

2013 DRAFTING REQUEST

Bill

Received: 1/2/2013 Received By: fknepp
Wanted: As time permits Same as LRB:
For: Administration-Budget 266-1037 By/Representing: Hynek
May Contact: Drafter: fknepp
Subject: Education - choice programs Addl. Drafters:
Extra Copies: Peter Grant

Submit via email: YES
Requester's email:
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov
fern.knepp@legis.wisconsin.gov

Pre Topic:

DOA:.....Hynek, BB0323 -

Topic:

Per pupil payment amount for parental choice programs

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fknepp 1/3/2013	csicilia 1/7/2013		_____			
/1	fknepp 1/29/2013		jfrantze 1/7/2013	_____	srose 1/7/2013		State
/2	fknepp	csicilia	phenry	_____	srose		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	2/11/2013	1/30/2013	1/30/2013	_____	1/30/2013		
/3	fknepp 2/13/2013	jdyer 2/11/2013	phenry 2/11/2013	_____	mbarman 2/11/2013		State
/4		wjackson 2/13/2013	rschluet 2/13/2013	_____	lparisi 2/13/2013		State

FE Sent For:

<END>

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2/13/13

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/3		jdyer 2/11/2013	phenry 2/11/2013	_____	mbarman 2/11/2013		State

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1/4 WJ 2/13

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/1	fknepp 1/29/2013	<i>3/11 jld</i> csicilia	jfrantze <i>ph</i> 1/7/2013	<i>ph</i> _____	srose 1/7/2013		State
/2		csicilia	phenry	_____	srose		State

Vers. Drafted

Reviewed
1/30/2013

Typed
1/30/2013

Proofed

Submitted
1/30/2013

Jacketed

Required

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<END>

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Extra Copies: Peter Grant

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fern.knepp@legis.wisconsin.gov

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/?	fknepp 1/3/2013	csicilia 1/7/2013	<i>1/30</i>	<i>ph</i>			
/1		<i>2 g's</i>	1/7/2013	<i>sm</i>	srose 1/7/2013		State

FE Sent For: *13*

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/?	fknepp	1 gjs 1/4 12	1/4 1/7	1/4 1/7			

FE Sent For:

<END>

Knepp, Fern

From: Hanaman, Cathlene
Sent: Wednesday, January 02, 2013 8:11 AM
To: Kuczenski, Tracy; Grant, Peter; Knepp, Fern
Subject: FW: Statutory Language Drafting Request - BB0323

From: Sara.Hynek@Wisconsin.gov [mailto:Sara.Hynek@Wisconsin.gov]
Sent: Friday, December 28, 2012 10:25 AM
To: Hanaman, Cathlene
Cc: Hynek, Sara - DOA; Hynek, Sara - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0323

Biennial Budget: 2013-15

DOA Tracking Code: BB0323

Topic: Parental Choice Programs

SBO Team: EWD

SBO Analyst: Hynek, Sara - DOA
Phone: (608) 266-1037
E-mail: Sara.Hynek@Wisconsin.gov

Agency Acronym: DPI

Agency Number: 255

Priority: High

Intent:

Set the per pupil payments for parental choice programs (Milwaukee, Racine and new) at \$6,506 for the 2013-14 school year and \$6,571 for the 2014-15 school year and thereafter. This reflects a 1% increase in the payment in each year.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov

Knepp, Fern

From: Grant, Peter
Sent: Thursday, January 03, 2013 7:55 AM
To: Knepp, Fern
Subject: FW: Choice Payments

Whoops! I thought this was about a different request. Sorry!

From: Kuczenski, Tracy
Sent: Friday, December 28, 2012 4:28 PM
To: Grant, Peter
Subject: FW: Choice Payments

Tracy K. Kuczenski
Legislative Attorney
Wisconsin Legislative Reference Bureau
tracy.kuczenski@legis.wisconsin.gov
(608) 266-9867

From: Hynek, Sara - DOA [<mailto:Sara.Hynek@Wisconsin.gov>]
Sent: Friday, December 28, 2012 10:59 AM
To: Kuczenski, Tracy
Subject: Choice Payments

Hi Tracy – I just sent over a request related to increasing the per pupil choice amounts by 1%. I failed to note that these amounts are for schools serving students in grades K-8. The intent is to provide a separate amount for students attending a school serving students in grades 9-12 (high schools). Those payment amounts would be \$6,741 in 2013-14 and \$7,102 in 2014-15. If I need to send that piece over in a separate drafting request, let me know, otherwise if we can just consider this a change to the original request that would be fine with me.

Sara Hynek
Team Leader, Education and Workforce Development Team
State Budget Office
Wisconsin Department of Administration
608-266-1037



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0961(?)

FFK: /:....

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DOA:.....Hynek, BB0323 - Per pupil payment amount for parental choice programs

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

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1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Currently, under the parental choice programs, the state pays a participating private school, for a pupil enrolled in the school under the program, the lesser of the school's educational cost per pupil or the amount paid per pupil in the previous school year increased by the percentage change in the amount appropriated as general school aid. In the 2011-12 and 2012-13 school years, however, the state pays the school's educational cost per pupil or \$6,442, whichever is less.

This bill changes the payments that the state makes to a private school participating in a parental choice program as follows:

1. In the 2013-14 school year, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil *of* and \$6,506, if the pupil is in a grade from kindergarten to eight, or \$6,741, if the pupil is in a grade from nine to twelve.

2. In the 2014-15 school year and thereafter, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil *of* and \$6,574, if the pupil is in a grade from kindergarten to eight, or \$7,102, if the pupil is in a grade from nine to twelve.

Handwritten: 1

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 SECTION 1. 118.40 (2r) (e) 1m. of the statutes is amended to read:

2 118.40 (2r) (e) 1m. In the 2011-12 and 2012-13 school years, from the
3 appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of
4 the charter school an amount equal to the sum of the amount paid per pupil under
5 this paragraph in the previous school year and the increase in the per pupil amount
6 paid to private schools under s. 119.23 (4) (b) 2., 2011 stats., or s. 119.23 (4) (bg), 2011
7 stats., in the current school year as compared to the previous school year, multiplied
8 by the number of pupils attending the charter school.

History: 1993 a. 16, 490; 1995 a. 27 ss. 3983m to 3992m, 9145 (1); 1997 a. 27, 238, 252; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 105; 2003 a. 33, 156; 2005 a. 25, 111, 346; 2007 a. 222; 2009 a. 28, 61, 276; 2011 a. 10, 32, 105.

9 SECTION 2. 118.60 (4) (b) of the statutes is repealed.

10 SECTION 3. 118.60 (4) (bg) of the statutes is renumbered 118.60 (4) (bg) 1. and
11 amended to read:

12 118.60 (4) (bg) 1. In the ~~2011-12 and 2012-13~~ 2013-14 school years year, upon
13 receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the
14 private school during a school term, the state superintendent shall pay to the private
15 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
16 the appropriation under s. 20.255 (2) (fr), the lesser of an amount equal to the private
17 school's operating and debt service cost per pupil that is related to educational
18 programming, as determined by the department, or \$6,442, whichever is less and
19 \$6,506 for a pupil who is enrolled in a grade from kindergarten to 8) or \$6,741 for a
20 pupil who is enrolled in a grade from 9 to 12.

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).

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1 SECTION 4. 118.60 (4) (bg) 2. of the statutes is created to read:

2 118.60 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
3 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
4 the private school during a school term, the state superintendent shall pay to the
5 private school in which the pupil is enrolled on behalf of the pupil's parent or
6 guardian, from the appropriation under s. 20.255 (2) (fr), the lesser of an amount
7 equal to the private school's operating and debt service cost per pupil that is related
8 to educational programming, as determined by the department, and \$6,571 for a
9 pupil who is enrolled in a grade from kindergarten to 8, or \$7,102 for a pupil who is
10 enrolled in a grade from 9 to 12.

and \$6,571 for a

of \$7,102 for a pupil who is

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11 SECTION 5. 118.60 (4) (d) (intro.) of the statutes is amended to read:

12 118.60 (4) (d) (intro.) In determining a private school's operating and debt
13 service cost per pupil under par. (b) 1. (bg) and sub. (4m) (a), the department shall
14 do all of the following:

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).

15 SECTION 6. 118.60 (4r) (a) of the statutes is amended to read:

16 118.60 (4r) (a) Multiply the amount determined under sub. (4) (b) or (bg) by
17 0.616.

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).

18 SECTION 7. 118.60 (7) (am) 1. of the statutes is amended to read:

19 118.60 (7) (am) 1. An independent financial audit of the private school
20 conducted by an independent certified public accountant, accompanied by the
21 auditor's statement that the report is free of material misstatements and fairly
22 presents pupil costs under sub. (4) (b) 1 (bg). The audit under this subdivision shall
23 be limited in scope to those records that are necessary for the department to make
24 payments under subs. (4) and (4m). The auditor shall conduct his or her audit,

1 including determining sample sizes and evaluating financial viability, in accordance
2 with the auditing standards established by the American Institute of Certified
3 Public Accountants. The department may not require an auditor to comply with
4 standards that exceed the scope of the standards established by the American
5 Institute of Certified Public Accountants.

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).

6 **SECTION 8.** 118.60 (10) (a) 3. of the statutes is amended to read:

7 118.60 (10) (a) 3. Failed to refund to the state any overpayment made under
8 s. 118.60 (4) (b), 2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (b) or
9 (bg) or (4m) by the date specified by department rule.

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).

10 **SECTION 9.** 119.23 (4) (b) of the statutes is repealed.

11 **SECTION 10.** 119.23 (4) (bg) of the statutes is renumbered 119.23 (4) (bg) 1. and
12 amended to read:

13 119.23 (4) (bg) 1. In the ~~2011-12 and 2012-13~~ 2013-14 school years year, upon
14 receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the
15 private school during a school term, the state superintendent shall pay to the private
16 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
17 the appropriation under s. 20.255 (2) (fu), the lesser of an amount equal to the private
18 school's operating and debt service cost per pupil that is related to educational
19 programming, as determined by the department, or \$6,442, whichever is less and
20 \$6,506 for a pupil who is enrolled in a grade from kindergarten to 8 or \$6,741 for a
21 pupil who is enrolled in a grade from 9 to 12.

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

22 **SECTION 11.** 119.23 (4) (bg) 2. of the statutes is created to read:

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1 119.23 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
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3 the private school during a school term, the state superintendent shall pay to the
4 private school in which the pupil is enrolled on behalf of the pupil's parent or
5 guardian, from the appropriation under s. 20.255 (2) (fu), the lesser of an amount
6 equal to the private school's operating and debt service cost per pupil that is related
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8 pupil who is enrolled in a grade from kindergarten to 8, or \$7,102 for a pupil who is
9 enrolled in a grade from 9 to 12.

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10 SECTION 12. 119.23 (4) (d) (intro.) of the statutes is amended to read:

11 119.23 (4) (d) (intro.) In determining a private school's operating and debt
12 service cost per pupil under par. (b) 1. (bg) and sub. (4m) (a), the department shall
13 do all of the following:

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

14 SECTION 13. 119.23 (4r) (a) 1. of the statutes is repealed.

15 SECTION 14. 119.23 (4r) (a) 2. of the statutes is renumbered 119.23 (4r) (a) and
16 amended to read:

17 119.23 (4r) (a) ~~in the 2010-11~~ 2013-14 ~~school year and in any school year~~
18 thereafter, multiply ~~the~~ Multiply amount determined under sub. (4) (b) ~~or~~ (bg) by 0.616.

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

19 SECTION 15. 119.23 (7) (am) 1. of the statutes is amended to read:

20 119.23 (7) (am) 1. An independent financial audit of the private school
21 conducted by an independent certified public accountant, accompanied by the
22 auditor's statement that the report is free of material misstatements and fairly
23 presents pupil costs under sub. (4) (b) 1 (bg). The audit under this subdivision shall

1 be limited in scope to those records that are necessary for the department to make
 2 payments under subs. (4) and (4m). The auditor shall conduct his or her audit,
 3 including determining sample sizes and evaluating financial viability, in accordance
 4 with the auditing standards established by the American Institute of Certified
 5 Public Accountants. The department may not require an auditor to comply with
 6 standards that exceed the scope of the standards established by the American
 7 Institute of Certified Public Accountants.

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

8 **SECTION 16.** 119.23 (10) (a) 3. of the statutes is amended to read:

9 119.23 (10) (a) 3. Failed to refund to the state any overpayment made under
 10 s. 119.23 (4) (b), 2011 stats., or s. 119.23 (4) (bg), 2011 stats., or under sub. (4) (b) or
 11 (bg) or (4m) by the date specified by department rule. .

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

12 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0961/?dn

FFK:|:....

93

- duto -

To Sara Hynek:

This draft does not address payments under the new parental choice program. The draft creating the new program will include equivalent payment language, if necessary. Also, please note that the amount paid per pupil is based on the grade of the individual pupil rather than what grades that attended school serves. Please confirm that this is consistent with your intent.

the

the

Fern Knepp
Legislative Attorney
Phone: (608) 261-6927
E-mail: fern.knepp@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0961/1dn
FFK:cjs:jf

January 7, 2013

To Sara Hynek:

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Fern Knepp
Legislative Attorney
Phone: (608) 261-6927
E-mail: fern.knepp@legis.wisconsin.gov

Knepp, Fern

From: Hynek, Sara - DOA <Sara.Hynek@Wisconsin.gov>
Sent: Monday, January 28, 2013 9:48 PM
To: Knepp, Fern
Subject: LRB 0961 - choice per pupil payment

Hi Fern - some changes here too. We would like to maintain the per pupil payment at \$6,442 in the first year and increase it to \$7,195 in the second year for all grades, no bifurcation (keeping the language related to "whichever is less" similar to the current draft per your original questions, though). There would be no automatic upper in subsequent years either.

Let me know of questions - thanks!

Sara

- ① Do you want to keep the default in par. (b) No
- ② Is the ^{\$}7,195 in 2014-15 & thereafter? yes

\$ 6,442
\$ 7,195



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0961/L

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In 1-29-2013

DOA:.....Hynek, BB0323 – Per pupil payment amount for parental choice programs

FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION

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2. In the 2014-15 school year and thereafter, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or the amount either of \$6,571, if the pupil is in a grade from kindergarten to eight, or of \$7,102, if the pupil is in a grade from nine to twelve.

\$6,442

\$7,195

↑

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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4 the charter school an amount equal to the sum of the amount paid per pupil under
5 this paragraph in the previous school year and the increase in the per pupil amount
6 paid to private schools under s. 119.23 (4) (b) 2., 2011 stats., or s. 119.23 (4) (bg), 2011
7 stats., in the current school year as compared to the previous school year, multiplied
8 by the number of pupils attending the charter school.

9 **SECTION 2.** 118.60 (4) (b) of the statutes is repealed.

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18 programming, as determined by the department, ~~or \$6,442, whichever is less~~ or an
19 amount either of \$6,506, if the pupil is enrolled in a grade from kindergarten to 8,
20 or of \$6,741, if the pupil is enrolled in a grade from 9 to 12.

21 **SECTION 4.** 118.60 (4) (bg) 2. of the statutes is created to read:

1 118.60 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
2 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
3 the private school during a school term, the state superintendent shall pay to the
4 private school in which the pupil is enrolled on behalf of the pupil's parent or
5 guardian, from the appropriation under s. 20.255 (2) (fr), the lesser of an amount
6 equal to the private school's operating and debt service cost per pupil that is related
7 to educational programming, as determined by the department, or an amount either
8 of \$6,571, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,102, if
9 the pupil is enrolled in a grade from 9 to 12. *\$ 7,195 whichever is less*

10 **SECTION 5.** 118.60 (4) (d) (intro.) of the statutes is amended to read:

11 118.60 (4) (d) (intro.) In determining a private school's operating and debt
12 service cost per pupil under par. (b) 1. (bg) and sub. (4m) (a), the department shall
13 do all of the following:

14 **SECTION 6.** 118.60 (4r) (a) of the statutes is amended to read:

15 118.60 (4r) (a) Multiply the amount determined under sub. (4) (b) ~~or~~ (bg) by
16 0.616.

17 **SECTION 7.** 118.60 (7) (am) 1. of the statutes is amended to read:

18 118.60 (7) (am) 1. An independent financial audit of the private school
19 conducted by an independent certified public accountant, accompanied by the
20 auditor's statement that the report is free of material misstatements and fairly
21 presents pupil costs under sub. (4) (b) 1 (bg). The audit under this subdivision shall
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6 s. 118.60 (4) (b), 2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (b) or
7 (bg) or (4m) by the date specified by department rule.

8 **SECTION 9.** 119.23 (4) (b) of the statutes is repealed.

9 **SECTION 10.** 119.23 (4) (bg) of the statutes is renumbered 119.23 (4) (bg) 1. and
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13 private school during a school term, the state superintendent shall pay to the private
14 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
15 the appropriation under s. 20.255 (2) (fu), ~~the lesser of~~ an amount equal to the private
16 school's operating and debt service cost per pupil that is related to educational
17 programming, as determined by the department, or \$6,442, whichever is less ~~or an~~ *No strike*
18 amount either of \$6,506, if the pupil is enrolled in a grade from kindergarten to 8,
19 or of \$6,741, if the pupil is enrolled in a grade from 9 to 12.

20 **SECTION 11.** 119.23 (4) (bg) 2. of the statutes is created to read:

21 119.23 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
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2 to educational programming, as determined by the department, or an amount either
3 of \$6,571, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,102, if
4 the pupil is enrolled in a grade from 9 to 12. ~~or of \$7,102, if~~ \$ 7,195, whichever is less

5 **SECTION 12.** 119.23 (4) (d) (intro.) of the statutes is amended to read:

6 119.23 (4) (d) (intro.) In determining a private school's operating and debt
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11 amended to read:

12 119.23 (4r) (a) ~~In the 2010-11 school year and in any school year thereafter,~~
13 ~~multiply~~ Multiply the amount determined under sub. (4) (b) ~~or~~ (bg) by 0.616.

14 **SECTION 15.** 119.23 (7) (am) 1. of the statutes is amended to read:

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17 auditor's statement that the report is free of material misstatements and fairly
18 presents pupil costs under sub. (4) (b) 1 (bg). The audit under this subdivision shall
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24 standards that exceed the scope of the standards established by the American
25 Institute of Certified Public Accountants.

Telephone Call from Sara Hynek
2-11-13

Redraft 0961/2

2014-15
 at
 after

Go back to / 7 bifurcation between elementary & high school w/ following amounts

K-8	- \$7,050
9-12	\$7,856

2013-14 stays the same



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0961(2) 9/3
FFK:cjs:ph

In 2-11-2013

Handwritten notes: 9/3, FFK:cjs:ph, + jld

DOA:.....Hynek, BB0323 - Per pupil payment amount for parental choice programs

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

4
1 do not gen
AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Currently, under the parental choice programs, the state pays a participating private school, for a pupil enrolled in the school under the program, the lesser of the school's educational cost per pupil or the amount paid per pupil in the previous school year increased by the percentage change in the amount appropriated as general school aid. In the 2011-12 and 2012-13 school years, however, the state pays the school's educational cost per pupil or \$6,442, whichever is less.

This bill changes the payments that the state makes to a private school participating in a parental choice program as follows:

1. In the 2013-14 school year, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or \$6,442.
2. In the 2014-15 school year and thereafter, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or \$7,195.

Analysis Ins ✓

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 118.40 (2r) (e) 1m. of the statutes is amended to read:

2 118.40 (2r) (e) 1m. In the 2011–12 and 2012–13 school years, from the
3 appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of
4 the charter school an amount equal to the sum of the amount paid per pupil under
5 this paragraph in the previous school year and the increase in the per pupil amount
6 paid to private schools under s. 119.23 (4) (b) 2., 2011 stats., or s. 119.23 (4) (bg), 2011
7 stats., in the current school year as compared to the previous school year, multiplied
8 by the number of pupils attending the charter school.

9 **SECTION 2.** 118.60 (4) (b) of the statutes is repealed.

10 **SECTION 3.** 118.60 (4) (bg) of the statutes is renumbered 118.60 (4) (bg) 1. and
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14 private school during a school term, the state superintendent shall pay to the private
15 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
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21 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in

Inscrub
2-19

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4 private school's operating and debt service cost per pupil that is related to
5 educational programming, as determined by the department, or \$7,195, whichever
6 is less.

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8 118.60 (4) (d) (intro.) In determining a private school's operating and debt
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10 do all of the following:

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12 the appropriation under s. 20.255 (2) (fu), an amount equal to the private school's
13 operating and debt service cost per pupil that is related to educational programming,
14 as determined by the department, or \$6,442, whichever is less.

Ins. 15
4-15 16

15 SECTION 11. 119.23 (4) (bg) 2. of the statutes is created to read:

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24 SECTION 12. 119.23 (4) (d) (intro.) of the statutes is amended to read:



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0961/1
FFK:cjs:jf

Inserts to -0961/3

DOA:.....Hynek, BB0323 - Per pupil payment amount for parental choice programs

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

~~domotgen~~

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

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Analysis Inserts →

↑ \$7,856 ↓ \$7,050 (end analysis insert)

Insert 2-19

1 118.60 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
 2 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
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 6 equal to the private school's operating and debt service cost per pupil that is related
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 9 the pupil is enrolled in a grade from 9 to 12. (end ins 2-19)

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18 amount either of \$6,506, if the pupil is enrolled in a grade from kindergarten to 8,
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21 *Insert*
22 119.23 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
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25 private school in which the pupil is enrolled on behalf of the pupil's parent or
guardian, from the appropriation under s. 20.255 (2) (fu), the lesser of an amount

↓

INS 4-15
CONT

End
INS 4-15

1 equal to the private school's operating and debt service cost per pupil that is related
 2 to educational programming, as determined by the department, or an amount either
 3 of ~~(\$6,571)~~ ^{\$ 7,050} if the pupil is enrolled in a grade from kindergarten to 8, or of ~~\$7,102~~ ^{\$ 7,854} if
 4 the pupil is enrolled in a grade from 9 to 12.

5 SECTION 12. 119.23 (4) (d) (intro.) of the statutes is amended to read:

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 7 service cost per pupil under par. (b) 1. (bg) and sub. (4m) (a), the department shall
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 25 Institute of Certified Public Accountants.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0961/4dn

FFK./:...

Wly

Date

To Sara Hynek:

This draft reconciles LRB-0960 and LRB-0961. Both drafts should continue to appear in the compiled bill.

Fern Knepp
Legislative Attorney
Phone: (608) 261-6927
E-mail: fern.knepp@legis.wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-096113
FFK:cjs&jld:ph

twj

9/4
RMR

In 2-13-13

done

DOA:.....Hynek, BB0323 - Per pupil payment amount for parental choice programs

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

Do Not Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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11 ~~multiply~~ Multiply the amount determined under sub. (4) (b) ~~or~~ (bg) by 0.616.

12 **SECTION 15.** 119.23 (7) (am) 1. of the statutes is amended to read:

13 119.23 (7) (am) 1. An independent financial audit of the private school
14 conducted by an independent certified public accountant, accompanied by the
15 auditor's statement that the report is free of material misstatements and fairly
16 presents pupil costs under sub. (4) (b) 1 (bg). The audit under this subdivision shall
17 be limited in scope to those records that are necessary for the department to make
18 payments under subs. (4) and (4m). The auditor shall conduct his or her audit,
19 including determining sample sizes and evaluating financial viability, in accordance
20 with the auditing standards established by the American Institute of Certified
21 Public Accountants. The department may not require an auditor to comply with
22 standards that exceed the scope of the standards established by the American
23 Institute of Certified Public Accountants.

24 **SECTION 16.** 119.23 (10) (a) 3. of the statutes is amended to read:

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0961/4dn
FFK:wlj:rs

February 13, 2013

To Sara Hynek:

This draft reconciles LRB-0960 and LRB-0961. Both drafts should continue to appear in the compiled bill.

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State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0961/4
FFK:cjs/jld/wlj:rs

DOA:.....Hynek, BB0323 – Per pupil payment amount for parental choice programs

FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Currently, under the parental choice programs, the state pays a participating private school, for a pupil enrolled in the school under the program, the lesser of the school's educational cost per pupil or the amount paid per pupil in the previous school year increased by the percentage change in the amount appropriated as general school aid. In the 2011-12 and 2012-13 school years, however, the state pays the school's educational cost per pupil or \$6,442, whichever is less.

This bill changes the payments that the state makes to a private school participating in a parental choice program as follows:

1. In the 2013-14 school year, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or \$6,442.

2. In the 2014-15 school year and thereafter, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or the amount either of \$7,050, if the pupil is in a grade from kindergarten to eight, or of \$7,856, if the pupil is in a grade from nine to twelve.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 118.60 (4) (b) of the statutes is repealed.

2 **SECTION 2.** 118.60 (4) (bg) of the statutes is renumbered 118.60 (4) (bg) 1. and
3 amended to read:

4 118.60 (4) (bg) 1. In the ~~2011-12 and 2012-13~~ 2013-14 school years year, upon
5 receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the
6 private school during a school term, the state superintendent shall pay to the private
7 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
8 the appropriation under s. 20.255 (2) (fr), an amount equal to the private school's
9 operating and debt service cost per pupil that is related to educational programming,
10 as determined by the department, or \$6,442, whichever is less.

11 **SECTION 3.** 118.60 (4) (bg) 2. of the statutes is created to read:

12 118.60 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
13 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
14 the private school during a school term, the state superintendent shall pay to the
15 private school in which the pupil is enrolled on behalf of the pupil's parent or
16 guardian, from the appropriation under s. 20.255 (2) (fr), the lesser of an amount
17 equal to the private school's operating and debt service cost per pupil that is related
18 to educational programming, as determined by the department, or an amount either
19 of \$7,050, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,856, if
20 the pupil is enrolled in a grade from 9 to 12.

21 **SECTION 4.** 118.60 (4) (d) (intro.) of the statutes is amended to read:

1 118.60 (4) (d) (intro.) In determining a private school's operating and debt
2 service cost per pupil under par. (b) ~~1.~~ (bg) and sub. (4m) (a), the department shall
3 do all of the following:

4 **SECTION 5.** 118.60 (4r) (a) of the statutes is amended to read:

5 118.60 (4r) (a) Multiply the amount determined under sub. (4) (b) ~~or~~ (bg) by
6 0.616.

7 **SECTION 6.** 118.60 (7) (am) 1. of the statutes is amended to read:

8 118.60 (7) (am) 1. An independent financial audit of the private school
9 conducted by an independent certified public accountant, accompanied by the
10 auditor's statement that the report is free of material misstatements and fairly
11 presents pupil costs under sub. (4) (b) ~~1~~ (bg). The audit under this subdivision shall
12 be limited in scope to those records that are necessary for the department to make
13 payments under subs. (4) and (4m). The auditor shall conduct his or her audit,
14 including determining sample sizes and evaluating financial viability, in accordance
15 with the auditing standards established by the American Institute of Certified
16 Public Accountants. The department may not require an auditor to comply with
17 standards that exceed the scope of the standards established by the American
18 Institute of Certified Public Accountants.

19 **SECTION 7.** 118.60 (10) (a) 3. of the statutes is amended to read:

20 118.60 (10) (a) 3. Failed to refund to the state any overpayment made under
21 s. 118.60 (4) (b), 2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (b) ~~or~~
22 (bg) or (4m) by the date specified by department rule.

23 **SECTION 8.** 119.23 (4) (b) of the statutes is repealed.

24 **SECTION 9.** 119.23 (4) (bg) of the statutes is renumbered 119.23 (4) (bg) 1. and
25 amended to read:

1 119.23 (4) (bg) 1. In the ~~2011-12 and 2012-13~~ 2013-14 school years year, upon
2 receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the
3 private school during a school term, the state superintendent shall pay to the private
4 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
5 the appropriation under s. 20.255 (2) (fu), an amount equal to the private school's
6 operating and debt service cost per pupil that is related to educational programming,
7 as determined by the department, or \$6,442, whichever is less.

8 **SECTION 10.** 119.23 (4) (bg) 2. of the statutes is created to read:

9 119.23 (4) (bg) 2. In the 2014-15 school year and in each school year thereafter,
10 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
11 the private school during a school term, the state superintendent shall pay to the
12 private school in which the pupil is enrolled on behalf of the pupil's parent or
13 guardian, from the appropriation under s. 20.255 (2) (fu), the lesser of an amount
14 equal to the private school's operating and debt service cost per pupil that is related
15 to educational programming, as determined by the department, or an amount either
16 of \$7,050, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,856, if
17 the pupil is enrolled in a grade from 9 to 12.

18 **SECTION 11.** 119.23 (4) (d) (intro.) of the statutes is amended to read:

19 119.23 (4) (d) (intro.) In determining a private school's operating and debt
20 service cost per pupil under par. ~~(b) 1.~~ (bg) and sub. (4m) (a), the department shall
21 do all of the following:

22 **SECTION 12.** 119.23 (4r) (a) 1. of the statutes is repealed.

23 **SECTION 13.** 119.23 (4r) (a) 2. of the statutes is renumbered 119.23 (4r) (a) and
24 amended to read:

