

1999 DRAFTING REQUEST

Bill

Received: 02/10/99

Received By: grantpr

Wanted: As time permits

Identical to LRB:

For: Bonnie Ladwig (608) 266-9171

By/Representing: Janine

This file may be shown to any legislator: NO

Drafter: grantpr

May Contact:

Alt. Drafters:

Subject: Elections - miscellaneous

Extra Copies: MJL

Pre Topic:

No specific pre topic given

Topic:

Compulsory school attendance for certain 5-year-olds

Instructions:

See Attached

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 02/12/99	ygeller 02/14/99		_____			
/1			martykr 02/15/99	_____	gretskl 02/15/99	lrb_docadmin 02/16/99	

FE Sent For:

Not Needed

<END>

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1/?	grantpr	1 2/14 jlg	2/15	2/15			

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**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBa0714/1dn  
PG:mfd:hmh

Tuesday, August 5, 1997

1. This draft applies only to pupils who are enrolled in a 5-year-old kindergarten program in a public school. Those pupils must continue to attend school regularly, although not necessarily in a public school. Pupils enrolled in kindergarten in a private school or in a home-based program are not covered by the draft. OK?
2. This draft may be subject to a challenge on the basis of germaneness.

Peter R. Grant  
Assistant Chief Counsel  
267-3362

1999

Date (time) needed \_\_\_\_\_

LRB- 2179, 1

BILL

PLG: jg: \_\_\_\_\_

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the statutes; relating to: *extending the compulsory . . . school attendance law to certain pupils enrolled in kindergarten.*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

*Analysis by the Legislative Reference Bureau*

For the 3 titles used in an analysis, in the component bar:

- For the main heading [old =M], execute: . . . . . **create** → **anal:** → **title:** → **head**
- For the subheading [old =S], execute: . . . . . **create** → **anal:** → **title:** → **sub**
- For the sub-subheading [old =P], execute: . . . . . **create** → **anal:** → **title:** → **sub-sub**

*(attached)*

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

SECTION #.





**ASSEMBLY AMENDMENT,  
TO 1997 ASSEMBLY BILL 67**

*relaxing clause*

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 11: after "school" insert "and extending the compulsory school  
3 attendance law to certain pupils enrolled in kindergarten".

4 **2.** Page 3, line 9: after that line insert:

5 ~~SECTION~~ <sup>#</sup> 118.15 (1) (am) <sup>X</sup> of the statutes is created to read:

6 118.15 (1) (am) Except as provided under par. (d) ✓ and sub. (4) ✓, unless the child  
7 is excused under sub. (3) ✓, any person having under control a child who is enrolled in  
8 a 5-year-old kindergarten program in a public school shall cause the child to attend  
9 school regularly during the full period and hours, religious holidays excepted, that  
10 the school in which the child is enrolled is in session.

11 ~~SECTION~~ <sup>#</sup> 118.16 (2) (cg) 1. <sup>X</sup> of the statutes is amended to read:

12 118.16 (2) (cg) 1. A statement of the parent's or guardian's responsibility, under  
13 s. 118.15 (1) (a) and (am), to cause the child to attend school regularly.

*PROOF W/STATS.*

*OKR*

PROOF  
W/STATS:  
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~~SECTION 4s.~~ <sup>#</sup> 118.16 (2) (cg) 4. <sup>X</sup> of the statutes is amended to read:

118.16 (2) (cg) 4. A statement of the penalties, under s. 118.15 (5), that may be imposed on the parent or guardian if he or she fails to cause the child to attend school regularly as required under s. 118.15 (1) (a) and (am).

~~3. Page 6, line 17: after that line insert:~~

~~SECTION 18m.~~ <sup>#</sup> 118.165 (1) (e) <sup>X</sup> of the statutes is amended to read:

118.165 (1) (e) The program is not operated or instituted for the purpose of avoiding or circumventing the compulsory school attendance requirement under s. 118.15 (1) (a) or (am).

~~4. Page 10, line 10: after that line insert:~~

~~SECTION 28m.~~ <sup>#</sup> 938.345 (2) <sup>X</sup> of the statutes is amended to read:

938.345 (2) If the court finds that a juvenile is in need of protection or services based on the fact that the juvenile is a school dropout, as defined in s. 118.153 (1) (b), or based on habitual truancy, and the court also finds that the reason the juvenile has dropped out of school or is a habitual truant is a result of the juvenile's intentional refusal to attend school rather than the failure of any other person to comply with s. 118.15 (1) (a) or (am), the court, instead of or in addition to any other disposition imposed under sub. (1), may enter an order permitted under s. 938.342.

~~5. Page 11, line 9: after that line insert:~~

~~SECTION 29m.~~ <sup>#</sup> Initial applicability.

<sup>This act</sup>  
(1) ~~The treatment of sections 118.15 (1) (am), 118.16 (2) (cg) 1. and 4., 118.165 (1) (e) and 938.345 (2) of the statutes first applies to pupils enrolled in kindergarten in the ~~1998-99~~ school year.~~

PROOF  
W/STATS  
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PROOF W/  
STATS

(END) ✓

2005-01 ✓

## ANALYSIS

¶ Current law requires children between the ages of ~~5~~<sup>six</sup> and ~~17~~<sup>eighteen</sup> to attend school.

This bill requires a child who enrolls ~~enrolls~~ in a <sup>five</sup>-year-day kindergarten program in a public school to continue to attend school regularly, although not necessarily in the same school.

¶ FE - SL



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**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:** 2/15/99

**To:** Representative Ladwig

**Relating to LRB drafting number:** LRB-2174

**Topic**

Compulsory school attendance for certain 5-year-olds

**Subject(s)**

Elections - miscellaneous

1. **JACKET** the draft for introduction Bonnie Ladwig  
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, Managing Attorney  
Telephone: (608) 267-3362

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