



## 1997 ASSEMBLY BILL 841

March 2, 1998 - Introduced by Representative GOETSCH, by request of Dale and Pam Dyer. Referred to Committee on Education.

1     **AN ACT** *to repeal* 121.54 (7) (b) 2.; *to renumber and amend* 121.54 (7) (b) 1.;  
2             *to amend* 121.54 (7) (a) (intro.), 121.54 (7) (a) 2. and 121.58 (2) (a); and *to*  
3             *create* 121.54 (7) (am) of the statutes; **relating to:** transportation of public  
4             school pupils to extracurricular activities.

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### *Analysis by the Legislative Reference Bureau*

Current law generally requires a school board to provide transportation for pupils who reside in the school district 2 or more miles away from the nearest public school they are required to attend. A school district receives state aid for providing this required transportation. A school board may provide transportation for pupils attending private or public schools and their parents or guardians, authorized chaperones and school employees in connection with extracurricular activities. If the school board chooses to provide such transportation, then the school board may charge the persons required to be transported an amount sufficient to reimburse it for the cost of providing the transportation.

This bill requires a school board to provide transportation for pupils attending public schools and their parents or guardians, authorized chaperones and school employees in connection with extracurricular activities. The bill also prohibits a school board from charging for this transportation and provides for the payment of state aid to the transporting school district at the same rates as those for required transportation under current law.

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

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

1           **SECTION 1.** 121.54 (7) (a) (intro.) of the statutes is amended to read:

2           121.54 (7) (a) (intro.) A school board ~~may~~ shall provide transportation for  
3 pupils attending public ~~or private~~ schools, their parents or guardians, authorized  
4 chaperones, school officers, faculty and employes and school doctors, dentists and  
5 nurses in connection with any extracurricular activity of the public ~~or private~~ school,  
6 conducted during the school year, such as a school athletic contest, school game, after  
7 school practice, late activity, school outing or school field trip or any other similar trip  
8 when:

9           **SECTION 2.** 121.54 (7) (a) 2. of the statutes is amended to read:

10           121.54 (7) (a) 2. ~~A school operated by the school district or the private school~~  
11 The school has an actual interest in the safety and welfare of the children  
12 transported to the activity;

13           **SECTION 3.** 121.54 (7) (am) of the statutes is created to read:

14           121.54 (7) (am) A school board may provide transportation for pupils attending  
15 private schools, their parents or guardians, authorized chaperones, school officers,  
16 faculty and employes and school doctors, dentists and nurses in connection with any  
17 extracurricular activity under par. (a) if all the conditions under par. (a) 1., 2. and 4.  
18 are met.

19           **SECTION 4.** 121.54 (7) (b) 1. of the statutes is renumbered 121.54 (7) (b) and is  
20 amended to read:

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1           121.54 (7) (b) ~~If transportation is provided to pupils and other persons in~~  
2 ~~connection with any extracurricular activity of a public school under par. (a), the~~  
3 ~~school board may make a charge for such transportation, to be paid by the persons~~  
4 ~~transported, sufficient to reimburse it for the cost of providing the transportation.~~  
5 If transportation is provided to pupils and other persons in connection with any  
6 extracurricular activity of a private school under par. ~~(a)~~ (am), the school board shall  
7 make a charge for such transportation, to be paid by the private school or the persons  
8 transported, sufficient to reimburse it for the cost of providing the transportation.

9           **SECTION 5.** 121.54 (7) (b) 2. of the statutes is repealed.

10          **SECTION 6.** 121.58 (2) (a) of the statutes is amended to read:

11           121.58 (2) (a) A school district which provides transportation to and from a  
12 school under ss. 121.54 (1) to (3), (5) ~~and~~, (6) and (7) (a) and 121.57 shall be paid state  
13 aid for such transportation at the rate of \$30 per school year per pupil so transported  
14 whose residence is at least 2 miles and not more than 5 miles from the school  
15 attended, \$45 per school year per pupil so transported whose residence is at least 5  
16 miles and not more than 8 miles from the school attended, \$60 per school year per  
17 pupil so transported whose residence is at least 8 miles and not more than 12 miles  
18 from the school attended, \$68 per school year per pupil so transported whose  
19 residence is at least 12 miles and not more than 15 miles from the school attended,  
20 \$75 per school year per pupil so transported whose residence is at least 15 miles and  
21 not more than 18 miles from the school attended, and \$85 per school year per pupil  
22 so transported whose residence is more than 18 miles from the school attended. Such  
23 state aid shall be reduced proportionately in the case of a pupil transported for less  
24 than a full school year because of nonenrollment. State aid for transportation shall  
25 not exceed the actual cost thereof. No state aid of any kind may be paid to a school

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1 district which charges the pupil transported or his or her parent or guardian any part  
2 of the cost of transportation provided under ss. 121.54 (1) to (3), (5) ~~and~~, (6) and (7)  
3 (a) and 121.57 or which wilfully or negligently fails to transport all pupils for whom  
4 transportation is required under s. 121.54.

5 **SECTION 7. Initial applicability.**

6 (1) This act first applies to the transportation of pupils and the distribution of  
7 state aid in the fiscal year beginning after the effective date of this subsection.

8 (END)