product storage systems that are owned by school districts and that are used for storing heating oil for consumptive use on the premises where stored.

***–1092/2.65*SECTION 1686.** 101.143 (4) (b) of the statutes is renumbered 292.63 (4) (b).

***–1092/2.66*SECTION 1687.** 101.143 (4) (c) of the statutes is renumbered 292.63 (4) (c), and 292.63 (4) (c) 12., as renumbered, is amended to read:

292.63 **(4)** (c) 12. Costs that are incurred after the date of a notice under sub. (3) (cw) 1. ~~or 2.~~ and that exceed the amount necessary to comply with sub. (3) (c) 3. and with enforcement standards using the method specified in the notice.

***–1092/2.67*SECTION 1688.** 101.143 (4) (cc) of the statutes is renumbered 292.63 (4) (cc).

***–1092/2.68*SECTION 1689.** 101.143 (4) (ce) of the statutes is renumbered 292.63 (4) (ce).

***–1092/2.69*SECTION 1690.** 101.143 (4) (cm) of the statutes is renumbered 292.63 (4) (cm).

***–1092/2.70*SECTION 1691.** 101.143 (4) (d) of the statutes is renumbered 292.63 (4) (d).

***–1092/2.71*SECTION 1692.** 101.143 (4) (dg) of the statutes is renumbered 292.63 (4) (dg).

***–1092/2.72*SECTION 1693.** 101.143 (4) (di) of the statutes is renumbered 292.63 (4) (di).

***–1092/2.73*SECTION 1694.** 101.143 (4) (dm) of the statutes is renumbered 292.63 (4) (dm).

***–1092/2.74*SECTION 1695.** 101.143 (4) (dr) of the statutes is renumbered 292.63 (4) (dr).

***–1092/2.75*SECTION 1696.** 101.143 (4) (e) of the statutes is renumbered 292.63 (4) (e).

***–1092/2.76*SECTION 1697.** 101.143 (4) (ee) of the statutes is renumbered 292.63 (4) (ee).

***–1092/2.77*SECTION 1698.** 101.143 (4) (ei) of the statutes is renumbered 292.63 (4) (ei), and 292.63 (4) (ei) 1m. a. and b. and 2m., as renumbered, are amended to read:

292.63 **(4)** (ei) 1m. a. The owner or operator of the farm tank owns a parcel of 35 or more acres of contiguous land, on which the farm tank is located, which is devoted primarily to agricultural use, as defined in s. 91.01 (2), including land designated by the department ~~of natural resources~~ as part of the ice age trail under s. 23.17, which during the year preceding submission of a first claim under sub. (3) produced gross farm profits, as defined in s. 71.58 (4), of not less than $6,000 or which, during the 3 years preceding that submission produced gross farm profits, as defined in s. 71.58 (4), of not less than $18,000, or a parcel of 35 or more acres, on which the farm tank is located, of which at least 35 acres, during part or all of the year preceding that submission, were enrolled in the conservation reserve program under 16 USC 3831 to 3836.

b. The claim is submitted by a person who, at the time that the notification was made under sub. (3) (a) 3., was the owner of the farm tank and owned a parcel of 35 or more acres of contiguous land, on which the farm tank is or was located, which was devoted primarily to agricultural use, as defined in s. 91.01 (2), including land designated by the department ~~of natural resources~~ as part of the ice age trail under s. 23.17, which during the year preceding that notification produced gross farm profits, as defined in s. 71.58 (4), of not less than $6,000 or which, during the 3 years

preceding that notification, produced gross farm profits, as defined in s. 71.58 (4), of not less than $18,000, or a parcel of 35 or more acres, on which the farm tank is located, of which at least 35 acres, during part or all of the year preceding that notification, were enrolled in the conservation reserve program under 16 USC 3831 to 3836.

2m. The owner or operator of the farm tank has received a letter or notice from the department ~~of safety and professional services or department of natural resources~~ indicating that the owner or operator must conduct a site investigation or remedial action because of a discharge from the farm tank or an order to conduct such an investigation or remedial action.

***–1092/2.78*SECTION 1699.** 101.143 (4) (em) of the statutes is renumbered 292.63 (4) (em).

***–1092/2.79*SECTION 1700.** 101.143 (4) (es) of the statutes is renumbered 292.63 (4) (es), and 292.63 (4) (es) 1., as renumbered, is amended to read:

292.63 **(4)** (es) 1. The department shall issue an award for a claim filed after August 9, 1989, for eligible costs, under par. (b), incurred on or after August 1, 1987, by an owner or operator or a person owning a home oil tank system in investigating the existence of a discharge or investigating the presence of petroleum products in soil or groundwater if the investigation is undertaken at the written direction of the department ~~of safety and professional services or the department of natural resources~~ and no discharge or contamination is found.

***–1092/2.80*SECTION 1701.** 101.143 (4) (f) of the statutes is renumbered 292.63 (4) (f).

***–1092/2.81*SECTION 1702.** 101.143 (4) (g) of the statutes is renumbered 292.63 (4) (g).

1 ***–1092/2.82*SECTION 1703.** 101.143 (4) (h) of the statutes is renumbered
2 292.63 (4) (h).
3 ***–1092/2.83*SECTION 1704.** 101.143 (4e) of the statutes is renumbered 292.63
4 (4e).
5 ***–1092/2.84*SECTION 1705.** 101.143 (4m) of the statutes is renumbered 292.63
6 (4m).
7 ***–1092/2.85*SECTION 1706.** 101.143 (5) of the statutes is renumbered 292.63
8 (5).
9 ***–1092/2.86*SECTION 1707.** 101.143 (6) of the statutes is renumbered 292.63
10 (6).
11 ***–1092/2.87*SECTION 1708.** 101.143 (6s) of the statutes is renumbered 292.63
12 (6s).
13 ***–1092/2.88*SECTION 1709.** 101.143 (7) of the statutes is renumbered 292.63
14 (7).
15 ***–1092/2.89*SECTION 1710.** 101.143 (7m) of the statutes is renumbered 292.63
16 (7m).
17 ***–1092/2.90*SECTION 1711.** 101.143 (9) of the statutes is renumbered 292.63
18 (9).
19 ***–1092/2.91*SECTION 1712.** 101.143 (9m) of the statutes is renumbered 292.63
20 (9m).
21 ***–1092/2.92*SECTION 1713.** 101.143 (10) of the statutes is renumbered 292.63
22 (10).
23 ***–1092/2.93*SECTION 1714.** 101.1435 of the statutes is renumbered 292.64,
24 and 292.64 (1) (b) and (2) (b), as renumbered, are amended to read:

1 **292.64 (1)** (b) "Underground petroleum product storage tank system" has the
2 meaning given in s. ~~101.143~~ 292.63 (1) (i).
3 **(2)** (b) Using the method that the department uses to determine inability to pay
4 under s. ~~101.143~~ 292.63 (4) (ee), the department determines that the owner of the
5 underground petroleum product storage tank system is unable to pay to empty,
6 clean, remove, and dispose of the underground petroleum product storage tank
7 system; to assess the site on which the underground petroleum product storage tank
8 system is located; and to backfill the excavation.
9 ***–1092/2.94*SECTION 1715.** 101.144 of the statutes is repealed.
10 ***–1092/2.95*SECTION 1716.** 101.19 (1r) of the statutes is amended to read:
11 101.19 **(1r)** Notwithstanding subs. (1g) and (1m), the department shall waive
12 any fee imposed on an individual who is eligible for the veterans fee waiver program
13 under s. 45.44 for a license, permit, or certificate of certification or registration issued
14 by the department under ~~ss. 101.09 (3) (e),~~ s. 101.122 (2) (c), ~~101.143 (2) (g),~~ 101.147,
15 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or
16 (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951,
17 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.07 (12), 145.15, 145.16,
18 145.165, 145.17, 145.175, 145.18, or 167.10 (6m).

****NOTE: This is reconciled s. 101.19 (1r). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

19 ***–0811/2.3*SECTION 1717.** 101.45 of the statutes is renumbered 16.956.
20 ***–0226/1.16*SECTION 1718.** 101.653 (2m) of the statutes is amended to read:
21 101.653 **(2m)** RULES FOR ADMINISTRATION. The department shall promulgate
22 rules for the administration of construction site erosion control under this

subchapter by counties, cities, villages and towns, including provisions regarding the issuance of building permits and the collection and distribution of fees.

***–0226/1.17*SECTION 1719.** 101.653 (8) of the statutes is created to read:

101.653 **(8)** INAPPLICABILITY. This section does not apply to a construction site that has a land disturbance area that is one acre or more in area.

***–0063/4.53*SECTION 1720.** 102.07 (17m) of the statutes is amended to read:

102.07 **(17m)** A participant in a trial employment match program job under s. 49.147 (3) is an employee of any employer under this chapter for whom the participant is performing service at the time of the injury.

***–0350/3.3*SECTION 1721.** 102.75 (1m) of the statutes is amended to read:

102.75 **(1m)** The moneys collected under sub. (1) and under ss. 102.28 (2) and 102.31 (7), together with all accrued interest, shall constitute a separate nonlapsible fund designated as the worker's compensation operations fund. Moneys in the fund may be expended only as provided in s. 20.445 (1) (ra), (rb), and (rp) and (2) (ra) and may not be used for any other purpose of the state.

***–0221/P3.7*SECTION 1722.** 108.02 (21e) (intro.) of the statutes is amended to read:

108.02 **(21e)** PROFESSIONAL EMPLOYER ORGANIZATION. (intro.) "Professional employer organization" means any person who is currently registered as a professional employer organization with the department of ~~safety and professional services~~ financial institutions in accordance with subch. III of ch. ~~461~~ 202, who contracts to provide the nontemporary, ongoing employee workforce of more than one client under a written leasing contract, the majority of whose clients are not under the same ownership, management, or control as the person other than through the terms of the contract, and who under contract and in fact:

1 ***–1646/1.1*SECTION 1723.** 108.04 (2) (a) 2. of the statutes is amended to read:

2 108.04 **(2)** (a) 2. As of that week, the individual has registered for work as
3 directed by the department; and

4 ***–1646/1.2*SECTION 1724.** 108.04 (2) (a) 3. (intro.) of the statutes is amended
5 to read:

6 108.04 **(2)** (a) 3. (intro.) The individual conducts a reasonable search for
7 suitable work during that week, unless the search requirement is waived under par.
8 (b). The search for suitable work must include ~~2~~ at least 4 actions per week that
9 constitute a reasonable search as prescribed by rule of the department. This
10 subdivision does not apply to an individual if the department determines that the
11 individual is currently laid off from employment with an employer but there is a
12 reasonable expectation of reemployment of the individual by that employer. In
13 determining whether the individual has a reasonable expectation of reemployment
14 by an employer, the department shall request the employer to verify the individual's
15 employment status and shall also consider other factors, including:

16 ***–0317/1.5*SECTION 1725.** 108.14 (7) (bm) of the statutes is created to read:

17 108.14 **(7)** (bm) Upon request of the department of revenue, the department
18 may provide information, including social security numbers, concerning claimants
19 to the department of revenue for the purpose of administering state taxes,
20 identifying fraudulent tax returns, providing information for tax–related
21 prosecutions, or locating persons or the assets of persons who have failed to file tax
22 returns, who have underreported their taxable income, or who are delinquent
23 debtors. The department of revenue shall adhere to the limitation on inspection and
24 disclosure of the information under par. (b).

25 ***–1130/9.69*SECTION 1726.** 108.161 (7) of the statutes is amended to read:

108.161 **(7)** If any moneys appropriated hereunder are used to buy and hold suitable land, with a view to the future construction of an employment security building thereon, and if such land is later sold or transferred to other use, the proceeds of such sale (or the value of such land when transferred) shall be credited to the account created by sub. (1) except as otherwise provided in ss. 13.48 (14) and 16.848.

***–1130/9.70*SECTION 1727.** 108.161 (9) of the statutes is amended to read:

108.161 **(9)** Any land and building or office quarters acquired under this section shall continue to be used for employment security purposes. Realty or quarters may not be sold or transferred to other use if prior action is taken under s. 13.48 (14) (am) or 16.848 (1) and may not be sold or transferred without the governor's approval. The proceeds from the sale, or the value of realty or quarters upon transfer, shall be credited to the account established in sub. (1) or credited to the fund established in s. 108.20, or both in accordance with federal requirements. Equivalent substitute rent–free quarters may be provided, as federally approved. Amounts credited under this subsection shall be used solely to finance employment security quarters according to federal requirements.

***–0317/1.6*SECTION 1728.** 108.24 (4) of the statutes is amended to read:

108.24 **(4)** Any person who, without authorization of the department, permits inspection or disclosure of any record relating to the administration of this chapter that is provided to the person by the department under s. 108.14 (7) (a) ~~or~~, (b), or (bm) and any person who, without authorization of the commission, permits inspection or disclosure of any record relating to the administration of this chapter that is provided to the person by the commission under s. 108.14 (7) (a), shall be fined not less than $25 nor more than $500 or may be imprisoned in the county jail for not more than

one year or both. Each such unauthorized inspection or disclosure constitutes a separate offense.

***–0469/1.55*SECTION 1729.** 111.335 (1) (cx) of the statutes is amended to read:

111.335 **(1)** (cx) Notwithstanding s. 111.322, it is not employment discrimination because of conviction record to refuse to employ or license, or to bar or terminate from employment or licensure, any individual who has been convicted of any offense under s. ~~38.50~~ 440.55 (13) (c).

***–1137/P4.3*SECTION 1730.** 111.81 (7) (f) of the statutes is amended to read:

111.81 **(7)** (f) Instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats.

***–1137/P4.4*SECTION 1731.** 111.815 (1) of the statutes, as affected by 2011 Wisconsin Acts 10 and 32, is amended to read:

111.815 **(1)** In the furtherance of this subchapter, the state shall be considered as a single employer and employment relations policies and practices throughout the state service shall be as consistent as practicable. The office shall negotiate and administer collective bargaining agreements. To coordinate the employer position in the negotiation of agreements, the office shall maintain close liaison with the legislature relative to the negotiation of agreements and the fiscal ramifications of those agreements. Except with respect to the collective bargaining unit specified in s. 111.825 (1r)~~,~~ and (1t),~~,~~ the office is responsible for the employer functions of the executive branch under this subchapter, and shall coordinate its collective bargaining activities with operating state agencies on matters of agency concern. The legislative branch shall act upon those portions of tentative agreements negotiated by the office that require legislative action. With respect to the collective

bargaining units specified in s. 111.825 (1r), the Board of Regents of the University of Wisconsin System is responsible for the employer functions under this subchapter. With respect to the collective bargaining units specified in s. 111.825 (1t), the chancellor of the University of Wisconsin–Madison is responsible for the employer functions under this subchapter. With respect to the collective bargaining unit specified in s. 111.825 (1r) (ef), the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2011 stats., is responsible for the employer functions under this subchapter.

***–1137/P4.5*SECTION 1732.** 111.825 (1r) (ef) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.825 **(1r)** (ef) Instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats.

***–1137/P4.6*SECTION 1733.** 111.825 (2) (f) of the statutes is amended to read:

111.825 **(2)** (f) Instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats.

***–1137/P4.7*SECTION 1734.** 111.92 (1) (c) of the statutes is amended to read:

111.92 **(1)** (c) Any tentative agreement reached between the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2011 stats., acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (1r) (ef) shall, after official ratification by the labor organization and approval by the chancellor of the University of Wisconsin–Parkside, be executed by the parties.

***–1130/9.71*SECTION 1735.** 114.33 (6) (a) of the statutes is amended to read:

114.33 **(6)** (a) For the purposes of carrying out this section and ss. 114.35 and 114.37, the secretary may acquire by gift, devise, purchase or condemnation any lands for establishing, protecting, laying out, enlarging, extending, constructing, reconstructing, improving and maintaining airports, or interests in lands in and about airports. After completion of the improvements, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the secretary may convey as provided in this subsection lands that were acquired under this subsection, but were not necessary for the airport improvements. The conveyances may be made with reservations concerning the future use and occupation of those lands so as to protect the airports and improvements and their environs and to preserve the view, appearance, light, air and usefulness of the airports.

***–1130/9.72*SECTION 1736.** 114.33 (10) of the statutes is amended to read:

114.33 **(10)** Subject to the approval of the governor under this subsection and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the secretary may sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the secretary when the secretary determines that the property is no longer necessary for the state's use for airport purposes and, if real property, the real property is not the subject of a petition under s. 16.310. The secretary shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the property should be sold, together with an application for the governor's approval of the sale. The governor shall investigate the proposed sale as he or she deems necessary and approve or disapprove the application. Upon approval and receipt of the full purchase price, the secretary shall by appropriate deed or other instrument transfer the property to the purchaser. The funds derived from the sale shall be deposited in

the appropriate airport fund, and the expense incurred by the secretary in connection with the sale shall be paid from that fund. ~~This subsection does not apply to real property that is sold under s. 16.848.~~

***–1137/P4.8*SECTION 1737.** 115.001 (1) of the statutes is amended to read:

115.001 **(1)** CHARTER SCHOOL. "Charter school" means a school under contract with a school board under s. 118.40 or with ~~one of the entities~~ an entity under s. 118.40 (2r) (b) 1., or a school established and operated by ~~one of the entities~~ an entity under s. 118.40 (2r) (b) 1. a. to d.

***–0987/3.1*SECTION 1738.** 115.28 (7) (g) of the statutes is created to read:

115.28 **(7)** (g) Notwithstanding s. 118.19 (3), (4m), (6) to (9), and (12) to (14), grant a charter school teaching license to any person who has a bachelor's degree and demonstrates, based upon criteria established by the department, that the person is proficient in the subject or subjects that he or she intends to teach. The license authorizes the person to teach that subject or those subjects in a charter school. The license is valid for 3 years and is renewable for 3–year periods.

***–0990/3.1*SECTION 1739.** 115.28 (12) (a) of the statutes is amended to read:

115.28 **(12)** (a) Working with the office of the governor, establish a student information system to collect and maintain information about pupils enrolled in public schools~~,~~ and charter schools and, subject to par. (b), about pupils enrolled in private schools participating in a parental choice program under s. 118.60 or 119.23, including their academic performance and demographic information, aggregated by school district, school, and teacher.

***–0990/3.2*SECTION 1740.** 115.28 (12) (ag) (intro.) of the statutes is amended to read:

115.28 **(12)** (ag) (intro.) ~~Beginning in the 2012–13 school year, each~~ Each school district, charter school, and private school using the system under par. (a) shall include in the system the following information for each teacher teaching in the school district or school who completed a teacher preparatory program described in sub. (7) (a) and located in this state or a teacher education program described in sub. (7) (e) 2. and located in this state on or after January 1, 2012:

***–0990/3.3*SECTION 1741.** 115.28 (12) (b) of the statutes is amended to read:

115.28 **(12)** (b) Ensure that within 5 years of the establishment of the system under par. (a), every school district and charter school is using the system, and that every private school participating in a parental choice program under s. 118.60 or 119.23 is either using the system under par. (a) or is using a system that is interoperable with the system under par. (a). The state superintendent may promulgate rules authorizing the department to charge a fee to any person that uses the system. All fees shall be credited to the appropriation account under s. 20.255 (1) ~~(jm)~~ (he).

****NOTE: This is reconciled s. 115.28 (12) (b). This SECTION has been affected by drafts with the following LRB numbers: LRB–0990/2 and LRB–0347/P1.

***–0394/1.2*SECTION 1742.** 115.28 (27) of the statutes is created to read:

115.28 **(27)** WISELEARN. Develop and maintain an online resource, called WISElearn, to provide educational resources for parents, teachers, and pupils; offer online learning opportunities; provide regional technical support centers; provide professional development for teachers; and enable video conferencing.

***–1133/P2.1*SECTION 1743.** 115.28 (54) of the statutes is created to read:

115.28 **(54)** COLLABORATIVE CONTENT DELIVERY AND ONLINE INSTRUCTION. Promote the delivery of digital content and collaborative instruction among schools within a

school district and between 2 or more school districts, including through online courses. To accomplish the objectives of this subsection, the department may not promulgate a rule that requires a licensed teacher or instructional staff person, defined as required under s. 121.02 (1) (a) 2., to be physically present in a classroom in which the delivery of content or collaborative instruction is being provided in that classroom digitally or through an online course.

***–1136/4.2*SECTION 1744.** 115.28 (59) of the statutes is created to read:

115.28 **(59)** ACADEMIC AND CAREER PLANNING. (a) Ensure that, beginning in the 2017–18 school year, every school board is providing academic and career planning services to pupils enrolled in grades 6 to 12 in the school district.

(b) Procure, install, and maintain information technology, including computer software, to be used statewide by school districts to provide academic and career planning services to pupils in grades 6 to 12.

(c) Provide guidance, training, and technical assistance to school districts and school district staff, including teachers and counselors, on how to implement model academic and career plans, including training and technical assistance that is necessary to implement the information technology under par. (b).

(d) Promulgate rules to implement this subsection.

***–1127/2.2*SECTION 1745.** 115.28 (60) of the statutes is created to read:

115.28 **(60)** TEACH FOR AMERICA. Distribute the amounts appropriated under s. 20.255 (3) (cm) to Teach for America, Inc., to recruit and prepare individuals to teach in low–income or urban school districts.

***–1507/3.1*SECTION 1746.** 115.297 (1) (a) of the statutes is amended to read:

115.297 **(1)** (a) "Agencies" means the department, the board of regents of the University of Wisconsin System, <u>the department of children and families, the</u>

department of workforce development, the technical college system board, and the Wisconsin Association of Independent Colleges and Universities.

***–1507/3.2*SECTION 1747.** 115.297 (3) (a) of the statutes is amended to read:

115.297 **(3)** (a) Requires that the agencies establish and maintain a longitudinal data system of student data that links such data from preschool programs to postsecondary education programs, ~~and~~ describes the process by which the data system will be established and maintained, and ensures its interoperability with the work force data systems maintained by the department of workforce development. The data system may consist of separate record systems integrated through agreement and data transfer mechanisms.

***–1507/3.3*SECTION 1748.** 115.297 (3) (d) of the statutes is amended to read:

115.297 **(3)** (d) Requires the agencies to exchange student and work force data to the extent necessary to perform the evaluation or study approved under par. (c).

***–1507/3.4*SECTION 1749.** 115.297 (4) (a) of the statutes is amended to read:

115.297 **(4)** (a) Except as provided in par. (b), any of the agencies may submit student or work force data to the longitudinal data system under sub. (3) (a), to another agency, or to a public or private research organization, to support an evaluation or study under this section.

***–1507/3.5*SECTION 1750.** 115.297 (6) of the statutes is created to read:

115.297 **(6)** REPORT. Annually by October 1, the agencies shall submit a joint report to the secretary of administration regarding their progress in establishing a longitudinal data system under sub. (3) (a).

***–0960/1.2*SECTION 1751.** 115.363 (2) (b) of the statutes is amended to read:

115.363 **(2)** (b) The school board shall pay to each nonprofit corporation with which it contracts under par. (a) an amount that is no more than the amount paid

per pupil under s. 118.40 (2r) (e) ~~1m. or~~ 2m. or 2n. in the current school year multiplied by the number of pupils participating in the program under the contract.

***–1012/7.1*SECTION 1752.** 115.38 (1) (d) of the statutes is amended to read:

115.38 **(1)** (d) The number and percentage of resident pupils attending a course ~~in a nonresident school district~~ at an educational institution under s. 118.52, the number of nonresident pupils attending a course in the school district under s. 118.52, and the courses taken by those pupils.

***–1158/3.1*SECTION 1753.** 115.385 of the statutes is created to read:

115.385 School and school district accountability report. (1) Annually by June 30, the department shall publish a school and school district accountability report that includes all of the following components:

(a) Multiple measures to determine a school's performance or a school district's improvement, including all of the following:

1. Pupil achievement and growth in reading and mathematics.

2. Measures of college and career readiness for high school pupils and measures indicative of being on track for college and career readiness in the elementary grades.

3. Gaps in pupil achievement and rates of graduation, categorized by race, English language proficiency, disability, and income level.

(b) An index system to identify a school's level of performance and annually place each school into one of 5 performance categories.

(2) Beginning one year after a charter school established under s. 118.40 (2r) or a private school participating in a parental choice program under s. 118.60 or 119.23 begins using the student information system under s. 115.28 (12) (b), or begins using a system that is interoperable with that system, the department shall include the school in its annual school accountability report under sub. (1).

****NOTE: SECTION 115.28 (12) is modified in 2013 LRB–0990 to include charter schools and choice schools.

1 ***–1028/P7.4*SECTION 1754.** 115.40 of the statutes is created to read:

2 **115.40 School performance incentive program. (1)** GRANTS TO HIGH
3 PERFORMING SCHOOLS. Beginning in the 2014–15 school year and annually thereafter,
4 from the appropriation under s. 20.255 (2) (da), the department shall award an
5 amount determined as follows to the school board of any school that is placed in a
6 performance category of "significantly exceeds expectations" or "exceeds
7 expectations" on the accountability report published for the school under s. 115.385
8 at the end of the immediately preceding school year:

9 (a) Divide the amount appropriated under s. 20.255 (2) (da) by the sum of the
10 number of pupils enrolled in each school eligible to receive an award under this
11 subsection.

12 (b) Multiply the quotient determined in par. (a) by the number of pupils
13 enrolled in the school.

14 **(2)** GRANTS TO SCHOOLS THAT DEMONSTRATE IMPROVEMENT. Beginning in the
15 2014–15 school year and annually thereafter, from the appropriation under s. 20.255
16 (2) (db), the department shall award an amount determined as follows to the school
17 board of any school that increases the numeric score, used as the basis for the
18 performance category within which the school was placed on the accountability
19 report published for the school under s. 115.385 at the end of the immediately
20 preceding school year, by at least 3 points over the numeric score received on the
21 accountability report published for the school at the end of the previous school year:

22 (a) For each school eligible to receive an award under this paragraph, multiply
23 the number of pupils enrolled in the school by the number of points by which the score

on the most recent accountability report published for the school exceeded the score received in the previous school year.

(b) Divide the amount appropriated under s. 20.255 (2) (db) by the sum of the products under par. (a).

(c) Multiply the quotient determined in par. (b) by the number of pupils enrolled in the school.

(3) GRANTS TO SCHOOLS THAT FAIL TO MEET EXPECTATIONS. Beginning in the 2014–15 school year and annually thereafter, from the appropriation under s. 20.255 (2) (dd), the department shall award grants under this subsection to school boards within which a school that was placed in a performance category of "fails to meet expectations" on the accountability report published for the school under s. 115.385 at the end of the immediately preceding school year if the school board includes with the notice of intent required under this subsection a written school improvement plan for each school eligible to receive an award under this subsection and if the department determines that the school improvement plan includes and comprehensively addresses all of the following components:

(a) A plan to achieve improvements in math and reading.

(b) A plan to collaborate with a high–performing school or a high–performing school district to obtain best practices.

(c) A plan to use the educator effectiveness system developed under s. 115.415 to achieve teacher and principal improvement.

(d) A plan to make administrative or staffing changes to achieve improvement.

(e) A plan to meet goals, set jointly by the school board and the department, that are based on measurable objectives, including those included on accountability reports published for the school under s. 115.385.

1 **(4)** INTENT TO PARTICIPATE; DISTRIBUTION OF FUNDS. (a) The school board of a
2 school eligible to receive an award under this section shall submit an intent to
3 participate to the department within 60 days after the department publishes the
4 accountability report for the school as required under s. 115.385.

5 (b) 1. The administrator of a school eligible to receive an award under this
6 section shall comply with the policy prepared under s. 120.12 (2r) for the distribution
7 of funding to the school.

8 2. Upon compliance with the requirement under subd. 1., the school board of
9 the school district within which the eligible school is located shall distribute the full
10 amount of any award determined for the eligible school under sub. (1) or (2), or the
11 full amount awarded to the eligible school under sub. (3), to that school.

12 ***–1524/P3.4*SECTION 1755.** 115.415 (2) (intro.) of the statutes is amended to
13 read:

14 115.415 **(2)** (intro.) The department shall develop an educator effectiveness
15 evaluation system according to the following framework, and may charge a fee to a
16 school district and the governing body of a charter school established under s. 118.40
17 (2r) to use the system developed under this subsection:

18 ***–1524/P3.5*SECTION 1756.** 115.415 (4) of the statutes is created to read:

19 115.415 **(4)** From the appropriation under s. 20.255 (2) (ek), the department
20 may award grants to school districts and the governing body of a charter school
21 established under s. 118.40 (2r) to implement an educator effectiveness evaluation
22 system developed under sub. (2) or an equivalency process established by rule under
23 sub. (3).

24 ***–1134/3.1*SECTION 1757.** 115.42 (1) (a) 5. of the statutes is created to read:

1 115.42 **(1)** (a) 5. If the person is licensed by the department as a master educator
2 under s. PI 34.19, Wis. Adm. Code, he or she has a rating of "effective" or "highly
3 effective" in the applicable educator effectiveness system, as determined by the
4 department.

5 ***–1134/3.2*SECTION 1758.** 115.42 (2) (a) 5. of the statutes is created to read:

6 115.42 **(2)** (a) 5. If the person is licensed by the department as a master educator
7 under s. PI 34.19, Wis. Adm. Code, he or she maintains a rating of "effective" or
8 "highly effective" in the applicable educator effectiveness system, as determined by
9 the department.

10 ***–1116/2.3*SECTION 1759.** 115.77 (1) of the statutes is amended to read:

11 115.77 **(1)** In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) (a) and (b)
12 2., if a child with a disability is attending a public school in a nonresident school
13 district under s. 115.7915, 118.51, or 121.84 (1) (a) or (4), "local educational agency"
14 means the school district that the child is attending.

15 ***–1116/2.4*SECTION 1760.** 115.791 (4) of the statutes is amended to read:

16 115.791 **(4)** Subject to s. 115.77 (1m) (d) and (e), this section does not require
17 a local educational agency to pay the cost of education, including special education
18 and related services, of a child with a disability at a private school or facility,
19 including a child with a disability attending a private school under s. 115.7915, if the
20 local educational agency made a free appropriate public education available to the
21 child and the child's parents elected to place the child in a private school or facility.

22 ***–1116/2.5*SECTION 1761.** 115.7915 of the statutes is created to read:

23 **115.7915 Special Needs Scholarship Program. (1)** DEFINITION. In this
24 section:

1 (a) "Eligible school" means a public school located in this state but outside the
2 pupil's school district of residence; a charter school located in this state, including a
3 charter school located in the pupil's school district of residence and a charter school
4 under s. 118.40 (8); or a private school located in this state.

5 (b) "Services plan" has the meaning given in 34 CFR 300.37.

6 **(1m)** SCHOLARSHIP REQUIREMENTS. Subject to sub. (1r), beginning in the
7 2013–14 school year, a child with a disability shall receive a scholarship under this
8 section to attend an eligible school if all of the following apply:

9 (a) The school district in which the eligible public school is located, the eligible
10 charter school, or the eligible private school notified the department of its intent to
11 participate in the program under this section. The notice shall specify the number
12 of pupils who may participate in the program under this section for whom the school
13 has space.

14 (b) The school, if a private school, is approved by the state superintendent
15 under s. 118.165 (2) or is accredited by the Wisconsin North Central Association,
16 Wisconsin Religious and Independent Schools Accreditation, the Independent
17 Schools Association of the Central States, Wisconsin Evangelical Lutheran Synod
18 School Accreditation, National Lutheran School Accreditation, the diocese or
19 archdiocese within which the private school is located, or any other organization
20 recognized by the National Council for Private School Accreditation as of the August
21 1 preceding the school term for which the scholarship is awarded.

22 (c) An individualized education program or services plan has been completed
23 for the child.

24 (d) The child attended a public school, attended a charter school, attended a
25 private school under s. 118.60 or 119.23, or did not attend school in this state, for the

entire school year immediately preceding the school year for which the child first receives a scholarship under this section.

(e) The child, or the child's parent on behalf of the child, has submitted an application to the eligible school, on a form prepared by the department, for a scholarship under this section to attend the eligible school. The application shall include the document developed by the department under sub. (2) (a). An application may be made, and a child may begin attending an eligible school under this section, at any time during the school year.

(f) The child has been accepted by the school district in which the eligible public school is located, the eligible charter school, or the eligible private school.

(1r) LIMIT ON NUMBER OF SCHOLARSHIP RECIPIENTS. The total number of scholarship recipients under this section in any school year may not exceed 5 percent of the total number of children with disabilities residing in this state in the previous school year, as determined by the department.

(1s) ACCEPTANCE OF PUPILS. If an eligible school receives more applications under sub. (1m) (e) than the number of pupils specified in the notice under sub. (1m) (a), it shall select pupils on a random basis except that it may give preference to siblings of pupils who are already attending the eligible school.

(2) DEPARTMENT DUTIES. (a) 1. The department shall develop, for inclusion with an application under sub. (1m) (e), a document, and revise it as necessary, comparing the rights of a child with a disability and of his or her parent under this subchapter, other than this section, and 20 USC 1400 to 1482, with the rights of a child with a disability and of his or her parent under this section and 20 USC 1400 to 1482.

2. Receipt by an applicant of the document developed under subd. 1., acknowledged in a format prescribed by the department, constitutes notice that the

applicant has been informed of his or her rights under this section and 20 USC 1400 to 1482. Subsequent acceptance of a scholarship under this section constitutes the applicant's informed consent to the rights specified in the document.

(b) The governing body of an eligible school that accepts a child under sub. (1m) (f) shall notify the department. Upon being notified, the department shall do all of the following:

1. Notify the school board of the pupil's school district of residence that the pupil has been awarded a scholarship under this section. The school board shall, within 3 days of receiving the notice, provide the department and the governing body of the eligible school that accepted the pupil with a copy of the pupil's individualized education program.

2. Determine the amount of the pupil's scholarship. The amount shall be the lesser of the following:

a. Divide the sum of the statewide gross property tax levy for schools in the previous year and the total amount of general school aid appropriated under s. 20.255 (2) (ae), (ar), and (bb) in the previous fiscal year by the total statewide membership, as defined in s. 121.004 (5), in the previous school year, and add to the quotient the result obtained by dividing the amount appropriated under s. 20.255 (2) (b) in the previous fiscal year by the total full–time equivalent number of children with disabilities enrolled in public schools in the previous school year.

b. The cost to the school district in which the eligible public school is located, the eligible charter school, or the eligible private school of providing to the pupil regular instruction, instructional and pupil support services, special education and related services, supplementary aids and services, and operating and debt services

costs per pupil, as described under s. 118.60 (4) (d), other than costs under s. 115.88 (3) and (4).

3. Prorate the amount determined under subd. 2. for a pupil attending an eligible school for less than a full school term.

4. Notify the parent of the scholarship amount, as determined under subd. 2. or 3., accompanied by an explanation of how the amount was determined.

5. On behalf of the pupil's parent, pay the scholarship to the school district, charter school, or private school that the pupil attends from the appropriation under s. 20.255 (2) (az), except that the department may not pay a scholarship to a private school unless the pupil's parent has acknowledged receiving the private school's profile under sub. (4) (g) in the manner provided by the department. Except as provided in sub. (3) (c), the scholarship continues while the pupil attends an eligible school until the pupil graduates from high school or until the end of the school term in which the pupil attains the age of 21, whichever comes first.

(3) SCHOOL BOARD DUTIES. (a) Annually, each school board shall notify the parents of each child with a disability enrolled in the school district of the program under this section.

(b) Upon the request of a parent of a pupil receiving a scholarship, the pupil's resident school district shall administer the appropriate examinations under s. 118.30 to the pupil at no cost if the school attended by the pupil does not administer them.

(c) If a child attends a private school under this section, the school board of the child's school district of residence shall ensure that the child's individualized education program team reevaluates the child as provided in s. 115.782 (4). If the individualized education program team determines that the child is no longer a child

1 with a disability, the child is ineligible to receive a scholarship under this section
2 beginning in the school term following the determination.

3 **(3m)** MAINTENANCE OF EFFORT. Whenever a pupil receives a scholarship under
4 this section, the department and the school board of the pupil's school district of
5 residence shall count the scholarship amount toward federal maintenance–of–effort
6 requirements.

7 **(4)** PRIVATE SCHOOL DUTIES. Each private school participating in the program
8 under this section shall do all of the following:

9 (a) Comply with all health and safety laws or codes that apply to private
10 schools.

11 (b) Hold a valid certificate of occupancy, if required by the municipality in which
12 the school is located or, if the municipality in which the school is located does not
13 issue certificates of occupancy, obtain a certificate of occupancy issued by the local
14 or regional governmental unit with authority to issue certificates of occupancy.

15 (c) Comply with 42 USC 2000d.

16 (d) Conduct criminal background investigations of its employees and exclude
17 from employment any person not permitted to hold a teaching license as the result
18 of an offense and any person who might reasonably be believed to pose a threat to the
19 safety of others.

20 (e) Annually submit to the department a school financial information report,
21 prepared by a certified public accountant, that complies with uniform financial
22 accounting standards established by the department by rule under s. 118.60 (11) (a).
23 The report shall be accompanied by an auditor's statement that the report is free of
24 material misstatements and fairly represents pupil costs. The report shall be limited

in scope to those records that are necessary for the department to make payments to the private school.

(f) If the private school expects to receive at least $50,000 in scholarships under this section during a school year, do one of the following before the beginning of the school year:

1. File with the department a surety bond payable to the state in an amount equal to 25 percent of the total amount of scholarships expected to be received by the private school during the school year under this section.

2. File with the department financial information demonstrating that the private school has the ability to pay an amount equal to the total amount of scholarships expected to be received by the private school during the school year under this section.

(g) Provide to each applicant under sub. (1m) (e) a profile of the private school's special education program, in a form prescribed by the department, that includes the methods of instruction that will be used by the school to provide special education and related services to the child and the qualifications of the teachers and other persons who will be providing special education and related services to the child.

(h) 1. Implement the child's most recent individualized education program or services plan, as modified by agreement between the private school and the child's parent, and related services agreed to by the private school and the child's parent that are not included in the child's individualized education program or services plan.

2. Provide a record of the implementation of the child's individualized education program or services plan under subd. 1., including an evaluation of the

1 child's progress, to the school board of the school district in which the child resides
2 in the form and manner prescribed by the department.
3 (i) Regularly report to the parent of a pupil attending the private school and
4 receiving a scholarship under this section on the pupil's progress.
5 **(5)** TRANSPORTATION. (a) *Private school.* Section 121.54 applies to the
6 transportation of a pupil to and from the private school he or she is attending under
7 this section.
8 (b) *Public school.* Section 118.51 (14) applies to the transportation of a pupil
9 to and from the public school he or she is attending under this section.
10 **(6)** PENALTIES. (a) The department may bar a school district, charter school,
11 or private school from participating in the program under this section if the
12 department determines that the school district, charter school, or private school has
13 done any of the following:
14 1. Intentionally and substantially misrepresented information required under
15 sub. (4).
16 2. Routinely failed to comply with the standards under sub. (4) (e) or (f).
17 3. Used a pupil's scholarship for any purpose other than educational purposes
18 or rebated, refunded, or shared a pupil's scholarship with a parent or pupil.
19 4. Failed to refund to the state, in a timely manner, any scholarship
20 overpayments.
21 (b) If the department bars a school district, charter school, or private school
22 from participating in the program under this section, it shall notify all pupils eligible
23 to participate in the program and their parents as quickly as possible. A pupil who
24 is receiving a scholarship and attending a school district, charter school, or private

1 school barred from the program may attend another participating school district,
2 charter school, or private school under the scholarship.

3 **(7)** STUDY. (a) The legislative audit bureau shall contract for a study of the
4 program under this section with one or more researchers who have experience
5 evaluating school choice programs. The study shall evaluate all of the following:

6 1. The level of satisfaction with the program expressed by participating pupils
7 and their parents.

8 2. The percentage of participating pupils who were victimized because of their
9 special needs at their resident school district and the percentage of such pupils at
10 their participating school.

11 3. The percentage of participating pupils who exhibited behavioral problems
12 at their resident school district and the percentage of such pupils at their
13 participating school.

14 4. The average class size at participating pupils' resident school districts and
15 at their participating schools.

16 5. The fiscal impact of the program on the state and on resident school districts.

17 (b) The contract under par. (a) shall require the researchers who conduct the
18 study to do all of the following:

19 1. Apply appropriate analytical and behavioral science methodologies to
20 ensure public confidence in the study.

21 2. Protect the identity of participating schools and pupils.

22 (c) The contract under par. (a) shall require that the results of the study be
23 reported to the appropriate standing committees of the legislature under s. 13.172
24 (3) by January 9, 2016.

(8) RULES. The department shall promulgate rules to implement and administer this section, including rules relating to all of the following:

(a) The eligibility and participation of eligible schools, including timelines that maximize pupil and school participation.

(b) The calculation and distribution of scholarships.

(c) The application and approval procedures for pupils and eligible schools.

(d) In a manner consistent with federal law, requiring the school board of a school district participating in the program under this section to spend its federal equitable share funds on children with disabilities who are enrolled by their parents in private schools other than under this section.

***–0212/1.1*SECTION 1762.** 118.016 (1) of the statutes is amended to read:

118.016 **(1)** ~~Beginning in~~ In the 2012–13 and 2013–14 school ~~year~~ years, each school board and the governing body of each charter school established under s. 118.40 (2r) shall, using the appropriate, valid, and reliable assessment of literacy fundamentals selected by the department, annually assess each pupil enrolled in kindergarten in the school district or in the charter school for reading readiness. Beginning in the 2014–15 school year, each school board and the governing body of each charter school established under s. 118.40 (2r) shall, using the appropriate, valid, and reliable assessment of literacy fundamentals selected by the department, annually assess each pupil enrolled in grades kindergarten to 2 in the school district or in the charter school for reading readiness. The department shall ensure that the assessment evaluates whether a pupil possesses phonemic awareness and letter sound knowledge.

***–1029/P6.1*SECTION 1763.** 118.145 (4) of the statutes is amended to read:

118.145 **(4)** The school board of a school district operating high school grades shall allow a pupil enrolled in a private school~~,~~ or a pupil enrolled in a tribal school~~, or a pupil enrolled in a home–based educational program~~, who has met the standards for admission to high school under sub. (1), to take up to 2 courses during each school semester if the pupil resides in the school district in which the public school is located and if the school board determines that there is sufficient space in the classroom.

***–1132/P2.1*SECTION 1764.** 118.19 (13) of the statutes is repealed.

***–1398/1.1*SECTION 1765.** 118.19 (16) of the statutes is created to read:

118.19 **(16)** The department shall ensure that teaching experience gained while a person held an emergency permit issued by the department under s. PI 34.21 (2), Wis. Adm. Code, counts toward fulfillment of the teaching experience requirement for a license based on experience under s. PI 34.195 (2), Wis. Adm. Code, or for a license in a school administrator category under s. PI 34.32, Wis. Adm. Code.

***–0346/P4.1*SECTION 1766.** 118.30 (1) of the statutes is amended to read:

118.30 **(1)** The state superintendent shall adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in the 4th, 8th ~~and~~, 9th, 10th, and 11th grades.

***–0346/P4.2*SECTION 1767.** 118.30 (1m) (ar) of the statutes is created to read:

118.30 **(1m)** (ar) Except as provided in sub. (7), beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 9th grade.

***–0346/P4.3*SECTION 1768.** 118.30 (1m) (c) of the statutes is created to read:

118.30 **(1m)** (c) Except as provided in sub. (7), beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state

superintendent under sub. (1) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 11th grade.

***–0346/P4.4*SECTION 1769.** 118.30 (1r) (ar) of the statutes is created to read:

118.30 **(1r)** (ar) Beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the charter school in the 9th grade.

***–0346/P4.5*SECTION 1770.** 118.30 (1r) (c) of the statutes is created to read:

118.30 **(1r)** (c) Beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the charter school in the 11th grade.

***–0346/P4.6*SECTION 1771.** 118.30 (1s) (a) 2m. of the statutes is created to read:

118.30 **(1s)** (a) 2m. Beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 9th grade in the private school under s. 119.23.

***–0346/P4.7*SECTION 1772.** 118.30 (1s) (a) 3m. of the statutes is created to read:

118.30 **(1s)** (a) 3m. Beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 11th grade in the private school under s. 119.23.

***–0346/P4.8*SECTION 1773.** 118.30 (1t) (bm) of the statutes is created to read:

118.30 **(1t)** (bm) Beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 9th grade in the private school under s. 118.60.

***–0346/P4.9*SECTION 1774.** 118.30 (1t) (cm) of the statutes is created to read:

118.30 **(1t)** (cm) Beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 11th grade in the private school under s. 118.60.

***–0346/P4.10*SECTION 1775.** 118.30 (2) (b) 5. of the statutes is amended to read:

118.30 **(2)** (b) 5. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 119.23 shall excuse the pupil from taking an examination administered under sub. (1s) (a) 1. to ~~3.~~ 3m.

***–0346/P4.11*SECTION 1776.** 118.30 (2) (b) 6. of the statutes is amended to read:

118.30 **(2)** (b) 6. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 118.60 shall excuse the pupil from taking an examination administered under sub. (1t) (a) to ~~(c)~~ (cm).

***–1137/P4.9*SECTION 1777.** 118.40 (2) (b) (intro.) of the statutes is renumbered 118.40 (2) (b) and amended to read:

118.40 **(2)** (b) A school board may grant a petition that would result in the conversion of all of the public schools in the school district to charter schools ~~if all of the following apply:~~.

***–1137/P4.10*SECTION 1778.** 118.40 (2) (b) 1. and 2. of the statutes are repealed.

***–0951/2.1*SECTION 1779.** 118.40 (2m) (a) of the statutes is amended to read:

118.40 **(2m)** (a) A school board may on its own initiative contract with a person to operate a school as a charter school. The contract shall include all of the provisions specified under sub. (1m) (b) and may include other provisions agreed to by the parties, except as otherwise provided in this section.

***–1137/P4.11*SECTION 1780.** 118.40 (2m) (b) of the statutes is amended to read:

118.40 **(2m)** (b) A school board may ~~not~~ enter into a contract under par. (a) that would result in the conversion of all of the public schools in the school district to charter schools ~~unless the school board complies with sub. (2) (b) 2~~.

***–1137/P4.12*SECTION 1781.** 118.40 (2r) (b) 1. (intro.) of the statutes is amended to read:

118.40 **(2r)** (b) 1. (intro.) ~~All~~ Except as provided in subd. 3., any of the following entities may ~~establish by charter and operate a charter school or, on behalf of their respective entities, may initiate a~~ contract with ~~an individual or group~~ a person to operate a ~~school as a~~ charter school:

***–1137/P4.13*SECTION 1782.** 118.40 (2r) (b) 1. e. of the statutes is created to read:

118.40 **(2r)** (b) 1. e. Any nonprofit, nonsectarian organization or consortium of such organizations approved by the charter school oversight board under par. (bm).

***–1137/P4.14*SECTION 1783.** 118.40 (2r) (b) 2. of the statutes is renumbered 118.40 (2r) (b) 2. (intro.) and amended to read:

118.40 **(2r)** (b) 2. (intro.) A charter shall include all of the provisions specified under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter school on the liability of the contracting entity under this paragraph. The contract shall also include all of the following provisions and may include other provisions agreed to by the parties. ~~The chancellor of the University of Wisconsin–Milwaukee or of the University of Wisconsin–Parkside may not establish or enter into a contract for the establishment of a charter school under this~~

~~paragraph without the approval of the board of regents of the University of Wisconsin System.~~:

***–1137/P4.15*SECTION 1784.** 118.40 (2r) (b) 2. a. to k. of the statutes are created to read:

118.40 **(2r)** (b) 2. a. A requirement that the charter school governing board adhere to specified annual academic and operational performance standards developed in accordance with the performance framework of the entity with which it is contracting.

b. Provisions detailing the corrective measures the charter school governing board will take if the charter school fails to meet performance standards.

c. A provision allowing the governing board of a charter school that receives a rating of "exceeds expectations" or "significantly exceeds expectations" in the most recent school report published by the department under s. 115.385 to open one or more additional charter schools. If the charter school governing board opens one or more additional charter schools, the existing contract applies to the new school or schools unless the parties agree to amend the existing contract or enter into a new contract.

****NOTE: Section 115.385 is created in 2013 LRB–1158.

d. The methodology that will be used by the charter school governing board to monitor and verify pupil enrollment, credit accrual, and course completion.

e. A requirement that the entity under subd. 1. have direct access to pupil data.

f. A description of the administrative relationship between the parties to the contract.

g. A requirement that the charter school governing board hold parent–teacher conferences at least annually.

h. A requirement that if more than one charter school is operated under the contract, the charter school governing board reports to the entity under subd. 1. on each charter school separately.

i. A requirement that the charter school governing board provide the data needed by the entity under subd. 1. for purposes of making the report required under sub. (3m) (a) 6.

j. A requirement that the charter school governing board participate in any training provided by the entity under subd. 1.

k. A description of all fees that the entity under subd. 1. will charge the charter school governing board.

***–1137/P4.16*SECTION 1785.** 118.40 (2r) (b) 3. of the statutes is repealed and recreated to read:

118.40 **(2r)** (b) 3. If an entity specified in subd. 1. a. to d. was operating a charter school itself immediately prior to the effective date of this subdivision .... [LRB inserts date], it may continue to do so.

***–1137/P4.17*SECTION 1786.** 118.40 (2r) (bm) of the statutes is repealed and recreated to read:

118.40 **(2r)** (bm) 1. A nonprofit, nonsectarian organization or a consortium of such organizations that wishes to contract with a charter school governing board to operate a charter school shall submit an application to the charter school oversight board. The application shall include all of the following and any other information requested by the board:

a. A strategic plan for contracting with charter school governing boards that submit high–quality proposals for charter schools that meet identified educational needs and promote a diversity of educational choices.

b. A performance framework for use in supervising and evaluating charter schools that addresses pupil academic proficiency, growth in pupil academic achievement, gaps in achievement between groups of pupils, pupil attendance, the readiness of pupils for postsecondary education, the financial proficiency and sustainability of charter schools, and charter school management.

c. An assurance that the organization or consortium will ensure accountability and transparency on the part of those charter school governing boards with which it contracts.

d. A plan, including corrective action strategies, designed to improve a charter school under contract with the organization or consortium, or to close such a charter school, based on contractual performance standards.

e. A description of the types of charter schools the organization or consortium is seeking to establish, and their potential attendance areas.

f. Information on the organization's or consortium's finances and other resources necessary for the charter school oversight board to determine the applicant's ability to perform its functions under this section.

g. A plan for entering into additional contracts in order to replicate successful charter schools.

2. The charter school oversight board shall approve or deny an application within 90 days of receiving the application.

***–1137/P4.18*SECTION 1787.** 118.40 (2r) (c) of the statutes is repealed and recreated to read:

118.40 **(2r)** (c) 1. An entity under par. (b) 1. may contract for the operation of a charter school located anywhere in this state.

4. a. A school board may prohibit a pupil who resides in the school district from attending a charter school established under this subsection unless the school district's membership, as defined in s. 121.004 (5), is at least 4,000 and at least 2 public schools in the school district were rated "fails to meet expectations" or "meets few expectations" in the most recent school report published by the department under s. 115.385.

b. A pupil who wishes to attend a charter school established under this subsection and who resides in a school district in which the school board may prohibit pupils from attending a charter school established under this subsection shall submit an application to the school board. Within 30 days of receiving the application, the school board shall issue a decision allowing or prohibiting the pupil from attending the charter school.

***–1137/P4.19*SECTION 1788.** 118.40 (2r) (cm) of the statutes is repealed.

***–0960/1.3*SECTION 1789.** 118.40 (2r) (e) 1m. of the statutes is repealed.

***–0960/1.4*SECTION 1790.** 118.40 (2r) (e) 2m. of the statutes is amended to read:

118.40 **(2r)** (e) 2m. In the 2013–14 school year ~~and in each school year thereafter~~, from the appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of the charter school an amount equal to ~~the sum of the amount paid per pupil under this paragraph in the previous school year and the per pupil revenue limit adjustment under s. 121.91 (2m) in the current school year,~~ $7,852 multiplied by the number of pupils attending the charter school.

***–0960/1.5*SECTION 1791.** 118.40 (2r) (e) 2n. of the statutes is created to read:

118.40 **(2r)** (e) 2n. In the 2014–15 school year and in each school year thereafter, from the appropriation under s. 20.255 (2) (fm), the department shall pay

to the operator of the charter school an amount equal to $7,931 multiplied by the number of pupils attending the charter school.

***–0960/1.6*SECTION 1792.** 118.40 (2r) (e) 3m. of the statutes is amended to read:

118.40 **(2r)** (e) 3m. ~~The amount paid per pupil under this paragraph may not be less than the amount paid per pupil under this paragraph in the previous school year.~~ The department shall pay 25% of the total amount in September, 25% in December, 25% in February, and 25% in June. The department shall send the check to the operator of the charter school.

***–0960/1.7*SECTION 1793.** 118.40 (2r) (e) 4. of the statutes is repealed.

***–1137/P4.20*SECTION 1794.** 118.40 (2r) (f) of the statutes is created to read:

118.40 **(2r)** (f) A charter school established under this subsection is a local educational agency under 20 USC 6301 to 6578 and as such is eligible for funding as a local educational agency, and shall comply with all requirements of local educational agencies, under 20 USC 6301 to 6578.

***–1137/P4.21*SECTION 1795.** 118.40 (2r) (g) of the statutes is created to read:

118.40 **(2r)** (g) If a charter school established by contract with an entity under par. (b) 1. a. to d. is in operation on the effective date of this paragraph .... [LRB inserts date], and the charter school receives a rating of "exceeds expectations" or "significantly exceeds expectations" in the most recent school report published by the department under s. 115.385, the person operating the charter school may open one or more additional charter schools notwithstanding the terms of the existing contract. All provisions of the existing contract, other than any provision that conflicts with this paragraph, apply to the new school or schools unless parties agree to amend the existing contract or enter into a new contract.

***–0951/2.2*SECTION 1796.** 118.40 (3) (a) of the statutes is amended to read:

118.40 **(3)** (a) If the school board grants the petition under sub. (2), the school board shall contract with the person named in the petition under sub. (1m) (b) 1. to operate the school as a charter school under this section. The contract shall include all of the provisions specified in the petition and may include other provisions agreed to by the parties, except as otherwise provided in this section.

***–0951/2.3*SECTION 1797.** 118.40 (3) (b) of the statutes is amended to read:

118.40 **(3)** (b) A contract under par. (a) or under subs. (2m) or (2r) may be for any term not exceeding 5 school years and may be renewed for one or more terms not exceeding 5 school years. The contract shall specify the amount to be paid to the charter school during each school year of the contract, except as provided in par. (i) 1.

***–1137/P4.22*SECTION 1798.** 118.40 (3) (d) of the statutes is renumbered 118.40 (3m) (a) 3. and amended to read:

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

***–1137/P4.23*SECTION 1799.** 118.40 (3) (e) of the statutes is renumbered 118.40 (3m) (a) 2. and amended to read:

118.40 **(3m)** (a) 2. When ~~establishing or~~ contracting for the establishment of a charter school under this section, ~~a school board or entity specified under sub. (2r) (b) shall consider~~ adhere to the principles and standards for quality charter schools established by the National Association of Charter School Authorizers.

***–1137/P4.24*SECTION 1800.** 118.40 (3) (f) of the statutes is created to read:

118.40 **(3)** (f) A contract with a school board or an entity under sub. (2r) (b) may provide for the establishment of more than one charter school, and a charter school governing board may enter into more than one contract with a school board or entity under sub. (2r) (b).

***–1137/P4.25*SECTION 1801.** 118.40 (3) (g) of the statutes is created to read:

118.40 **(3)** (g) 1. Except as provided in subds. 2. and 3. and sub. (4) (ar) 1., a contract with a school board or an entity under sub. (2r) (b) shall require that if the capacity of the charter school is insufficient to accept all pupils who apply, the charter school shall accept pupils at random.

2. A charter school shall give preference in enrollment to pupils who were enrolled in the charter school in the previous school year and to siblings of pupils who are enrolled in the charter school.

3. A charter school may give preference in enrollment to the children of the charter school's founders, governing board members, and full–time employees, but the total number of such children given preference may constitute no more than 10 percent of the charter school's total enrollment.

***–0951/2.4*SECTION 1802.** 118.40 (3) (i) of the statutes is created to read:

118.40 **(3)** (i) A contract under par. (a) or sub. (2m) in which the charter school is an instrumentality of the school district, as provided in sub. (7), shall do all of the following:

1. Specify the amount the school board will pay to the operator of the charter school for each resident pupil attending the charter school. The amount shall be commensurate with the average per pupil cost for the school district.

2. Grant the operator of the charter school sole discretion over the charter school's budget, curriculum, and professional development, and notwithstanding

sub. (7) (a) and (am), over the hiring of personnel and personnel policies for the charter school, except where a decision in any of these areas affects the health or safety of pupils or staff, as determined by the school board.

3. Not impose on the operator of the charter school any requirement in chs. 115 to 121 that does not explicitly apply to charter schools.

***–1137/P4.26*SECTION 1803.** 118.40 (3m) (title) and (a) (intro.) of the statutes are created to read:

118.40 **(3m)** (title) AUTHORIZING ENTITY DUTIES. (a) (intro.) A school board or entity under sub. (2r) (b) shall do all of the following:

***–1137/P4.27*SECTION 1804.** 118.40 (3m) (a) 1. and 4. to 6. of the statutes are created to read:

118.40 **(3m)** (a) 1. Solicit and evaluate charter school applications.

4. Approve only high–quality charter school applications that meet identified educational needs and promote a diversity of educational choices.

5. In accordance with the terms of each charter school contract, monitor the performance and compliance with this section of each charter school with which it contracts.

6. Annually, submit to the state superintendent and to the legislature under s. 13.172 (2) a report that includes all of the following:

a. An identification of each charter school operating under contract with it, each charter school that operated under a contract with it but had its contract nonrenewed or revoked or that closed, and each charter school under contract with it that has not yet begun to operate.

b. The academic and financial performance of each charter school operated under contract with it.

c. The operating costs of the school board or entity under sub. (2r) (b) incurred under subds. 1. to 5., detailed in an audited financial statement prepared in accordance with generally accepted accounting principles.

d. The services the school board or entity under sub. (2r) (b) has provided to the charter schools under contract with it and an itemized accounting of the cost of the services.

***–1137/P4.28*SECTION 1805.** 118.40 (3m) (b) of the statutes is created to read:

118.40 **(3m)** (b) An organization or consortium approved by the charter school oversight board under sub. (2r) (bm) annually shall submit a report to the charter school oversight board that includes all the information specified in par. (a) 6.

***–1137/P4.29*SECTION 1806.** 118.40 (4) (title) of the statutes is amended to read:

118.40 **(4)** (title) CHARTER SCHOOL <u>GOVERNING BOARD;</u> DUTIES<u>, POWERS,</u> AND RESTRICTIONS.

***–1137/P4.30*SECTION 1807.** 118.40 (4) (a) of the statutes is renumbered 118.40 (4) (ar), and 118.40 (4) (ar) (intro.), as renumbered, is amended to read:

118.40 **(4)** (ar) *Duties.* (intro.) A charter school <u>governing board</u> shall do all of the following:

***–1137/P4.31*SECTION 1808.** 118.40 (4) (ag) of the statutes is created to read:

118.40 **(4)** (ag) *Governing board.* Each charter school shall be governed by a governing board that is a party to the contract with the authorizing entity. No more than a minority of the governing board's members may be employees of the charter school or employees or officers of the school district in which the charter school is located.

***–1137/P4.32*SECTION 1809.** 118.40 (4) (b) (intro.) of the statutes is amended to read:

118.40 **(4)** (b) *Restrictions.* (intro.) A charter school governing board may not do any of the following:

***–1137/P4.33*SECTION 1810.** 118.40 (4) (b) 2. of the statutes is amended to read:

118.40 **(4)** (b) 2. Except as provided in ~~par. (c)~~ sub. (3) (h), discriminate in admission or deny participation in any program or activity on the basis of a person's sex, race, religion, national origin, ancestry, pregnancy, marital or parental status, sexual orientation or physical, mental, emotional or learning disability.

***–1137/P4.34*SECTION 1811.** 118.40 (4) (c) of the statutes is renumbered 118.40 (3) (h) and amended to read:

118.40 **(3)** (h) ~~*Single–sex schools and courses.*~~ A school board ~~may enter into a contract for,~~ and an entity under sub. (2r) may ~~establish or enter into a contract for, the establishment of~~ establish a charter school that enrolls only one sex or that provides one or more courses that enroll only one sex if the school board or entity under sub. (2r) makes available to the opposite sex, under the same policies and criteria of admission, schools or courses that are comparable to each such school or course.

***–1137/P4.35*SECTION 1812.** 118.40 (4) (d) of the statutes is created to read:

118.40 **(4)** (d) *Powers.* Subject to the terms of its contract, a charter school governing board has all the powers necessary to carry out the terms of its contract, including the following:

1. To receive and disburse funds for school purposes.

2. To secure appropriate insurance.

3. To enter into contracts, including contracts with a University of Wisconsin institution or college campus, technical college district board, or private college or university, for technical or financial assistance, academic support, curriculum review, or other services.

4. To incur debt in reasonable anticipation of the receipt of funds.

5. To pledge, assign, or encumber its assets to be used as collateral for loans or extensions of credit.

6. To solicit and accept gifts or grants for school purposes.

7. To acquire real property for its use.

8. To sue and be sued in its own name.

***–1137/P4.36*SECTION 1813.** 118.40 (6) of the statutes is amended to read:

118.40 **(6)** PROGRAM VOLUNTARY. ~~No~~ Unless all of the public schools in a school district have been converted to charter schools under sub. (2) (b) or (2m) (b), no pupil may be required to attend a charter school without his or her approval, if the pupil is an adult, or the approval of his or her ~~parents~~ parent or legal guardian, if the pupil is a minor.

***–0951/2.5*SECTION 1814.** 118.40 (7) (ar) of the statutes is amended to read:

118.40 **(7)** (ar) Nothing in this ~~subsection~~ section affects the rights of personnel of a charter school that is an instrumentality of a school district to engage in collective bargaining pursuant to subch. IV of ch. 111.

***–1132/P2.2*SECTION 1815.** 118.40 (8) (b) 3. of the statutes is created to read:

118.40 **(8)** (b) 3. The department may not require a person licensed as provided under subd. 1. to complete professional development not required of any other individual required to be licensed under s. 118.19.

***–1137/P4.37*SECTION 1816.** 118.51 (1) (a) of the statutes is renumbered 118.51 (1) (ag).

***–1137/P4.38*SECTION 1817.** 118.51 (1) (ad) of the statutes is created to read:

118.51 **(1)** (ad) "Charter school" excludes a school under contract with an entity under s. 118.40 (2r) (b).

***–1012/7.2*SECTION 1818.** 118.52 (title) of the statutes is repealed and recreated to read:

118.52 (title) **Course options.**

***–1012/7.3*SECTION 1819.** 118.52 (1) (a) of the statutes is renumbered 118.52 (1) (ar).

***–1012/7.4*SECTION 1820.** 118.52 (1) (am) of the statutes is created to read:

118.52 **(1)** (am) "Educational institution" includes a public school in a nonresident school district, the University of Wisconsin System, a technical college, a nonprofit institution of higher education, a tribal college, a charter school, and any nonprofit organization that has been approved by the department.

***–1012/7.5*SECTION 1821.** 118.52 (2) of the statutes is amended to read:

118.52 **(2)** APPLICABILITY. ~~Beginning in the 1998–99 school year, a~~ A pupil enrolled in a public school ~~in the high school grades~~ may attend ~~public school in a nonresident school district~~ an educational institution under this section for the purpose of taking a course offered by the ~~nonresident school district~~ educational institution. A pupil may attend no more than 2 courses at any time ~~in nonresident school districts~~ at educational institutions under this section.

***–1012/7.6*SECTION 1822.** 118.52 (3) (a) of the statutes is amended to read:

118.52 **(3)** (a) The parent of a pupil who wishes to attend ~~public school in a nonresident school district~~ an educational institution for the purpose of taking a

course under this section shall submit an application, on a form provided by the department, to the ~~school board of the nonresident school district in which~~ educational institution at which the pupil wishes to attend a course not later than 6 weeks prior to the date on which the course is scheduled to commence. The application shall specify the course that the pupil wishes to attend and may specify the school or schools at which the pupil wishes to attend the course. The ~~nonresident school board~~ educational institution shall send a copy of the application to the pupil's resident school board.

***–1012/7.7*SECTION 1823.** 118.52 (3) (b) of the statutes is amended to read:

118.52 **(3)** (b) If ~~a nonresident school board~~ an educational institution receives more applications for a particular course than there are spaces available in the course, the ~~nonresident school board~~ educational institution shall determine which pupils to accept on a random basis.

***–1012/7.8*SECTION 1824.** 118.52 (3) (c) of the statutes is amended to read:

118.52 **(3)** (c) No later than one week prior to the date on which the course is scheduled to commence, the ~~nonresident school board~~ educational institution shall notify the applicant and the resident school board, in writing, whether the application has been accepted and, if the application is accepted, the school at which the pupil may attend the course. The acceptance applies only for the following semester, school year or other session in which the course is offered. If the ~~nonresident school board~~ educational institution rejects an application, it shall include in the notice the reason for the rejection.

***–1012/7.9*SECTION 1825.** 118.52 (3) (d) 1. of the statutes is amended to read:

118.52 **(3)** (d) 1. If it denies an application to attend ~~public school in a nonresident school district~~ an educational institution under sub. (6), notify the

applicant and the ~~nonresident school board~~ educational institution, in writing, that the application has been denied and include in the notice the reason for the rejection.

***–1012/7.10*SECTION 1826.** 118.52 (3) (e) of the statutes is amended to read:

118.52 **(3)** (e) Following receipt of a notice of acceptance but prior to the date on which the course is scheduled to commence, the pupil's parent shall notify the resident school board and ~~nonresident school board~~ the educational institution of the pupil's intent to attend the course ~~in~~ at the ~~nonresident school district~~ educational institution.

***–1012/7.11*SECTION 1827.** 118.52 (6) (a) of the statutes is amended to read:

118.52 **(6)** (a) *Individualized education program requirements.* The school board of a pupil's resident school district shall reject a pupil's application to attend a course ~~in a public school in a nonresident school district~~ at an educational institution if the resident school board determines that the course conflicts with the individualized education program for the pupil under s. 115.787 (2).

***–1012/7.12*SECTION 1828.** 118.52 (6) (b) of the statutes is repealed.

***–1012/7.13*SECTION 1829.** 118.52 (6) (c) of the statutes is created to read:

118.52 **(6)** (c) *Pupil plan; high school graduation requirements.* The school board of a pupil's resident school district may reject an application by a pupil to attend a course at an educational institution if the resident school board determines that any of the following apply:

1. The course does not satisfy a high school graduation requirement under s. 118.33.

2. The course does not conform to or support the pupil's academic and career plan under s. 115.28 (59) (a), if any.

****NOTE: Academic and career plans are required in s. 115.28 (59) (a), created in 2013 LRB–1136.

***–1012/7.14*SECTION 1830.** 118.52 (8) of the statutes is amended to read:

118.52 **(8)** APPEAL OF REJECTION. If an application is rejected under sub. ~~(5)~~ (3) (c) or a pupil is prohibited from attending a course ~~in a public school in a nonresident school district~~ at an educational institution under sub. (6), the pupil's parent may appeal the decision to the department within 30 days after the decision. The department shall affirm the ~~school board's~~ decision unless the department finds that the decision was arbitrary or unreasonable. The department's decision is final and is not subject to judicial review under subch. III of ch. 227.

***–1012/7.15*SECTION 1831.** 118.52 (9) of the statutes is amended to read:

118.52 **(9)** RIGHTS AND PRIVILEGES OF NONRESIDENT PUPILS. A pupil attending a course ~~in a public school in a nonresident school district~~ at an educational institution under this section has all of the rights and privileges of other pupils ~~residing in that school district~~ attending the educational institution and is subject to the same rules and regulations as those pupils ~~residing in that school district~~.

***–1012/7.16*SECTION 1832.** 118.52 (10) of the statutes is amended to read:

118.52 **(10)** DISCIPLINARY RECORDS. Notwithstanding s. 118.125, the resident school board shall provide to the ~~nonresident school board~~ educational institution to which a pupil has applied under this section, upon request by that ~~school board~~ educational institution, a copy of any expulsion findings and orders, a copy of records of any pending disciplinary proceeding involving the pupil, a written explanation of the reasons for the expulsion or pending disciplinary proceeding and the length of the term of the expulsion or the possible outcomes of the pending disciplinary proceeding.

***–1012/7.17*SECTION 1833.** 118.52 (11) (a) and (b) of the statutes are amended to read:

118.52 **(11)** (a) *Responsibility.* The parent of a pupil attending a course ~~in a public school in a nonresident school district~~ at an educational institution under this section is responsible for transporting the pupil to and from the course that the pupil is attending.

(b) *Low–income assistance.* The parent of a pupil who is attending a course ~~in a public school in a nonresident school district~~ at an educational institution under this section may apply to the department for reimbursement of the costs incurred by the parent for the transportation of the pupil to and from the pupil's residence or school in which the pupil is enrolled and the ~~school at which~~ educational institution that the pupil is attending for the course if the pupil and parent are unable to pay the cost of such transportation. The department shall determine the reimbursement amount and shall pay the amount from the appropriation under s. 20.255 (2) (cy). The department shall give preference under this paragraph to those pupils who are eligible for a free or reduced–price lunch under 42 USC 1758 (b).

***–1012/7.18*SECTION 1834.** 118.52 (12) of the statutes is amended to read:

118.52 **(12)** TUITION. The resident school board shall pay to the ~~nonresident school board~~ educational institution, for each resident pupil attending a course ~~in a public school in the nonresident school district~~ at the educational institution under this section, an amount equal to the cost of providing the course to the pupil, calculated in a manner determined by the department. The educational institution may not charge to or receive from the pupil or the pupil's resident school board any additional payment for a pupil attending a course at the educational institution under this section.

***–1029/P6.2*SECTION 1835.** 118.53 of the statutes is created to read:

118.53 Attendance by pupils enrolled in a home–based private educational program. (1) In this section, "course" means study which has the fundamental purposes of developing the knowledge, concepts, and skills in a subject.

(2) In addition to the standards for admission under ss. 118.14, 118.145 (1), and 120.12 (25), the school board of a district shall determine the minimum standards for admission to a course offered by the school district at each grade.

(3) A school board shall allow a pupil enrolled in a home–based private educational program, who has met the standards for admission to the course under sub. (2), to attend up to 2 courses at a public school in the district during each school semester if the school board determines that there is sufficient space in the classroom.

(4) A pupil enrolled in a home–based private educational program and attending a public school under this section may attend one course in each of 2 school districts, but may not attend more than 2 courses in any semester.

***–1026/P6.3*SECTION 1836.** 118.60 (title) of the statutes is amended to read:

118.60 (title) **Parental choice ~~programs~~ <u>program</u> for eligible school districts.**

***–1026/P6.4*SECTION 1837.** 118.60 (1) (am) (intro.) of the statutes is amended to read:

118.60 **(1)** (am) (intro.) "Eligible school district" means a school district that~~,~~ ~~subject to sub. (1m),~~ satisfies ~~all~~ <u>any</u> of the following:

***–1026/P6.5*SECTION 1838.** 118.60 (1) (am) 1. of the statutes is renumbered 118.60 (1) (am) 1g. a.