

**1999 DRAFTING REQUEST**

**Bill**

Received: **11/23/98**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Gary George (608) 266-2500**

By/Representing: **Dan Rossmiller**

This file may be shown to any legislator: **NO**

Drafter: **grantpr**

May Contact:

Alt. Drafters:

Subject: **Education - MPS  
Education - school finance**

Extra Copies: **MJL**

**Pre Topic:**

No specific pre topic given

**Topic:**

State aid to MPS; effect of choice program and charter schools

**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>
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FE Sent For: <sup>14</sup>12/28/98, <sup>15</sup>01/25/99, <sup>16</sup>3/4/99

<END>

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*JF*

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# State of Wisconsin



GARY R. GEORGE  
SENATOR

MEMORANDUM

CONFIDENTIAL

TO: Peter Grant,  
Legislative Reference Bureau Drafting Attorney

FROM: Dan Rossmiller *DR*

DATE: November 20, 1998

RE: Drafting Request

Senator George would like to have legislation drafted that would effectively redraft 1997 Assembly Bill 850 with the following changes:

- a) Include provisions to address the potential fiscal impact (i.e., loss of general state school aid) on the Milwaukee Public Schools (MPS) of the creation of charter schools by the City of Milwaukee, the University of Wisconsin-Milwaukee (UWM) and the Milwaukee Area Technical College (MATC).

(It is my understanding that while UWM and MATC do not intend to establish charter schools during the present school year, the City of Milwaukee has passed an ordinance enabling it to contract for the establishment of charter schools and has signed contracts with three applicants. The Legislative Fiscal Bureau indicates that based on enrollment counts on the third Friday of September, 55 full-time equivalent pupils will attend these charter schools in 1998-99. This would reduce state aid for MPS by \$332,750 GPR in 1998-99.)

Thank you for your assistance. Please feel free to contact me (6-2500) if you have any questions.

*97-0113*



State of Wisconsin  
1997-1998 LEGISLATURE

LRB-0113/1  
PG:kaf/kat

LRB-0993/1

PG:cmf  
+  
jg

~~1997 ASSEMBLY BILL 850~~

March 2, 1998 - Introduced by Representatives CULLEN, KUNICKI, CARPENTER, BOCK, J. LEHMAN, NOTESTEIN, TURNER and L. YOUNG. Referred to Committee on Education.

repeal, charter schools

1 AN ACT to ~~repeal~~ 119.23 (5) (a), 119.23 (5) (b) and 121.05 (1) (a) 4.; and to  
2 ~~consolidate, renumber and amend~~ 119.23 (5) (intro.) and (c) of the statutes;  
3 relating to: the Milwaukee parental choice program and state aid to the  
4 ~~Milwaukee Public Schools.~~

**Analysis by the Legislative Reference Bureau**

Current law allows up to 15% of the enrollment of the Milwaukee Public Schools (MPS) to attend, at no charge, any ~~accredited~~ private school located in the city of Milwaukee under certain circumstances. The state pays the parent or guardian of the pupil an amount equal to the amount of per pupil aid that MPS receives from the state or an amount equal to the private school's educational cost per pupil, whichever is less. The parent or guardian must endorse the check for the use of the private school. The state reduces the MPS school aid entitlement, for each pupil participating in the program, by the amount of per pupil aid that MPS would otherwise receive.

INS.  
A

This bill provides that, beginning with aid paid in the ~~1998-99~~ 2000-01 school year, pupils participating in the choice program are not counted in the enrollment of MPS for state aid purposes, and the MPS school aid entitlement is not reduced as a result of such participation.

attendance

or attending a charter school described above

**ASSEMBLY BILL 850**

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:*

ENS. B ✓  
PROOF w/STATS.

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SECTION 1. 119.23 (5) (intro.) and (c) of the statutes are consolidated, renumbered 119.23 (5) and amended to read:

119.23 (5) The state superintendent shall: (c) ~~Ensure~~ ensure that pupils and parents and guardians of pupils who reside in the city are informed annually of the private schools participating in the program under this section.

SECTION 2. 119.23 (5) (a) of the statutes is repealed.

SECTION 3. 119.23 (5) (b) of the statutes is repealed.

SECTION 4. 121.05 (1) (a) 4. of the statutes is repealed.

SECTION 5. **Initial applicability.**

(1) This act first applies to state aid paid in the ~~1998-99~~ 2005-01 school year.

INT. C

(END)

(A)

¶ Under current law, the ~~same~~ ~~school~~  
~~of~~ the city of Milwaukee, the University of  
Wisconsin - Milwaukee and Milwaukee  
Area Technical College may establish by charter  
and ~~and~~ operate a charter school or may initiate  
a <sup>con</sup>tract with an individual <sup>or</sup> group to  
operate a school as a charter school. ~~The~~  
~~state pays to the charter school~~ For each  
pupil attending the charter school, the state pays the charter school  
an amount equal to the amount of per pupil <sup>aid</sup> that  
MPS receives from the state and reduces the <sup>or</sup>  
the MPS ~~aid~~ school aid entitlement by an identical  
amount.

INSERT  
B

<sup>C?</sup>  
SER. # RP, 40X<sup>r</sup> 118.40(2r) (f)<sup>+</sup>  
SER. # RP, 118.40<sup>x</sup> (2r) (g)<sup>+</sup>

(END OF INSERT)



CS

C

X

Section #. 121.05 (1) (a) 9. of the statutes is amended to read:

121.05 (1) (a) 9. Pupils enrolled in a charter school under s. 118.40.

(2r)

History: 1971 c. 125; 1973 c. 89; 1975 c. 224; 1977 c. 29, 418; 1979 c. 34, 221, 244; 1981 c. 20, 251; 1983 a. 27, 192, 509; 1985 a. 29, 218; 1985 a. 225 s. 100; 1987 a. 27, 399; 1989 a. 336; 1991 a. 39; 1993 a. 16, 395; 1995 a. 27 ss. 4040x, 4042, 9145 (1); 1995 a. 225; 1997 a. 27, 113, 164.

, other than a charter school

(END OF INSERT)



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0993/2

PG:cmh&jlg:km

Stays

1999 BILL

Regen

1 AN ACT to repeal 118.40 (2r) (f), 118.40 (2r) (g), 119.23 (5) (a), 119.23 (5) (b) and  
2 121.05 (1) (a) 4.; to consolidate, renumber and amend 119.23 (5) (intro.) and  
3 (c); and to amend 121.05 (1) (a) 9. of the statutes; relating to: the Milwaukee  
4 parental choice program, charter schools and state aid to the Milwaukee Public  
5 Schools.

**Analysis by the Legislative Reference Bureau**

Current law allows up to 15% of the enrollment of the Milwaukee Public Schools (MPS) to attend, at no charge, any private school located in the city of Milwaukee under certain circumstances. The state pays the parent or guardian of the pupil an amount equal to the amount of per pupil aid that MPS receives from the state or an amount equal to the private school's educational cost per pupil, whichever is less. The parent or guardian must endorse the check for the use of the private school. The state reduces the MPS school aid entitlement, for each pupil participating in the program, by the amount of per pupil aid that MPS would otherwise receive.

Under current law, the city of Milwaukee, the University of Wisconsin-Milwaukee and Milwaukee Area Technical College may establish by charter and operate a charter school or may initiate a contract with an individual or group to operate a school as a charter school. For each pupil attending the charter school, the state pays the charter school an amount equal to the ~~amount of~~ per pupil aid that MPS receives from the state and reduces the MPS school aid entitlement by an identical amount.

of

shared cost



**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:** 12/7/98

**To:** Senator George

**Relating to LRB drafting number:** LRB-0993

**Topic**

State aid to MPS; effect of choice program and charter schools

**Subject(s)**

Education - MPS, Education - school finance

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.

*Please  
move up effective  
date - should first  
apply to aid paid in  
1999-2000 school year*

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



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0993/3  
PG:cmh&jlg:hmh

550m  
DN

stays

1999 BILL

Regen

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2 121.05 (1) (a) 4.; *to consolidate, renumber and amend* 119.23 (5) (intro.) and  
3 (c); and *to amend* 121.05 (1) (a) 9. of the statutes; **relating to:** the Milwaukee  
4 parental choice program, charter schools and state aid to the Milwaukee Public  
5 Schools.

***Analysis by the Legislative Reference Bureau***

Current law allows up to 15% of the enrollment of the Milwaukee Public Schools (MPS) to attend, at no charge, any private school located in the city of Milwaukee under certain circumstances. The state pays the parent or guardian of the pupil an amount equal to the amount of per pupil aid that MPS receives from the state or an amount equal to the private school's educational cost per pupil, whichever is less. The parent or guardian must endorse the check for the use of the private school. The state reduces the MPS school aid entitlement, for each pupil participating in the program, by the amount of per pupil aid that MPS would otherwise receive.

Under current law, the city of Milwaukee, the University of Wisconsin-Milwaukee and Milwaukee Area Technical College may establish by charter and operate a charter school or may initiate a contract with an individual or group to operate a school as a charter school. For each pupil attending the charter school, the state pays the charter school an amount equal to the shared cost per pupil of MPS and reduces the MPS school aid entitlement by an identical amount.

This bill provides that, beginning with aid paid in the ~~2000~~ school year, pupils participating in the choice program or attending a charter school described

1999-2000

**BILL**

above are not counted in the enrollment of MPS for state aid purposes, and the MPS school aid entitlement is not reduced as a result of such participation or attendance.

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.** 118.40 (2r) (f) of the statutes is repealed.

2           **SECTION 2.** 118.40 (2r) (g) of the statutes is repealed.

3           **SECTION 3.** 119.23 (5) (intro.) and (c) of the statutes are consolidated,  
4 renumbered 119.23 (5) and amended to read:

5           119.23 (5) The state superintendent shall: ~~(c) Ensure~~ ensure that pupils and  
6 parents and guardians of pupils who reside in the city are informed annually of the  
7 private schools participating in the program under this section.

8           **SECTION 4.** 119.23 (5) (a) of the statutes is repealed.

9           **SECTION 5.** 119.23 (5) (b) of the statutes is repealed.

10          **SECTION 6.** 121.05 (1) (a) 4. of the statutes is repealed.

11          **SECTION 7.** 121.05 (1) (a) 9. of the statutes is amended to read:

12          121.05 (1) (a) 9. Pupils enrolled in a charter school, other than a charter school  
13 under s. 118.40 (2r).

14          **SECTION 8. Initial applicability.**

15          (1) This act first applies to state aid paid in the ~~2000-01~~ <sup>1999-2000</sup> school year.

16

(END)

(DN)

HP Please note that if this bill is not enacted before the beginning of the 1999-2000 school year, it will need to be amended to delay ~~the~~ its ~~effective date~~ <sup>initial applicability</sup> until the 2000-01<sup>✓</sup> school year. If you wish, I would modify the ~~effective date~~ <sup>(CS)</sup> SECTION 8 so that the bill ~~takes effect on the~~ <sup>aid</sup> would first apply to state aid paid ~~to~~ in the ~~1999-2000~~ school year beginning after the bill's <sup>(CS)</sup> effective date.

PLG

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

LRB-0993/3dn  
PG:cmh&jlg:ijs

December 15, 1998

Please note that if this bill is not enacted before the beginning of the 1999-2000 school year, it will need to be amended to delay its initial applicability until the 2000-01 school year. If you wish, I could modify SECTION 8 so that the bill would first apply to state aid paid in the school year beginning after the bill's effective date.

Peter R. Grant  
Assistant Chief Counsel  
267-3362





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0993Z  
PG:cmh&jlg:ijs

SOON

1999 BILL

✓  
~~cmh~~  
Stacy

Regen

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

1           **SECTION 1.** 118.40 (2r) (f) of the statutes is repealed.

2           **SECTION 2.** 118.40 (2r) (g) of the statutes is repealed.

3           **SECTION 3.** 119.23 (5) (intro.) and (c) of the statutes are consolidated,  
4 renumbered 119.23 (5) and amended to read:

5           119.23 (5) The state superintendent shall: ~~(e) Ensure~~ ensure that pupils and  
6 parents and guardians of pupils who reside in the city are informed annually of the  
7 private schools participating in the program under this section.

8           **SECTION 4.** 119.23 (5) (a) of the statutes is repealed.

9           **SECTION 5.** 119.23 (5) (b) of the statutes is repealed.

10          **SECTION 6.** 121.05 (1) (a) 4. of the statutes is repealed.

11          **SECTION 7.** 121.05 (1) (a) 9. of the statutes is amended to read:

12          121.05 (1) (a) 9. Pupils enrolled in a charter school, other than a charter school  
13 under s. 118.40 (2r).

14          **SECTION 8. Initial applicability.**

15          (1) This act first applies to state aid paid in the ~~1999-2000~~ school year.

(END)

*beginning after the effective date of this subsection.*



State of Wisconsin  
1999 - 2000 LEGISLATURE

5002

LRB-0993/4  
PG:cmh&jlg:jf  
V  
starp

1999 BILL

1 AN ACT ~~to repeal 118.40 (2r) (f), 118.40 (2r) (g), 119.23 (5) (a), 119.23 (5) (b) and~~  
2 121.05 (1) (a) 4; *to consolidate, renumber and amend* 119.23 (5) (intro.) and  
3 (c); and *to amend* 121.05 (1) (a) 9. of the statutes; **relating to:** the Milwaukee  
4 parental choice program, charter schools <sup>revenue limits</sup> and state aid to the Milwaukee Public  
5 Schools.

**Analysis by the Legislative Reference Bureau**

Current law allows up to 15% of the enrollment of the Milwaukee Public Schools (MPS) to attend, at no charge, any private school located in the city of Milwaukee under certain circumstances. The state pays the parent or guardian of the pupil an amount equal to the amount of per pupil aid that MPS receives from the state or an amount equal to the private school's educational cost per pupil, whichever is less. The parent or guardian must endorse the check for the use of the private school. The state reduces the MPS school aid entitlement, for each pupil participating in the program, by the amount of per pupil aid that MPS would otherwise receive.

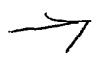
Under current law, the city of Milwaukee, the University of Wisconsin-Milwaukee and Milwaukee Area Technical College may establish by charter and operate a charter school or may initiate a contract with an individual or group to operate a school as a charter school. For each pupil attending the charter school, the state pays the charter school an amount equal to the shared cost per pupil of MPS and reduces the MPS school aid entitlement by an identical amount.

This bill provides that pupils participating in the choice program or attending a charter school described above are not counted in the enrollment of MPS for state

over  
↓

**BILL**

*or revenue limit ✓*



aid purposes, and the MPS school aid entitlement is not reduced as a result of such participation or attendance.

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.** 118.40 (2r) (f) of the statutes is repealed.

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6           parents and guardians of pupils who reside in the city are informed annually of the  
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8           **SECTION 4.** 119.23 (5) (a) of the statutes is repealed.

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10          **SECTION 6.** 121.05 (1) (a) 4. of the statutes is repealed.

11          **SECTION 7.** 121.05 (1) (a) 9. of the statutes is amended to read:

12          121.05 (1) (a) 9. Pupils enrolled in a charter school, other than a charter school  
13          under s. 118.40 (2r).

213 ✓

14          **SECTION 8. Initial applicability.**

15          (1) This act first applies to state aid paid in the school year beginning after the  
16          effective date of this subsection.

*✓ have the revenue limit for,*

17

(END)

2-13:1

x  
Section #. 121.91 (2m) (d) 1. of the statutes is amended to read:

121.91 (2m) (d) 1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding funds described under sub. (4) (c), by a number calculated by adding the number of pupils enrolled in the 3 previous school years, subtracting from that total the number of pupils attending charter schools under s. 118.40 (2r) and private schools under s. 119.23 in the 4th, 3rd and 2nd preceding school years and dividing the remainder by 3.

strike comma

strike

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; s. 13.93 (2) (c).

plain period



2-13:2

4

Section #. 121.91 (2m) (d) 4. of the statutes is amended to read:

the average of

121.91 (2m) (d) 4. Multiply the result under subd. 3. by ~~a number calculated by adding~~ the number of pupils enrolled in the current <sup>school year</sup> and the 2 preceding school years, ~~subtracting from that total the number of pupils attending charter schools under s. 118.40 (2r) and private schools under s. 119.23 in the 3 previous school years and dividing the remainder by 3.~~

> strike

strike

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; s. 13.93 (2) (c).

↑ plain period

(END OF INSERT)

in each of ✓

**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:** 12/23/98

**To:** Senator George

**Relating to LRB drafting number:** LRB-0993

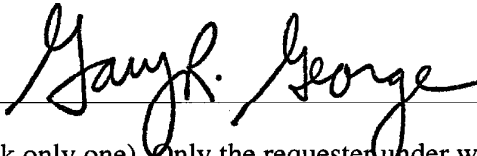
**Topic**

State aid to MPS; effect of choice program and charter schools

**Subject(s)**

Education - MPS, Education - school finance

1. **JACKET** the draft for introduction \_\_\_\_\_

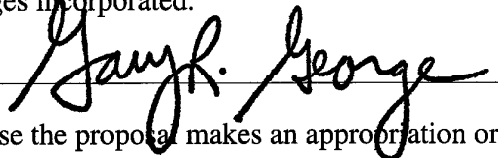


in the **Senate**  or the **Assembly** \_\_\_\_\_ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

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

# State of Wisconsin



GARY R. GEORGE  
SENATOR

MEMORANDUM

CONFIDENTIAL

TO: Peter Grant,  
Legislative Reference Bureau Drafting Attorney

FROM: Dan Rossmiller *DR*

DATE: February 25, 1999

RE: Drafting Request--Modification

As I indicated by phone, we would like to modify LRB 0993/5. I have returned the jacket.

The overall intent of the legislation is to eliminate the current aid reduction MPS but maintain current law with respect to revenue limits.

As currently drafted, the portions affecting aid are fine.

A change would be needed in the revenue limits portion to reflect the repeal of ss. 121.05 (1) (a) 4 and 9, Stats. In order to maintain the current law treatment under the revenue limits, I believe it would be necessary to amend s. 121.91 (2m) (d), Stats., to define enrollment to include choice pupils (those under s. 119.23) and charter pupils (those under 118.40 (2r)) in the current year. (The current "subtract out" language for the 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> year would be retained.)

Thank you for your assistance. Please feel free to contact me (6-2500) if you have any questions.



(SOON)

1999 - 2000 LEGISLATURE

LRB-0993/5  
PG:cmh&jlg:lp

## 1999 SENATE BILL

1 AN ACT *to repeal* 118.40 (2r) (f), 118.40 (2r) (g), 119.23 (5) (a), 119.23 (5) (b) and  
2 121.05 (1) (a) 4.; *to consolidate, renumber and amend* 119.23 (5) (intro.) and  
3 (c); and *to amend* 121.05 (1) (a) 9., 121.91 (2m) (d) 1. and 121.91 (2m) (d) 4. of  
4 the statutes; **relating to:** the Milwaukee parental choice program, charter  
5 schools ~~revenue limits~~ and state aid to the Milwaukee Public Schools.

### *Analysis by the Legislative Reference Bureau*

Current law allows up to 15% of the enrollment of the Milwaukee Public Schools (MPS) to attend, at no charge, any private school located in the city of Milwaukee under certain circumstances. The state pays the parent or guardian of the pupil an amount equal to the amount of per pupil aid that MPS receives from the state or an amount equal to the private school's educational cost per pupil, whichever is less. The parent or guardian must endorse the check for the use of the private school. The state reduces the MPS school aid entitlement, for each pupil participating in the program, by the amount of per pupil aid that MPS would otherwise receive.

Under current law, the city of Milwaukee, the University of Wisconsin-Milwaukee and Milwaukee Area Technical College may establish by charter and operate a charter school or may initiate a contract with an individual or group to operate a school as a charter school. For each pupil attending the charter school, the state pays the charter school an amount equal to the shared cost per pupil of MPS and reduces the MPS school aid entitlement by an identical amount.

This bill provides that pupils participating in the choice program or attending a charter school described above are not counted in the enrollment of MPS for state

**SENATE BILL**

~~aid or revenue~~ aid purposes, and the MPS school aid entitlement is not reduced as a result of such participation or attendance.

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:*

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17 funds described under sub. (4) (c), by a ~~number calculated by adding~~ the average of  
18 the number of pupils enrolled in each of the 3 previous school years, subtracting from  
19 that total the number of pupils attending charter schools under s. 118.40 (2r) and

**SENATE BILL**

1 ~~private schools under s. 119.23 in the 4th, 3rd and 2nd preceding school years and~~  
2 ~~dividing the remainder by 3.~~

3 ~~SECTION 9. 121.91 (2m) (d) 4. of the statutes is amended to read:~~

4 ~~121.91 (2m) (d) 4. Multiply the result under subd. 3. by a number calculated~~  
5 ~~by adding the average of the number of pupils enrolled in the current school year and~~  
6 ~~in each of the 2 preceding school years, subtracting from that total the number of~~  
7 ~~pupils attending charter schools under s. 118.40 (2r) and private schools under s.~~  
8 ~~119.23 in the 3 previous school years and dividing the remainder by 3~~

INSERT

9 **SECTION 10. Initial applicability.**

10 (1) This act first applies to state aid paid in, ~~and the revenue limit for~~ the school  
11 year beginning after the effective date of this subsection.

12 (END)

INSERT

Section #. 121.90 (1) (intro.) of the statutes is amended to read:

121.90 (1) (intro.) "Number of pupils enrolled" means the <sup>sum of the</sup> number of pupils enrolled on the 3rd Friday of September, ~~including pupils identified in s. 121.05 (1) (a) 1. to 11., except that "number of pupils enrolled" excludes the number of pupils attending public school under s. 118.145 (4) and~~ <sup>under</sup> except as follows:

History: 1993 a. 16; 1995 a. 27; 1997 a. 27, 113, 237, 286; s. 13.93 (2) (c).

the number of  
pupils attending charter  
schools under s. 118.40 (2r)  
and <sup>the number of</sup> pupils attending  
private schools under  
s. 119.23