent criminal offense, as defined by the department by rule. An application

1 made on the basis of this criteria is not valid unless the nonresident school board
2 receives the application within 30 days after the determination of the resident school
3 board.

4 2. The pupil is or has been a homeless pupil in the current or immediately
5 preceding school year. In this subdivision, "homeless pupil" means an individual who
6 is included in the category of homeless children and youths, as defined in 42 USC
7 11434a (2).

8 3. The pupil has been the victim of repeated bullying or harassment and all of
9 the following apply:

10 a. The pupil's parent has reported the bullying or harassment to the resident
11 school board.

12 b. Despite action taken under subd. 3. a., the repeated bullying and harassment
13 continues.

14 4. The place of residence of the pupil's parent or guardian and of the pupil has
15 changed as a result of military orders. An application made on the basis of this
16 criteria is not valid unless the nonresident school board receives the application no
17 later than 30 days after the date on which the military orders changing the place of
18 residence were issued.

19 5. The pupil moved into this state. An application made on the basis of this
20 criteria is not valid unless the nonresident school board receives the application no
21 later than 30 days after moving into this state.

22 6. The place of residence of the pupil has changed as a result of a court order
23 or custody agreement or because the pupil was placed in a foster home or with a
24 person other than the pupil's parent, or removed from a foster home or from the home
25 of a person other than the pupil's parent. An application made on the basis of this

1 criteria is not valid unless the nonresident school board receives the application no
2 later than 30 days after the pupil's change in residence.

3 7. The parent of the pupil and the nonresident school board agree that
4 attending school in the nonresident school district is in the best interests of the pupil.

5 (c) If a nonresident school board receives an application under par. (a), the
6 nonresident school board shall immediately forward a copy of the application to the
7 resident school board, and shall notify the applicant, in writing, whether it has
8 accepted the application no later than 20 days after receiving the application. If the
9 nonresident school board has accepted the application, the nonresident school board
10 shall identify the specific school or program that the pupil may attend.

11 (d) A resident school district may notify an applicant under par. (a) that the
12 pupil may not attend a school or program in the nonresident school district only for
13 the following reasons:

14 1. The resident school district determines that the criteria relied on by the
15 applicant under par. (b) does not apply to the pupil.

16 2. a. Except as provided in subd. 2. b., the resident school district determines
17 that the costs of the special education or related services required in the
18 individualized education program under s. 115.787 (2) for a child with a disability
19 whose parent has submitted an application under par. (a), as proposed to be
20 implemented by the nonresident school district, would impose upon the child's
21 resident school district an undue financial burden in light of the resident school
22 district's total economic circumstances, including its revenue limit under subch. VII
23 of ch. 121, its ability to pay tuition costs for the pupil, and the per pupil special
24 education or related services costs for children with disabilities continuing to be
25 served by the resident school district.

1 b. Subdivision 2. a. does not apply to a pupil who submits an application under
2 par. (a) if the pupil relied upon the criteria set forth in par. (b) 1.

3 (e) If an application is accepted by the nonresident school board under par. (c),
4 the pupil may immediately begin attending the school or program in the nonresident
5 school district and shall begin attending the school or program no later than the 15th
6 day following receipt by the parent of the pupil of the notice of acceptance under par.
7 (c). If the pupil has not enrolled in or attended school in the nonresident school
8 district by the day specified in this paragraph, the nonresident school district may
9 notify the pupil's parent, in writing, that the pupil is no longer authorized to attend
10 the school or program in the nonresident school district.

11 ***-0855/3.11* SECTION 2560.** 118.51 (5) (a) (intro.) of the statutes is amended
12 to read:

13 118.51 (5) (a) *Permissible criteria.* (intro.) Except as provided in sub. (3) (a)
14 2., the criteria for accepting and rejecting applications from nonresident pupils
15 under ~~sub.~~ subs. (3) (a) and (3m) (a) may include only the following:

16 ***-0855/3.12* SECTION 2561.** 118.51 (5) (a) 1. (intro.) of the statutes is amended
17 to read:

18 118.51 (5) (a) 1. (intro.) The availability of space in the schools, programs,
19 classes, or grades within the nonresident school district. The nonresident school
20 board shall determine the number of regular education and special education spaces
21 available within the school district in the January meeting of the school board, except
22 that for the 2011-12 school year the board shall determine the number of regular
23 education and special education spaces available within the school district in the
24 February meeting of the school board. In determining the availability of space, the
25 nonresident school board may consider criteria such as class size limits,

1 pupil-teacher ratios, or enrollment projections established by the nonresident school
2 board and may include in its count of occupied spaces all of the following:

3 ***-0855/3.13* SECTION 2562.** 118.51 (5) (a) 1. b. of the statutes is amended to
4 read:

5 118.51 (5) (a) 1. b. Pupils and siblings of pupils who have applied under sub.
6 (3) (a) or (3m) (a) and are already attending the nonresident school district.

7 ***-0855/3.14* SECTION 2563.** 118.51 (5) (a) 1. c. of the statutes is amended to
8 read:

9 118.51 (5) (a) 1. c. If the nonresident school district is a union high school
10 district, pupils who have applied under sub. (3) (a) or (3m) (a) and are currently
11 attending an underlying elementary school district of the nonresident school district
12 under this section.

13 ***-0855/3.15* SECTION 2564.** 118.51 (5) (d) of the statutes is renumbered 118.51
14 (5) (d) 1. and amended to read:

15 118.51 (5) (d) 1. The school board of a nonresident school district may create
16 a waiting list of pupils whose applications were rejected under sub. (3) (a) 3. The
17 nonresident school board may accept pupils from a waiting list created under this
18 paragraph until the 3rd Thursday in September but only if the pupil will be in
19 attendance at the school or program in the nonresident school district on the 3rd
20 Friday in September. Notwithstanding sub. (3) (a) 6., if a pupil is accepted from a
21 waiting list created under this paragraph after the start of the school term, the
22 parent shall immediately notify the resident school district of the pupil's intent to
23 attend school in the nonresident school district for the current school term.

24 3. The department shall promulgate rules to implement and administer this
25 paragraph.

1 ***-0855/3.16* SECTION 2565.** 118.51 (5) (d) 2. of the statutes is created to read:

2 118.51 (5) (d) 2. A pupil accepted from a waiting list created under this
3 paragraph may attend the school or program in the nonresident school district even
4 if the pupil has attended a school or program in the pupil's resident school district
5 in the current school term, but not if the pupil has attended a school or program in
6 a nonresident school district in the current school term.

7 ***-0855/3.17* SECTION 2566.** 118.51 (8) of the statutes is amended to read:

8 118.51 (8) DISCIPLINARY RECORDS. Notwithstanding s. 118.125, for an
9 application submitted under sub. (3) (a), by the first Friday following the first
10 Monday in May, and within 10 days of receiving a copy of an application under sub.
11 (3m) (c), the resident school board shall provide to the nonresident school board to
12 which a pupil has applied under this section, ~~upon request by that school board,~~ a
13 copy of any expulsion findings and orders pertaining to the pupil, a copy of records
14 of any pending disciplinary proceeding involving the pupil, a written explanation of
15 the reasons for the expulsion or pending disciplinary proceeding and the length of
16 the term of the expulsion or the possible outcomes of the pending disciplinary
17 proceeding.

18 ***-0855/3.18* SECTION 2567.** 118.51 (9) of the statutes is amended to read:

19 118.51 (9) APPEAL OF REJECTION. If the nonresident school board rejects an
20 application under sub. (3) (a) or (7), the resident school board prohibits a pupil from
21 attending public school in a nonresident school district under sub. (3m) (d), (6), (7)
22 or (12) (b) 1., or the nonresident school board prohibits a pupil from attending public
23 school in the nonresident school district under sub. (11), the pupil's parent may
24 appeal the decision to the department within 30 days after the decision. If the
25 nonresident school board provides notice that the special education or related service

1 is not available under sub. (12) (a), the pupil's parent may appeal the required
2 transfer to the department within 30 days after receipt of the notice. If the resident
3 school board provides notice of transfer under sub. (12) (b) 2., the pupil's parent may
4 appeal the required transfer to the department within 30 days after receipt of the
5 notice. The department shall affirm the school board's decision unless the
6 department finds that the decision was arbitrary or unreasonable.

7 ***-0855/3.19* SECTION 2568.** 118.51 (12) (am) of the statutes is created to read:

8 118.51 (12) (am) *Estimate of costs.* 1. The nonresident school district shall
9 prepare an estimate of the costs to provide the special education or related services
10 required in the individualized education program developed under s. 115.787 (2) for
11 a child with a disability whose parent has submitted an application under this
12 section. For an application submitted for a child with a disability under sub. (3) (a),
13 the nonresident school district shall provide a copy of the estimate of costs to the
14 resident school district by the 3rd Friday following the first Monday in May. For an
15 application submitted for a child with a disability under sub. (3m) (a), the
16 nonresident school district shall provide a copy of the estimate of costs to the resident
17 school district within 10 days after receiving or developing the individualized
18 education program for the applicant.

19 2. Except as provided in subd. 3., if the nonresident school district fails to
20 comply with the requirement under this section by the date specified, the
21 nonresident school district may not charge the resident school district for any actual,
22 additional costs incurred by the nonresident school district to provide the special
23 education and related services for the child with a disability.

24 3. Subdivision 2. does not apply if the resident school district fails to comply
25 with the requirements under sub. (3) (a) 1m.

1 ***-0855/3.20* SECTION 2569.** 118.51 (12) (b) 1. of the statutes is amended to
2 read:

3 118.51 (12) (b) 1. If the estimate of the costs of the special education or related
4 services required in the individualized education program under s. 115.787 (2) for a
5 child with a disability whose parent has submitted an application under sub. (3) (a),
6 as proposed to be implemented by the nonresident school district and as provided to
7 the resident school district as required under par. (am), would impose upon the
8 child's resident school district an undue financial burden in light of the resident
9 school district's total economic circumstances, including its revenue limit under
10 subch. VII of ch. 121, its ability to pay tuition costs for the pupil, and the per pupil
11 special education or related services costs for children with disabilities continuing
12 to be served by the resident school district, the child's resident school board may
13 notify the child's parent and the nonresident school board by the ~~first~~ 2nd Friday
14 following the first Monday in ~~April~~ June that the pupil may not attend the
15 nonresident school district to which the child has applied.

16 ***-0855/3.21* SECTION 2570.** 118.51 (15) (a) of the statutes is amended to read:

17 118.51 (15) (a) *Application form.* Prepare, distribute to school districts, and
18 make available to parents an application form to be used by parents under sub. (3)
19 (a) and an application form to be used by parents under sub. (3m) (a). The form shall
20 include provisions that permit a parent to apply for transportation reimbursement
21 under sub. (14) (b). The form shall require an applicant who is applying to attend
22 a virtual charter school to indicate that he or she is applying to attend a virtual
23 charter school, the number of virtual charter schools to which he or she is applying,
24 and whether he or she is a sibling of a pupil currently enrolled in a virtual charter
25 school through the open enrollment program.

1 ***-0855/3.22* SECTION 2571.** 118.51 (15) (c) of the statutes is renumbered
2 118.51 (15) (c) (intro.) and amended to read:

3 118.51 (15) (c) *Annual report.* (intro.) Annually submit a report to the governor,
4 and to the appropriate standing committees of the legislature under s. 13.172 (3), ~~on~~
5 ~~the.~~ The report under this paragraph shall include all of the following information:

6 1. The number of pupils who applied to attend public school in a nonresident
7 school district under this section, ~~the.~~

8 3. The number of applications denied and the bases for the denials, ~~and the.~~

9 4. The number of pupils attending public school in a nonresident school district
10 under this section. The department shall specify, separately, the number of pupils
11 attending public school in a nonresident school district whose applications were
12 accepted under subs. (3) (a) 3. and (3m) (c), and, for the applications accepted under
13 sub. (3m) (c), the number of pupils attending under each of the criteria listed in sub.
14 (3m) (b).

15 ***-0855/3.23* SECTION 2572.** 118.51 (15) (c) 2. of the statutes is created to read:
16 118.51 (15) (c) 2. The number of applications received under subs. (3) (a) and
17 (3m) (a) and, for the applications received under sub. (3m) (a), the number of
18 applications received under each of the criteria listed in sub. (3m) (b).

19 ***-1187/P5.433* SECTION 2573.** 118.55 (1) of the statutes is amended to read:
20 118.55 (1) DEFINITION. In this section, "institution of higher education" means
21 an institution within the University of Wisconsin System, the University of
22 Wisconsin-Madison, a tribally controlled college or a private, nonprofit institution
23 of higher education located in this state.

24 ***-1187/P5.434* SECTION 2574.** 118.55 (5) (a) of the statutes is amended to
25 read:

1 118.55 (5) (a) If the pupil is attending an institution within the University of
2 Wisconsin System or the University of Wisconsin-Madison, the actual cost of tuition,
3 fees, books and other necessary materials directly related to the course.

4 ***-1213/1.38* SECTION 2575.** 118.55 (7r) (a) 4. of the statutes is amended to
5 read:

6 118.55 (7r) (a) 4. The pupil is not a child at risk, ~~as defined in s. 118.153 (1) (a).~~

7 ***-1213/1.39* SECTION 2576.** 119.04 (1) of the statutes is amended to read:

8 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
9 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
10 115.345, ~~115.361~~, 115.365 (3), 115.38 (2), 115.445, ~~115.45~~, 118.001 to 118.04, 118.045,
11 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4),
12 118.15, ~~118.153~~, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.225,
13 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.255, 118.258, 118.291, 118.30 to 118.43,
14 118.46, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (27), 120.125, 120.13 (1), (2) (b)
15 to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.14, 120.21 (3),
16 and 120.25 are applicable to a 1st class city school district and board.

17 ***-1244/P1.1* SECTION 2577.** 119.18 (6) (intro.) and (b) of the statutes are
18 consolidated, renumbered 119.18 (6) and amended to read:

19 119.18 (6) SCHOOL CALENDAR. The board may determine the school calendar and
20 vacation periods for each school year for the regular day schools, summer schools,
21 social centers, and playgrounds, ~~except that: (b).~~ The board may close any school or
22 dismiss any class in the event of an emergency, fire or other casualty, quarantine, or
23 epidemic.

24 ***-1244/P1.2* SECTION 2578.** 119.18 (6) (a) of the statutes is repealed.

1 ***-1345/P5.1* SECTION 2579.** 119.23 (2) (a) (intro.) of the statutes is amended
2 to read:

3 119.23 (2) (a) (intro.) ~~Subject to par. (b), any~~ Any pupil in grades kindergarten
4 to 12 who resides within the city may attend, ~~at no charge,~~ any private school located
5 in the city Milwaukee County if all of the following apply:

 ****NOTE: This is reconciled s. 119.23 (2) (a) (intro.). This SECTION has been affected
by drafts with the following LRB numbers, none of which are included in the compiled
bill: LRB-0837/P1 and LRB-0838/P1.

6 ***-1345/P5.2* SECTION 2580.** 119.23 (2) (a) 1. of the statutes is amended to read:
7 119.23 (2) (a) 1. ~~The~~ Except as provided in subd. 2., the pupil is a member of
8 a family that has a total family income that does not exceed an amount equal to 1.75
9 times the poverty level determined in accordance with criteria established by the
10 director of the federal office of management and budget. A pupil attending a private
11 school under this section whose family income increases may continue to attend a
12 private school under this section if the pupil is a member of a family that has a total
13 family income that does not exceed an amount equal to 2.2 times the poverty level
14 determined in accordance with criteria established by the director of the federal
15 office of management and budget. For purposes of admission to a private school
16 under this section, siblings of pupils attending a private school under this section are
17 subject to the higher income limit. If a pupil attending a private school under this
18 section ceases to attend a private school under this section, the lower income limit
19 applies unless the pupil is a sibling of a pupil attending a private school under this
20 section.

21 ***-1345/P5.3* SECTION 2581.** 119.23 (2) (a) 2. of the statutes is created to read:

1 119.23 (2) (a) 2. Beginning in the 2011-12 school year, the pupil did not enroll
2 in or attend a school participating in the program under this section at any time
3 during the 2010-11 school year.

4 ***-1345/P5.4* SECTION 2582.** 119.23 (2) (b) of the statutes is repealed.

5 ***-1345/P5.5* SECTION 2583.** 119.23 (3) (a) of the statutes is amended to read:

6 119.23 (3) (a) The pupil or the pupil's parent or guardian shall submit an
7 application, on a form provided by the state superintendent, to the participating
8 private school that the pupil wishes to attend. Within 60 days after receiving the
9 application, the private school shall notify the applicant, in writing, whether the
10 application has been accepted. If the private school rejects an application, the notice
11 shall include the reason. The private school shall indicate in its letter of acceptance
12 the amount of the payment the parent or guardian of the pupil will receive under sub.
13 (4) and, if applicable, sub. (4m). A private school may reject an applicant only if it
14 has reached its maximum general capacity or seating capacity. The state
15 superintendent shall ensure that the private school determines which pupils to
16 accept on a random basis, except that the private school may give preference in
17 accepting applications to siblings of pupils accepted on a random basis.

18 ***-1345/P5.6* SECTION 2584.** 119.23 (3m) of the statutes is created to read:

19 119.23 (3m) (a) For a pupil who applies to attend a private school participating
20 in the program under this section under sub. (2) (a) 1., whose application is accepted
21 under sub. (3) (a), and who is a member of a family that has a total family income that
22 does not exceed an amount equal to 2.2 times the poverty level determined in
23 accordance with criteria established by the director of the federal office of
24 management and budget, the private school may not charge or receive any payment

1 for the pupil other than the payment the school receives under sub. (4) and, if
2 applicable, sub. (4m).

3 (b) 1. Except as provided in subd. 2., for a pupil who applies to attend a private
4 school participating in the program under this section under sub. (2) (a) 2. and whose
5 application is accepted under sub. (3) (a), the private school may, in addition to the
6 payment it receives for the pupil under sub. (4) and, if applicable, sub. (4m), charge
7 the pupil tuition and fees in an amount determined by the school.

8 2. The private school may not charge or receive any additional payment for a
9 pupil who applies to attend the private school under sub. (2) (a) 2. and whose
10 application is accepted under sub. (3) (a) if the pupil is a member of a family that has
11 a total family income that does not exceed an amount equal to 3.25 times the poverty
12 level determined in accordance with criteria established by the director of the federal
13 office of management and budget.

14 ***-1481/P1.3* SECTION 2585.** 119.23 (4) (bg) of the statutes is amended to read:

15 119.23 (4) (bg) In the ~~2009-10~~ 2011-12 and ~~2010-11~~ 2012-13 school years,
16 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
17 the private school during a school term, the state superintendent shall pay to the
18 parent or guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal
19 to the private school's operating and debt service cost per pupil that is related to
20 educational programming, as determined by the department, or \$6,442, whichever
21 is less.

22 ***-1246/P1.1* SECTION 2586.** 119.23 (5) of the statutes is renumbered 119.23
23 (5) (b).

24 ***-1246/P1.2* SECTION 2587.** 119.23 (5) (a) of the statutes is created to read:

1 119.23 (5) (a) A private school participating in the program under this section
2 shall immediately notify the department of a decision to cease educational
3 programming operations.

4 ***-1345/P5.7* SECTION 2588.** 119.23 (7) (d) 1. of the statutes is renumbered
5 119.23 (7) (d) 1. b. and amended to read:

6 119.23 (7) (d) 1. b. A copy of the school's current certificate of occupancy issued
7 by the ~~city~~ municipality within which the school is located. If the private school
8 moves to a new location, the private school shall submit a copy of the new certificate
9 of occupancy issued by the ~~city~~ municipality within which the school is located to the
10 department before the attendance of pupils at the new location and before the next
11 succeeding date specified in s. 121.05 (1) (a). A temporary certificate of occupancy
12 does not meet the requirement of this subdivision.

13 ***-1345/P5.8* SECTION 2589.** 119.23 (7) (d) 1. a. of the statutes is created to
14 read:

15 119.23 (7) (d) 1. a. In this subdivision, "municipality" has the meaning given
16 in s. 5.02 (11).

17 ***-0839/P1.1* SECTION 2590.** 119.23 (7) (e) 1. of the statutes is amended to read:

18 119.23 (7) (e) 1. ~~In the 2009-10 school year~~ Annually, each private school
19 participating in the program under this section shall administer a nationally normed
20 standardized test in reading, mathematics, and science to pupils attending the
21 school under the program in the 4th, 8th, and 10th grades. ~~Beginning in the 2010-11~~
22 ~~school year and annually thereafter, each private school participating in the program~~
23 ~~under this section shall administer the examinations required under s. 118.30 (1s)~~
24 ~~to pupils attending the school under the program.~~ The private school may administer
25 additional standardized tests to such pupils. Beginning in 2006 and annually

1 thereafter until 2011, the private school shall provide the scores of all standardized
2 tests and examinations that it administers under this subdivision to the School
3 Choice Demonstration Project.

4 ***-1183/P1.4* SECTION 2591.** 119.23 (7) (g) of the statutes is repealed.

5 ***-1246/P1.3* SECTION 2592.** 119.23 (7m) of the statutes is created to read:

6 119.23 (7m) (a) Evidence of any of the following circumstances may indicate
7 that a private school participating in the program under this section does not utilize
8 sound fiscal practices, is not financially viable, or does not have the financial ability
9 to continue educational programming operations:

10 1. The private school's budget and statement of cash flows reveal that the
11 private school has inadequate revenues and other financial resources to fund current
12 operations.

13 2. The audit opinion statement submitted by the private school as required
14 under sub. (7) (am) 1. contains a qualification as to the private school's ability to
15 continue as a going concern.

16 3. The private school failed to make a payment to a vendor for services provided
17 to the private school or to an employee or other individual for expenses incurred on
18 behalf of the private school within 90 days of receipt of invoice or payment request
19 or as per written agreement, or has failed to make payments to an employee
20 pursuant to a written document specifying compensation and dates for payment, as
21 indicated in a written communication from the vendor, employee, or other individual.

22 4. The private school failed to make a filing with or withholding payment to the
23 federal Internal Revenue Service, the Wisconsin department of revenue, or the
24 Wisconsin department of workforce development as indicated in a written
25 communication from one of these agencies.

1 5. An audit, required of the private school by a federal or state agency or local
2 governmental unit and provided to the department of public instruction in
3 compliance with reporting requirements promulgated by the department pursuant
4 to sub. (11), contained questioned costs or findings related to compliance that may
5 affect the private school's ability to continue.

6 6. The private school failed to refund to the department the amount of any
7 overpayment made to the private school under sub. (4) (b) or (bg) or (4m), or the
8 amount of any payment made to the private school for a pupil ineligible to attend the
9 private school under this section.

10 (b) If the department determines that any of the circumstances under par. (a)
11 applies to a private school, the private school shall, upon written request, provide to
12 the department any information required by the department, including an audit of
13 the private school's financial statements in accordance with generally accepted
14 accounting principles, to permit the department to determine whether the private
15 school is utilizing sound fiscal practices, is financially viable, or is financially able
16 to continue educational programming operations.

17 ***-1247/P1.1* SECTION 2593.** 119.23 (11) of the statutes is renumbered 119.23
18 (11) (intro.) and amended to read:

19 119.23 (11) The department shall ~~promulgate~~ do all of the following:

20 (a) Promulgate rules to implement and administer this section.

21 ***-1247/P1.2* SECTION 2594.** 119.23 (11) (b) of the statutes is created to read:

22 119.23 (11) (b) Notify each private school participating in the program under
23 this section and the parents and guardians of each pupil attending a private school
24 under this section of any proposed changes to the program or to administrative rules
25 governing the program, including changes to application or filing deadlines but not

1 including changes to provisions governing health or safety, prior to the beginning of
2 the school year in which the change takes effect.

3 ***-1213/1.40* SECTION 2595.** 119.245 of the statutes is repealed.

4 ***-1465/P4.881* *-0808/2.350* SECTION 2596.** 119.495 (2) of the statutes is
5 amended to read:

6 119.495 (2) The board shall include in its budget transmitted to the common
7 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
8 to be authorized in the budget for the ensuing year. The common council shall issue
9 the notes and levy a direct annual irrepealable tax sufficient to pay the principal and
10 interest on the notes as they become due. The common council may issue the notes
11 by private sale. The common council shall make every effort to involve a minority
12 investment firm certified under s. ~~560.036~~ 490.04 as managing underwriter of the
13 notes or to engage a minority financial adviser certified under s. ~~560.036~~ 490.04 to
14 advise the city regarding any public sale of the notes.

15 ***-1465/P4.882* *-0808/2.351* SECTION 2597.** 119.496 (2) of the statutes is
16 amended to read:

17 119.496 (2) The board shall include in its budget transmitted to the common
18 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
19 to be authorized in the budget for the ensuing year. The common council shall issue
20 the notes and levy a direct annual irrepealable tax sufficient to pay the principal and
21 interest on the notes as they become due. The common council may issue the notes
22 by private sale. The common council shall establish goals of involving minority
23 investment firms certified under s. ~~560.036~~ 490.04 as managing underwriters for at
24 least 50% of the total amount financed by the notes and of engaging a minority

1 financial adviser certified under s. ~~560.036~~ 490.04 to advise the city regarding any
2 public sale of the notes.

3 ***-1243/P1.1* SECTION 2598.** 120.12 (3) (a), (b) and (c) of the statutes are
4 amended to read:

5 120.12 (3) (a) ~~On~~ Annually on or before November 1, determine the amount
6 necessary to be raised to operate and maintain the schools of the school district and
7 public library facilities operated by the school district under s. 43.52, if the annual
8 meeting has not voted a tax sufficient for such purposes for the school year. ~~On~~
9 Annually on or before November 6, or, in those years in which a November general
10 election is held, the 7th calendar day after the day of the general election, the school
11 district clerk shall certify the appropriate amount so determined to each appropriate
12 municipal clerk who shall assess the amount certified and enter it on the tax rolls
13 as other school district taxes are assessed and entered.

14 (b) If a tax sufficient to operate and maintain the schools of a school district for
15 the ensuing school year has not been determined, certified and levied prior to the
16 effective date of school district reorganization under ch. 117 affecting any territory
17 of the school district, the school board of the affected school district shall determine,
18 on or before the November 1 following the effective date of the reorganization, the
19 amount of deficiency in operation and maintenance funds on the effective date of the
20 reorganization which should have been paid by the property in the affected school
21 district if the tax had been determined, certified and assessed prior to the effective
22 date of the reorganization. On or before November 6, or, in those years in which a
23 November general election is held, the 7th calendar day after the day of the general
24 election, the school district clerk shall certify the appropriate amount to each
25 appropriate municipal clerk who shall assess, enter and collect the amount as a

1 special tax on the property. This paragraph does not affect the apportionment of
2 assets and liabilities under s. 66.0235.

3 (c) If on or before November 1 the school board determines that the annual
4 meeting has voted a tax greater than that needed to operate the schools of the school
5 district for the school year, the school board may lower the tax voted by the annual
6 meeting. On or before November 6, or, in those years in which a November general
7 election is held, the 7th calendar day after the day of the general election, the school
8 district clerk shall certify the appropriate amount so determined to each appropriate
9 municipal clerk who shall assess the amount certified to him or her and enter it on
10 the tax rolls in lieu of the amount previously reported.

11 ***-0841/P2.5* SECTION 2599.** 120.12 (15) of the statutes is amended to read:

12 120.12 (15) SCHOOL HOURS. Establish rules scheduling the hours of a normal
13 school day. The school board may differentiate between the various elementary and
14 high school grades in scheduling the school day. ~~The equivalent of 180 such days, as~~
15 ~~defined in s. 115.01 (10), shall be held during the school term.~~ This subsection shall
16 not be construed to eliminate a school district's duty to bargain with the employee's
17 collective bargaining representative over any calendaring proposal which is
18 primarily related to wages, hours, and conditions of employment.

19 ***-0841/P2.14* SECTION 2600.** 120.12 (27) (a) and (b) of the statutes are
20 amended to read:

21 120.12 (27) (a) Within 24 hours of a school being closed for a reason specified
22 in s. 115.01 (10) (a) ~~2. or 3.~~ or (b) or by the department of health services under s.
23 252.02 (3), notify the department. The notice shall include the reason for the closure.

24 (b) Within 24 hours of reopening a school that was closed for a reason specified
25 in s. 115.01 (10) (a) ~~2. or 3.~~ or (b) or by the department of health services under s.

1 252.02 (3), notify the department that the school has reopened. In the notice, the
2 school board shall include the number of days the school was closed.

3 ***-1258/2.5* SECTION 2601.** 120.13 (2) (g) of the statutes is amended to read:

4 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
5 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),
6 632.798, 632.85, 632.853, 632.855, 632.87 (4), (5), and (6), 632.885, 632.89, 632.895
7 (9) to (17) (16m), 632.896, and 767.513 (4).

8 ***-1243/P1.2* SECTION 2602.** 120.17 (8) (a) of the statutes is amended to read:

9 120.17 (8) (a) Annually on or before November 6, or, in those years in which a
10 November general election is held, the 7th calendar day after the day of the general
11 election, deliver to the clerk of each municipality having territory within the school
12 district a certified statement showing that proportion of the amount of taxes voted
13 and not before reported, and that proportion of the amount of tax to be collected in
14 such year, if any, for the annual payment of any loan to be assessed on that part of
15 the school district territory lying within the municipality. Such proportion shall be
16 determined from the full values certified to the school district clerk under s. 121.06
17 (2).

18 ***-0841/P2.6* SECTION 2603.** 121.004 (7) (c) 1. b. of the statutes is amended to
19 read:

20 121.004 (7) (c) 1. b. A pupil enrolled in a 5-year-old kindergarten program
21 requiring full-day attendance for less than 5 days a week for an entire school year
22 term shall be counted as the result obtained by multiplying the number of hours in
23 each day in which the pupil is enrolled by the total number of days for which the pupil
24 is enrolled, and dividing the result by the ~~product of the~~ total number of hours of

SECTION 2603

1 attendance ~~per day~~ required of first grade pupils in the school district ~~multiplied by~~
2 180.

3 ***-0841/P2.7* SECTION 2604.** 121.004 (7) (cm) of the statutes is amended to
4 read:

5 121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program,
6 including a 4-year-old kindergarten program being phased in under s. 118.14 (3) (b),
7 that provides the required number of hours of direct pupil instruction under s. 121.02
8 (1) (f) 2. shall be counted as 0.6 pupil if the program annually provides at least 87.5
9 additional hours of outreach activities.

10 ***-0841/P2.8* SECTION 2605.** 121.006 (2) (a) of the statutes is renumbered
11 121.006 (2) (a) (intro.) and amended to read:

12 121.006 (2) (a) (intro.) Hold school for ~~at least 180 days each year~~ the minimum
13 number of hours of direct pupil instruction required for the grade in which a pupil
14 is enrolled as specified in s. 121.02 (1) (f), less any days of the following:

15 1. Hours during which the state superintendent determines that school is not
16 held or educational standards are not maintained as the result of a strike by school
17 district employees, ~~the days to be computed in accordance with s. 115.01 (10).~~

18 ***-0841/P2.9* SECTION 2606.** 121.006 (2) (a) 2. of the statutes is created to read:

19 121.006 (2) (a) 2. Hours during which school is closed by order of the school
20 district administrator because of inclement weather and hours during which
21 parent-teacher conferences are held, not to exceed 35 hours during the school term.

22 ***-0841/P2.10* SECTION 2607.** 121.006 (2) (a) 3. of the statutes is created to
23 read:

24 121.006 (2) (a) 3. Hours during which school is closed by order of a local health
25 officer, as defined in s. 250.01 (5), or the department of health services.

1 ***-0841/P2.11* SECTION 2608.** 121.006 (2) (a) 4. of the statutes is created to
2 read:

3 121.006 (2) (a) 4. Hours during which school is closed by order of the school
4 district administrator because of a threat to the health or safety of pupils or school
5 personnel, but not including inclement weather, unless the school board determines
6 that the hours will not count as hours of direct pupil instruction for purposes of s.
7 121.02 (1) (f).

 ***NOTE: As amended by this draft, s. 121.006 (2) (a) requires the school board to hold school for the minimum hours of direct pupil instruction required under s. 121.02 (1) (f), but allows to school board to reduce from the required hours of instruction certain hours during which school is not taught. For additional discussion of changes to s. 121.006 (2) (a), please see ***NOTE accompanying treatment of s. 115.01 (10).

8 ***-1213/1.41* SECTION 2609.** 121.007 of the statutes is amended to read:

9 **121.007 Use of state aid; exemption from execution.** All moneys paid to
10 a school district under s. 20.255 (2) (ac), ~~(be)~~, (cg), and (cr), shall be used by the school
11 district solely for the purposes for which paid. Such moneys are exempt from
12 execution, attachment, garnishment, or other process in favor of creditors, except as
13 to claims for salaries or wages of teachers and other school employees and as to
14 claims for school materials, supplies, fuel, and current repairs.

15 ***-1189/1.3* SECTION 2610.** 121.02 (1) (a) 2. of the statutes is amended to read:

16 121.02 (1) (a) 2. Subject to s. 118.40 (2r) (d) 1. and (8) (b) 2., ensure that all
17 instructional staff of charter schools located in the school district hold a license or
18 permit to teach issued by the department. For purposes of this subdivision, a virtual
19 charter school is located in the school district specified in s. 118.40 (8) (a) and a
20 charter school established under s. 118.40 (3) (c) 1. c. is located in the school district
21 specified in s. 118.40 (3) (c) 1. c. The state superintendent shall promulgate rules
22 defining "instructional staff" for purposes of this subdivision.

1 *-0841/P2.12* SECTION 2611. 121.02 (1) (f) 1. of the statutes is repealed.

2 *-0841/P2.13* SECTION 2612. 121.02 (1) (f) 2. of the statutes is renumbered
3 121.02 (1) (f) and amended to read:

4 121.02 (1) (f) Annually, schedule at least 437 hours of direct pupil instruction
5 in kindergarten, at least 1,050 hours of direct pupil instruction in grades 1 to 6 and
6 at least 1,137 hours of direct pupil instruction in grades 7 to 12, or the number of
7 hours of direct pupil instruction the school board scheduled during the 2010-11
8 school year, whichever is greater. Scheduled hours under this ~~subdivision~~ paragraph
9 include recess and time for pupils to transfer between classes but do not include the
10 lunch period. Scheduled hours under this paragraph may include up to 35 hours on
11 Saturdays. A school board operating a 4-year-old kindergarten program may use
12 up to 87.5 of the scheduled hours for outreach activities.

 ****NOTE: The substantive changes to this paragraph are taken from 2009
Assembly Bill 200. Note that the material related to scheduled hours on Saturdays is
transferred from s. 115.01 (10) (b). Please see the ****NOTE accompanying treatment of
s. 115.01 (10). Are you comfortable with these changes?

13 *-1213/1.42* SECTION 2613. 121.02 (1) (n) of the statutes is repealed.

14 *-0852/1.1* SECTION 2614. 121.08 (4) (a) 1. of the statutes is amended to read:

15 121.08 (4) (a) 1. ~~In the 2009-10 and 2010-11 school year, add~~ Add the amounts
16 paid under s. 118.40 (2r) in the current school year, ~~and in the 2011-12 school year~~
17 ~~and each school year thereafter, add the amounts paid under s. 118.40 (2r) in the~~
18 ~~2010-11 school year.~~

19 *-0841/P2.15* SECTION 2615. 121.23 (2) (intro.) of the statutes is amended to
20 read:

21 121.23 (2) (intro.) If a school district ~~holds less than 180 days of school~~ fails to
22 provide the number of hours of direct pupil instruction specified under s. 121.02 (1)
23 (f) 2. as the result of a strike by school district employees, for the purposes of

1 computing general aid, the state superintendent shall compute the school district's
2 primary and secondary ceiling costs per member in accordance with the procedure
3 specified in pars. (a) to (e). In making the calculation, the state superintendent shall:

****NOTE: Section 121.23 (2) governs the calculation of general aid for a school district that holds school for less than 180 days as a result of a strike by school district employees. I substituted hours of instruction for the 180 days requirement. Was that your intent?

4 ***-1242/P1.1* SECTION 2616.** 121.55 (3) (b) of the statutes is amended to read:

5 121.55 (3) (b) Except as provided in par. (c), if 2 or more pupils reside in the
6 same household and attend the same private school, the contract under par. (a) may,
7 at the discretion of the school board ~~of the school district operating under ch. 119,~~
8 provide for a total annual payment for all such pupils of not less than \$5 times the
9 distance in miles between the pupils' residence and the private school they attend,
10 or the school district's average cost per pupil for bus transportation in the previous
11 year exclusive of transportation for kindergarten pupils during the noon hour and
12 for pupils with disabilities, whichever is greater.

13 ***-0836/P5.1* SECTION 2617.** 121.905 (1) of the statutes is amended to read:

14 121.905 (1) In this section, "revenue ceiling" means ~~\$9,000 in the 2009-10~~
15 ~~school year and in the 2010-11 school year and \$9,800~~ \$8,900 in the 2011-12 school
16 year and in any subsequent school year.

17 ***-0836/P5.2* SECTION 2618.** 121.905 (3) (c) 3r. of the statutes is repealed.

18 ***-0836/P5.3* SECTION 2619.** 121.905 (3) (c) 4. of the statutes is repealed.

19 ***-0836/P5.4* SECTION 2620.** 121.91 (2m) (e) (intro.) of the statutes is amended
20 to read:

21 121.91 (2m) (e) (intro.) Except as provided in subs. (3), and (4), ~~and~~ (8), no
22 school district may increase its revenues for the 2008-09 school year to an amount
23 that exceeds the amount calculated as follows:

1 ***-0836/P5.5* SECTION 2621.** 121.91 (2m) (f) (intro.) of the statutes is amended
2 to read:

3 121.91 (2m) (f) (intro.) Except as provided in subs. (3), and (4), ~~and (8)~~, no school
4 district may increase its revenues for the 2009-10 school year or for the 2010-11
5 school year to an amount that exceeds the amount calculated as follows:

6 ***-0836/P5.6* SECTION 2622.** 121.91 (2m) (g) (intro.) of the statutes is amended
7 to read:

8 121.91 (2m) (g) (intro.) Except as provided in subs. (3), and (4), ~~and (8)~~, no
9 school district may increase its revenues for the 2011-12 school year to an amount
10 that exceeds the amount calculated as follows:

11 ***-0836/P5.7* SECTION 2623.** 121.91 (2m) (g) 2. of the statutes is repealed.

12 ***-0836/P5.8* SECTION 2624.** 121.91 (2m) (g) 3. of the statutes is amended to
13 read:

14 121.91 (2m) (g) 3. Multiply the result under subd. 2. 1. by the average of the
15 number of pupils enrolled in the current and the 2 preceding school years.

16 ***-0836/P5.9* SECTION 2625.** 121.91 (2m) (g) 4. of the statutes is created to
17 read:

18 121.91 (2m) (g) 4. Multiply the result under subd. 3. by 0.055.

19 ***-0836/P5.10* SECTION 2626.** 121.91 (2m) (g) 5. of the statutes is created to
20 read:

21 121.91 (2m) (g) 5. Subtract the product under subd. 4. from the result under
22 subd. 3.

23 ***-0836/P5.11* SECTION 2627.** 121.91 (2m) (h) (intro.) of the statutes is
24 amended to read:

1 121.91 (2m) (h) (intro.) Except as provided in subs. (3), and (4), ~~and~~ (8), no
2 school district may increase its revenues for the 2012-13 school year ~~or for any school~~
3 ~~year thereafter~~ to an amount that exceeds the amount calculated as follows:

4 ***-0836/P5.12*** SECTION 2628. 121.91 (2m) (h) 2. of the statutes is repealed.

5 ***-0836/P5.13*** SECTION 2629. 121.91 (2m) (h) 3. of the statutes is repealed.

6 ***-0836/P5.14*** SECTION 2630. 121.91 (2m) (h) 4. of the statutes is amended to
7 read:

8 121.91 (2m) (h) 4. Multiply the result under subd. ~~3.~~ 1. by the average of the
9 number of pupils enrolled in the current and the 2 preceding school years.

10 ***-0836/P5.15*** SECTION 2631. 121.91 (2m) (r) 1. b. of the statutes is repealed.

11 ***-0836/P5.16*** SECTION 2632. 121.91 (2m) (r) 1. c. of the statutes is amended
12 to read:

13 121.91 (2m) (r) 1. c. Multiply the result under subd. 1. ~~b.~~ a. by the number of
14 pupils who in the previous school year were enrolled in a school district from which
15 territory was detached to create the new school district and who resided in the
16 detached territory, or by the number of pupils enrolled in the new school district in
17 the current school year, whichever is greater.

18 ***-0836/P5.17*** SECTION 2633. 121.91 (2m) (r) 1. d. of the statutes is created to
19 read:

20 121.91 (2m) (r) 1. d. In the 2011-12 school year, multiply the result under subd.
21 1. c. by 0.055. In the 2012-13 school year, multiply the result under subd. 1. c. by 1.0.

22 ***-0836/P5.18*** SECTION 2634. 121.91 (2m) (r) 1. e. of the statutes is created to
23 read:

24 121.91 (2m) (r) 1. e. Subtract the product of subd. 1. d. from the result under
25 subd. 1. c.

SECTION 2635

1 ***-0836/P5.19* SECTION 2635.** 121.91 (2m) (s) 1. b. of the statutes is repealed.

2 ***-0836/P5.20* SECTION 2636.** 121.91 (2m) (s) 1. c. of the statutes is amended
3 to read:

4 121.91 (2m) (s) 1. c. Multiply the result under subd. 1. ~~b.~~ a. by the number of
5 pupils who in the previous school year were enrolled in the school district and who
6 did not reside in the detached territory, or by the number of pupils enrolled in the
7 school district in the current school year, whichever is greater.

8 ***-0836/P5.21* SECTION 2637.** 121.91 (2m) (s) 1. d. of the statutes is created to
9 read:

10 121.91 (2m) (s) 1. d. In the 2011-12 school year, multiply the result under subd.
11 1. c. by 0.055. In the 2012-13 school year, multiply the result under subd. 1. c. by 1.0.

12 ***-0836/P5.22* SECTION 2638.** 121.91 (2m) (s) 1. e. of the statutes is created to
13 read:

14 121.91 (2m) (s) 1. e. Subtract the product of subd. 1. d. from the result under
15 subd. 1. c.

16 ***-0836/P5.23* SECTION 2639.** 121.91 (2m) (t) 1. (intro.) of the statutes is
17 amended to read:

18 121.91 (2m) (t) 1. (intro.) If 2 or more school districts are consolidated under
19 s. 117.08 or 117.09, except as follows, in the 2011-12 school year, the consolidated
20 school district's revenue limit shall be determined as provided under par. (e) except
21 as follows (g) and in the 2012-13 school year, the consolidated school district's
22 revenue limit shall be determined as provided under par. (h):

23 ***-0836/P5.24* SECTION 2640.** 121.91 (4) (d) of the statutes is repealed.

24 ***-0844/P2.1* SECTION 2641.** 121.91 (4) (L) of the statutes is repealed.

25 ***-0844/P2.2* SECTION 2642.** 121.91 (4) (m) of the statutes is repealed.

1 ***-0844/P2.3* SECTION 2643.** 121.91 (4) (n) of the statutes is repealed.

2 ***-0855/3.24* SECTION 2644.** 121.91 (4) (p) of the statutes is created to read:

3 121.91 (4) (p) The limit otherwise applicable to a school district under sub. (2m)
4 in any school year is increased by the amount of any reduction to that school district's
5 state aid payment made under s. 118.51 (16) (b) 2. and (c) in the previous school year
6 for a pupil who was not included in the calculation of the number of pupils enrolled
7 in that school district in the previous school year.

8 ***-0836/P5.25* SECTION 2645.** 121.91 (7) of the statutes is amended to read:

9 121.91 (7) Except as provided in sub. (4) (f) 2. and (L) to (o) ~~and (8)~~, if an excess
10 revenue is approved under sub. (3) for a recurring purpose or allowed under sub. (4),
11 the excess revenue shall be included in the base for determining the limit for the next
12 school year for purposes of this section. If an excess revenue is approved under sub.
13 (3) for a nonrecurring purpose, the excess revenue shall not be included in the base
14 for determining the limit for the next school year for purposes of this section.

 ****NOTE: This is reconciled s. 121.91 (7). This SECTION has been affected by the
following draft: LRB-0844/P1.

15 ***-0836/P5.26* SECTION 2646.** 121.91 (8) of the statutes is repealed.

16 ***-1187/P5.435* SECTION 2647.** 125.02 (3m) of the statutes is amended to read:

17 125.02 (3m) "Campus" has the meaning given under s. 36.05 (3) and s. 37.01
18 (4).

19 ***-0721/7.3* SECTION 2648.** 132.001 (1m) of the statutes is created to read:

20 132.001 (1m) "Department" means the department of financial institutions.

21 ***-0721/7.4* SECTION 2649.** 132.01 (1) of the statutes is amended to read:

22 132.01 (1) Any person, firm, partnership, corporation, association, or union of
23 workingmen, which has heretofore adopted or used or shall hereafter adopt or use

1 any mark for the purpose of designating, making known, or distinguishing any
2 goods, wares, merchandise, service, business, or other product of labor or
3 manufacture as having been made, manufactured, produced, prepared, packed, or
4 put on sale by such person, firm, partnership, corporation, association, or union of
5 workingmen, or by a member or members thereof, he, she, or they, if residents of this
6 or any other state of the United States, and such foreign corporations as may have
7 been duly licensed to transact business in the state of Wisconsin, may file an original,
8 a copy, or photographs, or cuts with specifications of the same for record ~~in the office~~
9 ~~of the secretary of state~~ with the department, by leaving 2 such originals, copies,
10 photographs, or cuts with specifications, the same being counterparts, facsimiles, or
11 drawings thereof, with ~~said secretary~~ the department and by filing therewith a
12 sworn statement, in such form as may be prescribed by the ~~secretary of state~~
13 department, specifying the name of the person, firm, partnership, corporation,
14 association, or union of workingmen, on whose behalf such mark is to be filed, the
15 class of merchandise and a separate description of the goods to which the same has
16 been or is intended to be appropriated, the residence, location, or place of business
17 of such party, that the party, on whose behalf such mark is to be filed, has the right
18 to the use of the same, and that no other person, or persons, firm, partnership,
19 corporation, association, or union of workingmen has such right either in the
20 identical form or in any such near resemblance thereto as may be calculated to
21 deceive, and that the originals, copies, photographs, or cuts, counterparts,
22 facsimiles, or drawings filed therewith are correct.

23 *~~0721/7.5~~* SECTION 2650. 132.01 (3) of the statutes is amended to read:

24 132.01 (3) For an original or renewal registration, or the recording of an
25 assignment, there shall be paid to the ~~secretary of state~~ department the fee of \$15.

1 ***-0721/7.6* SECTION 2651.** 132.01 (5) of the statutes is amended to read:

2 132.01 (5) The ~~secretary of state~~ department may not register any mark which
3 consists of or comprises a replica or simulation of the flag, coat of arms, or insignia
4 of the United States of America, or of any state or municipality or any foreign nation.

5 ***-0721/7.7* SECTION 2652.** 132.01 (6) of the statutes is amended to read:

6 132.01 (6) (a) A registration recorded or renewed under this section or s. 132.04
7 or 132.11 before May 1, 1990, is effective for 20 years. A registration may be renewed
8 on or after May 1, 1990, for 10-year periods upon application to the ~~secretary of state~~
9 department and payment of the same fee required for a registration. Application for
10 renewal shall be made within 6 months before the expiration of the 20-year
11 registration period or 10-year renewal period specified in this paragraph.

12 (b) A registration recorded under this section or s. 132.04 or 132.11 on or after
13 May 1, 1990, is effective for 10 years. A registration may be renewed for 10-year
14 periods upon application to the ~~secretary of state~~ department and payment of the
15 same fee required for a registration. Application for renewal shall be made within
16 6 months before the expiration of the 10-year period specified in this paragraph.

17 ***-0721/7.8* SECTION 2653.** 132.01 (7) (intro.) of the statutes is amended to
18 read:

19 132.01 (7) (intro.) The ~~secretary of state~~ department shall do all of the
20 following:

21 ***-0721/7.9* SECTION 2654.** 132.01 (7) (b) of the statutes is amended to read:

22 132.01 (7) (b) Cancel from his or her register a registration of a mark under this
23 section upon the request of the registrant of the mark. The ~~secretary of state~~
24 department may not charge a fee for canceling a registration under this paragraph.

25 ***-0721/7.10* SECTION 2655.** 132.01 (8) of the statutes is amended to read:

1 132.01 (8) Any person, firm, partnership, corporation, association or union who
2 claims a right to the use of subject matter conflicting with any registration by another
3 may bring action against such other in the circuit court for the county in which such
4 other resides, or in the circuit court for Dane County, and in any such action the right
5 to the use and registration of such subject matter shall be determined as between the
6 parties, and registration shall be granted or withheld or canceled by the ~~secretary~~
7 ~~of state~~ department in accordance with the final judgment in any such action.
8 Nonuser for a period of at least 2 years continuing to the date of commencement of
9 any action in which abandonment is in issue shall be prima facie evidence of
10 abandonment to the extent of such nonuser.

11 *~~-0721/7.11~~* SECTION 2656. 132.01 (9) of the statutes is amended to read:

12 132.01 (9) Title to any registration hereunder shall pass to any person, firm or
13 corporation succeeding to the registrant's business to which such registration
14 pertains. Written assignments of any such registration from a registrant to such a
15 successor may be filed with and shall be recorded by the ~~secretary of state~~
16 department upon payment of the fee specified in sub. (3). When such assignment is
17 recorded, a new registration shall be entered in the name of the assignee, and on such
18 registration and any subsequent certificates or registration of an assigned
19 registration the ~~secretary of state~~ department shall show the previous ownership
20 and dates of assignment thereof.

21 *~~-0721/7.12~~* SECTION 2657. 132.031 of the statutes is amended to read:

22 **132.031 Certificate; evidence.** The ~~secretary of state~~ department shall
23 deliver to the person, corporation, association or union so filing or causing to be filed
24 any such mark, or any assignment of such subject matter previously registered, or
25 to any person, corporation, association or union renewing a registration, as many

1 duly attested certificates of the registration or renewal of the same as may be desired.
2 Any such certificate shall, in all suits and prosecutions arising out of or depending
3 upon any rights claimed under such mark, be prima facie evidence of the adoption
4 thereof and of the facts prerequisite to registrations thereof as required by s. 132.01.

5 ***-0721/7.13* SECTION 2658.** 132.04 (1) of the statutes is amended to read:

6 132.04 (1) Any person who is the owner of cans, tubs, firkins, boxes, bottles,
7 casks, barrels, kegs, cartons, tanks, fountains, vessels or containers with his or her
8 names, brands, designs, trademarks, devices or other marks of ownership stamped,
9 impressed, labeled, blown in or otherwise marked thereon, may file with the
10 ~~secretary of state~~ department and record with the register of deeds of any county in
11 which the person has his or her principal place of business, a written statement or
12 description verified by affidavit of the owner or his or her agent, of the names, brands,
13 designs, trademarks, devices or other marks of ownership used by him or her, and
14 of the articles upon which they are used, or if the principal place of business is outside
15 the state, then a written statement or verified description may be recorded with the
16 register of deeds of any county. The statement shall be published as a class 3 notice,
17 under ch. 985, in the county, and a copy of the publication, proved as provided in s.
18 985.12, shall also be filed with the ~~secretary of state~~ department and recorded with
19 the register of deeds.

20 ***-0721/7.14* SECTION 2659.** 132.04 (2) of the statutes is amended to read:

21 132.04 (2) All such written statements or descriptions and all such certificates
22 of publication so filed or recorded shall be subject at all reasonable hours to public
23 inspection. The ~~secretary of state~~ department and the register of deeds shall deliver
24 to all applicants certified copies of all such written statements or descriptions or
25 names, brands, designs, trademarks, devices, or other marks of ownership and of all

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1 certificates of publication filed or recorded with them and such certified copies shall
2 be admissible in evidence in all prosecutions under ss. 132.04 to 132.08, and shall be
3 prima facie evidence that this section has been complied with, and of the title of the
4 owner named therein to the property upon which the name, brand, design,
5 trademark, device, or other marks of ownership of the owner appear as described
6 therein.

7 ***-0721/7.15* SECTION 2660.** 132.04 (3) of the statutes is amended to read:

8 132.04 (3) The ~~secretary of state~~ department shall receive a fee of \$15 and the
9 register of deeds shall receive the fee specified in s. 59.43 (2) (ag) or (e) for each
10 statement and certificate of publication filed or recorded and shall also receive the
11 fee specified in s. 59.43 (2) (b) for each certified copy of such statement and certificate
12 of publication, to be paid for by the person filing, recording or applying for the same.

13 ***-0721/7.16* SECTION 2661.** 132.04 (4) of the statutes is amended to read:

14 132.04 (4) (a) The ~~secretary of state~~ department and register of deeds shall
15 cancel a statement or description under this section upon the request of the person
16 named in the records of the ~~secretary of state~~ department or register of deeds as the
17 owner of marks of ownership described in the statement or description.

18 (b) The ~~secretary of state~~ department and register of deeds may not charge a
19 fee for canceling a statement or description under par. (a).

20 ***-0721/7.17* SECTION 2662.** 132.11 (1) (intro.) of the statutes is amended to
21 read:

22 132.11 (1) (intro.) The ~~secretary of state~~ department shall do all of the
23 following:

24 ***-0721/7.18* SECTION 2663.** 132.11 (1) (c) of the statutes is amended to read:

1 132.11 (1) (c) Cancel the description of a name, brand or trademark recorded
2 under par. (a) upon the request of the person, firm or corporation named in the
3 records of the ~~secretary of state~~ department as the owner of the name, brand or
4 trademark. The ~~secretary of state~~ department may not charge a fee for canceling a
5 description under this paragraph.

6 ***-0721/7.19* SECTION 2664.** 132.16 (1m) of the statutes is amended to read:

7 132.16 (1m) Any organization may register, ~~in the office of the secretary of~~
8 ~~state,~~ with the department a facsimile, duplicate, or description of any of the
9 organization's identifying information and may, by reregistration, alter or cancel the
10 organization's identifying information.

11 ***-0721/7.20* SECTION 2665.** 132.16 (2) of the statutes is amended to read:

12 132.16 (2) Application for registration or reregistration under sub. (1m) shall
13 be made by the organization's chief officer or officers upon forms provided by the
14 ~~secretary of state~~ department. The registration shall be for the use, benefit, and on
15 behalf of the organization and the organization's current and future individual
16 members throughout this state.

17 ***-0721/7.21* SECTION 2666.** 132.16 (3) of the statutes is amended to read:

18 132.16 (3) The ~~secretary of state~~ department shall keep a properly indexed file
19 of all registrations under this section, which shall also show any alterations or
20 cancelations by reregistration.

21 ***-0721/7.22* SECTION 2667.** 132.16 (5) of the statutes is amended to read:

22 132.16 (5) Upon granting registration under this section, the ~~secretary of state~~
23 department shall issue ~~his or her~~ a certificate to the petitioners, setting forth the fact
24 of the registration.

25 ***-0721/7.23* SECTION 2668.** 132.16 (6) of the statutes is amended to read:

1 132.16 (6) The fees of the ~~secretary of state~~ department for registration or
2 reregistration under this section, searches made by the ~~secretary of state~~
3 department, and certificates issued by the ~~secretary of state~~ department under this
4 section, shall be the same as provided by law for similar services. The fees collected
5 under this section shall be paid by the ~~secretary of state~~ department into the state
6 treasury.

7 ***-0721/7.24* SECTION 2669.** 137.01 (1) (a) of the statutes is amended to read:

8 137.01 (1) (a) The governor shall appoint notaries public who shall be United
9 States residents and at least 18 years of age. Applicants who are not attorneys shall
10 file an application with the ~~secretary of state~~ department of financial institutions
11 and pay a \$20 fee.

12 ***-0721/7.25* SECTION 2670.** 137.01 (1) (b) of the statutes is amended to read:

13 137.01 (1) (b) The secretary of state financial institutions shall satisfy himself
14 or herself that the applicant has the equivalent of an 8th grade education, is familiar
15 with the duties and responsibilities of a notary public and, subject to ss. 111.321,
16 111.322 and 111.335, does not have an arrest or conviction record.

17 ***-0721/7.26* SECTION 2671.** 137.01 (1) (d) of the statutes is amended to read:

18 137.01 (1) (d) Qualified applicants shall be notified by the ~~secretary of state~~
19 department of financial institutions to take and file the official oath and execute and
20 file an official bond in the sum of \$500, with a surety executed by a surety company
21 and approved by the secretary of state financial institutions.

22 ***-0721/7.27* SECTION 2672.** 137.01 (1) (e) of the statutes is amended to read:

23 137.01 (1) (e) The qualified applicant shall file his or her signature, post-office
24 address and an impression of his or her official seal, or imprint of his or her official
25 rubber stamp with the ~~secretary of state~~ department of financial institutions.

1 ***-0721/7.28* SECTION 2673.** 137.01 (1) (g) of the statutes is amended to read:

2 137.01 (1) (g) At least 30 days before the expiration of a commission the
3 ~~secretary of state~~ department of financial institutions shall mail notice of the
4 expiration date to the holder of a commission.

5 ***-0721/7.29* SECTION 2674.** 137.01 (2) (a) of the statutes is amended to read:

6 137.01 (2) (a) Except as provided in par. (am), any United States resident who
7 is licensed to practice law in this state is entitled to a permanent commission as a
8 notary public upon application to the ~~secretary of state~~ department of financial
9 institutions and payment of a \$50 fee. The application shall include a certificate of
10 good standing from the supreme court, the signature and post-office address of the
11 applicant and an impression of the applicant's official seal, or imprint of the
12 applicant's official rubber stamp.

13 ***-0721/7.30* SECTION 2675.** 137.01 (2) (am) of the statutes is amended to read:

14 137.01 (2) (am) If a United States resident has his or her license to practice law
15 in this state suspended or revoked, upon reinstatement of his or her license to
16 practice law in this state, the person may be entitled to receive a certificate of
17 appointment as a notary public for a term of 4 years. An eligible notary appointed
18 under this paragraph is entitled to reappointment for 4-year increments. At least
19 30 days before the expiration of a commission under this paragraph the ~~secretary of~~
20 ~~state~~ department of financial institutions shall mail notice of the expiration date to
21 the holder of the commission.

22 ***-0721/7.31* SECTION 2676.** 137.01 (2) (b) of the statutes is amended to read:

23 137.01 (2) (b) The secretary of state financial institutions shall issue a
24 certificate of appointment as a notary public to persons who qualify under the

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1 requirements of this subsection. The certificate shall state that the notary
2 commission is permanent or is for 4 years.

3 ***-0721/7.32* SECTION 2677.** 137.01 (2) (c) of the statutes is amended to read:

4 137.01 (2) (c) The supreme court shall file with the ~~secretary of state~~
5 department of financial institutions notice of the surrender, suspension or revocation
6 of the license to practice law of any attorney who holds a permanent commission as
7 a notary public. Such notice shall be deemed a revocation of said commission.

8 ***-0721/7.33* SECTION 2678.** 137.01 (6) (a) of the statutes is amended to read:

9 137.01 (6) (a) The secretary of state financial institutions may certify to the
10 official qualifications of any notary public and to the genuineness of the notary
11 public's signature and seal or rubber stamp.

12 ***-0721/7.34* SECTION 2679.** 137.01 (6m) of the statutes is amended to read:

13 137.01 (6m) CHANGE OF RESIDENCE. A notary public does not vacate his or her
14 office by reason of his or her change of residence within the United States. Written
15 notice of any change of address shall be given to the ~~secretary of state~~ department
16 of financial institutions within 10 days of the change.

17 ***-0721/7.35* SECTION 2680.** 137.01 (7) of the statutes is amended to read:

18 137.01 (7) OFFICIAL RECORDS TO BE FILED. When any notary public ceases to hold
19 office, the notary public, or in case of the notary public's death the notary public's
20 personal representative, shall deposit the notary public's official records and papers
21 ~~in the office of the secretary of state~~ with the department of financial institutions.

22 If the notary or personal representative, after the records and papers come to his or
23 her hands, neglects for 3 months to deposit them, he or she shall forfeit not less than
24 \$50 nor more than \$500. If any person knowingly destroys, defaces, or conceals any
25 records or papers of any notary public, the person shall forfeit not less than \$50 nor

1 more than \$500, and shall be liable for all damages resulting to the party injured.
2 The ~~secretary of state~~ department of financial institutions shall receive and safely
3 keep all such papers and records.

4 ***-1465/P4.883* *-0808/2.352* SECTION 2681.** 145.01 (4) of the statutes is
5 amended to read:

6 145.01 (4) DEPARTMENT. "Department" means the department of ~~commerce~~
7 safety and professional services.

8 ***-1465/P4.884* *-0808/2.353* SECTION 2682.** 145.02 (4) (a) of the statutes is
9 amended to read:

10 145.02 (4) (a) The department shall prescribe rules as to the qualifications,
11 examination and licensing of master and journeyman plumbers and restricted
12 plumber licensees, for the licensing of utility contractors, for the registration of
13 plumbing apprentices and pipe layers and for the registration and training of
14 registered learners. The plumbers council, created under s. ~~15.157 (6)~~ 15.407 (16),
15 shall advise the department in formulating the rules.

16 ***-1465/P4.885* *-0808/2.354* SECTION 2683.** 145.17 (2) of the statutes is
17 amended to read:

18 145.17 (2) The department shall prescribe rules as to the qualifications,
19 examination and licensing of journeymen automatic fire sprinkler system fitters and
20 automatic fire sprinkler contractors and for the registration and training of
21 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
22 contractors and journeymen council, created under s. ~~15.157 (9)~~ 15.407 (17), shall
23 advise the department in formulating the rules.

24 ***-1465/P4.886* *-0808/2.355* SECTION 2684.** 145.20 (5) (c) of the statutes is
25 amended to read:

1 145.20 (5) (c) The department of natural resources may suspend or revoke a
2 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
3 operator of a septage servicing vehicle if the department of natural resources finds
4 that the licensee or operator falsified information on inspection forms. The
5 department of ~~commerce~~ safety and professional services may suspend or revoke the
6 license of a plumber licensed under this chapter if the department finds that the
7 plumber falsified information on inspection forms.

8 ***-1465/P4.887*** ***-0808/2.356*** SECTION 2685. 145.245 (12m) (e) of the
9 statutes is amended to read:

10 145.245 (12m) (e) The department of ~~commerce~~ safety and professional
11 services and the department of administration may enter into a financial assistance
12 agreement with a governmental unit that applies for a loan under this subsection
13 and meets the eligibility requirements for a loan, including the requirements under
14 par. (d).

15 ***-1465/P4.888*** ***-0808/2.357*** SECTION 2686. 145.245 (12m) (f) of the statutes
16 is amended to read:

17 145.245 (12m) (f) The department of administration, in consultation with the
18 department of ~~commerce~~ safety and professional services, may establish those terms
19 and conditions of a financial assistance agreement that relate to its financial
20 management, including what type of municipal obligation is required for the
21 repayment of the financial assistance. In setting the terms and conditions, the
22 department of administration may consider factors that the department of
23 administration finds are relevant, including the type of obligation evidencing the
24 loan, the pledge of security for the obligation and the applicant's creditworthiness.