



2019 SENATE BILL 160

April 11, 2019 - Introduced by Senators OLSEN, BEWLEY, KOOYENGA and WANGGAARD, cosponsored by Representatives GUNDRUM, BALLWEG, BRANDTJEN, EDMING, FELZKOWSKI, HORLACHER, KNODL, KULP, MILROY, SKOWRONSKI, SUBECK, TITTL, TUSLER and WICHGERS. Referred to Committee on Education.

1 **AN ACT** *to renumber and amend* 120.11 (2); and *to create* 120.11 (2) (b) of the
2 statutes; **relating to:** the method for providing notice of a special meeting of
3 a school board.

Analysis by the Legislative Reference Bureau

Under current law, the clerk of a school district (other than a first class city school district) or, in the clerk's absence, the president of the school district must notify each school board member in writing of the time and place of a special meeting of the school board at least 24 hours before the meeting. Currently, the notice must be delivered personally to each school board member or left at or mailed by first class mail to the member's usual place of abode.

This bill makes the following changes to the requirements for providing notice of a special meeting of a school board:

1. The bill requires a school district clerk or, in the clerk's absence, the school district's president to notify each school board member of the meeting in a manner likely to give the member notice of the meeting.

2. The bill specifies that the date, time, and place for the meeting must be set by the clerk of a school district or, in the clerk's absence, the president of the school district.

3. The bill provides that, if a school district clerk or, in the clerk's absence, the school district's president determines that providing notice at least 24 hours before the meeting is, for good cause shown by the clerk or president, impossible or impractical, the clerk or president may notify each school board member of the date,

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time, and place of the meeting less than 24 hours, but not less than 2 hours, before the meeting.

For further information see the *local* 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.** 120.11 (2) of the statutes is renumbered 120.11 (2) (a) and amended
2 to read:

3 120.11 (2) (a) ~~A~~ The school board shall hold a special school board meeting
4 ~~shall be held upon the written request of any a school board member. The request~~
5 ~~shall be filed with the school district clerk or, in the school district clerk's absence,~~
6 ~~the school district president who.~~ The school district clerk or, in the school district
7 clerk's absence, the president shall fix a reasonable date, time, and place for the
8 meeting. Except as provided under pars. (b) and (c), the school district clerk or, in
9 the school district clerk's absence, the president shall notify in writing each school
10 board member of the date, time, and place of the special school board meeting at least
11 24 hours before the meeting. The ~~Except as provided under pars. (b) and (c), the~~
12 ~~school district clerk or, in the school district clerk's absence, the president shall give~~
13 ~~the notice shall be delivered to each school board member personally or shall be left~~
14 ~~at the usual place of abode of the school board member or shall be mailed by 1st class~~
15 ~~mail to the usual place of abode of the school board member so as to arrive at least~~
16 ~~24 hours before~~ in a manner likely to give the school board member notice of the
17 ~~special school board meeting. A special~~

18 (c) The school board may hold a special school board meeting may be held under
19 par. (a) without prior notice, if all school board members are present and consent, or

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1 if every school board member consents in writing even though ~~he or she~~ the school
2 board member does not attend.

3 **SECTION 2.** 120.11 (2) (b) of the statutes is created to read:

4 120.11 **(2)** (b) If the school district clerk or, in the school district clerk's absence,
5 the school district president determines that providing notice at least 24 hours before
6 a special school board meeting under par. (a) is, for good cause shown by the school
7 district clerk or president, impossible or impractical, the school district clerk or
8 president may notify each school board member of the date, time, and place of the
9 meeting less than 24 hours, but not less than 2 hours, before the meeting.

10 (END)