



2013 ASSEMBLY BILL 324

August 23, 2013 - Introduced by Representatives ZAMARRIPA, MASON, KOLSTE, JOHNSON, SINICKI, BERCEAU, WRIGHT, POPE, HESSELBEIN, C. TAYLOR, WACHS, JORGENSEN, OHNSTAD, BARNES, HEBL, VRUWINK and MILROY. Referred to Joint Committee on Finance.

1 **AN ACT to create** 118.60 (10) (a) 9., 119.23 (10) (a) 9. and 120.13 (1) (i) of the
2 statutes; **relating to:** the expulsion of pupils from a private school
3 participating in a parental choice program and granting rule-making
4 authority.

Analysis by the Legislative Reference Bureau

Under current law, a pupil may be expelled from a public school for repeatedly violating school rules; making a bomb threat; or endangering or threatening to endanger the property, health, or safety of others. A pupil who has a firearm at school must be expelled for at least one year. Before expelling a pupil, the school board must provide a hearing at which the pupil or his or her parent may be represented by an attorney. After the hearing, the school board must issue a written decision, which may be appealed to the state superintendent of public instruction.

This bill directs the Department of Public Instruction to promulgate rules establishing a procedure for the expulsion of pupils attending a private school under a parental choice program by the governing body of the private school. The rules must adhere as closely as feasible to the statutory provisions governing the expulsion of pupils from public schools.

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The bill also authorizes the state superintendent to issue an order barring a private school from participating in a parental choice program if the private school violates the rules described above.

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

1 **SECTION 1.** 118.60 (10) (a) 9. of the statutes is created to read:

2 118.60 **(10)** (a) 9. Violated the rules promulgated under s. 120.13 (1) (i).

3 **SECTION 2.** 119.23 (10) (a) 9. of the statutes is created to read:

4 119.23 **(10)** (a) 9. Violated the rules promulgated under s. 120.13 (1) (i).

5 **SECTION 3.** 120.13 (1) (i) of the statutes is created to read:

6 120.13 **(1)** (i) The department shall promulgate rules establishing a procedure
7 for the expulsion of pupils attending a private school under s. 118.60 or 119.23 by the
8 governing body of the private school. The rules shall adhere as closely as feasible to
9 the provisions applicable to public school pupils under this subsection.

10

(END)