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CHAPTER 359

AN ACT to renumber 41.15 (1) to (14); to amend 67.04 (7) and 67.05 (7) (cc); and to create 41.15 (1), (2), (8) to (11) and (22) of the statutes, relating to the organization and operation of local programs of vocational, technical and adult education.

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

SECTION 1. 41.15 (1) to (4) of the statutes are renumbered 41.15 (3) to (7), respectively.

SECTION 2. 41.15 (1) and (2) of the statutes are created to read:

41.15 LOCAL PROGRAMS OF VOCATIONAL, TECHNICAL AND ADULT EDUCATION. (1) PURPOSE. In order to establish, foster and maintain a system of vocational, technical and adult education for instruction in trades and industries, commerce, agriculture, home economics, general and civic education in part-time and full-time day or evening classes, a system of vocational, technical and adult education is established. It is the intent of this section that every person 14 years of age or over who

can profit thereby shall be eligible to attend such tax-supported instruction under the rules established by the state board of vocational and adult education.

(2) **SCHOOLS CLASSIFIED.** In order to establish the requirements for the distribution of state aids, the determination of credits and other administrative processes, the state board shall establish criteria for and classify the schools of vocational, technical and adult education established by the local boards as:

- (a) Vocational evening schools;
- (b) Schools of vocational, technical and adult education.

SECTION 3. 41.15 (5) to (14) of the statutes are renumbered 41.15 (12) to (21), respectively.

SECTION 4. 41.15 (8) to (11) and (22) of the statutes are created to read:

41.15 (8) On and after July 1, 1961, the provisions of subs. (3) to (7) shall apply only to schools of vocational and adult education and local boards of vocational and adult education existing on July 1, 1961, and no new schools of vocational and adult education or local boards of vocational and adult education shall be established thereunder after June 30, 1961.

(9) **LOCAL ORGANIZATIONS.** On and after July 1, 1961, the local administration of schools of vocational and adult education shall be organized in one of the following manners:

(a) As a local board of vocational and adult education within a city or village.

1. Every city or village with a population of 5,000 or more shall appoint a local board of vocational and adult education unless exempted from doing so by the state board of vocational and adult education upon evidence that services can be made available by other methods.

2. Cities and villages with a population of 5,000 or more which do not maintain a school of vocational and adult education, and adjoin any city maintaining a school of vocational and adult education, shall not be subject to the provisions of subd. 1 applicable to cities and villages with a population of 5,000 or more, but shall be liable for the tuition specified in s. 41.19. Minors residing in such cities and villages shall be subject to ss. 40.77 and 103.06.

(b) As an area school district as provided in s. 41.155.

(c) As a local board of vocational and adult education in an area comprising a union high school district or a common or unified school district operating grades one to 12 or kindergarten to 12.

(d) Upon the adoption of a resolution by both the municipal governing body of a city or village maintaining a school of vocational and adult education and the board of education of a common or unified school district encompassing the city or village, each acting independently, the vocational and adult education school shall become a vocational and adult education school encompassing the entire area of such common or unified school district.

(e) No local board of vocational and adult education shall be created after July 1, 1961, without the approval of the state board of vocational and adult education.

(10) **EFFECT OF BOUNDARY CHANGES.** Territory detached from any unit maintaining a school of vocational and adult education shall cease to be liable for taxes to operate and maintain said school after the taxes levied to pay for the last year that such territory was in the unit, but such territory shall continue to be liable for its apportioned share of any indebtedness incurred by such unit attributable to the school of vocational and adult education while it was attached thereto, the apportionment to be determined and equalized annually as long as such indebtedness exists in the manner provided in s. 40.35 (8) and certified annually by the clerk of the

unit to the appropriate municipal clerk as provided in s. 41.16 (2m). When a city or village ceases to operate a school of vocational and adult education pursuant to action under s. 41.15 (9) (d), the liabilities and assets of the vocational and adult school of such city or village shall become the assets and liabilities of the common or unified school district. The bonded indebtedness of a city or village attributable to a school of vocational and adult education shall be assumed by the school district taking over said school pursuant to s. 41.15 (9) (d), in the manner provided under s. 67.04 (7). Such assumption may be waived by resolution adopted by a majority of both the city council and school board.

(11) **BOARD COMPOSITION.** The members of the local board of vocational and adult education established on or after July 1, 1961, by a city school board, union high school board or common or unified school board shall be appointed by such board and shall consist of:

(a) The city superintendent of schools, the superintendent of the unified or common school district, or the principal of the high school if there is no city superintendent or the president or director of the local school board in case there is neither of the above-mentioned officers, and if there is more than one such superintendent, principal, president or director in the district, the ex officio member shall be selected by the appointing board; and

(b) 4 other members, 2 employers and 2 representative employes who have no employing or discharging power and who are not foremen or superintendents. If the territory under the jurisdiction of a local board of vocational and adult education includes rural farming area, the board shall have 2 additional members who shall be farmers, who shall first be appointed for terms of 2 and 4 years, and thereafter for terms of 4 years.

(c) The board shall serve without pay but shall be reimbursed for their reasonable and necessary expenses incurred in the discharge of their official duties.

(d) Of the appointive members of the board of vocational and adult education first appointed one shall be for one year, one for 2 years, one for 3 years and one for 4 years and their terms shall begin on July 1. Thereafter members shall be appointed for 4-year terms. Vacancies shall be filled by the appointing authority for the unexpired term.

(e) The local board of vocational and adult education shall elect from its membership a chairman and secretary, and a treasurer shall be elected when not otherwise provided.

(f) The local board of education, for purposes of selecting the local board of vocational and adult education, is the board in charge of the public schools encompassing the local school of vocational and adult education. If there is more than one board, by such boards jointly.

(22) No local board of vocational and adult education shall be required to admit nonresidents to any school under its jurisdiction and control unless accommodations therefor are available, and shall not be required to admit such nonresidents until furnished with a certificate of residence signed by the clerk of the town, city or village in which such nonresident resides.

SECTION 5. 67.04 (7) of the statutes is amended to read:

67.04 (7) By any common school district or unified school district, by the board thereof: to purchase the school property, * * * *including* vocational school property, of a city therein because of abandonment of a city school plan under s. 40.807, or common school district plan under s. 40.078.

or creation of a unified school district under s. 40.06 or by the reorganization of the vocational and adult education district pursuant to s. 41.15 (1961). Such bonds shall not be subject to a referendum.

SECTION 6. 67.05 (7) (cc) of the statutes is amended to read:

67.05 (7) (cc) An initial resolution adopted by the district board of a common school district or unified school district for the purpose of purchasing the school property or vocational school property of a city therein which formerly operated schools under the city school plan, shall not be submitted to a referendum vote.

Approved August 4, 1961.
