



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2205/1
FFK:amn&kjf

2017 ASSEMBLY BILL 251

April 14, 2017 - Introduced by COMMITTEE ON EDUCATION. Referred to Committee on Education.

1 **AN ACT relating to:** modifying rules related to grant programs administered by
2 the Department of Public Instruction.

Analysis by the Legislative Reference Bureau

This bill combines four chapters of the administrative code, each of which pertains to a grant program administered by the Department of Public Instruction into one administrative code chapter. The four grant programs are 1) grants for peer review and mentoring; 2) grants for alcohol and other drug abuse programs; 3) grants for tribal language revitalization; and 4) four-year-old kindergarten grants. The bill also provides default procedures for other state grant programs administered by DPI.

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

3 **SECTION 1.** Chapter PI 16 (title) of the administrative code is repealed.

4 **SECTION 2.** PI 16.01 of the administrative code is renumbered PI 38.21 and
5 amended to read:

6 **PI 38.21 Purpose.** This chapter subchapter sets forth criteria and procedures
7 for awarding grants to eligible school districts to implement a 4-year-old

ASSEMBLY BILL 251

1 kindergarten program under s. 115.445, Stats. Funds are awarded from the
2 appropriation under s. 20.255 (2) (dp), Stats.

3 **SECTION 3.** PI 16.02 (intro.), (1), (2), (3), (4) and (6) of the administrative code
4 are renumbered PI 38.22 (intro.), (1), (2), (3), (4) and (6), and PI 38.22 (intro.), as
5 renumbered, is amended to read:

6 **PI 38.22 Definitions.** (intro.) In this ~~chapter~~ subchapter:

7 **SECTION 4.** PI 16.02 (5), (7) and (8) of the administrative code are renumbered
8 PI 38.002 (2), (3) and (4).

9 **SECTION 5.** PI 16.03 of the administrative code is renumbered PI 38.23, and PI
10 38.23 (1) (a) (intro.) and (2) (intro.) and (c), as renumbered, are amended to read:

11 PI 38.23 (1) (a) (intro.) Annually by ~~March 31, 2008, for the 2008-2009 school~~
12 ~~year, and by the fourth Monday in March in subsequent school years,~~ school boards
13 of eligible school districts may apply to the department for a 4K grant under this
14 ~~chapter~~ subchapter for the following school year. A school district is eligible to apply
15 if it meets all of the following requirements:

16 (2) (intro) A school district operating a 4K program funded under sub. (1) shall
17 ~~meet~~ do all of the following:

18 (c) ~~All~~ Comply with all applicable state statutes, including the school district
19 standards under s. 121.02 (1), Stats., and transportation requirements under s.
20 121.54 (1) and (2), Stats.

21 **SECTION 6.** PI 16.04 of the administrative code is renumbered PI 38.24, and PI
22 38.24 (1) (a) and (2) (a), as renumbered, are amended to read:

23 PI 38.24 (1) (a) The department shall give preference in awarding grants under
24 this ~~chapter~~ subchapter to eligible school districts under s. ~~PI 16.03~~ 38.23 (1) (a) that
25 demonstrate in the application that the 4K program is using a community approach

ASSEMBLY BILL 251

1 to early education. An eligible applicant that uses a community approach to early
2 education shall receive up to \$3,000 per pupil enrolled in the school district's 4K
3 program as determined on the third Friday in September pupil count under s. 121.05
4 (1), Stats., in the school year following the grant application. If the funds under s.
5 20.255 (2) (dp), Stats., are insufficient to pay \$3,000 per pupil, the funds shall be
6 prorated.

7 (2) (a) Grant recipients under sub. (1) may receive a second year grant if the
8 recipient submits to the department by November 7 of the school year following the
9 receipt of the first year grant, an assurance on a form provided by the department,
10 affirming that the program was and continues to meet the requirements under this
11 ~~chapter~~ subchapter.

12 **SECTION 7.** Chapter PI 32 (title) of the administrative code is repealed.

13 **SECTION 8.** PI 32.01 (title), (1), (2) and (4) of the administrative code are
14 renumbered PI 38.11 (title), (1), (2) and (3), and PI 38.11 (3), as renumbered, is
15 amended to read:

16 PI 38.11 (3) This ~~chapter~~ subchapter sets forth characteristics of a
17 comprehensive kindergarten through grade 12 program including criteria and
18 procedures in awarding grants under s. 115.36, Stats.

19 **SECTION 9.** PI 32.01 (3) of the administrative code is repealed.

20 **SECTION 10.** PI 32.02 (intro.), (1), (3), (4), (5), (7), (8), (9) and (10) of the
21 administrative code are renumbered PI 38.12 (intro.), (1), (3), (4), (5), (7), (8), (9) and
22 (10), and PI 38.12 (intro.), (1) and (4), as renumbered, are amended to read:

23 **PI 38.12 Definitions.** (intro.) In this ~~chapter~~ subchapter:

24 (1) "AODA program" means a comprehensive kindergarten through grade 12
25 alcohol and other drug abuse program as described in s. PI ~~32.03~~ 38.13.

ASSEMBLY BILL 251

1 (4) “Council” ~~has the meaning given in~~ means the council created under s.
2 115.36 (2) (e), Stats.

3 **SECTION 11.** PI 32.02 (2), (6), (11) and (12) of the administrative code are
4 repealed.

5 **SECTION 12.** PI 32.03 (title) and (1) of the administrative code are renumbered
6 PI 38.13 (title) and (1), and PI 38.13 (1) (intro.), as renumbered, is amended to read:

7 PI 38.13 (1) AODA PROGRAM POLICIES. (intro.) Except projects funded under s.
8 PI ~~32.04~~ 38.14, a school board conducting an AODA program shall establish policies
9 and procedures that clearly articulate how the program will operate. In developing
10 policies under this section, a school board shall consider requiring any of the
11 following:

12 **SECTION 13.** PI 32.03 (2) of the administrative code is renumbered PI 38.13 (2),
13 and PI 38.13 (2) (intro.), as renumbered, is amended to read:

14 PI 38.13 (2) AODA PROGRAM CONTENT. (intro.) Under s. 115.36 (1), Stats., every
15 public and private school is encouraged to develop AODA programs to prevent or
16 ameliorate alcohol and other drug abuse among minors. Section 115.36 (3), Stats.,
17 ~~provide~~ provides for grants to assist school districts in developing or supplementing
18 AODA programs. An AODA program under this section may include any of the
19 following:

20 **SECTION 14.** PI 32.03 (3) of the administrative code is renumbered PI 38.13 (3),
21 and PI 38.13 (3) (intro.) and (c), as renumbered, are amended to read:

22 PI 38.13 (3) GRANT APPLICATION REQUIREMENTS. (intro.) A school board or a
23 school board in cooperation with another school board under an agreement under s.
24 66.0301, Stats.; or a CESA board under s. 116.032, Stats.; may apply for a grant
25 under this section. Maximum awards for consortium projects shall be determined

ASSEMBLY BILL 251

1 by the state superintendent as described under sub. (4) (a). Annually, an applicant
2 under this section shall submit all of the following information to the department in
3 its grant application:

4 (c) A description of how the proposed program activities will be integrated with
5 the school district's current AODA program as specified in ~~s. PI 32.03~~ this section,
6 as well as other school improvement strategies.

7 **SECTION 15.** PI 32.03 (4) of the administrative code is renumbered PI 38.13 (4),
8 and PI 38.13 (4) (b), as renumbered, is amended to read:

9 PI 38.13 (4) (b) The council under ~~s. 115.36 (2) (e), Stats.,~~ shall review the
10 applications submitted under this section and make recommendations to the state
11 superintendent regarding the funding of school district applications. These
12 recommendations shall be based on the criteria specified in par. (c).

13 **SECTION 16.** PI 32.04 of the administrative code is renumbered PI 38.14.

14 **SECTION 17.** Chapter PI 38 (title) of the administrative code is repealed and
15 recreated to read:

CHAPTER PI 38**STATE GRANT PROGRAMS**

16
17
18 **SECTION 18.** Subchapter I of chapter PI 38 [precedes PI 38.001] of the
19 administrative code is created to read:

CHAPTER PI 38**SUBCHAPTER I****GENERAL**

20
21
22
23 **PI 38.001 Purpose.** This chapter establishes procedures for grant programs
24 administered by the department.

25 **PI 38.002 Definitions.** In this chapter:

ASSEMBLY BILL 251**SECTION 23**

1 **(3)** “Initial educator” means an individual who holds an initial license as
2 defined under s. PI 3.01 ~~(19)~~ 34.01 (33).

3 **SECTION 24.** PI 38.02 (2) of the administrative code is renumbered PI 38.002
4 (1).

5 **SECTION 25.** PI 38.02 (5) of the administrative code is renumbered PI 38.002
6 (5).

7 **SECTION 26.** PI 38.03 (1) (intro.) of the administrative code is amended to read:

8 PI 38.03 **(1)** ELIGIBILITY. (intro.) Annually, by ~~November 1, 1998,~~ and by May
9 1 ~~in subsequent years,~~ eligible applicants may apply to the state superintendent to
10 fund a peer review and mentoring program described under sub. ~~(4)~~ (4m). Eligible
11 applicants include the following:

12 **SECTION 27.** PI 38.03 (3) of the administrative code is amended to read:

13 PI 38.03 **(3)** ASSURANCES. A grant recipient under this ~~chapter~~ subchapter shall
14 provide for all of the following:

15 (a) An assurance that the grant awarded under this ~~chapter~~ subchapter will
16 not be used to supplant or replace funds otherwise available for professional
17 development.

18 (b) An assurance that program information and related materials under this
19 ~~chapter~~ subchapter will be made available to interested schools and other
20 educational institutions at a reasonable cost.

21 **SECTION 28.** PI 38.03 (4) (intro.) of the administrative code is renumbered PI
22 38.03 (4) and amended to read:

23 PI 38.03 **(4)** ~~PROGRAM COMPONENTS~~ GRANT AMOUNT. A one-year grant of not more
24 than \$25,000 may be made to fund a comprehensive peer review and mentoring
25 program for initial and professional educators.

ASSEMBLY BILL 251

1 education authority, may apply to the department for a grant for the purpose of
2 supporting innovative, effective instruction in one or more American Indian
3 languages.

4 (2) A grant program funded with a grant under this ~~chapter~~ subchapter shall
5 include one or more activities related to providing instruction in a tribal language
6 as either a curricular or co-curricular offering. Funds may be used for activities
7 including, but not limited to, curriculum design, creation of appropriate assessment
8 instruments, professional development activities, language-focused parent and
9 community engagement activities, instructional delivery, and program evaluation.

10 (3) (h) A description of how the ~~school district~~ applicant will measure the
11 effectiveness of the instruction.

12 **SECTION 39.** PI 39.04 of the administrative code is renumbered PI 38.34, and
13 PI 38.34 (1) and (2) (intro.), (a), (b) and (d), as renumbered, are amended to read:

14 PI 38.34 (1) The department shall establish funding limits annually based on
15 the appropriation under s. 20.255 (2) (km), Stats., and inform school ~~districts~~ boards
16 and CESAs of these limits.

17 (2) (intro.) The department shall review the applications submitted under this
18 ~~chapter~~ subchapter and shall determine which of the applications eligible for
19 funding will receive grants based on the following criteria:

20 (a) The extent to which the program design and activities address the identified
21 needs under s. ~~PI 39.03~~ 38.33 (3) (a).

22 (b) The extent to which the program design and activities are both innovative
23 and appropriate to the purpose of the program funded by the grant and likely to make
24 a measurable impact.

ASSEMBLY BILL 251

SECTION 39

1 (d) The extent to which the applicant met the requirements under s. PI ~~39.03~~

2 38.33.

3 (END)