

1999 DRAFTING REQUEST

Bill

Received: 01/11/2000

Received By: grantpr

Wanted: As time permits

Identical to LRB:

For: Russell Decker (608) 266-2502

By/Representing: Barb

This file may be shown to any legislator: NO

Drafter: grantpr

May Contact:

Alt. Drafters:

Subject: Education - MPS

Extra Copies: MJL

Pre Topic:

No specific pre topic given

Topic:

MPS school choice payments

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 01/12/2000	csicilia 01/13/2000		_____			S&L
/1			jfrantze 01/14/2000	_____	lrb_docadmin 01/14/2000		S&L
/2	grantpr 01/27/2000	csicilia 01/31/2000	martykr 02/01/2000	_____	lrb_docadmin 02/01/2000		S&L
/3	grantpr 02/10/2000	csicilia 02/10/2000	jfrantze 02/10/2000	_____	lrb_docadmin 02/10/2000	lrb_docadmin 02/23/2000	

LRB-4191

<END>

02/23/2000 08:23:25 AM
Page 2

FE Sent For: 3/7/00

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/2	grantpr 01/27/2000	csicilia 01/31/2000	marlykr 02/01/2000		lrb_docadmin 02/01/2000		S&L
/3	grantpr 02/10/2000	csicilia 02/10/2000	jfrantze 02/10/2000		lrb_docadmin 02/10/2000		

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<END>

02/10/2000 02:12:16 PM
Page 2
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1/	grantpr 01/27/2000	csicilia 01/31/2000	martykr 02/01/2000		lr_b_dccadmin 01/14/2000		S&L
1/2	grantpr 01/27/2000	csicilia 01/31/2000	martykr 02/01/2000		lr_b_dccadmin 02/01/2000		

FE Sent For:

3 cys 2/10

2/2/00

<END>

Please leave a copy
of the draft to
Ruth Handy via
the LRB.
Thanks
PC

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/1		1/2 qs 1/31/00	jfrantze 01/14/2000	1/2 1/31/00	lr_b_dccadmin 01/14/2000		

<END>

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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
1/	grantpr	1 g's 1/3	2/1/14	1/14			

FE Sent For:

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1/11/00

Decker (Frank)

brought A? a school choice

of had to prove him

ie. mps not for it
with people

can talk to Ruth Harvey or Mrs

SECTION #.

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

(attached)

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

Analysis by the Legislative Reference Bureau

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

AN ACT . . . [generate catalog] to repeal . . . ; to renumber . . . ; to consolidate and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to: . . . responsibility for the . . . of the parents and guardians of pupils attending private schools under the Milwaukee parent choice program.

Use the appropriate components and routines developed for bills.

1999
BILL

Date (time) needed

LRB - 4191, 1
PL: gjs

WFO:
Strike
through
measure

SECTION 119.23 (5) of the stat-
utes ~~consolidated, renumbered 119.23 (5)~~ and
amended to read:
119.23 (5) The state superintendent shall ~~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.

(intro.)

9 (c) Encls

~~etc. etc. 119.23 (5) (c) (b)~~

119.23 (5) (Intro.)

renumber

Art 9, s

54 1999 Wisconsin

is affected

SER #. CR. 119-23(5) (a) and (b)

③ (a)

§ 119.23(5) Annually reduce the ^{total} paid to

the base under s. 121.08 by the amount

paid under subs. (4) and (4m).

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113.

(a) and that the amount of the aid reduction under par. (a) lapses to the general fund.

increased as a result of the payments under ^{sub.} (4) or the reduction in aid to the board under par.

~~1921(5)~~ (b) Ensure that aid paid to other school districts under s. 121.08 is neither reduced nor

5

~~Section #. 119.23 (5) (b) of the statutes is created to read:~~

sz #. cr. 12.05(1)(a)4.

②

12.05(1)(a)4. Pupils enrolled in a

private school under s. 119.23.

is added by 1999 Wisconsin Act 5

Section #. 121.07 (1) (a) of the statutes is amended to read:

121.07 (1) (a) The membership of the school district in the previous school year and the shared cost for the previous school year shall be used in computing general aid, except that the membership used to compute state aid to the school district operating under ch. 119 shall include those pupils who are attending a private school under s. 119.23 in the current school year and were enrolled in grades kindergarten to 3 in a private school located in the city of Milwaukee other than under s. 119.23 in the previous school year. If a school district has a state trust fund loan as a result of s. 24.61 (3) (c) 2., the school district's debt service costs shall be based upon current school year costs for the term of the loan and for one additional school year.

History: 1971 c. 125; 1973 c. 61, 90, 190, 333; 1975 c. 39; 1977 c. 29, 178, 418; 1979 c. 34, 221; 1981 c. 20, 317, 385; 1983 a. 27, 212; 1985 a. 29; 1987 a. 27; 1989 a. 31, 114, 309, 336, 359; 1991 a. 39, 269, 315; 1993 a. 16, 437; 1995 a. 27 ss. 4046m to 4064, 9145 (1); 1997 a. 27, 113, 286.

SEC# AM. 121.08 (4) (a) 2. am 3. ; as
 created by 1599 Wisconsin Act 9

121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid that all school districts are eligible to be paid from the appropriation under s. 20.255 (2) (ac) ~~retained as if the reduction under par. (c) had not occurred~~
 3. Multiply the amount of state aid that the school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac) ~~calculated as if the reduction under par. (c) had not occurred~~, by the quotient under subd. 2.

SEC# RE. 121.08 (4) (b) am (c) ; as
 created by Wisconsin Act 9

SEC# AM. 121.08 (4) (d) ; as created
 by 1599 Wisconsin Act 9

121.08 (4) (d) The state superintendent shall ensure that the total amount of aid reduction under par. (a) to (c) lapses to the general fund par.

Section #. 121.91 (2m) (f) of the statutes is created to read:

(f)

121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may increase its revenues for the ~~1998-99~~ school year or for any school year thereafter to an amount that exceeds the amount calculated as follows:

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 ~~public schools under s. 119.23 (2m) and private schools~~ under s. 119.23 in the 4th, 3rd and 2nd preceding school years and dividing the remainder by 3.
2. Multiply the amount of the revenue increase per pupil allowed under this subsection for the previous school year by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

3. Add the result under subd. 1. to the result under subd. 2.
4. Multiply the result under subd. 3. by a number calculated by adding the number of pupils enrolled in the current and the 2 preceding school years, subtracting from that total the number of pupils attending ~~public schools under s. 119.23 (2m) and private schools~~ under s. 119.23 in the 3 previous school years and dividing the remainder by 3.

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).

C

SEC# Am, 121.91 (2m) (r.) i. (Intro.)
and 2. j is affected by 1999 Wisconsin
Act 9

121.91 (2m) (r.) i. (Intro.) Notwithstanding pars. (c)
~~and (d) and (e)~~ if a school district is created under s.
117.105, its revenue limit under this section for the
school year beginning with the effective date of the reor-
ganization shall be determined as follows except as pro-
vided under subs. (3) and (4):

(strike through)

k (F)

strike through

2. If a school district is created under s. 117.105, the
following adjustments to the calculations under pars. (c)
~~and (d)~~ apply for the 2 school years beginning on
the July 1 following the effective date of the reorganiza-
tion:

a. For the school year beginning on the first July 1 fol-
lowing the effective date of the reorganization the num-
ber of pupils in the previous school year shall be used
under pars. (c) 1. ~~and (e) 1.~~ (d) 1. ~~and (e) 1.~~ (d) 1.
and for the school year beginning on the 2nd July 1 fol-
lowing the effective date of the reorganization the aver-
age of the number of pupils in the 2 previous school years
shall be used under pars. (c) 1. ~~and (e) 1.~~ (d) 1. ~~and (e) 1.~~
instead of the average of the number of pupils in the 3 pre-
vious school years.

plan

b. For the school year beginning on the first July 1 fol-
lowing the effective date of the reorganization the
average of the number of pupils in the current and the pre-
vious school years shall be used under pars. (c) 4. ~~and (d)~~
~~and (e) 3.~~ instead of the average of the number of pupils
in the current and the 2 preceding school years.

strike through

plan

4. and (f) 4.

2

SECTION 21.121.91 (4) (f) of the statutes is

amended to read:

121.91 (4) (f) 1. For the ~~1999-2000~~ school

year or any school year thereafter, if the average of the

number of pupils enrolled in the current and the 2 preced-

ing school years ~~is not more than the average of the~~

number of pupils enrolled in the 3 previous school years, ~~the~~

limit otherwise applicable under sub. (2m) ~~shall~~

be increased by the additional amount that would have

been calculated had the decline in average enrollment

been 25% of what it was.

2. Any additional revenue received by a school dis-

trict as a result of subd. 1. shall not be included in the base

for determining the school district's limit under sub. (2m) ~~and~~

for the following school year.

FB

(f)

(f)

Strike through (c)

as calculator under

sub. (2m) (f) 1.

as calculator

under sub. (2m)

(f) 4.

2000-01

Wisconsin Act 9

by 1999

in order

#.

LRB / : :

1. In the component bar:
For the action phrase, execute: create → action: → *NS: → inappl
2. Nonstatutory subunits are numbered automatically if "#1", "#2", etc., is filled in. Below, for the budget, fill in the 9300 department code; and fill in " " or " " only if a "frozen" number is needed.

SECTION # [93] Initial applicability;

(#1) () ()

The treatment of sections ..

of the statutes first applies to ..

1. In the component bar:
For the action phrase, execute: create → action: → *NS: → inappl
2. 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) () () This act first applies to ..

state and district in the 2000-01 school year.

(En)

ANALYSIS

If under current law, the state pays to the parent a percentage of pupil who attends a private school under the Milwaukee parents choice program, the lesser of the amount equals

At the private schools operating and debt operating cost per pupil that is of service cost per pupil related to education sun of the amount paid per pupil under the MCEP in the previous school year since the amount of revenue increase per pupil allowed per pupil services

or the amount paid per pupil under the MCEP in the previous school year since the amount of revenue increase per pupil allowed per pupil services

in the current school year. ~~more pupils~~

~~and not under Milwaukee Public~~

~~School (MCEP) for the state and (MCEP) Milwaukee Public Schools is reduced by 50% of the cost is~~

of the amount paid to the parent or 50% of the cost is

borne by all other school districts.
MPC pupils are not counted as MPC pupils
enrollment of MPC for state and purposes.

5 This bill counts MPC for the
enrollment of MPC for state and purposes.
for state and purposes

enrollment of MPC and requires that
100% of the payments to parents and

guarantees under the MPC he subtracted
from MPC's state aid.

FE - SL

1/27/00

4191/1

Board
Decker
C2502

- also reverse charter schools

--- see technique Δs in North Itawig

A ←

Under current law, the state pays to the parent or guardian of a pupil who attends a private school under the Milwaukee parental choice program (MPCP) the lesser of the amount equal to the private school's operating and debt service cost per pupil that is related to education or the sum of the amount paid per pupil under the MPCP in the previous school year and the amount of revenue increase per pupil allowed in the current school year. State aid to Milwaukee Public Schools (MPS) is reduced by 50% of the amount paid to the parents or guardians; the other 50% of the cost is borne by all other school districts. MPCP pupils are not counted in the enrollment of MPS for state aid purposes. This bill counts MPCP pupils in the enrollment of MPS for state aid purposes and requires that 100% of the payments to parents and guardians under the MPCP be subtracted from MPS' state aid.

Analysis by the Legislative Reference Bureau

- 1 AN ACT to repeal 121.08 (4) (b) and (c); to renumber and amend 119.23 (5); to
- 2 amend 121.07 (1) (a), 121.08 (4) (a) 2, and 3, 121.08 (4) (d), 121.91 (2m) (r) 1.
- 3 (intro.) and 2, and 121.91 (4) (f); and to create 119.23 (5) (a) and (b), 121.05 (1)
- 4 (a) 4, and 121.91 (2m) (f) of the statutes; relating to: responsibility for
- 5 payments to parents and guardians of pupils attending private schools under
- 6 the Milwaukee parental choice program.

negot

50m
in 1/27/00

1999 BILL



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-4191/1
PG(s):f

2

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

BILL

1999 - 2000 Legislature

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

SECTION 1. 119.23 (5) of the statutes, as affected by 1999 Wisconsin Act 9, is

renumbered 119.23 (5) (intro.) and amended to read:

119.23 (5) (intro.) The state superintendent shall ensure:

(c) 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) and (b) of the statutes are created to read:

119.23 (5) (a) Annually reduce the aid paid to the board under s. 121.08 by the

total amount paid under subs. (4) and (4m).

(b) Ensure that aid paid to other school districts under s. 121.08 is neither

reduced nor increased as a result of the payments under subs. (4) and (4m) or the

reduction in aid to the board under par. (a) and that the amount of the aid reduction

under par. (a) lapses to the general fund.

SECTION 3. 121.05 (1) (a) 4. of the statutes is created to read:

121.05 (1) (a) 4. Pupils enrolled in a private school under s. 119.23.

SECTION 4. 121.07 (1) (a) of the statutes, as affected by 1999 Wisconsin Act 9,

is amended to read:

121.07 (1) (a) The membership of the school district in the previous school year

and the shared cost for the previous school year shall be used in computing general

aid, except that the membership used to compute state aid to the school district

operating under ch. 119 shall include those pupils who are attending a private school

INS.
2-15

INS.
2-1

BILL

1 under s. 119.23 in the current school year and were enrolled in grades kindergarten
 2 to 3 in a private school located in the city of Milwaukee other than under s. 119.23
 3 in the previous school year. If a school district has a state trust fund loan as a result
 4 of s. 24.61 (3) (c) 2., the school district's debt service costs shall be based upon current
 5 school year costs for the term of the loan and for one additional school year.

6 SECTION 5. 121.08 (4) ~~with~~ of the statutes, as created by 1999 Wisconsin
 7 Act 9, ~~is amended to read:~~ *is repealed.*

8 121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid
 9 that all school districts are eligible to be paid from the appropriation under s. 20.255
 10 (2) (ac), ~~calculated as if the reduction under par. (e) had not occurred.~~
 11 3. Multiply the amount of state aid that the school district is eligible to be paid
 12 from the appropriation under s. 20.255 (2) (ac), ~~calculated as if the reduction under~~
 13 ~~par. (e) had not occurred,~~ by the quotient under subd. 2.

14 SECTION 6. 121.08 (4) (b) and (c) of the statutes, as created by 1999 Wisconsin
 15 Act 9, are repealed.

16 SECTION 7. 121.08 (4) (d) of the statutes, as created by 1999 Wisconsin Act 9,
 17 is amended to read:
 18 121.08 (4) (d) The state superintendent shall ensure that the total amount of
 19 aid reduction under par. (a) to (e) lapses to the general fund.

20 SECTION 8. 121.91 (2m) (f) of the statutes is created to read:
 21 121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may
 22 increase its revenues for the 2000-01 school year or for any school year thereafter
 23 to an amount that exceeds the amount calculated as follows:
 24 1. Divide the sum of the amount of state aid received in the previous school year
 25 and property taxes levied for the previous school year, excluding funds described

INS.
3-19

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Change reads under s. 118.45(2) via

1 under sub. (4) (c), by a number calculated by adding the number of pupils enrolled
 2 in the 3 previous school years, subtracting from that total the number of pupils
 3 attending private schools under s. 119.23 in the 4th, 3rd and 2nd preceding school
 4 years and dividing the remainder by 3.
 5 2. Multiply the amount of the revenue increase per pupil allowed under this
 6 subsection for the previous school year by the sum of 1.0 plus the allowable rate of
 7 increase under s. 73.0305 expressed as a decimal.
 8 3. Add the result under subd. 1. to the result under subd. 2.
 9 4. Multiply the result under subd. 3. by a number calculated by adding the
 10 number of pupils enrolled in the current and the 2 preceding school years,
 11 subtracting from that total the number of pupils attending private schools under s.
 12 119.23 in the 3 previous school years and dividing the remainder by 3.
 13 SECTION 9. 121.91 (2m) (r) 1. (intro.) and 2. of the statutes, as affected by 1999
 14 Wisconsin Act 9, are amended to read:
 15 121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c), (d) and (e) to (f), if a school
 16 district is created under s. 117.105, its revenue limit under this section for the school
 17 year beginning with the effective date of the reorganization shall be determined as
 18 follows except as provided under subs. (3) and (4):
 19 2. If a school district is created under s. 117.105, the following adjustments to
 20 the calculations under pars. (c), (d) and (e) to (f) apply for the 2 school years beginning
 21 on the July 1 following the effective date of the reorganization:
 22 a. For the school year beginning on the first July 1 following the effective date
 23 of the reorganization the number of pupils in the previous school year shall be used
 24 under pars. (c) 1., (d) 1. and (e) 1. and (f) 1. instead of the average of the number of
 25 pupils in the 3 previous school years, and for the school year beginning on the 2nd

BILL

1 July 1 following the effective date of the reorganization the average of the number
2 of pupils in the 2 previous school years shall be used under pars. (c) 1., (d) 1. and (e)
3 1. and (f) 1. instead of the average of the number of pupils in the 3 previous school
4 years.

5 b. For the school year beginning on the first July 1 following the effective date
6 of the reorganization the average of the number of pupils in the current and the
7 previous school years shall be used under pars. (c) 4., (d) 4. and (e) 3., 4. and (f) 4.
8 instead of the average of the number of pupils in the current and the 2 preceding
9 school years.

10 **SECTION 10.** 121.91 (4) (f) of the statutes, as affected by 1999 Wisconsin Act 9,

11 is amended to read:

12 121.91 (4) (f) 1. For the ~~1999-2000~~ 2000-01 school year or any school year

13 thereafter, if the average of the number of pupils enrolled in the current and the 2
14 preceding school years, as calculated under sub. (2m) (f) 4., is less than the average
15 of the number of pupils enrolled in the 3 previous school years, as calculated under
16 sub. (2m) (f) 1., the limit otherwise applicable under sub. (2m) (e) (f) is increased by
17 the additional amount that would have been calculated had the decline in average
18 enrollment been 25% of what it was.

19 2. Any additional revenue received by a school district as a result of subd. 1.

20 shall not be included in the base for determining the school district's limit under sub.

21 (2m) (e) (f) for the following school year.

SECTION 11. Initial applicability.

22 (1) This act first applies to state aid distributed in the 2000-01 school year.

23 (END)

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(A)

Under current law, the state makes payments to certain charter schools (those established in the city of Milwaukee by the Milwaukee Board of Education - Milwaukee County, the University of Wisconsin - Milwaukee and the Milwaukee Area Technical College).
The general

and of all school districts is reduced proportionately to give these payments to pupils enrolled in these charter schools. The bill counts these payments as MPS enrollment of MPS

counts for state aid purposes. This bill counts these pupils in the enrollment of MPS for state aid purposes.

are not counted in the enrollment of MPS Milwaukee Public Schools for state aid purposes.

are reduced by the entire amount of these payments

are reduced by the entire amount of these payments

are reduced by the entire amount of these payments

are reduced by the entire amount of these payments

21

§ set #. CR 118.40(2r) (fm) and (g)

§ 118.40(2r)

(f) The department shall annually reduce the aid paid under s. 121.08 to the board of a school district operating under ch. 119 by an amount equal to the shared cost per member in the previous school year of the school district operating under ch. 119 multiplied by the number of public attending charter schools under this subsection.
(g) The department shall ensure that aid paid to other school districts under s. 121.08 is neither reduced nor increased as a result of the payments under par. (e) or the reduction in aid to the board under par. (f) and that the amount of the aid reduction under par. (f) lapses to the general fund.

future answer
paid under
par. (e)

WDO -
text is -
from is -
Stats in
in folio
118.40(2r)(f)
(g)

4042, 9145 (1); 1995 a. 225; 1997 a. 27, 113, 164; 1999 a. 9.
 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,
 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,
 (2) period in text
 ↖ Strike thru comma
 121.05 (1) (a) 9. Pupils enrolled in a charter school, ~~other than a charter school~~ under s. 118.40



amended to read:

Section #. 121.05 (1) (a) 9. of the statutes, as affected by 1999 Wisconsin Act ~~9~~ 9, is

2-15

8-19-11

created

as amended by

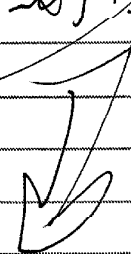
1999 Wisconsin

Act 9

amended

SECTION 121.90(1)(e) of the statutes is amended
to read:
121.90(1)(e) In determining a school district's revenue limit for the 2000-01 school year or for any school year thereafter, the department shall calculate the number of pupils enrolled in each school year prior to the 2000-01 school year as the number was calculated in that school year under s. 121.85 (6) (b) 1. and (f), 1997 stats.

WFO:
Act 9
1999
1999
Act 9
Section 121.90



3-19-92

SECTION 205.121.91 (2m) (e) of the statutes is
to read: 121.91 (2m) (e) Except as provided in subs. (3) and
(4), no school district may increase its revenues for the
1999-2000 school year or for any school year thereafter
to an amount that exceeds the amount calculated as fol-
lows:

same as

(limit.)
(limit.)

121.91 (2m) (e) of the statutes is
to read: 121.91 (2m) (e) Except as provided in subs. (3) and
(4), no school district may increase its revenues for the
1999-2000 school year or for any school year thereafter
to an amount that exceeds the amount calculated as fol-
lows:

WFO: text 1999 Acts
from 1999
Act 9
Soc. 2155

Analysis by the Legislative Reference Bureau

Under current law, the state pays to the parent or guardian of a pupil who attends a private school under the Milwaukee parental choice program (MPCP) the lesser of the amount equal to the private school's operating and debt service cost per pupil that is related to education or the sum of the amount paid per pupil under the MPCP in the previous school year and the amount of revenue increase per pupil allowed in the current school year. State aid to Milwaukee Public Schools (MPS) is reduced by 50% of the amount paid to the parents or guardians; the other 50% of the cost is borne by all other school districts. MPCP pupils are not counted in the enrollment of MPS for state aid purposes.

This bill counts MPCP pupils in the enrollment of MPS for state aid purposes and requires that 100% of the payments to parents and guardians under the MPCP be subtracted from MPS' state aid.

Under current law, the state makes payments to certain charter schools (those established in the city of Milwaukee by the Milwaukee common council, the

AN ACT to repeal 121.08 (4); to renumber and amend 119.23 (5); to amend 121.05 (1) (a) 9, 121.07 (1) (a), 121.91 (2m) (e) (intro.), 121.91 (2m) (r) 1. (intro.) and 2, and 121.91 (4) (f); and to create 118.40 (2r) (m) and (g), 119.23 (5) (am) and (bm), 121.05 (1) (a) 4, and 121.91 (2m) (f) of the statutes; relating to: responsibility for payments to parents and guardians of pupils attending private schools under the Milwaukee parental choice program.

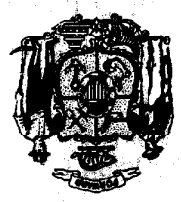
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and for payments to certain charter schools to

See

1999 BILL



**State of Wisconsin
1999 - 2000 LEGISLATURE**

LRB-4191Z
PG:sjs:km

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University of Wisconsin-Milwaukee and the Milwaukee Area Technical College). The general aid of all school districts is reduced proportionately in order to fund these payments. Pupils enrolled in these charter schools are not counted in the enrollment of MPS for state aid purposes. This bill counts these pupils in the enrollment of MPS for state aid purposes and requires that state aid to MPS be reduced by the entire amount of these payments. 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:

SECTION 1. 118.40 (2r) (fm) and (g) of the statutes are created to read:

118.40 (2r) (fm) The department shall annually reduce the aid paid under s. 121.08 to the board of a school district operating under ch. 119 by an amount equal

to the total amount paid under par. (e).

(g) The department shall ensure that aid paid to other school districts under

s. 121.08 is neither reduced nor increased as a result of the payments under par. (e)

or the reduction in aid to the board under par. (f) and that the amount of the aid

reduction under par. (f) lapses to the general fund.

SECTION 2. 119.23 (5) of the statutes, as affected by 1999 Wisconsin Act 9, is

renumbered 119.23 (5) (intro.) and amended to read:

119.23 (5) (intro.) The state superintendent shall ensure:

(c) 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 3. 119.23 (5) (am) and (bm) of the statutes are created to read:

119.23 (5) (am) Annually reduce the aid paid to the board under s. 121.08 by

the total amount paid under subs. (4) and (4m).

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BILL

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1 (bm) Ensure that aid paid to other school districts under s. 121.08 is neither
2 reduced nor increased as a result of the payments under subs. (4) and (4m) or the
3 reduction in aid to the board under par. (b) and that the amount of the aid reduction
4 under par. (b) lapses to the general fund.

5 SECTION 4. 121.05 (1) (a) 4. of the statutes is created to read:

6 121.05 (1) (a) 4. Pupils enrolled in a private school under s. 119.23.

7 SECTION 5. 121.05 (1) (a) 9. of the statutes, as affected by 1999 Wisconsin Act

8 9, is amended to read:

9 121.05 (1) (a) 9. Pupils enrolled in a charter school, other than a charter school

10 under s. 118.40 (2~~r~~).

11 SECTION 6. 121.07 (1) (a) of the statutes, as affected by 1999 Wisconsin Act 9,

12 is amended to read:

13 121.07 (1) (a) The membership of the school district in the previous school year

14 and the shared cost for the previous school year shall be used in computing general

15 aid, except that the membership used to compute state aid to the school district

16 operating under ch. 119 shall include those pupils who are attending a private school

17 under s. 119.23 in the current school year and were enrolled in grades kindergarten

18 to 3 in a private school located in the city of Milwaukee other than under s. 119.23

19 in the previous school year. If a school district has a state trust fund loan as a result

20 of s. 24.61 (3) (c) 2., the school district's debt service costs shall be based upon current

21 school year costs for the term of the loan and for one additional school year.

22 SECTION 7. 121.08 (4) of the statutes, as created by 1999 Wisconsin Act 9, is

23 repealed.

24 SECTION 8. 121.91 (2m) (e) (intro.) of the statutes, as created by 1999 Wisconsin

25 Act 9, is amended to read:

BILL

1 121.91 (2m) (e) (intro.) Except as provided in subs. (3) and (4), no school district

2 may increase its revenues for the 1999-2000 school year or for any school year

3 thereafter to an amount that exceeds the amount calculated as follows:

4 **SECTION 9.** 121.91 (2m) (f) of the statutes is created to read:

5 121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may

6 increase its revenues for the 2000-01 school year or for any school year thereafter

7 to an amount that exceeds the amount calculated as follows:

8 1. Divide the sum of the amount of state aid received in the previous school year

9 and property taxes levied for the previous school year, excluding funds described

10 under sub. (4) (c), by a number calculated by adding the number of pupils enrolled

11 in the 3 previous school years, subtracting from that total the number of pupils

12 attending charter schools under s. 118.40 (2r) and private schools under s. 119.23 in

13 the 4th, 3rd and 2nd preceding school years and dividing the remainder by 3.

14 2. Multiply the amount of the revenue increase per pupil allowed under this

15 subsection for the previous school year by the sum of 1.0 plus the allowable rate of

16 increase under s. 73.0305 expressed as a decimal.

17 3. Add the result under subd. 1. to the result under subd. 2.

18 4. Multiply the result under subd. 3. by a number calculated by adding the

19 number of pupils enrolled in the current and the 2 preceding school years,

20 subtracting from that total the number of pupils attending charter schools under s.

21 118.40 (2r) and private schools under s. 119.23 in the 3 previous school years and

22 dividing the remainder by 3.

v

23 **SECTION 10.** 121.91 (2m) (r) 1. (intro.) and 2. of the statutes, as affected by 1999

24 Wisconsin Act 9, are amended to read:

BILL

1 121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c), (d) and (e) to (f), if a school
2 district is created under s. 117.105, its revenue limit under this section for the school
3 year beginning with the effective date of the reorganization shall be determined as
4 follows except as provided under subs. (3) and (4):
5 2. If a school district is created under s. 117.105, the following adjustments to
6 the calculations under pars. (c), (d) and (e) to (f) apply for the 2 school years beginning
7 on the July 1 following the effective date of the reorganization:
8 a. For the school year beginning on the first July 1 following the effective date
9 of the reorganization the number of pupils in the previous school year shall be used
10 under pars. (c) 1., (d) 1. and (f) 1. instead of the average of the number of
11 pupils in the 3 previous school years, and for the school year beginning on the 2nd
12 July 1 following the effective date of the reorganization the average of the number
13 of pupils in the 2 previous school years shall be used under pars. (c) 1., (d) 1. and (e)
14 1. and (f) 1. instead of the average of the number of pupils in the 3 previous school
15 years.
16 b. For the school year beginning on the first July 1 following the effective date
17 of the reorganization the average of the number of pupils in the current and the
18 previous school years shall be used under pars. (c) 4., (d) 4. and (e) 3., 4. and (f) 4.
19 instead of the average of the number of pupils in the current and the 2 preceding
20 school years.
21 SECTION 11. 121.91 (4) (f) of the statutes, as affected by 1999 Wisconsin Act 9,
22 is amended to read:
23 121.91 (4) (f) 1. For the 1999-2000 2000-01 school year or any school year
24 thereafter, if the average of the number of pupils enrolled in the current and the 2
25 preceding school years, as calculated under sub. (2m) (f) 4., is less than the average

SECTION 11

BILL

1 of the number of pupils enrolled in the 3 previous school years, as calculated under

2 sub. (2m) (f) 1, the limit otherwise applicable under sub. (2m) (e) (f) is increased by

3 the additional amount that would have been calculated had the decline in average

4 enrollment been 25% of what it was.

5 2. Any additional revenue received by a school district as a result of subd. 1.

6 shall not be included in the base for determining the school district's limit under sub.

7 (2m) (e) (f) for the following school year.

SECTION 12. Initial applicability.

8 (1) This act first applies to state aid distributed in the 2000-01 school year.

9 (END)

10

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: 02/10/2000

To: Senator Decker

Relating to LRB drafting number: LRB-4191

Topic
MPS school choice payments

Subject(s)
Education - MPS

Decker

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

Note: The analysis of this bill states that a fiscal estimate was required for this bill. A request was made through the department of administration to have a fiscal estimate prepared. The agency(s) assigned to prepare a fiscal estimate for this bill did not return a estimate for this bill so none are included in this file.

1999 SENATE BILL 445

BILL NUMBER:

FISCAL ESTIMATES

State of Wisconsin
LEGISLATIVE REFERENCE BUREAU

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MADISON, WI 53701-2037

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STEPHEN R. MILLER
CHIEF