

2011 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SB361)

Received: 02/07/2012

Received By: pgrant

Wanted: As time permits

Companion to LRB:

For: Luther Olsen (608) 266-0751

By/Representing: Sarah Archibald

May Contact:

Drafter: pgrant

Subject: Education - school boards

Addl. Drafters:

Extra Copies: TKK

Submit via email: YES

Requester's email: Sen.Olsen@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Second Chance Partnership

Instructions:

same as ASA to AB 451

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 02/07/2012	mduchek 02/07/2012		_____			
/1			jfrantze 02/07/2012	_____	sbasford 02/07/2012	sbasford 02/07/2012	

FE Sent For:

02-08-2012
(1/17)

<END>

See attached

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/?	pgrant	ND 2/7/12 /1		To 2/7			
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FE Sent For:

<END>



State of Wisconsin
2011 - 2012 LEGISLATURE

NOW



LRBs0292/3
PC med:rs

LRBs 0313/
PC med

steps

SEN
ASSEMBLY SUBSTITUTE AMENDMENT 1,
SEN
TO 2011 ASSEMBLY BILL 451 361

5/2

February 3, 2012 - Offered by Representatives FARROW and KESTELL.

1 AN ACT *to repeal* 20.255 (2) (ep) and 121.08 (4) (c); *to renumber and amend*
2 115.28 (54) (title) and 115.28 (54); *to amend* 119.04 (1); and *to create* 115.363
3 (1) and 115.363 (2) (b) of the statutes; **relating to:** school board contracts with
4 to the Second Chance Partners for Education and other nonprofit corporations
5 that operate programs in which disengaged pupils participate in work-based
6 learning programs while earning high school diplomas.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

7 SECTION 1. 20.255 (2) (ep) of the statutes is repealed.

8 SECTION 2. 115.28 (54) (title) of the statutes is renumbered 115.363 (title) and
9 amended to read:

10 **115.363 (title) Second Chance Partnership Partners for Education.**

11 SECTION 3. 115.28 (54) of the statutes is renumbered 115.363 (2) (a) and
12 amended to read:

1 115.363 (2) (a) ~~From the appropriation under s. 20.255 (2) (ep), pay to A school~~
2 ~~board may contract under s. 118.15 (1) (d) or 118.153 (3) (c) with the Second Chance~~
3 ~~Partnership, a Partners for Education, or any other nonprofit corporation operating~~
4 ~~a program in which children at risk participate in apprenticeships~~ disengaged high
5 school pupils attend a work-based learning program while earning high school
6 diplomas, ~~an amount equal to \$4,610 multiplied by the number of pupils~~
7 participating in the program for pupils enrolled in the school district.

8 **SECTION 4.** 115.363 (1) of the statutes is created to read:

9 115.363 (1) In this section:

10 (a) “Disengaged pupils” means pupils who are children at risk, as defined in s.
11 118.153 (1) (a), and other pupils identified by the school board in its plan under s.
12 118.153 (2) (a).

13 (b) “Work-based learning program” means a program that provides
14 occupational training and work-based learning experiences.

15 **SECTION 5.** 115.363 (2) (b) of the statutes is created to read:

16 115.363 (2) (b) The school board shall pay to each nonprofit corporation with
17 which it contracts under par. (a) an amount that is no more than the amount paid
18 per pupil under s. 118.40 (2r) (e) 1m. or 2m. in the current school year multiplied by
19 the number of pupils participating in the program under the contract.

20 **SECTION 6.** 119.04 (1) of the statutes, as affected by 2011 Wisconsin Act 85, is
21 amended to read:

22 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
23 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
24 115.345, 115.363, 115.365 (3), 115.38 (2), 115.445, 118.001 to 118.04, 118.045, 118.06,
25 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15,

1 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.223, 118.225,
2 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258, 118.291, 118.292,
3 118.30 to 118.43, 118.46, 118.51, 118.52, 118.55, 120.12 (4m), (5), and (15) to (27),
4 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and
5 (38), 120.14, 120.21 (3), and 120.25 are applicable to a 1st class city school district
6 and board.

7 **SECTION 7.** 121.08 (4) (c) of the statutes is repealed.

8 **SECTION 8. Effective date.**

9 (1) This act takes effect on July 1, 2012.

10 (END)

Barman, Mike

From: Cady, Dean
Sent: Wednesday, February 08, 2012 10:28 AM
To: Barman, Mike
Subject: RE: Fiscal Estimate for Subs Amendment to SB 361

Hi Mike, check with sarah in Olsen's office. I'm pretty sure that she was going to take of introducing it.

☺

From: Barman, Mike
Sent: Wednesday, February 08, 2012 10:15 AM
To: Cady, Dean
Cc: Thornton, Scott - DOA; Hamele, Mary - DOA; Grinde, Kirsten - DOA; Hetzel, Shayna - DOA
Subject: RE: Fiscal Estimate for Subs Amendment to SB 361

Good morning Dean,

In regards to your "Supplemental" FE request for a Substitute amendment to SB 361 ...

I do not show a sub being introduced to SB 361 yet ... what is the LRB number?

Please see the attachment above on "Supplemental" FE procedures ... if you have any questions after reviewing it please feel free to contact me.

Thanks,

Mike Barman (Lead Program Assistant)
State of Wisconsin - Legislative Reference Bureau
Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

From: Grinde, Kirsten - DOA [<mailto:kirsten.grinde@wisconsin.gov>]
Sent: Wednesday, February 08, 2012 9:48 AM
To: Barman, Mike; Hetzel, Shayna - DOA
Cc: Thornton, Scott - DOA; Hamele, Mary - DOA
Subject: FW: Fiscal Estimate for Subs Amendment to SB 361

Mike,

Could you review the request at the bottom of this e-mail string from Dean Cady in Senator Vukmir's office? Please let us know if you need additional information.

Thanks,

Kirsten

From: Hayes, Brian - DOA
Sent: Wednesday, February 08, 2012 9:17 AM
To: Grinde, Kirsten - DOA
Subject: FW: Fiscal Estimate for Subs Amendment to SB 361

2/8/2012

We have a request for a fiscal note on a Senate substitute amendment to SB 361 that is in the Education committee of the Senate. I assume DPI will need to complete it. Can you direct appropriately?

From: Schoenherr, Chris - DOA
Sent: Wednesday, February 08, 2012 9:06 AM
To: Coomer Dean, Gwendolyn - DOA (Wendy); Hayes, Brian - DOA
Subject: FW: Fiscal Estimate for Subs Amendment to SB 361

Wendy – I think this comes your way. Brian – would the budget shop do this or would some other agency (just for my education on the topic)

Christopher P. Schoenherr
Office of the Secretary
Department of Administration
608-267-8971(Office)

From: Cady, Dean [<mailto:Dean.Cady@legis.wisconsin.gov>]
Sent: Wednesday, February 08, 2012 7:53 AM
To: Schoenherr, Chris - DOA
Cc: Archibald, Sarah - LEGIS; Loe, Emily - LEGIS; Rostan, Jason - LEGIS
Subject: Fiscal Estimate for Subs Amendment to SB 361

Good morning Chris, this is dean from Senator Vukmir's office. I am not sure if this request in fact goes to you, but Senator Vukmir would like to have a new fiscal estimate prepared based on the substitute amendment that has been introduced to Senate Bill 361, relating to Second Chance Partners for Education. If you have any questions please feel free to give me a call, 6-2512.
Thankx a mil.
deano

Barman, Mike

From: Barman, Mike
Sent: Wednesday, February 08, 2012 11:39 AM
To: Archibald, Sarah
Cc: Sen.Olsen
Subject: FW: Fiscal Estimate for Subs Amendment to SB 361
Attachments: FE's - Supplemental FE E-Mail.doc

Sarah,

Dean in Vukmir's office asked me to contact you ...

Would you like me to initiate a request (to DOA) to have a FE prepared by DPI on (un-introduced) LRBs0313/1?

Please see attachment above.

Thanks,

Mike Barman (Lead Program Assistant)
State of Wisconsin - Legislative Reference Bureau
Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

From: Cady, Dean
Sent: Wednesday, February 08, 2012 10:28 AM
To: Barman, Mike
Subject: RE: Fiscal Estimate for Subs Amendment to SB 361

Hi Mike, check with sarah in Olsen's office. I'm pretty sure that she was going to take of introducing it.

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Sent: Wednesday, February 08, 2012 10:15 AM
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Cc: Thornton, Scott - DOA; Hamele, Mary - DOA; Grinde, Kirsten - DOA; Hetzel, Shayna - DOA
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Good morning Dean,

In regards to your "Supplemental" FE request for a Substitute amendment to SB 361 ...

I do not show a sub being introduced to SB 361 yet ... what is the LRB number?

Please see the attachment above on "Supplemental" FE procedures ... if you have any questions after reviewing it please feel free to contact me.

Thanks,

Mike Barman (Lead Program Assistant)
State of Wisconsin - Legislative Reference Bureau
Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703

2/8/2012



Because there has not yet been a fiscal estimate by DPI on SB-361

(original bill) "released" you can go with option #2 (below) if you wish ... Joint Rule 48 (2)

An e-mail request sent to **both** the LRB (lrb.legal@legis.wisconsin.gov) (Attn: Mike Barman) and the fiscal estimate coordinator at DOA (fes@doa.state.wi.us) (Attn: Mary Hamele) is needed before a "supplemental" fiscal estimate can be initiated.

1. In the e-mail please quote the Joint Rule that applies.
2. Please note the Introduction and LRB number of the bill, substitute amendment or simple amendment the fiscal estimate is to be based on.
3. Please state the agency(s) requested to prepare the fiscal estimate.

Please feel free to contact me if you have any questions.

Mike Barman (Lead Program Assistant)

State of Wisconsin - Legislative Reference Bureau - Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703

(608) 266-3561 / mike.barman@legis.state.wi.us

Alternative Fiscal Estimate Options

Fiscal estimates initiated by the bill's primary author (sponsor):

1. **Before the fiscal estimate is "released" (during the five-day review period) ... the primary author of an introduced bill may contact the agency that prepared the *original* fiscal estimate, explain his or her concerns, and request a rewrite. If the agency agrees to rewrite the estimate and the primary author wishes to delay publication, the agency must immediately notify the Department of Administration (DOA) and the Legislative Reference Bureau (LRB). The fiscal estimate will then be returned to the agency for a rewrite. The rewritten fiscal estimate will be the only *original* fiscal estimate "released" (published and inserted into the bill jacket envelope). However, both the rewritten and the initial *original* fiscal estimates will be available for public inspection in the LRB drafting file. If the agency opts not to rewrite the fiscal estimate, it will be "released" by the LRB at the end of the five day review period. See Joint Rule 48 (4).**
2. **Before the fiscal estimate is "released" (during the five-day review period) ... the primary author of an introduced bill may request that a new *original* fiscal estimate be prepared that takes into account any changes resulting from a proposed simple or substitute amendment (whether offered for introduction or not). See Joint Rule 48 (2).**
3. **The primary author of an introduced bill may request that the Legislative Fiscal Bureau (LFB) or DOA prepare a *supplemental* fiscal estimate if he or she disagrees with the fiscal estimate for the bill prepared by the state agency. See Joint Rule 48 (3).**
4. **The primary author of an introduced bill may contact the presiding officer (of either house) and request a *supplemental* fiscal estimate that takes into account any changes resulting from a proposed simple or substitute amendment. If the presiding officer agrees that a *supplemental* fiscal estimate on the bill (as affected by the proposed amendment) would be substantially different from the *original* fiscal estimate submitted by the state agency, they may formally submit a request (in writing - via e-mail to the LRB) to have the agency prepare a *supplemental* fiscal estimate. See Joint Rule 41 (3) (b).**
5. **The state agency may, at its discretion, submit an *updated* fiscal estimate supplementing its *original* estimate if it has available better or more current information on the bill. If the primary author of the bill feels the *original* fiscal estimate is inaccurate, and can provide more complete information to the agency, this may be a good option to initiate. See Joint Rule 41 (3) (e).**

Barman, Mike

From: Barman, Mike
Sent: Wednesday, February 08, 2012 11:58 AM
To: Hamele, Mary - DOA; Hetzel, Shayna - DOA
Subject: FW: Fiscal Estimate for Subs Amendment to SB 361

Importance: High

This is a unusual one. Because they are making the request before an original fiscal estimate by DPI (on the original bill) is "released" this should be a "original" FE based on LRBs0313/1 instead of a "supplemental" FE.

As assigned ... DPI will also still need to prepare a FE on the original bill.

Let me know if you have any questions.

Thanks,

Mike Barman (Lead Program Assistant)
State of Wisconsin - Legislative Reference Bureau
Legal Section - Front Office
1 East Main Street, Suite 200, Madison, WI 53703
(608) 266-3561 / mike.barman@legis.wisconsin.gov

From: Archibald, Sarah
Sent: Wednesday, February 08, 2012 11:48 AM
To: Barman, Mike
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Yes please.

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Thanks,

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ACTIVE

LRB Number: **11s0313/1**

Introduction Number:

Comment: "Original" FE by DPI requested ... per Joint Rule 48 (2)

Request Date: 2/8/2012 12:00:13 PM

Description:

Subject:

CONFIDENTIAL DRAFT/BILL and Assignments

Edit the Request

Draft/Bill: Not attached