

11/16/1999 01:52:43 PM

Pagi 1

1999 DRAFTING REQUEST

Bill

Received: 1 I/OS/1999

Received By: grantpr

Wanted: As time permits

Identical to LRB:

For: John La Fave (608) 266-0486

By/Representing:

This file may be shown to any legislator: NO

Drafter: grantpr

May Contact:

Alt. Drafters:

Subject: Education - school boards

Extra Copies: MJL

Pre Topic:

No specific pre topic given

Topic:

Open enrollment; limit number of school districts to which a pupil may apply

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>
I?	grantpr 1 1/08/1999	csicilia 1 1/15/1999		_____			S&L
/1			hhagen 1 1/15/1999	_____	lrb-docadmin 1 1/15/1999	lrb-docadmin 1 1/16/1999	

FE Sent For:

<END>

*sent*  
↻

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/1			hhagen 1 1/15/1999	_____	lrb_docadmin 1 1/15/1999		

FE Sent For:

<END>

**1999 DRAFTING REQUEST**

**Bill**

Received: **11/08/1999**

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Wanted: **As time permits**

Identical to LRB :

For: **John La Fave (608) 266-0486**

By/Representing:

This file may be shown to any legislator: NO

Drafter: **grantpr**

May Contact:

Alt. Drafters:

Subject: **Education - school boards**

Extra Copies: MJL

**Pre Topic:**

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1?	grantpr	1 cjs 11/15/99	11/15	11/15			

FE Sent For:

<END>

11/5/99

John LaFare

re ~~off~~ with district sch-choice -  
limit to 3 the # of rd's to  
which a pupil may apply

**Grant, Peter**

---

**From:** LaFave, John  
**Sent:** Friday, November 05, 1999 3:38 PM  
**To:** Grant, Peter  
**cc:** Cleaver, Mary Jo; 'Elliott Moeser'; Kelly, Judy  
**Subject:** Limiting open enrollment applications to 3 school districts

To: Peter Grant, Legislative Reference Bureau Attorney

I would like to have a bill drafted that limits the number of school districts to THREE where a student can seek admission under the inter-district open enrollment program. I've included a scanned letter from Elliott Moeser, Superintendent of the Nicolet High School District. Feel free to call him at (414) 351-7525 if that would be helpful. Also, feel free to speak with Mary Jo Cleaver at DPI at 7-9101.

Sincerely,

Rep. *John La Fave*

Room 220-N  
P.O. Box 8952  
Madison, WI 53708-8952  
Toll-free in Wis:l-888-534-0023  
Office: (608) 266-0486  
Home: (414) 357-7432  
Rep.LaFave@legis.state.wi.us  
=====



Letter from Nicolet  
Superinten...



~~Handwritten scribble~~

October 15, 1999

Superintendent John T. Benson  
Department of Public Instruction  
125 South Webster Street  
P.O. Box 7841  
Madison, WI 53707-7841

Dear Superintendent Benson:

On Monday, October 11t Mary Jo Cle ver of the DP et with CESA #1 Superintendents at the Embassy Suites in Broo5 ... ~~One or the~~ topics iscussed by Ms. Cleaver was open enrollment. During the meeting I made the suggestion that there was at least one change that would make the open enrollment process more parent/student friendly. Ms. Cleaver suggested that I bring my suggestion to you and state legislators.

It is my observation that by allowing students to apply to an unlimited number of school districts, the open enrollment opportunity is being denied to others. A student may now be accepted to ten metropolitan Milwaukee school districts and subsequently deny open enrollment selection to others

Nicolet has had more applicants for open enrollment than the number of available seats. Yet, only about 50% to 75% of the students accepted into the program actually show up at Nicolet in the Fall to attend school.

I am suggesting that the DPI limit to three the number of school districts where a student can seek admission. This would be consistent with the Chapter 220 program. Nicolet has had very disappointed students and parents because they were not accepted into open enrollment. This disappointment is exasperated when 25% to 50% of the students approved for admission don't show up. The present process does not fulfill the definition of being student/parent friendly because some students are unnecessarily blocked out of participation.

Thank you for your consideration.

Sincerely,

Elliott L. Moeser, Ph.D. 351-7525  
District Administrator  
Nicolet High School District

ELM:fh

copy: School Board  
Demond Means  
Mile Turner  
✓ Representative LaFave

Sue Alexander  
Senator Darling  
Ken Cole  
Representative Wasserman

1999

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

LRB - 3906, 1

- BILL .

PG : 1 :  
CS

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: *the number of school districts to which a pupil may apply under the open enrollment program.*

[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

(R. Hachal)

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

'SECTION #.

(a) 1.  
Section #. 118.51 (3) of the statutes is amended to read:

118.51 (3) ~~APPLICATION PROCEDURES. (a) Submission and acceptance or rejection~~ (a) 1. The parent of a pupil who wishes to attend a public school in a nonresident school district under this section shall submit an application, on a form provided by the department under sub. (15) (a), to the school board of the nonresident school district that the pupil wishes to attend, not earlier than the first Monday in February and not later than the 3rd Friday in February of the school year immediately preceding the school year in which the pupil wishes to attend. <sup>INSERT</sup> On the 4th Monday in February, the nonresident school board shall send a copy of the application to the pupil's resident school board and the department. The application may include a request to attend a specific school or program offered by the nonresident school district.

~~2. A nonresident school board may not act on any application received under subd. 1. until after the 3rd Friday in February. If a nonresident school board receives more applications for a particular grade or program than there are spaces available in the grade or program, the nonresident school board shall determine which pupils to accept on a random basis.~~

~~3. On or before the first Friday following the first Monday in April following receipt of the application, the nonresident school board shall notify the applicant, in writing, whether it has accepted the application. If the nonresident school board rejects an application, it shall include in the notice the reason for the rejection.~~

~~4. On or before the first Friday following the first Monday in April following receipt of a copy of the application, if a resident school board denies a pupil's enrollment in a nonresident school district under sub. (6), (7) or (12) (b) 1., the resident school board shall notify the applicant and the nonresident school board, in writing, that the application has been denied and include in the notice the reason for the denial.~~

~~5. If an application is accepted, on or before the 2nd Friday following the first Monday in May following receipt of the application, the nonresident school board shall notify the applicant, in writing, of the specific school or program that the pupil may attend in the following school year.~~



**INITIAL APPLICABILITY**

- In the component bar:  
 For the action phrase, execute: ..... **create → action: → \*NS: → inappl**  
 For the budget action phrase, execute: ..... **create → action: → \*NS: → 93xX**  
 For the text, execute: ..... **create → text: → \*NS: → inappl**
- Nonstatutory subunits are numbered automatically if “(#1)”, “(#2)”, etc., is filled in. Below, for the budget, fill in the 9390 department code; and fill in “\_\_\_” or “( )” only if a “frozen” number is needed.

**SECTION # [93**

**1. Initial applicability; .....**

.....

( #1 ) ( ) .....

..... The treatment of sections ..

.....

..... of the statutes

first applies to .....

.....

.....

- In the component bar:  
 For the action phrase, execute: ..... **create → action: → \*NS: → inappl**  
 For the text, execute: ..... **create → text: → \*NS: → inapplA**
- Nonstatutory subunits are numbered automatically if “(#1)”, “(#2)”, etc., is filled in. Below, fill in “\_\_\_” or “( )” only if a “frozen” number is needed.

**SECTION # \_\_\_\_\_ . Initial applicability, .....**

.....

( #1 ) *NNN* ..... This act first ap-  
 plies to ... *applications submitted for it entrance* .....

... *in the 2001-02 school year* .....

*(End)*

ANALYSIS

R Under current law, a pupil may attend school in a school district other than the one in which he or she <sup>resides</sup> ~~resides~~ under certain circumstances. ~~The~~ <sup>No R</sup> This bill ~~provides~~ <sup>provides</sup> that, beginning with applications submitted for attendance in a <sup>nonresident</sup> ~~nonresident~~ school district in the 2001-02 ~~2001-02~~ school year, a pupil may <sup>for admittance</sup> apply to no more than ~~three~~ <sup>three</sup> nonresident ~~nonresident~~ school districts in any school year.

FE-SL

**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:** 1/15/1999

**To:** Representative La Fave

**Relating to LRB drafting number:** LRB-3906

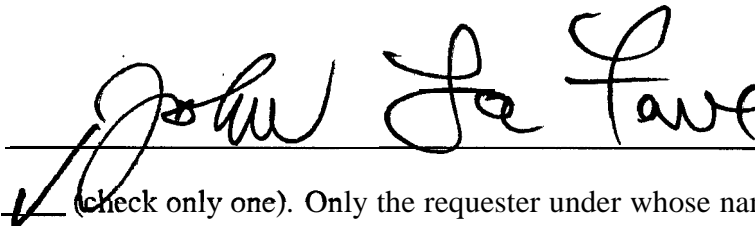
**Topic**

Open enrollment; limit number of school districts to which a pupil may apply

**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, Managing Attorney  
Telephone: (608) 267-3362

