

1999 DRAFTING REQUEST

Bill

Received: 11/5/98

Received By: grantpr

Wanted: As time permits

Identical to LRB:

For: Stephen Nass (608) 266-5715

By/Representing:

This file may be shown to any legislator: NO

Drafter: grantpr

May Contact:

Alt. Drafters:

Subject: Education - school boards

Extra Copies: MJL

Topic:

Transportation of pupils to private schools

Instructions:

'97 AB 946

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	grantpr 11/5/98	gilfokm 11/17/98		_____			S&L
/1			ismith 11/18/98	_____	lrb_docadmin 11/18/98	lrb_docadmin 12/18/98	

FE Sent For:

02-02-99

<END>

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1?	grantpr	11-11-16 kmq	IS 1/18	IS/JF 1/18			

FE Sent For:

<END>



TO: Peter Grant
Legislative Reference Bureau

FROM: Representative-Steve Nass

DATE: November 5, 1998

RE: Drafting Request - Pupil Transportation Contracts

I am requesting that 1997 Assembly Bill 946 be drafted for introduction in the new legislative session. The bill should be drafted in the same language as the 1997 version.

If you have any questions on this bill request, please contact Mike Mikalsen in my office.

LRB-0749/1
PG:kmg

1997 ASSEMBLY BILL 946

March 24, 1998 - Introduced by Representatives NASS, VRAKAS, SPILLNER, LORGE, HANSON and ALBERS, cosponsored by Senators HUELSMAN, SCHULTZ and FITZGERALD. Referred to Committee on Mandates.

Handwritten signature/initials

1 **AN ACT** *to renumber and amend* 121.55 (3); and *to create* 121.55 (3) (b) of the
2 statutes; **relating to:** transportation of pupils to private schools.

Analysis by the Legislative Reference Bureau

Under current law, a school board is required to transport pupils to private school under certain conditions. If the estimated cost of transporting a pupil to a private school is more than 1.5 times the school district's average cost per pupil for bus transportation, the school board may fulfill its obligation to transport the pupil by contracting with the pupil's parent or guardian. The contract must provide for an annual payment for each pupil of at least \$5 times the number of miles between the pupil's residence and the private school, or the school district's average cost per pupil for bus transportation, whichever is greater.

This bill provides that, if ~~2~~ ^{two} or more pupils reside in the same household and attend the same private school on the same school schedule, the contract may, at the discretion of the school board, provide for a total annual payment of the amount described above for all of the pupils instead of for each of the pupils.

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:

The bill's provisions first apply to contracts entered into for the 2008-01 fiscal year.

ASSEMBLY BILL 946

SECTION 1. 121.55 (3) of the statutes, as affected by 1997 Wisconsin Act ...

(Senate Bill 384), is renumbered 121.55 (3) (a) and amended to read:

121.55 (3) (a) If the estimated cost of transporting a pupil under s. 121.54 (2)

(b) 1. is more than 1.5 times the school district's average cost per pupil for bus transportation in the previous year, exclusive of transportation for kindergarten pupils during the noon hour and for pupils with disabilities, the school board may fulfill its obligation to transport a pupil under s. 121.54 (2) (b) 1. by offering to contract with the parent or guardian of the pupil. The Except as provided in pars. (b) and (c), the contract shall provide for an annual payment for each pupil of not less than \$5 times the distance in miles between the pupil's residence and the private school he or she attends, or the school district's average cost per pupil for bus transportation in the previous year exclusive of transportation for kindergarten pupils during the noon hour and for pupils with disabilities, whichever is greater, but the.

(c) The payment under this subsection shall not exceed the actual cost nor may the aids paid under s. 121.58 (2) (a) for the pupil exceed the cost thereof. A school board which intends to offer a contract under this subsection shall notify the parent or guardian of the private school pupil of its intention at least 30 days before the commencement of the school term of the public school district.

SECTION 2. 121.55 (3) (b) of the statutes is created to read:

121.55 (3) (b) Except as provided in par. (c), if 2 or more pupils reside in the same household and attend the same private school on the same school schedule, the contract under par. (a) may, at the discretion of the school board, provide for a total annual payment for all such pupils of not less than \$5 times the distance in miles between the pupils' residence and the private school they attend, or the school

INSERT

ASSEMBLY BILL 946

1 district's average cost per pupil for bus transportation in the previous year exclusive
2 of transportation for kindergarten pupils during the noon hour and for pupils with
3 disabilities, whichever is greater.

4 **SECTION 3. Initial applicability.**

5 (1) This act first applies to contracts entered into under section 121.55 (3) of the
6 statutes, as affected by this act, for the ~~1998-99~~²⁰⁰⁰⁻⁰¹ fiscal year.

7 (END)

INSERT

renumbered 121.55 (3) (a) and

Section #. 121.55 (3) of the statutes is amended to read:

(a)
 121.55 (3) If the estimated cost of transporting a pupil under s. 121.54 (2) (b) 1. is more than 1.5 times the school district's average cost per pupil for bus transportation in the previous year, exclusive of transportation for kindergarten pupils during the noon hour and for pupils with disabilities, the school board may fulfill its obligation to transport a pupil under s. 121.54 (2) (b) 1. by offering to contract with the parent or guardian of the pupil. Except as provided in pars. (b) and (c), the ~~The~~ contract shall provide for an annual payment for each pupil of not less than \$5 times the distance in miles between the pupil's residence and the private school he or she attends, or the school district's average cost per pupil for bus transportation in the previous year exclusive of transportation for kindergarten pupils during the noon hour and for pupils with disabilities, whichever is greater, ~~but the~~ ^{(c) The} payment shall not exceed the actual cost nor may the aids paid under s. 121.58 (2) (a) for the pupil exceed the cost thereof. under this subsection A school board which intends to offer a contract under this subsection shall notify the parent or guardian of the private school pupil of its intention at least 30 days before the commencement of the school term of the public school district.

History: 1979 c. 34, 221; 1981 c. 263; 1983 a. 264; 1997 a. 164.

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 11/18/98

To: Representative Nass

Relating to LRB drafting number: LRB-0749

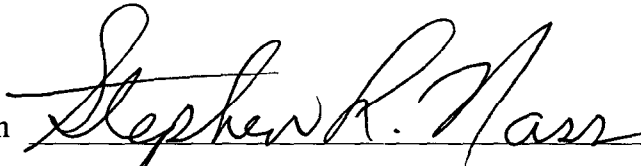
Topic

Transportation of pupils to private schools

Subject(s)

Education - school boards

1. **JACKET** the draft for introduction



in the **Senate** ____ or the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Peter R. Grant, Assistant Chief Counsel
Telephone: (608) 267-3362

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