



2015 SENATE BILL 755

February 17, 2016 – Introduced by Senators C. LARSON and HARRIS DODD, cosponsored by Representatives BROSTOFF, BOWEN, BARNES, POPE, BERCEAU, RIEMER and KESSLER. Referred to Committee on Education.

1 **AN ACT to repeal** 13.94 (1) (os), 20.255 (2) (fs), 40.03 (2) (x), 59.17 (2) (b) 7., 59.796,
2 62.53, 115.28 (10m), 115.28 (10o), subchapter IX of chapter 115 [precedes
3 115.999], 119.02 (2g), 119.02 (4), 119.16 (1n), 119.16 (15), 119.33, 119.44 (2) (a)
4 5., subchapter II of chapter 119 [precedes 119.9000] and 120.18 (1) (o); and **to**
5 **amend** 13.94 (intro.), 13.94 (1) (b), 13.94 (1) (e), 13.94 (1s) (a), 63.23 (1), 66.0301
6 (1) (a), 118.125 (4), 118.30 (1g) (a) 3., 118.30 (1s) (intro.), 118.33 (1) (f) 2., 118.33
7 (1) (f) 2m., 118.33 (1) (f) 3., 119.02 (1), 119.04 (1), 119.16 (2), 119.16 (8), 119.16
8 (9), 119.46 (1), 119.61 (2) (b), 119.61 (2) (c), 119.61 (3), 146.89 (1) (d) 2., 146.89
9 (1) (g) 1. and 938.49 (2) (b) of the statutes; **relating to:** Opportunity Schools and
10 Partnership Programs.

Analysis by the Legislative Reference Bureau

This bill repeals all three Opportunity Schools and Partnership Programs, created in 2015 Wisconsin Act 55: the first class city OSPP, the superintendent of schools OSPP, under the control of the superintendent of schools of the Milwaukee Public Schools, and the OSPP for eligible school districts. An eligible school district is one that satisfies all of the following: 1) the school district was assigned to the

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lowest performance category on the accountability reports published for the district in the two most recent school years; 2) the membership of the school district is greater than 15,000; and 3) the school district received intradistrict transfer aid in the two school years described under item 1. Act 55 placed the first class city OSPP and each eligible school district OSPP under the supervision of a commissioner, appointed by the county executive of the county in which the school district is located.

Under each OSPP, an entity other than the school board was granted supervision over the operation and general management of certain eligible schools. These entities include a person who operates a charter school and the governing body of a nonsectarian private school participating in a parental choice program. An eligible school in each OSPP is a school that was assigned to the lowest performance category on the most recent accountability report published for the school.

For further information see the *state and 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.** 13.94 (intro.) of the statutes, as affected by 2015 Wisconsin Acts 2
2 and 55, is amended to read:
3 **13.94 Legislative audit bureau.** (intro.) There is created a bureau to be
4 known as the “Legislative Audit Bureau,” headed by a chief known as the “State
5 Auditor.” The bureau shall be strictly nonpartisan and shall at all times observe the
6 confidential nature of any audit currently being performed. Subject to s. 230.35 (4)
7 (a) and (f), the state auditor or designated employees shall at all times with or
8 without notice have access to all departments and to any books, records or other
9 documents maintained by the departments and relating to their expenditures,
10 revenues, operations and structure, including specifically any such books, records,
11 or other documents that are confidential by law, except as provided in sub. (4) and
12 except that access to documents of counties, cities, villages, towns or school districts
13 is limited to work performed in connection with audits authorized under sub. (1) (m)
14 and ~~except that access to documents of the opportunity schools and partnership~~

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1 programs under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 is limited to
2 work performed in connection with audits authorized under sub. (1) (os). In the
3 discharge of any duty imposed by law, the state auditor may subpoena witnesses,
4 administer oaths and take testimony and cause the deposition of witnesses to be
5 taken as prescribed for taking depositions in civil actions in circuit courts.

6 **SECTION 2.** 13.94 (1) (b) of the statutes, as affected by 2015 Wisconsin Act 55,
7 is amended to read:

8 13.94 (1) (b) At the state auditor's discretion or as the joint legislative audit
9 committee directs, audit the records of each department. Audits of the records of a
10 county, city, village, town, or school district may be performed only as provided in par.
11 (m). ~~Audits of the records of the opportunity schools and partnership programs~~
12 ~~under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 may be performed only~~
13 ~~as provided in par. (os).~~ After completion of any audit under this paragraph, the
14 bureau shall file with the chief clerk of each house of the legislature, the governor,
15 the department of administration, the legislative reference bureau, the joint
16 committee on finance, the legislative fiscal bureau, and the department audited, a
17 detailed report of the audit, including the bureau's recommendations for
18 improvement and efficiency and including specific instances, if any, of illegal or
19 improper expenditures. The chief clerks shall distribute the report to the joint
20 legislative audit committee, the appropriate standing committees of the legislature,
21 and the joint committee on legislative organization.

22 **SECTION 3.** 13.94 (1) (e) of the statutes, as affected by 2015 Wisconsin Act 55,
23 is amended to read:

24 13.94 (1) (e) Make such special examinations of the accounts and financial
25 transactions of any department, agency or officer as the legislature, joint legislative

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1 audit committee or joint committee on legislative organization directs.
2 Examinations of the accounts and transactions of a county, city, village, town, or,
3 ~~subject to par. (os), of a~~ school district, may be performed only as authorized in par.
4 (m).

5 **SECTION 4.** 13.94 (1) (os) of the statutes, as created by 2015 Wisconsin Act 55,
6 is repealed.

7 **SECTION 5.** 13.94 (1s) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
8 is amended to read:

9 13.94 (1s) (a) Except as otherwise provided in par. (c), the legislative audit
10 bureau may charge any department for the reasonable cost of auditing services
11 performed at the request of a department or at the request of the federal government
12 that the bureau is not required to perform under sub. (1) (b) or (c) or any other law.
13 This paragraph does not apply to counties, cities, villages, towns, or school districts
14 ~~or to the opportunity schools and partnership programs under sub. (1) (os).~~

15 **SECTION 6.** 20.255 (2) (fs) of the statutes, as created by 2015 Wisconsin Act 55,
16 is repealed.

17 **SECTION 7.** 40.03 (2) (x) of the statutes, as created by 2015 Wisconsin Act 55,
18 is repealed.

19 **SECTION 8.** 59.17 (2) (b) 7. of the statutes, as created by 2015 Wisconsin Act 55,
20 is repealed.

21 **SECTION 9.** 59.796 of the statutes, as created by 2015 Wisconsin Act 55, is
22 repealed.

23 **SECTION 10.** 62.53 of the statutes, as created by 2015 Wisconsin Act 55, is
24 repealed.

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1 **SECTION 11.** 63.23 (1) of the statutes, as affected by 2015 Wisconsin Act 55, is
2 amended to read:

3 **63.23 (1)** The city service commission shall classify all offices and positions in
4 the city service, excepting those subject to the exemptions of s. 63.27 and those
5 subject to an exclusion under s. 119.33 (2) (e) 1. or 119.9002 (5) (a), according to the
6 duties and responsibilities of each position. Classification shall be so arranged that
7 all positions which in the judgment of the commission are substantially the same
8 with respect to authority, responsibility and character of work are included in the
9 same class. From time to time the commission may reclassify positions upon a proper
10 showing that the position belongs to a different class.

11 **SECTION 12.** 66.0301 (1) (a) of the statutes, as affected by 2015 Wisconsin Act
12 55, is amended to read:

13 **66.0301 (1) (a)** Except as provided in pars. (b) and (c), in this section
14 “municipality” means the state or any department or agency thereof, or any city,
15 village, town, county, or school district, ~~the opportunity schools and partnership~~
16 ~~programs under subch. IX of ch. 115 and subch. II of ch. 119, the superintendent of~~
17 ~~schools opportunity schools and partnership program under s. 119.33, or any public~~
18 library system, public inland lake protection and rehabilitation district, sanitary
19 district, farm drainage district, metropolitan sewerage district, sewer utility district,
20 solid waste management system created under s. 59.70 (2), local exposition district
21 created under subch. II of ch. 229, local professional baseball park district created
22 under subch. III of ch. 229, local professional football stadium district created under
23 subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229,
24 long-term care district under s. 46.2895, water utility district, mosquito control
25 district, municipal electric company, county or city transit commission, commission

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1 created by contract under this section, taxation district, regional planning
2 commission, housing authority created under s. 66.1201, redevelopment authority
3 created under s. 66.1333, community development authority created under s.
4 66.1335, or city-county health department.

5 **SECTION 13.** 115.28 (10m) of the statutes, as created by 2015 Wisconsin Act 55,
6 is repealed.

7 **SECTION 14.** 115.28 (10o) of the statutes, as created by 2015 Wisconsin Act 55,
8 is repealed.

9 **SECTION 15.** Subchapter IX of chapter 115 [precedes 115.999] of the statutes,
10 as created by 2015 Wisconsin Act 55, is repealed.

11 **SECTION 16.** 118.125 (4) of the statutes, as affected by Wisconsin Act 55, is
12 amended to read:

13 118.125 (4) TRANSFER OF RECORDS. Within 5 working days, a school district, and
14 a private school participating in the program under s. 118.60 or in the program under
15 s. 119.23, ~~and the governing body of a private school that, pursuant to s. 115.999 (3),~~
16 ~~119.33 (2) (e) 3., or 119.9002 (3) (e), is responsible for the operation and general~~
17 ~~management of a school transferred to an opportunity schools and partnership~~
18 ~~program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall transfer~~
19 to another school, including a private or tribal school, or school district all pupil
20 records relating to a specific pupil if the transferring school district or private school
21 has received written notice from the pupil if he or she is an adult or his or her parent
22 or guardian if the pupil is a minor that the pupil intends to enroll in the other school
23 or school district or written notice from the other school or school district that the
24 pupil has enrolled or from a court that the pupil has been placed in a juvenile
25 correctional facility, as defined in s. 938.02 (10p), or a secured residential care center

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1 for children and youth, as defined in s. 938.02 (15g). In this subsection, “school” and
2 “school district” include any juvenile correctional facility, secured residential care
3 center for children and youth, adult correctional institution, mental health institute,
4 or center for the developmentally disabled that provides an educational program for
5 its residents instead of or in addition to that which is provided by public, private, and
6 tribal schools.

7 **SECTION 17.** 118.30 (1g) (a) 3. of the statutes, as affected by 2015 Wisconsin Act
8 55, is amended to read:

9 118.30 (1g) (a) 3. The governing body of each private school participating in the
10 program under s. 119.23 and the governing body of a private school that, pursuant
11 to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation
12 and general management of a school transferred to an opportunity schools and
13 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall
14 adopt pupil academic standards in mathematics, science, reading and writing,
15 geography, and history. The governing body of the private school may adopt the pupil
16 academic standards issued by the governor as executive order no. 326, dated January
17 13, 1998.

18 **SECTION 18.** 118.30 (1s) (intro.) of the statutes, as affected by 2015 Wisconsin
19 Act 55, is amended to read:

20 118.30 (1s) (intro.) Annually, the governing body of each private school
21 participating in the program under s. 119.23, other than a private school at which
22 fewer than 20 pupils are attending the school under the program under s. 119.23, and
23 the governing body of a private school that, pursuant to s. 115.999 (3), 119.33 (2) (c)
24 3., or 119.9002 (3) (c), is responsible for the operation and general management of a

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1 ~~school transferred to an opportunity schools and partnership program under s.~~
2 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall do all of the following:~~

3 **SECTION 19.** 118.33 (1) (f) 2. of the statutes, as affected by 2015 Wisconsin Act
4 55, is amended to read:

5 118.33 (1) (f) 2. The operator of a charter school under s. 118.40 (2r) or (2x) that
6 operates high school grades ~~and an individual or group or a person that, pursuant~~
7 ~~to s. 115.999 (3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the~~
8 ~~operation and general management of a school transferred to an opportunity schools~~
9 ~~and partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119~~
10 ~~and that operates high school grades shall develop and periodically review and revise~~
11 ~~a policy specifying criteria for granting a high school diploma. The criteria shall~~
12 ~~include the pupil's academic performance, successful completion of the civics test~~
13 ~~under sub. (1m) (a), and the recommendations of teachers.~~

14 **SECTION 20.** 118.33 (1) (f) 2m. of the statutes, as affected by 2015 Wisconsin Act
15 55, is amended to read:

16 118.33 (1) (f) 2m. The governing body of each private school participating in the
17 program under s. 119.23 ~~and the governing body of a private school that, pursuant~~
18 ~~to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation~~
19 ~~and general management of a school transferred to an opportunity schools and~~
20 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
21 ~~develop and periodically review and revise a policy specifying criteria for granting~~
22 ~~a high school diploma to pupils attending the private school under s. 119.23 or the~~
23 ~~school transferred to an opportunity schools and partnership program under s.~~
24 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119. The criteria shall include the~~

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1 pupil's academic performance, successful completion of the civics test under sub.
2 (1m) (a), and the recommendations of teachers.

3 **SECTION 21.** 118.33 (1) (f) 3. of the statutes, as affected by 2015 Wisconsin Act
4 55, is amended to read:

5 118.33 (1) (f) 3. Neither a school board nor an operator of a charter school under
6 s. 118.40 (2r) or (2x) ~~nor an individual or group or person that, pursuant to s. 115.999~~
7 ~~(3), 119.33 (2) (e) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the operation and~~
8 ~~general management of a school transferred to an opportunity schools and~~
9 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 may~~
10 grant a high school diploma to any pupil unless the pupil has satisfied the criteria
11 specified in the school board's or charter school's policy under subd. 1. or 2. ~~Neither~~
12 ~~the~~ The governing body of a private school participating in the program under s.
13 119.23 ~~nor a governing body of a private school that, pursuant to s. 115.999 (3), 119.33~~
14 ~~(2) (e) 3., or 119.9002 (3) (c), is responsible for the operation and general management~~
15 ~~of a school transferred to an opportunity schools and partnership program under s.~~
16 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119 may not~~ grant a high school diploma
17 to any pupil attending the private school under s. 119.23 ~~or the school transferred~~
18 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
19 ~~115, or subch. II of ch. 119 unless the pupil has satisfied the criteria specified in the~~
20 governing body's policy under subd. 2m. The governing body of a private school
21 participating in the program under s. 118.60 may not grant a high school diploma to
22 any pupil attending the private school under s. 118.60 unless the pupil has satisfied
23 the criteria specified in the governing body's policy under subd. 2r.

24 **SECTION 22.** 119.02 (1) of the statutes, as affected by 2015 Wisconsin Act 55,
25 is amended to read:

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1 119.02 (1) "Board" means the board of school directors in charge of the public
2 schools of a city of the 1st class ~~other than those public schools transferred to the~~
3 ~~opportunity schools and partnership programs under s. 119.33 or subch. II.~~

4 **SECTION 23.** 119.02 (2g) of the statutes, as created by 2015 Wisconsin Act 55,
5 is repealed.

6 **SECTION 24.** 119.02 (4) of the statutes, as created by 2015 Wisconsin Act 55, is
7 repealed.

8 **SECTION 25.** 119.04 (1) of the statutes, as affected by 2015 Wisconsin Acts 55
9 and 92, is amended to read:

10 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
11 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
12 115.345, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 118.001 to 118.04,
13 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145
14 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20,
15 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258,
16 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,
17 118.55, 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to
18 (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20,
19 120.21 (3), and 120.25 are applicable to a 1st class city school district and board ~~but~~
20 ~~not, unless explicitly provided in this chapter or in the terms of a contract, to the~~
21 ~~commissioner or to any school transferred to an opportunity schools and partnership~~
22 ~~program.~~

23 **SECTION 26.** 119.16 (1n) of the statutes, as created by 2015 Wisconsin Act 55,
24 is repealed.

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1 **SECTION 27.** 119.16 (2) of the statutes, as affected by 2015 Wisconsin Act 55,
2 is amended to read:

3 119.16 (2) ESTABLISH SCHOOLS AND DISTRICTS. The board shall maintain the
4 public schools in the city, ~~other than those public schools transferred to the~~
5 ~~opportunity schools and partnership programs under s. 119.33 and subch. II,~~ and
6 shall establish, organize and maintain such schools as the board determines are
7 necessary to accommodate the children entitled to instruction therein. The board
8 shall divide the city into attendance districts for such schools.

9 **SECTION 28.** 119.16 (8) of the statutes, as affected by 2015 Wisconsin Act 55,
10 is amended to read:

11 119.16 (8) BUDGET. (a) Annually before adopting its budget for the ensuing
12 school year and at least 5 days before transmitting its completed budget under par.
13 (b), the board shall hold a public hearing on the proposed school budget at a time and
14 place fixed by the board. At least 45 days before the public hearing, the board shall
15 notify the superintendent of schools ~~and the commissioner~~ of the date, time, and
16 place of the hearing. At least one week before the public hearing, the board shall
17 publish a class 1 notice, under ch. 985, of the public hearing.

18 (b) The board shall transmit its completed budget to the common council on or
19 before the first Monday in August of each year on forms furnished by the auditing
20 officer of the city, and shall include in the budget the information specified under s.
21 119.46 (1) for all public schools in the city under this chapter, ~~including the schools~~
22 ~~transferred to the opportunity schools and partnership programs under s. 119.33 and~~
23 ~~subch. II.~~ The board shall itemize those portions of the budget allocated to schools
24 ~~transferred to the opportunity schools and partnership programs under s. 119.33 and~~

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1 subch. II. Such completed budget shall be published with the budget summary under
2 s. 65.04 (2) or 65.20 and budget under s. 65.05 (7).

3 **SECTION 29.** 119.16 (9) of the statutes, as affected by 2015 Wisconsin Act 55,
4 is amended to read:

5 119.16 (9) SCHOOL BUDGET. Annually, the board shall prepare a budget for each
6 school in the school district operating under this chapter, ~~other than the schools~~
7 ~~transferred to the opportunity schools and partnership programs under s. 119.33 and~~
8 ~~subch. II.~~

9 **SECTION 30.** 119.16 (15) of the statutes, as created by 2015 Wisconsin Act 55,
10 is repealed.

11 **SECTION 31.** 119.33 of the statutes, as created by 2015 Wisconsin Act 55, is
12 repealed.

13 **SECTION 32.** 119.44 (2) (a) 5. of the statutes, as created by 2015 Wisconsin Act
14 55, is repealed.

15 **SECTION 33.** 119.46 (1) of the statutes, as affected by 2015 Wisconsin Act 55,
16 is amended to read:

17 119.46 (1) As part of the budget transmitted annually to the common council
18 under s. 119.16 (8) (b), the board shall report the amount of money required for the
19 ensuing school year to operate all public schools in the city under this chapter,
20 ~~including the schools transferred to the superintendent of schools opportunity~~
21 ~~schools and partnership program under s. 119.33 and to the opportunity schools and~~
22 ~~partnership program under subch. II,~~ to repair and keep in order school buildings
23 and equipment, ~~including school buildings and equipment transferred to the~~
24 ~~superintendent of schools opportunity schools and partnership program under s.~~
25 ~~119.33 and to the opportunity schools and partnership program under subch. II, to~~

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1 make material improvements to school property, and to purchase necessary
2 additions to school sites. The report shall specify the amount of net proceeds from
3 the sale or lease of city-owned property used for school purposes deposited in the
4 immediately preceding school year into the school operations fund as specified under
5 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school
6 building deposited in the immediately preceding school year into the school
7 operations fund as specified under s. 119.61 (5). The amount included in the report
8 for the purpose of supporting the Milwaukee Parental Choice Program under s.
9 119.23 shall be reduced by the amount of aid received by the board under s. 121.136
10 and by the amount specified in the notice received by the board under s. 121.137 (2).
11 The common council shall levy and collect a tax upon all the property subject to
12 taxation in the city, which shall be equal to the amount of money required by the
13 board for the purposes set forth in this subsection, at the same time and in the same
14 manner as other taxes are levied and collected. Such taxes shall be in addition to all
15 other taxes which the city is authorized to levy. The taxes so levied and collected, any
16 other funds provided by law and placed at the disposal of the city for the same
17 purposes, and the moneys deposited in the school operations fund under ss. 119.60
18 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

19 **SECTION 34.** 119.61 (2) (b) of the statutes, as created by 2015 Wisconsin Act 55,
20 is amended to read:

21 119.61 (2) (b) The board shall submit a copy of the inventory required under
22 par. (a) to the ~~commissioner~~, the superintendent of schools, the city clerk, the
23 department, and the joint committee on finance.

24 **SECTION 35.** 119.61 (2) (c) of the statutes, as created by 2015 Wisconsin Act 55,
25 is amended to read:

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1 119.61 (2) (c) In addition to the inventory required under par. (a), the board
2 shall annually notify the ~~commissioner~~, the superintendent of schools, the city clerk,
3 the department, and the joint committee on finance any time a change is made to the
4 use of a school building.

5 **SECTION 36.** 119.61 (3) of the statutes, as created by 2015 Wisconsin Act 55, is
6 amended to read:

7 119.61 (3) (a) If, within 60 days after receipt of the inventory required under
8 sub. (2) (a) or of a notice under sub. (2) (c), ~~either the commissioner or the~~
9 superintendent of schools submits a letter of interest regarding an eligible school
10 building, the common council shall immediately proceed to add the ~~commissioner or~~
11 ~~the superintendent of schools, respectively~~, as an agent of the board on any existing
12 lease for the eligible school building between the common council and the board.

13 (b) If, no more than 60 days after providing the ~~commissioner and the~~
14 superintendent of schools with a copy of the inventory under sub. (2) (a) or of a notice
15 under sub. (2) (c), ~~neither the commissioner nor the superintendent of schools has not~~
16 submitted a letter of interest under par. (a), the city clerk shall post a public notice
17 on the city's Internet site. The city clerk shall include in the public notice under this
18 subsection the address of and the information specified under sub. (2) (a) 1. and 8.
19 for each school building identified on the inventory under sub. (2) (a), or on the notice
20 under sub. (2) (c), that is an eligible school building. The city clerk shall include in
21 the public notice a request for and instructions for submitting letters of interest from
22 persons interested in purchasing an eligible school building.

23 **SECTION 37.** Subchapter II of chapter 119 [precedes 119.9000] of the statutes,
24 as created by 2015 Wisconsin Act 55, is repealed.

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1 **SECTION 38.** 120.18 (1) (o) of the statutes, as created by 2015 Wisconsin Act 55,
2 is repealed.

3 **SECTION 39.** 146.89 (1) (d) 2. of the statutes, as affected by 2015 Wisconsin Act
4 55, is amended to read:

5 146.89 (1) (d) 2. A private school, as defined in s. 115.001 (3r), that participates
6 in the choice program under s. 118.60 or the Milwaukee Parental Choice Program
7 under s. 119.23 ~~or that, pursuant to s. 115.999 (3), 119.33 (2) (e) 3., or 119.9002 (3)~~
8 ~~(e), is responsible for the operation and general management of a school transferred~~
9 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
10 ~~115, or subch. II of ch. 119.~~

11 **SECTION 40.** 146.89 (1) (g) 1. of the statutes, as affected by 2015 Wisconsin Act
12 55, is amended to read:

13 146.89 (1) (g) 1. A public elementary school, ~~including an elementary school~~
14 ~~transferred to an opportunity schools and partnership program under s. 119.33,~~
15 ~~subch. IX of ch. 115, or subch. II of ch. 119.~~

16 **SECTION 41.** 938.49 (2) (b) of the statutes, as affected by 2015 Wisconsin Act 55,
17 is amended to read:

18 938.49 (2) (b) Notify the juvenile's last school district or, if the juvenile was last
19 enrolled in a private school participating in the program under s. 118.60 or in the
20 program under s. 119.23 ~~or, pursuant to s. 115.999 (3), 119.33 (2) (e) 3., or 119.9002~~
21 ~~(3) (e), in a school under the operation and general management of the governing~~
22 ~~body of a private school, the private school or the governing body of a private school,~~
23 in writing of its obligation under s. 118.125 (4).

24

(END)