

1 **SECTION 2005hp.** 104.07 (4) (bm) of the statutes is created to read:

2 104.07 (4) (bm) If an applicant who is an individual does not have a social
3 security number, the applicant shall submit a statement made or subscribed under
4 oath or affirmation to the department that the applicant does not have a social
5 security number. The form of the statement shall be prescribed by the department.
6 A license issued under sub. (1) or (2) in reliance upon a false statement submitted
7 under this paragraph is invalid.

8 **SECTION 2005hs.** 105.06 (1m) (a) of the statutes is amended to read:

9 105.06 (1m) (a) ~~The~~ Except as provided in par. (bm), the department shall
10 require each applicant for a license under sub. (1) who is an individual to provide the
11 department with the applicant's social security number, and shall require each
12 applicant for a license under sub. (1) who is not an individual to provide the
13 department with the applicant's federal employer identification number, when
14 initially applying for or applying to renew the license.

15 **SECTION 2005ht.** 105.06 (1m) (b) of the statutes is amended to read:

16 105.06 (1m) (b) ~~The~~ If an applicant who is an individual fails to provide the
17 applicant's social security number to the department or if an applicant who is not an
18 individual fails to provide the applicant's federal employer identification number to
19 the department, the department may not issue or renew a license under sub. (1) to
20 or for an ~~the~~ applicant ~~who is an individual~~ unless the applicant has provided the
21 applicant's is an individual who does not have a social security number ~~to the~~
22 department ~~and may not issue or renew a license under sub. (1) to or for an applicant~~
23 ~~who is not an individual unless the applicant has provided the applicant's federal~~
24 ~~employer identification number to the department~~ and the applicant submits a
25 statement made or subscribed under oath or affirmation as required under par. (bm).

1 **SECTION 2005hu.** 105.06 (1m) (bm) of the statutes is created to read:

2 105.06 (1m) (bm) If an applicant who is an individual does not have a social
3 security number, the applicant shall submit a statement made or subscribed under
4 oath or affirmation to the department that the applicant does not have a social
5 security number. The form of the statement shall be prescribed by the department.
6 A license issued under sub. (1) in reliance upon a false statement submitted under
7 this paragraph is invalid.

8 **SECTION 2005k.** 106.11 (title) of the statutes is amended to read:

9 **106.11** (title) ~~Employment and training~~ **Workforce investment**
10 **programs.**

11 **SECTION 2005m.** 106.11 of the statutes, as affected by 1999 Wisconsin Act ...
12 (this act), sections 2005k, 2005p and 2005r, is amended to read:

13 **106.11 Workforce investment programs.** The department shall cooperate
14 with the federal government in carrying out the purposes of the ~~federal Job Training~~
15 ~~Partnership Act, 29 USC 1501 to 1781, and the federal Workforce Investment Act of~~
16 1998, 29 USC 2801 to 2945. In administering the programs authorized by ~~these acts~~
17 ~~that act~~ the department shall, in cooperation with other state agencies and with local
18 workforce development boards established under 29 USC 2832, establish a
19 statewide workforce investment system to meet the employment, training and
20 educational needs of persons in this state.

21 **SECTION 2005p.** 106.11 (1) of the statutes is amended to read:

22 106.11 (1) The department shall cooperate with the federal government in
23 carrying out the purposes of the ~~federal job training partnership act~~ **Job Training**
24 **Partnership Act, 29 USC 1501 to 1781, and the federal Workforce Investment Act of**
25 **1998, 29 USC 2801 to 2945.** In administering the programs authorized by ~~that act~~

1 ~~those acts~~ the department shall, in cooperation with other state agencies and with
2 ~~private industry councils~~ local workforce development boards established under 29
3 USC 2832, establish a statewide ~~coordinated employment and training delivery~~
4 workforce investment system to meet the employment, training and educational
5 needs of persons in this state.

6 **SECTION 2005r.** 106.11 (1) of the statutes, as affected by 1999 Wisconsin Act ...
7 (this act), section 2005p, is renumbered 106.11.

8 **SECTION 2005t.** 106.11 (2) of the statutes is repealed.

9 **SECTION 2005v.** 106.11 (3) of the statutes is repealed.

10 **SECTION 2005x.** 106.115 of the statutes is repealed.

11 **SECTION 2012.** 106.12 (title) of the statutes is amended to read:

12 **106.12** (title) ~~Division of connecting education and work~~ Governor's
13 work-based learning board.

14 **SECTION 2013.** 106.12 of the statutes is renumbered 106.12 (2) and amended
15 to read:

16 106.12 (2) EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. ~~Based on the~~
17 ~~recommendations of the governor's council on workforce excellence, the division of~~
18 ~~connecting education and work~~ The board shall plan, coordinate, administer and
19 implement ~~the department's workforce excellence initiatives, programs, policies and~~
20 ~~funding,~~ the youth apprenticeship and, school-to-work and work-based learning
21 programs under s. 106.13 (1) and such other employment and education programs
22 as the governor may by executive order assign to the ~~division~~ board.
23 Notwithstanding any limitations placed on the use of state employment and
24 education funds under this section or s. 106.13, ~~106.14, 106.15, 106.20 or 106.21~~ or
25 under an executive order assigning an employment and education program to the

1 ~~division board~~, the ~~secretary board~~ may issue a general or special order waiving any
2 of those limitations on finding that the waiver will promote the coordination of
3 employment and education services.

4 **SECTION 2014.** 106.12 (1) of the statutes is created to read:

5 106.12 (1) DEFINITION. In this section and s. 106.13, “board” means the
6 governor’s work-based learning board.

7 **SECTION 2015.** 106.12 (3) of the statutes is created to read:

8 106.12 (3) EXECUTIVE DIRECTOR. The governor shall appoint an executive
9 director of the board outside the classified service to serve at the pleasure of the
10 governor. The executive director shall be in charge of the board’s administrative
11 functions.

12 **SECTION 2016.** 106.13 (title) of the statutes is amended to read:

13 **106.13** (title) **Youth apprenticeship and, school-to-work and**
14 **work-based learning programs.**

15 **SECTION 2017d.** 106.13 (1) of the statutes is renumbered 106.13 (1) (intro.) and
16 amended to read:

17 106.13 (1) (intro.) The ~~department board~~ shall provide a all of the following:

18 (a) A youth apprenticeship program and a that includes the grant programs
19 under subs. (3) and (4).

20 (b) A school-to-work program in accordance with 20 USC 6101 to 6251 that
21 includes the school-to-work program for children at risk under sub. (4m).

22 **SECTION 2017g.** 106.13 (1) (c) of the statutes is created to read:

23 106.13 (1) (c) A work-based learning program for youths who are eligible to
24 receive temporary assistance for needy families under 42 USC 601 to 619 that
25 includes a component that would permit a participant to earn a youth apprenticeship

1 skills certificate through participation in that program if the participant meets the
2 requirements for earning that certificate.

3 **SECTION 2017j.** 106.13 (1) (d) of the statutes is created to read:

4 106.13 (1) (d) A work-based learning program for students of a tribal college
5 as provided under sub. (4r).

6 **SECTION 2018.** 106.13 (2) of the statutes is amended to read:

7 106.13 (2) ~~The governor's council on workforce excellence~~ council on workforce
8 investment established under 29 USC 2821, the technical college system board and
9 the department of public instruction shall assist the ~~department of workforce~~
10 ~~development~~ board in providing the youth apprenticeship program ~~and, the~~
11 ~~school-to-work program and the work-based learning program~~ under sub. (1).

12 **SECTION 2019d.** 106.13 (2m) of the statutes is amended to read:

13 106.13 (2m) ~~After reviewing the recommendations of the governor's council on~~
14 ~~workforce excellence under s. 106.115 (2) (e), the department~~ The board shall
15 approve occupations and maintain a list of approved occupations for the youth
16 apprenticeship program and shall approve statewide skill standards for the
17 school-to-work program. From the appropriation under s. 20.445 (1)(~~ev~~) (7) (a), the
18 ~~department~~ board shall develop curricula for youth apprenticeship programs for
19 occupations approved under this subsection.

20 **SECTION 2020.** 106.13 (3m) of the statutes is created to read:

21 106.13 (3m) (a) In this subsection, "local partnership" means one or more
22 school districts, or any combination of one or more school districts, other public
23 agencies, as defined in sub. (4) (a) 2., nonprofit organizations, as defined in sub. (4)
24 (a) 1., individuals or other persons, who have agreed to be responsible for
25 implementing and coordinating a local youth apprenticeship program.

1 (b) From the appropriation under s. 20.445 (7) (b), the board shall award grants
2 to applying local partnerships for the implementation and coordination of local youth
3 apprenticeship programs. A local partnership shall include in its grant application
4 the identity of each public agency, nonprofit organization, individual and other
5 person who is a participant in the local partnership, a plan to accomplish the
6 implementation and coordination activities specified in subds. 1. to 6. and the
7 identity of a fiscal agent who shall be responsible for receiving, managing and
8 accounting for the grant moneys received under this paragraph. A local partnership
9 that is awarded a grant under this paragraph may use the grant moneys awarded
10 for any of the following implementation and coordination activities:

11 1. Recruiting employers to provide on-the-job training and supervision for
12 youth apprentices and providing technical assistance to those employers.

13 2. Recruiting students to participate in the local youth apprenticeship program
14 and monitoring the progress of youth apprentices participating in the program.

15 3. Coordinating youth apprenticeship training activities within participating
16 school districts and among participating school districts, postsecondary institutions
17 and employers.

18 4. Coordinating academic, vocational and occupational learning, school-based
19 and work-based learning and secondary and postsecondary education for
20 participants in the local youth apprenticeship program.

21 5. Assisting employers in identifying and training workplace mentors and
22 matching youth apprentices and mentors.

23 6. Any other implementation or coordination activity that the board may direct
24 or permit the local partnership to perform.

25 **SECTION 2021.** 106.13 (4) (b) of the statutes is amended to read:

1 106.13 (4) (b) From the appropriation under s. 20.445 ~~(1)~~ (7) (em), the
2 ~~department~~ board may award a grant to a public agency or a nonprofit organization,
3 or to an employer that is responsible for the on-the-job training and supervision of
4 a youth apprentice. A public agency or non-profit organization that receives a grant
5 under this subsection shall use the funds awarded under the grant to award training
6 grants to employers that provide on-the-job training and supervision for youth
7 apprentices. Subject to par. (c), a training grant provided under this subsection may
8 be awarded to an employer for each youth apprentice who receives at least 180 hours
9 of paid on-the-job training from the employer during a school year, as defined in s.
10 115.001 (13). The amount of a training grant may not exceed \$500 per youth
11 apprentice per school year. A training grant may not be awarded for any specific
12 youth apprentice for more than 2 school years.

13 **SECTION 2022.** 106.13 (4) (c) of the statutes is amended to read:

14 106.13 (4) (c) Notwithstanding par. (b), the ~~department~~ board may award a
15 training grant under this subsection to an employer that provides less than 180
16 hours of paid on-the-job training for a youth apprentice during a school year, as
17 defined in s. 115.001 (13), if the ~~department~~ board determines that it would be
18 beneficial for the youth apprentice to receive on-the-job training from more than one
19 employer.

20 **SECTION 2023m.** 106.13 (4r) of the statutes is created to read:

21 106.13 (4r) From the appropriation under s. 20.445 (7) (kd), the board may
22 award a grant to an applying tribal college that is recognized as a land grant college
23 under 7 USC 301, as amended to October 20, 1994, for the provision of work-based
24 learning programs for students of the tribal college if the board approves the
25 application of the tribal college.

1 **SECTION 2024.** 106.13 (5) of the statutes is amended to read:

2 106.13 (5) The ~~department board~~ shall promulgate rules to administer this
3 section.

4 **SECTION 2024t.** 106.14 (title) of the statutes is amended to read:

5 **106.14** (title) **Career Job centers and career counseling centers.**

6 **SECTION 2025d.** 106.14 (1) of the statutes, as affected by 1997 Wisconsin Act
7 27, section 2679, is amended to read:

8 106.14 (1) The department ~~may award grants to nonprofit corporations and~~
9 ~~public agencies for the provision of~~ shall provide a job center network throughout the
10 state through which job seekers may receive comprehensive career planning, job
11 placement and job training information. As part of the job center network, the
12 department shall provide career counseling centers throughout the state at which
13 youths may receive the services specified in sub. (2).

14 **SECTION 2026d.** 106.14 (3) of the statutes is repealed.

15 **SECTION 2027b.** 106.14 (4) of the statutes is repealed.

16 **SECTION 2027d.** 106.15 (1) (a) of the statutes is amended to read:

17 106.15 (1) (a) “Council” means the ~~governor’s council on workforce excellence~~
18 ~~established under 29 USC 1792~~ council on workforce investment established under
19 29 USC 2821.

20 **SECTION 2027f.** 106.15 (1) (b) of the statutes is amended to read:

21 106.15 (1) (b) “Dislocated worker” has the meaning ~~established by the~~
22 ~~department by rule in substantial conformance with 29 USC 1652 (a)~~ given in 29
23 USC 2801 (9).

24 **SECTION 2027h.** 106.15 (1) (c) of the statutes is amended to read:

1 106.15 (1) (c) “Dislocated worker committee” means the committee or other
2 subunit of the council that deals with the dislocated workers program under 29 USC
3 ~~1651 to 1662b~~ assists the governor in providing employment and training activities
4 to dislocated workers under 29 USC 2862 to 2864.

5 **SECTION 2027j.** 106.15 (1) (d) of the statutes is amended to read:

6 106.15 (1) (d) “Substate Local plan” means a ~~substate local~~ local plan required under
7 ~~29 USC 1661b (a)~~ 29 USC 2833 as a condition for a grant.

8 **SECTION 2027m.** 106.15 (3) (intro.) of the statutes is amended to read:

9 106.15 (3) GRANTS. (intro.) From the appropriation under s. 20.445 (1) (bc),
10 (jm), (mb) and (mc), the department shall make grants to persons providing
11 employment and training activities to dislocated workers ~~programs offering training~~
12 ~~and related employment services~~ including but not limited to the following:

13 **SECTION 2027p.** 106.15 (4) of the statutes is amended to read:

14 106.15 (4) GRANT APPROVAL. ~~No grant may be awarded~~ The department may
15 award a grant under this section ~~unless~~ only if both of the following occur:

16 (a) The dislocated workers committee approves the ~~substate local~~ local plan or
17 application for funding and refers its decision to the secretary.

18 (b) After receiving a referral under par. (a), the secretary approves the ~~substate~~
19 local plan or application for funding.

20 **SECTION 2027r.** 106.15 (5) (intro.) of the statutes is amended to read:

21 106.15 (5) SUBSTATE LOCAL PLAN OR APPLICATION REVIEW. (intro.) In reviewing
22 ~~substate local~~ local plans and applications for funding under this section, the dislocated
23 workers committee and the secretary shall consider all of the following:

24 **SECTION 2027t.** 106.15 (6) of the statutes is amended to read:

1 106.15 (6) RULE MAKING. The department shall ~~adopt~~ promulgate rules to
2 administer this section. The rules shall address eligible applicants and program
3 providers, application requirements, criteria and procedures for awarding grants,
4 reporting and auditing procedures and administrative operations.

5 **SECTION 2027v.** 106.15 (7) of the statutes is amended to read:

6 106.15 (7) FUNDING. From the amounts appropriated under s. 20.445 (1) (ma),
7 (mb) and (mc), all moneys received under ~~29 USC 1651 to 1661e~~ 29 USC 2862 to 2864
8 shall be expended to fund grants and operations under this section.

9 **SECTION 2027x.** 106.16 (2) of the statutes is amended to read:

10 106.16 (2) Any company that receives a loan or grant from a state agency or
11 an authority under ch. 231 or 234 shall notify the department and the ~~area private~~
12 ~~industry council under the job training partnership act, 29 USC 1501 to 1798~~ local
13 workforce development board established under 29 USC 2832, of any position in the
14 company that is related to the project for which the grant or loan is received to be
15 filled in this state within one year after receipt of the loan or grant. The company
16 shall provide this notice at least 2 weeks prior to advertising the position.

17 **SECTION 2028.** 106.18 of the statutes is repealed.

18 **SECTION 2029c.** 106.215 (10) (g) 1. of the statutes is amended to read:

19 106.215 (10) (g) 1. A person who is employed as a corps enrollee for a 6-month
20 to one-year period of continuous employment, as determined by standards adopted
21 by the board, and who receives a satisfactory employment evaluation upon
22 termination of employment is entitled to an incentive payment of \$500 prorated in
23 the same proportion as the number of hours of employment completed by that person
24 bears to 2,080 hours ~~or an education voucher that is worth at least double the~~
25 ~~monetary value of the prorated incentive payment, but not more than \$2,600~~

1 ~~prorated in the same proportion as the number of hours of employment completed~~
2 ~~by that person bears to 2,080 hours. No corps enrollee may receive more than 2~~
3 ~~incentive payments or 4 education vouchers.~~

4 **SECTION 2029g.** 106.215 (10) (g) 1m. of the statutes is created to read:

5 106.215 (10) (g) 1m. In lieu of the incentive payment under subd. 1., a person
6 who is employed as a corps enrollee for at least a 6-month period of continuous
7 employment, as determined by standards adopted by the board, and who receives a
8 satisfactory employment evaluation is entitled to an education voucher that is worth
9 at least double the monetary value of the prorated incentive payment under subd.
10 1., but not more than \$2,800 prorated in the same proportion as the number of hours
11 of employment completed by that person bears to 2,080 hours.

12 **SECTION 2029n.** 106.215 (10) (g) 2. of the statutes is amended to read:

13 106.215 (10) (g) 2. The board may authorize a partial incentive payment ~~or~~
14 ~~education voucher~~ to a person who is employed as a corps enrollee and who receives
15 a satisfactory employment evaluation upon termination of employment if the person
16 is employed as a corps enrollee for less than a one-year period of continuous
17 employment and the board determines that employment was terminated because of
18 special circumstances beyond the control of the corps enrollee or if the person is
19 employed as a corps enrollee for at least 10 months but less than a one-year period
20 of continuous employment and the board determines that employment was
21 terminated in order to enable the person to attend an institution of higher education,
22 technical college or other training program or to enable the person to obtain other
23 employment.

24 **SECTION 2029r.** 106.215 (10) (g) 2m. of the statutes is created to read:

1 106.215 (10) (g) 2m. In lieu of a partial incentive payment under subd. 2, the
2 board may authorize a partial education voucher to a person who is employed as a
3 corps enrollee and who receives a satisfactory employment evaluation upon
4 termination of employment if the person is employed as a corps enrollee for less than
5 a 6-month period of continuous employment and the board determines that
6 employment was terminated because of special circumstances beyond the control of
7 the corps enrollee.

8 **SECTION 2029w.** 106.215 (10) (g) 4. of the statutes is created to read:

9 106.215 (10) (g) 4. No corps enrollee may receive more than 2 incentive
10 payments or 4 education vouchers under this paragraph.

11 **SECTION 2029x.** 108.04 (16) (c) of the statutes is amended to read:

12 108.04 (16) (c) Benefits may not be denied to an otherwise eligible individual
13 under par. (a) who is enrolled in a program under the plan of any state for training
14 for dislocated workers under ~~29 USC 1661~~ 29 USC 2822, notwithstanding the failure
15 of such training to meet any of the requirements of par. (a) 1. to 4.

16 **SECTION 2029y.** 108.07 (8) (b) of the statutes is amended to read:

17 108.07 (8) (b) If a claimant is a prisoner of a state prison, as defined in s. 302.01,
18 and has employment with an employer other than the department of corrections ~~or~~
19 ~~a private business leasing space within a state prison under s. 303.01 (2) (em), and~~
20 the claimant's employment terminates because conditions of incarceration or
21 supervision make it impossible to continue the employment, the department shall
22 charge to the fund's balancing account any benefits based on the terminated
23 employment that are otherwise chargeable to the account of an employer that is
24 subject to the contribution requirements under ss. 108.17 and 108.18.

25 **SECTION 2030m.** 109.09 (1) of the statutes is amended to read:

1 109.09 (1) The department shall investigate and attempt equitably to adjust
2 controversies between employers and employes as to alleged wage claims. The
3 department may receive and investigate any wage claim which is filed with the
4 department, or received by the department under s. 109.10 (4), no later than 2 years
5 after the date the wages are due. The department may, after receiving a wage claim,
6 investigate any wages due from the employer against whom the claim is filed to any
7 employe during the period commencing 2 years before the date the claim is filed. The
8 department shall enforce this chapter and ss. 20.924 (1)(j) 3., 66.293, 103.02, 103.49,
9 103.82 and 104.12. In pursuance of this duty, the department may sue the employer
10 on behalf of the employe to collect any wage claim or wage deficiency and ss. 109.03
11 (6) and 109.11 (2) and (3) shall apply to such actions. Except for actions under s.
12 109.10, the department may refer such an action to the district attorney of the county
13 in which the violation occurs for prosecution and collection and the district attorney
14 shall commence an action in the circuit court having appropriate jurisdiction. Any
15 number of wage claims or wage deficiencies against the same employer may be joined
16 in a single proceeding, but the court may order separate trials or hearings. In actions
17 that are referred to a district attorney under this subsection, any taxable costs
18 recovered by the district attorney shall be paid into the general fund of the county
19 in which the violation occurs and used by that county to meet its financial
20 responsibility under s. 978.13 (2) for the operation of the office of the district attorney
21 who prosecuted the action.

22 **SECTION 2030t.** 109.09 (2) (c) of the statutes is amended to read:

23 109.09 (2) (c) A lien under par. (a) takes precedence over all other debts,
24 judgments, decrees, liens or mortgages against the employer ~~that originate after the~~
25 ~~lien takes effect as provided in par. (b) 1. or 2.,~~ except a lien of a financial institution.

1 as defined in s. 69.30 (1) (b), that originates before the lien under par. (a) takes effect
2 or a lien under s. 292.31 (8) (i) or 292.81, and. A lien under par. (a) may be enforced
3 in the manner provided in ss. 779.09 to 779.12, 779.20 and 779.21, insofar as those
4 provisions are applicable. The lien ceases to exist if the department of workforce
5 development or the employe does not bring an action to enforce the lien within the
6 period prescribed in s. 893.44 for the underlying wage claim.

7 **SECTION 2031.** 110.07 (1) (a) (intro.) of the statutes is amended to read:

8 110.07 (1) (a) (intro.) The secretary shall employ not to exceed 385 more than
9 399 traffic officers. ~~Such~~ The state traffic patrol consists of the traffic officers, ~~in~~
10 ~~addition to~~ the person designated to head them whose position shall be in the
11 ~~classified service, shall constitute the~~ and, if certified under s. 165.85 (4) (b) 1. as
12 qualified to be a law enforcement officer, the division administrator who is counted
13 under s. 230.08 (2) (e) 12. and whose duties include supervising the state traffic
14 patrol. The division administrator may not be counted under this paragraph.
15 Members of the state traffic patrol, and shall:

16 **SECTION 2032.** 110.07 (6) of the statutes is created to read:

17 110.07 (6) The division administrator who is counted under s. 230.08 (2) (e) 12.
18 and whose duties include supervising the state traffic patrol shall be designated
19 superintendent of the state traffic patrol, if he or she is certified under s. 165.85 (4)
20 (b) 1. as qualified to be a law enforcement officer.

21 **SECTION 2033m.** 111.322 (2m) (c) of the statutes is amended to read:

22 111.322 (2m) (c) The individual files a complaint or attempts to enforce a right
23 under s. 20.924 (1) (j) 3., 66.293 or 103.49 or testifies or assists in any action or
24 proceeding under s. 20.924 (1) (j) 3., 66.293 or 103.49.

25 **SECTION 2033p.** 111.35 (2) (d) of the statutes is amended to read:

1 111.35 (2) (d) Constitutes a violation of s. ~~938.983~~ 254.92 (2).

2 **SECTION 2033r.** 111.70 (1) (dm) of the statutes is amended to read:

3 111.70 (1) (dm) “Economic issue” means ~~any issue that creates a new or~~
4 ~~increased financial liability upon the municipal employer, including~~ salaries,
5 overtime pay, sick leave, payments in lieu of sick leave usage, vacations, clothing
6 allowances in excess of the actual cost of clothing, length-of-service credit,
7 continuing education credit, shift premium pay, longevity pay, extra duty pay,
8 performance bonuses, health insurance, life insurance, dental insurance, disability
9 insurance, vision insurance, long-term care insurance, worker’s compensation and
10 unemployment insurance, social security benefits, vacation pay, holiday pay, lead
11 worker pay, temporary assignment pay, retirement contributions, supplemental
12 retirement benefits, severance or other separation pay, hazardous duty pay,
13 certification or license payment, ~~job security provisions,~~ limitations on layoffs that
14 create a new or increased financial liability on the employer and contracting or
15 subcontracting of work that would otherwise be performed by municipal employes
16 in the collective bargaining unit with which there is a labor dispute.

17 **SECTION 2034.** 111.70 (1) (j) of the statutes is amended to read:

18 111.70 (1) (j) “Municipal employer” means any city, county, village, town,
19 metropolitan sewerage district, school district, family care district or any other
20 political subdivision of the state ~~which~~ that engages the services of an employe and
21 includes any person acting on behalf of a municipal employer within the scope of the
22 person’s authority, express or implied.

23 **SECTION 2037c.** 111.91 (2) (r) of the statutes is created to read:

24 111.91 (2) (r) The requirements under s. 609.10 related to offering a
25 point-of-service option plan.

1 **SECTION 2035m.** 111.70 (1) (nc) 1. c. of the statutes is amended to read:

2 111.70 (1) (nc) 1. c. A proposal to provide for an average salary increase for each
3 12-month period covered by the proposed collective bargaining agreement,
4 beginning with the expiration date of any previous collective bargaining agreement,
5 for the municipal employes in the collective bargaining unit at least equivalent to an
6 average cost of 2.1% of the total compensation and fringe benefit costs for all
7 municipal employes in the collective bargaining unit for each 12-month period
8 covered by the proposed collective bargaining agreement plus any fringe benefit
9 savings, beginning with the expiration date of any previous collective bargaining
10 agreement, including that percentage required to provide for any step increase ~~and~~
11 ~~any increase due to a promotion or the attainment of increased professional~~
12 ~~qualifications~~, as determined under sub. (4) (cm) 8s., unless the increased cost of
13 providing such a salary increase, as determined under sub. (4) (cm) 8s., exceeds 2.1%
14 of the total compensation and fringe benefit costs for all municipal employes in the
15 collective bargaining unit for any 12-month period covered by the proposed collective
16 bargaining agreement plus any fringe benefit savings, or unless the increased cost
17 required to maintain the percentage contribution by the municipal employer to the
18 municipal employes' existing fringe benefit costs and to maintain all fringe benefits
19 provided to the municipal employes, as determined under sub. (4) (cm) 8s., in
20 addition to the increased cost of providing such a salary increase, exceeds 3.8% of the
21 total compensation and fringe benefit costs for all municipal employes in the
22 collective bargaining unit for any 12-month period covered by the collective
23 bargaining agreement, in which case the offer shall include provision for a salary
24 increase for each such period for the municipal employes covered by the agreement
25 at least equivalent to an average of that percentage, if any, for each such period of

1 the prorated portion of 2.1% of the total compensation and fringe benefit costs for all
2 municipal employes in the collective bargaining unit plus any fringe benefit savings
3 that remains, if any, after the increased cost of such maintenance exceeding 1.7% of
4 the total compensation and fringe benefit costs for all municipal employes in the
5 collective bargaining unit for each 12-month period and the cost of a salary increase
6 of at least one full step for each municipal employe in the collective bargaining unit
7 who is eligible for a within range salary increase for each 12-month period is
8 subtracted from that total cost.

9 **SECTION 2035m.** 111.70 (4) (cm) 5s. of the statutes is amended to read:

10 111.70 (4) (cm) 5s. 'Issues subject to arbitration.' In a collective bargaining unit
11 consisting of school district professional employes, the municipal employer or the
12 labor organization may petition the commission to determine whether the municipal
13 employer has submitted a qualified economic offer. The commission shall appoint an
14 investigator for that purpose. If the investigator finds that the municipal employer
15 has submitted a qualified economic offer, the investigator shall determine whether
16 a deadlock exists between the parties with respect to all economic issues. If the
17 municipal employer submits a qualified economic offer applicable to any period
18 beginning on or after July 1, 1993, no economic issues are subject to interest
19 arbitration under subd. 6. for that period, except that only the impact of contracting
20 out or subcontracting work that would otherwise be performed by municipal
21 employes in the collective bargaining unit is subject to interest arbitration under
22 subd. 6. In such a collective bargaining unit, economic issues concerning the wages,
23 hours or conditions of employment of the school district professional employes in the
24 unit for any period prior to July 1, 1993, are subject to interest arbitration under
25 subd. 6. for that period. In such a collective bargaining unit, noneconomic issues

1 applicable to any period on or after July 1, 1993, are subject to interest arbitration
2 after the parties have reached agreement and stipulate to agreement on all economic
3 issues concerning the wages, hours or conditions of employment of the school district
4 professional employes in the unit for that period. In such a collective bargaining
5 unit, if the commission's investigator finds that the municipal employer has
6 submitted a qualified economic offer and that a deadlock exists between the parties
7 with respect to all economic issues, the municipal employer may implement the
8 qualified economic offer. On the 90th day prior to expiration of the period included
9 within the qualified economic offer, if no agreement exists on that day, the parties are
10 deemed to have stipulated to the inclusion in a new or revised collective bargaining
11 agreement of all provisions of any predecessor collective bargaining agreement
12 concerning economic issues, or of all provisions of any existing collective bargaining
13 agreement concerning economic issues if the parties have reopened negotiations
14 under an existing agreement, as modified by the terms of the qualified economic offer
15 and as otherwise modified by the parties. In such a collective bargaining unit, on and
16 after that 90th day, a municipal employer that refuses to bargain collectively with
17 respect to the terms of that stipulation, applicable to the 90-day period prior to
18 expiration of the period included within the qualified economic offer, does not violate
19 sub. (3) (a) 4. Any such unilateral implementation after August 11, 1993, during the
20 90-day period prior to expiration of the period included within a qualified economic
21 offer, operates as a full, final and complete settlement of all economic issues between
22 the parties for the period included within the qualified economic offer. The failure
23 of a labor organization to recognize the validity of such a lawful qualified economic
24 offer does not affect the obligation of the municipal employer to submit economic
25 issues to arbitration under subd. 6.

1 **SECTION 2039.** 114.20 (11) of the statutes is amended to read:

2 114.20 (11) ISSUANCE OF CERTIFICATE OF REGISTRATION; DISPLAY OF CERTIFICATE;
3 REFUNDS. Upon payment of a registration fee or transfer of registration fee, the
4 department shall issue evidence of registration which shall be displayed at all times
5 in the manner prescribed by the department. A refund may be made for aircraft
6 registration fees paid in error as determined by the department. ~~Refunds under this~~
7 ~~section shall be paid out of the appropriation under s. 20.395 (4) (aq).~~

8 **SECTION 2039g.** 114.31 (3) of the statutes is renumbered 114.31 (3) (a).

9 **SECTION 2039h.** 114.31 (3) (b) of the statutes is created to read:

10 114.31 (3) (b) From the appropriation under s. 20.395 (2) (ds), the department
11 shall administer an aviation career education program to provide training and
12 apprenticeship opportunities associated with aviation careers for socially and
13 economically disadvantaged youth.

14 **SECTION 2040.** 115.28 (24) of the statutes is amended to read:

15 115.28 (24) PRIORITY IN AWARDING GRANTS. Give priority in awarding grants to
16 local community organizations under sub. (21) and to school boards under ss. 115.36
17 and ~~115.362~~ 115.361, and in awarding grants from federal funds received under 20
18 USC 2301 to 2471, 20 USC 4601 to 4665 and 29 USC 1602 (b) (1), to programs that
19 provide more than one of the educational services specified under sub. (21), s. 115.36,
20 ~~115.362~~ 115.361, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC 2301 to 2471,
21 20 USC 4601 to 4665 or 29 USC 1602 (b) (1).

22 **SECTION 2040d.** 115.28 (24) of the statutes, as affected by 1999 Wisconsin Act
23 (this act), is amended to read:

24 115.28 (24) PRIORITY IN AWARDING GRANTS. Give priority in awarding grants to
25 local community organizations under sub. (21) and to school boards under ss. 115.36

1 and 115.361, and in awarding grants from federal funds received under 20 USC 2301
2 to 2471, 20 USC 4601 to 4665 and ~~29 USC 1602 (b) (1)~~ 29 USC 2862 (b) (1) (B), to
3 programs that provide more than one of the educational services specified under sub.
4 (21), s. 115.36, 115.361, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC 2301 to
5 2471, 20 USC 4601 to 4665 or ~~29 USC 1602 (b) (1)~~ 29 USC 2862 (b) (1) (B).

6 **SECTION 2041.** 115.28 (25) of the statutes is created to read:

7 115.28 (25) SCHOOL TECHNOLOGY RESOURCE GRANTS. Consult with the technology
8 for educational achievement in Wisconsin board before awarding school technology
9 resource grants under 20 USC 6842.

10 **SECTION 2041m.** 115.28 (26) of the statutes is created to read:

11 115.28 (26) PERIODICAL AND REFERENCE INFORMATION DATA BASES. Contract with
12 one or more persons to provide statewide access, through the Internet, to periodical
13 and reference information data bases.

14 **SECTION 2042.** 115.28 (39) of the statutes is amended to read:

15 115.28 (39) ALCOHOL AND OTHER DRUG ABUSE REPORT. By July 1, 1998, and
16 biennially by July 1 thereafter, evaluate the effectiveness of the programs under ss.
17 115.36, and 115.361 ~~and 115.362~~ and submit a report to the legislature under s.
18 13.172 (2). To satisfy this reporting requirement as it pertains to s. 115.361, the
19 department may incorporate into the report under this subsection the report
20 required under s. 115.361 (7) ~~(e)~~ (2).

21 **SECTION 2042m.** 115.28 (44) of the statutes is created to read:

22 115.28 (44) DIRECT INSTRUCTION PROGRAM. From the appropriation under s.
23 20.255 (1) (me), award a grant of \$280,000 annually in the 1999–2000, 2000–01,
24 2001–02 and 2002–03 fiscal years to the University of Wisconsin–Milwaukee to
25 conduct a direct instruction pilot program. The purpose of the program shall be to

1 determine the efficiency of direct instruction in improving the ability of children to
2 read. By August 1 of 2000, 2001, 2002 and 2003, the University of
3 Wisconsin–Milwaukee shall submit a report to the appropriate standing committees
4 of the legislature under s. 13.172, and to the state superintendent, that describes the
5 findings and conclusions of the study.

6 **SECTION 2042m.** 115.28 (42) of the statutes is created to read:

7 115.28 (42) FOREIGN LANGUAGE INSTRUCTION GRANTS. Beginning in the 2000–01
8 fiscal year, award at least one grant in each fiscal year, on a competitive basis, to a
9 school board or board of control of a cooperative educational service agency for the
10 development and implementation of a foreign language instruction program in a
11 public school in grades kindergarten to 6. The department shall award the grants
12 from the appropriation under s. 20.255 (2) (fL). The department shall promulgate
13 rules to implement and administer this subsection.

14 **SECTION 2042m.** 115.341 of the statutes is repealed and recreated to read:

15 **115.341 School breakfast program.** (1) From the appropriation under s.
16 20.255 (2) (cm), the state superintendent shall reimburse each school board 10 cents
17 for each breakfast served at a school that meets the requirements of 7 CFR 220.8 or
18 220.8a, whichever is applicable, and shall reimburse each governing body of a
19 private school 10 cents for each breakfast served at the private school that meets the
20 requirements of 7 CFR 220.8 or 220.8a, whichever is applicable.

21 (2) If the appropriation under s. 20.255 (2) (cm) in any fiscal year is insufficient
22 to pay the full amount of aid under this section, the state superintendent shall
23 prorate state aid payments among the school boards and governing bodies of private
24 schools entitled to the aid.

25 **SECTION 2042g.** 115.31 (1) (b) of the statutes is amended to read:

1 115.31 (1) (b) “Educational agency” means a school district, cooperative
2 educational service agency, state correctional institution under s. 302.01, secured
3 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,
4 as defined in s. 938.02 (15g), the ~~Wisconsin school for the visually handicapped~~
5 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin school School
6 for the ~~deaf~~ Deaf, the Mendota mental health institute, the Winnebago mental health
7 institute, a state center for the developmentally disabled, a private school or a
8 private, nonprofit, nonsectarian agency under contract with a school board under s.
9 118.153 (3) (c).

10 **SECTION 2042g.** 115.28 (43) of the statutes is created to read:

11 115.28 (43) SCHOOL SAFETY FUNDING. With the department of justice, seek and
12 apply for federal funds relating to school safety and reducing violence and disruption
13 in schools, including funds for alternative schools or programs. Each department
14 shall make a report by January 1, 2001, and January 1, 2003, of its progress in
15 applying for and obtaining funds under this subsection. The report shall be provided
16 to the legislature in the manner provided under s. 13.172 (2) to the cochairpersons
17 of the joint committee on finance and to the governor.

18 **SECTION 2043.** 115.355 of the statutes is amended to read:

19 **115.355 Assistance to schools for instruction on adoption.** The
20 department shall annually and upon request disseminate to appropriate public
21 school staff information about materials and services available through the state
22 adoption center under s. ~~48.551~~ 48.55 which may serve as resources for instruction
23 on adoption for pupils in grades kindergarten through 12.

24 **SECTION 2044.** 115.36 (3) (a) (intro.) of the statutes is amended to read:

1 115.36 (3) (a) (intro.) The department shall, from the appropriation under s.
2 20.255 (2) (~~g~~) (kd), fund school district projects designed to assist minors
3 experiencing problems resulting from the use of alcohol or other drugs or to prevent
4 alcohol or other drug abuse by minors. The department shall:

5 **SECTION 2045.** 115.361 of the statutes is repealed and recreated to read:

6 **115.361 Alcohol and other drug abuse prevention and intervention**
7 **programs.** (1) A school board may apply to the department for a grant to fund an
8 alcohol and other drug abuse prevention and intervention program. The department
9 shall pay grants awarded under this section from the appropriation under s. 20.255
10 (2) (dm) and shall promulgate rules to implement and administer this section.

11 (2) The department shall collect and analyze information about the programs
12 funded under this section, evaluate their effectiveness and submit a report of the
13 evaluation to the appropriate standing committees of the legislature under s. 13.172
14 (3) and to the governor by July 1, 2000, and biennially by July 1 thereafter.

15 **SECTION 2046.** 115.3615 of the statutes is amended to read:

16 **115.3615 Head start supplement.** From the ~~appropriation~~ appropriations
17 under s. 20.255 (2) (eh) and (kh), the state superintendent shall distribute funds to
18 agencies determined by the state superintendent to be eligible for designation as
19 head start agencies under 42 USC 9836 to provide comprehensive health,
20 educational, nutritional, social and other services to economically disadvantaged
21 children and their families. The state superintendent shall distribute the funds in
22 a manner consistent with 42 USC 9831 to 9852 except that there is no matching fund
23 requirement. The state superintendent shall give preference in funding under this
24 section to ~~an agency that is~~ agencies that are receiving federal funds under 42 USC
25 9831 to 9852 and to agencies that operate full-time or early head start programs.

1 Funds distributed under this section may be used to match available federal funds
2 under 42 USC 9831 to 9852 only if the funds are used to secure additional federal
3 funds for the purposes under this section.

4 **SECTION 2047.** 115.362 of the statutes is repealed.

5 **SECTION 2048m.** 115.366 of the statutes is created to read:

6 **115.366 Alternative education grants.** (1) From the appropriation under
7 s. 20.255 (2) (cf), the department shall award grants to school districts and consortia
8 of school districts for alternative education programs, as defined by the department
9 by rule. The department shall encourage rural school districts and consortia of
10 school districts to apply for grants under this section.

11 (2) The department shall promulgate rules to implement and administer this
12 section.

13 **SECTION 2047g.** 115.37 of the statutes is repealed and recreated to read:

14 **115.37 Blind and visual impairment education council.** (1) In this
15 section:

16 (a) "Council" means the blind and visual impairment education council.

17 (b) "Visually impaired" has the meaning given in s. 115.51 (4).

18 (2) The state superintendent shall seek the advice of and consult with the
19 council on issues related to persons who are visually impaired. The state
20 superintendent and the director of the Wisconsin Center for the Blind and Visually
21 Impaired, or their designees, shall attend meetings of the council.

22 (3) The council shall do all of the following:

23 (a) Meet at least twice each year.

1 (b) Advise the state superintendent on such statewide services, activities,
2 programs, investigations and research as in its judgment will benefit pupils who are
3 visually impaired.

4 (c) Make recommendations for the improvement of services provided by the
5 Wisconsin Center for the Blind and Visually Impaired.

6 (d) Review the level and quality of services available to pupils in the state who
7 are visually impaired and make recommendations about those services.

8 (e) Propose to the state superintendent ways to improve the preparation of
9 teachers and other staff who provide services to pupils who are visually impaired.

10 (f) Propose to the state superintendent ways to improve coordination between
11 the department and other agencies in providing services to persons who are visually
12 impaired.

13 (4) The council may initiate consultations with the department.

14 (5) The council shall have access to public files, public records and statistics
15 kept in the department that relate to matters concerning children who are visually
16 impaired.

17 **SECTION 2048m.** 115.38 (1) (b) of the statutes is renumbered 115.38 (1) (b) 1.
18 and amended to read:

19 115.38 (1) (b) 1. Other indicators of school and school district performance,
20 including dropout, attendance, retention in grade and graduation rates; ~~numbers of~~
21 ~~suspensions and expulsions~~; percentage of habitual truants, as defined in s. 118.16
22 (1) (a); percentage of pupils participating in extracurricular and community
23 activities and advanced placement courses; percentage of graduates enrolled in
24 postsecondary educational programs; and percentage of graduates entering the
25 workforce.

1 **SECTION 2048t.** 115.38 (1) (b) 2. of the statutes is created to read:

2 115.38 (1) (b) 2. The numbers of suspensions and expulsions; the reasons for
3 which pupils are suspended or expelled, reported according to categories specified by
4 the state superintendent; the length of time for which pupils are expelled, reported
5 according to categories specified by the state superintendent; whether pupils return
6 to school after their expulsion; the educational programs and services, if any,
7 provided to pupils during their expulsions, reported according to categories specified
8 by the state superintendent; the schools attended by pupils who are suspended or
9 expelled; and the grade, sex and ethnicity of pupils who are suspended or expelled
10 and whether the pupils are children with disabilities, as defined in s. 115.76 (5).

11 **SECTION 2050.** 115.42 (1) (a) (intro.) of the statutes is amended to read:

12 115.42 (1) (a) (intro.) ~~In the 1999–2000 school year the~~ The department shall
13 award a \$2,000 grant to any person who satisfies all of the following requirements:

14 **SECTION 2051.** 115.42 (1) (a) 1. of the statutes is amended to read:

15 115.42 (1) (a) 1. The person is certified by the National Board for Professional
16 Teaching Standards ~~before July 1, 2000.~~

17 **SECTION 2052.** 115.42 (1) (b) of the statutes is created to read:

18 115.42 (1) (b) The grant under this subsection shall be an amount equal to the
19 costs of obtaining certification under par. (a) 1. that are borne by the person, not to
20 exceed \$2,000. The department shall award the grant under this subsection in the
21 school year in which the person is certified under par. (a) 1., except that if the person
22 becomes certified under par. (a) 1. while he or she is not a resident of this state, the
23 department shall award the grant under this subsection in the first school year in
24 which the person meets the requirements under par. (a).

25 **SECTION 2053.** 115.42 (2) (intro.) of the statutes is amended to read:

SUBCHAPTER III

STATE SCHOOLS SCHOOL FOR THE
DEAF AND STATE CENTER FOR THE
BLIND AND VISUALLY IMPAIRED

SECTION 2053c. 115.51 (1) of the statutes is repealed.

SECTION 2053d. 115.51 (3) and (4) of the statutes are created to read:

115.51 (3) "Local educational agency" has the meaning given in s. 115.76 (10).

(4) "Visually impaired" means loss of vision or blindness as described in the rule promulgated by the state superintendent to define "visual impairments" for the purposes of s. 115.76 (5) (a) 4.

SECTION 2053f. 115.52 of the statutes is amended to read:

115.52 Wisconsin schools School for the visually handicapped and the deaf Deaf. (1) The object of the Wisconsin school for the visually handicapped and the Wisconsin school School for the deaf Deaf is to afford persons with visual impairments and persons with hearing impairments a practical education and physical rehabilitation which may aid them to make a living, discharge their duties as citizens and secure to them all possible happiness.

(2) The state superintendent shall maintain and govern the school for the visually handicapped and the school School for the deaf Deaf. The state superintendent may fix the period of the school year at the schools school at not less than 38 weeks, prescribe the school terms and confer diplomas upon meritorious pupils who have completed the prescribed curricula.

(3) All the blind and the deaf residents of this state 6 to 20 years old, and for the duration of a school term all the blind or deaf residents of this state who become 21 years old during that school term, who are capable of receiving instruction shall

1 be received and taught in the schools School for the Deaf free of charge. Like
2 nonresident pupils also may be received upon payment in advance of the fees fixed
3 by the state superintendent at an amount not less than \$75 per month, but no
4 nonresident shall be received to the exclusion of a resident pupil. The state
5 superintendent also may admit pupils who are 21 years of age or older prior to the
6 beginning of a school term upon the payment of fees fixed by the superintendent and
7 upon the recommendation of the secretary of health and family services, the director
8 of the technical college system or the superintendent of the school to which the pupil
9 ~~will be assigned~~ School for the Deaf. All pupils shall equally and freely enjoy the
10 benefits and privileges of the schools school and have the use of the library and books
11 of instruction and receive board, lodging and laundry, without discrimination. The
12 schools school may provide transportation for resident pupils.

13 (5) The state superintendent may grant approval for the maintenance of a
14 summer school at the school School for the deaf Deaf whenever it will be to the
15 advantage of persons with hearing impairments and ~~may grant approval for the~~
16 ~~maintenance of a summer school at the school for the visually handicapped whenever~~
17 ~~it will be to the advantage of children with visual impairments. There shall be a~~
18 ~~summer school each year at the school for the visually handicapped for adults with~~
19 ~~visual impairments.~~

20 (6) The state superintendent may make charges for meals, living quarters,
21 laundry and other services furnished to employes of the schools School for the Deaf
22 and their families. The state superintendent also may make charges for services
23 furnished to visitors at the schools school and participants in training programs and
24 institutes.

1 (7) The Wisconsin ~~school~~ School for the deaf Deaf may provide instruction for
2 preschool children with hearing impairments and their parents. ~~The Wisconsin~~
3 ~~school for the visually handicapped may provide instruction for preschool children~~
4 ~~with visual impairments and their parents.~~ Such instruction or treatment shall be
5 subject to the approval of, and shall comply with requirements established by, the
6 department.

7 **SECTION 2053h.** 115.525 of the statutes is created to read:

8 **115.525 Wisconsin Center for the Blind and Visually Impaired. (1)**
9 DEFINITION. In this section, “center” means the Wisconsin Center for the Blind and
10 Visually Impaired.

11 **(1m) PURPOSE.** The purpose of the center is to serve as a statewide educational
12 resource relating to visual impairments to benefit all Wisconsin children who are
13 visually impaired.

14 **(2) GOVERNANCE.** The state superintendent shall maintain and govern the
15 center. The state superintendent shall appoint an individual who has training and
16 experience in educating pupils who are visually impaired to serve as the director of
17 the center.

18 **(3) SERVICES.** The center shall provide services that benefit children
19 throughout the state who are visually impaired.

20 **(a) School. 1. ‘Residents 3 to 20 years old.’** The center shall operate a school
21 at which any resident of this state 3 to 20 years old who is visually impaired, and for
22 the duration of a school term any resident of this state who is visually impaired and
23 becomes 21 years old during that school term, shall be received and taught free of
24 charge if the individualized education program for the resident under s. 115.787 and

1 the educational placement under s. 115.79 specify the school operated by the center
2 as the appropriate placement.

3 2. 'Residents 21 years old or older.' The state superintendent may admit to the
4 school operated by the center a resident of the state who is visually impaired and is
5 21 years of age or older prior to the beginning of a school term upon the payment of
6 fees fixed by the state superintendent and upon the recommendation of the secretary
7 of health and family services, the director of the technical college system or the
8 director of the center.

9 3. 'Nonresidents.' A nonresident of this state, who is visually impaired, who
10 either is 3 to 20 years old or becomes 21 years old during a school term, whose
11 individualized education program under 20 USC 1414(d) and educational placement
12 specify the school operated by the center as the appropriate placement and who is
13 capable of receiving instruction may be received at the school upon payment in
14 advance of the fees fixed by the state superintendent, but no nonresident may be
15 received to the exclusion of a resident pupil.

16 4. 'Pupil use of residential facilities.' Except as provided in sub. (4), the director
17 of the center shall make the residential facilities at the center available to all pupils
18 received at the school operated by the center.

19 5. 'School term.' The state superintendent shall fix the period of the school term
20 at the school operated by the center at not less than 38 weeks, prescribe the school
21 sessions and confer diplomas upon meritorious pupils who have completed the
22 prescribed curriculum. Pursuant to a pupil's individualized education program
23 under s. 115.787, a pupil may be placed at the school for less than a school term.

24 6. 'Transportation.' The center may provide transportation for resident pupils
25 at the school operated by the center.

1 (b) *Other statewide services.* The center may do any of the following:

2 1. Provide testing, evaluation and assessment services to assist local
3 educational agencies, cooperative educational service agencies and county children
4 with disabilities education boards.

5 2. Provide technical assistance and consultation services to entities such as
6 local educational agencies, cooperative educational service agencies, county children
7 with disabilities education boards and private schools.

8 3. Develop and disseminate curriculum and instructional materials.

9 4. Provide in service and other training to teachers and other staff serving
10 pupils who are visually impaired.

11 5. Provide training, technical assistance and consultation services for parents
12 of children who are visually impaired and for professionals who work with children
13 who are visually impaired.

14 6. Provide materials in braille, large print and other appropriate formats to
15 children who are visually impaired.

16 7. Train teachers and braillists about braille codes and formats used by
17 individuals who are visually impaired.

18 8. Loan books and other materials from the library described in par. (c) 2.

19 9. Serve as a clearinghouse for information about children who are visually
20 impaired, including information related to library resources, adapted materials and
21 current research.

22 10. Assist in providing assistive technology services, as defined in s. 115.76 (2),
23 for pupils who are visually impaired.

1 11. Lend, rent or lease technological materials and assistive technology
2 devices, as defined in s. 115.76 (1), to local educational agencies, cooperative
3 educational service agencies and county children with disabilities education boards.

4 12. Facilitate the preparation of teachers of pupils who are visually impaired
5 by providing assistance to teacher preparation programs.

6 13. Coordinate and collaborate with public and private agencies and
7 organizations that provide services to individuals who are visually impaired,
8 including the development of employment skills and opportunities.

9 14. Provide other statewide services that relate to the education of children who
10 are visually impaired.

11 (c) *Additional services.* 1. 'Birth to 2 services.' The center may provide
12 instruction or services, or both, for children who are under the age of 2 and are
13 visually impaired and their parents. The instruction or services are subject to the
14 approval of, and shall comply with requirements established by, the department.

15 2. 'Library.' Embossed, clear type or large type books acquired by the center
16 constitute a circulating collection for persons who are visually impaired. The
17 collection shall be kept at the center and be under the supervision of its director. All
18 school age children of the state who are visually impaired may use such books upon
19 compliance with criteria established by the director of the center and approved by
20 the state superintendent.

21 3. 'Summer programs.' The center shall provide summer programs each year
22 for children who are visually impaired.

23 4. 'Adult summer program.' The center shall provide a summer program each
24 year for adults who are visually impaired. The state superintendent may contract
25 with other entities to provide this program.

1 5. 'Independent living skills.' With the approval of the state superintendent,
2 the center may use state-owned housing on the grounds of the center in Janesville
3 as a facility in which individuals receive instruction in and practice independent
4 living skills.

5 (d) *Provision of services.* In addition to providing services at the center's facility
6 in Janesville, the center may provide services at any location in the state and may
7 operate regional satellite facilities throughout the state to provide services.

8 (4) NONDISCRIMINATION. All pupils at the center may equally and freely enjoy
9 the benefits and privileges of the center, have the use of the library and books of
10 instruction and receive board, lodging and laundry, without discrimination, except
11 that the director of the center may determine that board, lodging and laundry may
12 not be provided to an individual because appropriate services are not available for
13 that individual at the center's residential facilities.

14 (5) CHARGES. The state superintendent may charge for meals, living quarters,
15 laundry and other services furnished to employes of the center and their families.
16 The state superintendent may charge for services furnished to visitors at the center
17 and participants in training programs and institutes.

18 (6) LEASING OF SPACE. The state superintendent may lease space at the center
19 in Janesville that is not required by the center to any person if the state
20 superintendent determines that the use will not be inconsistent with the operation
21 of the center.

22 (7) AUDIT. In the 2002-03 fiscal year, the legislative audit bureau shall perform
23 a performance evaluation audit of the center. The bureau shall submit copies of the
24 audit report to the chief clerk of each house of the legislature for distribution to the
25 appropriate standing committees under s. 13.172 (3) by June 30, 2003.

1 **SECTION 2053j.** 115.53 (2) of the statutes is amended to read:

2 **115.53 (2)** Arrange for vocational, trade or academic training for any pupil in
3 either ~~state school~~ the school operated by the Wisconsin Center for the Blind and
4 Visually Impaired or the Wisconsin School for the Deaf qualified to take such
5 training advantageously, in either a public school or technical college or a private
6 business establishment in Janesville or Delavan. The public school and the technical
7 college shall be paid the regular tuition for full-time attendance and proportionally
8 for part-time attendance by the school district responsible for the provision of a free
9 appropriate public education under subch. V.

10 **SECTION 2053k.** 115.53 (3) of the statutes is renumbered 115.53 (3) (a) and
11 amended to read:

12 **115.53 (3) (a)** Arrange for otological or ophthalmic examination of any pupil or
13 prospective pupil of the ~~schools~~ Wisconsin School for the Deaf. The examination shall
14 be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs).

15 **SECTION 2053L.** 115.53 (3) (b) of the statutes is created to read:

16 **115.53 (3) (b)** Arrange for ophthalmic or otological examination of any pupil or
17 prospective pupil of the school operated by the Wisconsin Center for the Blind and
18 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255
19 (1) (b), (gh), (gL) or (gs).

20 **SECTION 2053m.** 115.53 (4) and (5) of the statutes are amended to read:

21 **115.53 (4)** Apply to the board of directors of the University of Wisconsin
22 Hospitals and Clinics Authority for admission to the University of Wisconsin
23 Hospitals and Clinics of any pupil ~~in at the state schools~~ Wisconsin School for the
24 Deaf or the school operated by the Wisconsin Center for the Blind and Visually
25 Impaired.

1 (a) The application shall be accompanied by the report of a physician appointed
2 by the ~~appropriate school~~ superintendent of the Wisconsin School for the Deaf or the
3 director of the Wisconsin Center for the Blind and Visually Impaired and shall be in
4 the same form as reports of other physicians for admission of patients to such
5 hospital.

6 (b) The net cost of hospital treatment shall be at the rate established under s.
7 233.40 (1) and shall be ~~chargeable to~~ paid from the appropriation ~~for operating the~~
8 ~~patient's school~~ under s. 20.255 (1) (b), (gh) or (gs) if the patient is a pupil at the
9 Wisconsin School for the Deaf or from the appropriation under s. 20.255 (1) (b), (gh),
10 (gL) or (gs) if the patient is a pupil at the school operated by the Wisconsin Center
11 for the Blind and Visually Impaired. The state superintendent likewise may
12 authorize payment for the expense of transporting patients to and from the hospital.
13 The state superintendent shall make payments for the treatment to the University
14 of Wisconsin Hospitals and Clinics Authority. Funds collected by the state
15 superintendent on account of the hospitalization shall be ~~deposited in~~ credited to the
16 appropriation under s. 20.255 (1) ~~(b)~~ (gh) for the school or center concerned.

17 (5) Arrange for visits by members of the staff of either ~~school~~ the Wisconsin
18 School for the Deaf or the Wisconsin Center for the Blind and Visually Impaired to
19 other public schools or to families of ~~blind or~~ deaf children or children who are
20 visually impaired, whenever it appears to the state superintendent that such visits
21 will be of advantage to ~~blind or deaf~~ such children.

22 **SECTION 2053p.** 115.54 of the statutes is amended to read:

23 **115.54 Compulsory education.** If it appears, by affidavit, to any circuit
24 judge that any ~~blind or~~ deaf child or child who is visually impaired between the ages
25 of 6 and 21 is deprived of a suitable education by the failure of the person having the

1 care and custody of the child to provide a suitable education, the judge shall order
2 the person to bring the child before the judge. If the material allegations of the
3 affidavit are denied, the judge shall subpoena witnesses and hear testimony. If the
4 allegations are admitted or established, the judge may order the child sent to the
5 school Wisconsin School for the visually handicapped or for the deaf Deaf, the school
6 operated by the Wisconsin Center for the Blind and Visually Impaired or to some
7 class or other school for instruction, but the order ~~shall~~ may not make a direct charge
8 for the class or school against any county.

9 **SECTION 2053q.** 115.55 of the statutes is repealed.

10 **SECTION 2053r.** 115.58 of the statutes is amended to read:

11 **115.58 Park grounds.** The state superintendent may permit the city of
12 Janesville to use portions of the grounds of the ~~state school for the visually~~
13 ~~handicapped~~ Wisconsin Center for the Blind and Visually Impaired at Janesville,
14 which abut on the Rock river, for purposes of operating a city park. Any construction
15 on such grounds is subject to prior approval by the state superintendent. Any
16 agreement pursuant hereto shall be cancelable at the option of either party without
17 liability. Any such grounds so used by the city of Janesville shall be supervised by
18 the city and shall be subject to the ordinances of the city of Janesville applicable to
19 city parks.

20 **SECTION 2054.** 115.75 (1) (a) of the statutes is amended to read:

21 115.75 (1) (a) Subject to the requirements of par. (b), each alternative school
22 operating an American Indian language and culture education program under this
23 subchapter shall receive state aid, from the appropriation under s. 20.255 (2) ~~(ei)~~
24 (km), in an amount equal to ~~\$185~~ \$200 for each pupil who has completed the fall
25 semester in the program.

1 **SECTION 2055.** 115.75 (3) of the statutes is amended to read:

2 115.75 (3) If the appropriation under s. 20.255 (2) ~~(ei)~~ (km) in any year is
3 insufficient to pay the full amount of aid under this section, state aid payments shall
4 be prorated among the alternative schools entitled to such aid.

5 **SECTION 2055m.** 115.775 of the statutes is created to read:

6 **115.775 Duties of operators of certain charter schools.** (1) Except as
7 provided in sub. (2), an operator of a charter school under s. 118.40 (2r) is a local
8 educational agency, as defined in 20 USC 1401 (15), and shall comply with 20 USC
9 1400 to 1491o.

10 (2) The board of directors of the school district operating under ch. 119 is a local
11 educational agency under this section and shall comply with 20 USC 1400 to 1491o
12 if the board of directors enters into an agreement with an operator of a charter school
13 under s. 118.40 (2r) under which the board of directors agrees to serve as the local
14 educational agency.

15 **SECTION 2057.** 115.88 (1m) (a) of the statutes is amended to read:

16 115.88 (1m) (a) If, upon receipt of the plan under s. 115.77 (4), the state
17 superintendent is satisfied that the special education program has been maintained
18 during the preceding school year in accordance with law, the state superintendent
19 shall certify to the department of administration in favor of each county, cooperative
20 educational service agency and school district maintaining such special education
21 program a sum equal to ~~63%~~ of the amount expended by the county, agency and
22 school district during the preceding year for salaries of personnel enumerated in sub.
23 (1), including the salary portion of any authorized contract for physical or
24 occupational therapy services, ~~except as provided in par. (b)~~, and other expenses
25 approved by the state superintendent. ~~The department of administration shall pay~~

1 ~~such amounts to the county, agency and school district as costs eligible for~~
2 ~~reimbursement from the appropriation under s. 20.255 (2) (b).~~

3 **SECTION 2058.** 115.88 (1m) (am) of the statutes is created to read:

4 115.88 (1m) (am) If the operator of a charter school established under s. 118.40
5 (2r) operates a special education program and the state superintendent is satisfied
6 that the operator of the charter school is complying with 20 USC 1400 to 1491o, the
7 state superintendent shall certify to the department of administration in favor of the
8 operator of the charter school a sum equal to the amount that the operator of the
9 charter school expended during the previous school year for salaries of full-time or
10 part-time licensed teachers, licensed coordinators of special education, licensed
11 school social workers, licensed school psychologists, paraprofessionals, licensed
12 consulting teachers to work with any teacher of regular education programs who has
13 a child with a disability in a class and any other personnel, as determined by the state
14 superintendent. Certified costs under this paragraph are eligible for reimbursement
15 from the appropriation under s. 20.255 (2) (b). The state superintendent may audit
16 costs under this paragraph and adjust reimbursement to cover only actual, eligible
17 costs.

18 **SECTION 2059.** 115.88 (1m) (b) of the statutes is repealed.

19 **SECTION 2060.** 115.88 (2) of the statutes is amended to read:

20 115.88 (2) TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4)
21 the state superintendent is satisfied that the transportation of children with
22 disabilities has been maintained during the preceding year in accordance with the
23 law, the state superintendent shall certify to the department of administration in
24 favor of each county, cooperative educational service agency or school district
25 transporting such pupils ~~63% of~~ an amount equal to the amount expended for such

1 transportation as costs eligible for reimbursement from the appropriations under s.
2 20.255 (2) (b) and (br). Pupils for whom aid is paid under this subsection shall not
3 be eligible for aid under s. 121.58 (2) or (4). ~~The department of administration shall~~
4 ~~pay such amounts to the county, agency or school district from the appropriations~~
5 ~~under s. 20.255 (2) (b) and (br).~~ This subsection applies to any child with a disability
6 who requires special assistance in transportation, including any such child
7 attending regular classes who requires special or additional transportation. This
8 subsection does not apply to any child with a disability attending regular or special
9 classes who does not require any special or additional transportation.

10 **SECTION 2061.** 115.88 (2m) of the statutes is created to read:

11 115.88 (2m) OTHER TRANSPORTATION AID. If the operator of a charter school
12 established under s. 118.40 (2r) transports children with disabilities and the state
13 superintendent is satisfied that the operator of the charter school is complying with
14 20 USC 1400 to 1491o, the state superintendent shall certify to the department of
15 administration in favor of the operator of the charter school a sum equal to the
16 amount that the operator of the charter school expended during the previous school
17 year for transportation under this subsection as costs eligible for reimbursement
18 from the appropriations under s. 20.255 (2) (b). The state superintendent may audit
19 costs under this subsection and adjust reimbursement to cover only actual, eligible
20 costs.

21 **SECTION 2061e.** 115.88 (3) of the statutes is amended to read:

22 115.88 (3) BOARD AND LODGING AID. There shall be paid the amount expended
23 for board and lodging and transportation between the boarding home and the special
24 education program of nonresident children enrolled under s. 115.82 (1) in the special
25 education program. The department shall certify ~~the full amount~~ to the department

1 of administration ~~which shall pay such amount from the appropriation under s.~~
2 ~~20.255 (2) (b) to the~~ in favor of each school district, cooperative educational service
3 agency, county children with disabilities education board, state agency of another
4 state or private, nonsectarian special education service which operates the special
5 education program while providing board, lodging and transportation an amount
6 equal to the amount expended for such board and lodging and transportation as costs
7 eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

8 **SECTION 2061m.** 115.88 (6) of the statutes is amended to read:

9 115.88 (6) AID FOR INSTRUCTION OUTSIDE OF DISTRICT. ~~From the appropriation~~
10 ~~under s. 20.255 (2) (b) there shall be paid the full cost of salary~~ The department shall
11 certify to the department of administration, in favor of each school district, an
12 amount equal to the amount expended for salaries and travel expenses, in amounts
13 as determined in advance by the state superintendent, to school districts for
14 providing special education outside the school district of employment, as eligible for
15 reimbursement from the appropriation under s. 20.255 (2) (b).

16 **SECTION 2061s.** 115.88 (8) of the statutes is amended to read:

17 115.88 (8) ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in
18 a public special education program located in another state and the state
19 superintendent is satisfied that the program in which the child is enrolled complies
20 with this subchapter, the state superintendent shall certify to the department of
21 administration in favor of the school district in which the child resides or the school
22 district attended by the child under s. 118.51 a sum equal to the percentage of the
23 ~~approved costs under subs. (1) and (2) of the~~ amount expended by the school district
24 during the preceding year for the additional costs associated with the child's special
25 education program. ~~The department of administration shall pay the amount to the~~

1 ~~school district~~ as costs eligible for reimbursement from the appropriation under s.
2 20.255 (2) (b).

3 **SECTION 2062.** 115.88 (9) of the statutes is amended to read:

4 115.88 (9) DISTRIBUTION SCHEDULE. Each county, cooperative educational
5 service agency, operator of a charter school established under s. 118.40 (2r) and
6 school district entitled to state aid under this section shall receive 15% of its total aid
7 entitlement in each month from November to March and 25% of its total entitlement
8 in June.

9 **SECTION 2063.** 115.882 of the statutes is repealed and recreated to read:

10 **115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b)
11 shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement
12 from the appropriations under s. 20.255 (2) (b) and (br) under ss. 115.88 (1m) to (3),
13 (6) and (8), 115.93 and 118.255 (4) shall be reimbursed at a rate set to distribute the
14 full amount appropriated for reimbursement for such costs, not to exceed 100%.

15 **SECTION 2064.** 115.93 (1) of the statutes is renumbered 115.93 and amended
16 to read:

17 **115.93 State aid.** ~~Except as provided under sub. (2), if~~ If upon receipt of the
18 reports under s. 115.92 (2) the state superintendent is satisfied that the school age
19 parents program has been maintained during the preceding school year in
20 accordance with the rules under s. 115.92 (3), the state superintendent shall certify
21 to the department of administration in favor of each school district maintaining the
22 program a sum equal to ~~63%~~ of the amount expended by the school district during
23 the preceding school year for salaries of teachers and instructional aides, special
24 transportation and other expenses approved by the state superintendent.—The

1 ~~department of administration shall pay such amounts to the school district as costs~~
2 ~~eligible for reimbursement~~ from the appropriation under s. 20.255 (2) (b).

3 **SECTION 2065.** 115.93 (2) of the statutes is repealed.

4 **SECTION 2065m.** 115.995 of the statutes is renumbered 115.995 (intro.) and
5 amended to read:

6 **115.995 State aids.** (intro.) Upon receipt of the report under s. 115.993, if the
7 state superintendent is satisfied that the bilingual–bicultural education program for
8 the previous school year was maintained in accordance with this subchapter, the
9 state superintendent shall ~~certify~~ do all of the following:

10 (2) Certify to the department of administration in favor of the school district
11 a sum equal to a percentage of the amount expended on limited–English speaking
12 pupils by the school district during the preceding year for salaries of personnel
13 participating in and attributable to bilingual–bicultural education programs under
14 this subchapter, special books and equipment used in the bilingual–bicultural
15 programs and other expenses approved by the state superintendent. The percentage
16 shall be determined by dividing the amount in the appropriation under s. 20.255 (2)
17 (cc) in the current school year less \$250,000 by the total amount of aidable costs in
18 the previous school year.

19 **SECTION 2065n.** 115.995 (1) of the statutes is created to read:

20 115.995 (1) From the appropriation under s. 20.255 (2) (cc), divide
21 proportionally, based upon costs reported under s. 115.993, an annual payment of
22 \$250,000 among school districts whose enrollments in the previous school year were
23 at least 15% limited–English speaking pupils. Aid paid under this subsection does
24 not reduce aid paid under sub. (2).

25 **SECTION 2067d.** 118.125 (4) of the statutes is amended to read:

1 118.125 (4) TRANSFER OF RECORDS. Within 5 working days, a school district shall
2 transfer to another school or school district all pupil records relating to a specific
3 pupil if the transferring school district has received written notice from the pupil if
4 he or she is an adult or his or her parent or guardian if the pupil is a minor that the
5 pupil intends to enroll in the other school or school district or written notice from the
6 other school or school district that the pupil has enrolled or from a court that the pupil
7 has been placed in a juvenile secured correctional facility ~~or, as defined in s. 938.02~~
8 (15m), a secured child caring institution, as defined in s. 938.02 (15g), or a secured
9 group home, as defined in s. 938.02 (15p). In this subsection, “school” and “school
10 district” include any juvenile secured correctional facility, secured child caring
11 institution ~~as defined in s. 938.02 (15g)~~, secured group home, adult correctional
12 institution, mental health institute or center for the developmentally disabled, that
13 provides an educational program for its residents instead of or in addition to that
14 which is provided by public and private schools.

15 **SECTION 2066m.** 118.045 of the statutes is created to read:

16 **118.045 Commencement of school term.** (1) Except as provided in subs.
17 (2) and (3), beginning in the year 2000, no public school may commence the school
18 term until September 1.

19 (2) Subsection (1) does not prohibit a school board from doing any of the
20 following:

- 21 (a) Holding athletic contests or practices before September 1.
22 (b) Scheduling in-service days or work days before September 1.
23 (c) Holding school year-round.

1 (3) A school board may commence the school term before September 1 in any
2 school year if it holds a public hearing on the issue and adopts a resolution to that
3 effect in that school year.

4 **SECTION 2068.** 118.153 (3m) of the statutes is renumbered 106.13 (4m) and
5 amended to read:

6 106.13 (4m) (a) ~~After reviewing the recommendations of the governor's council~~
7 ~~on workforce excellence under s. 106.115 (2) (em), the state superintendent~~ The
8 board may approve an innovative school-to-work program provided by a nonprofit
9 organization for children at risk, as defined in s. 118.153 (1) (a), in a county having
10 a population of 500,000 or more to assist those children at risk in acquiring
11 employability skills and occupational-specific competencies before leaving high
12 school. If the ~~state superintendent~~ board approves a program under this paragraph,
13 the ~~state superintendent~~ board may award a grant, from the appropriation under s.
14 ~~20.255 (3) (ef)~~ 20.445 (7) (ef), to the nonprofit organization providing the program and
15 the nonprofit organization shall use the funds received under the grant to provide
16 the program.

17 (b) The ~~state superintendent~~ board shall establish requirements for the
18 operation of the grant program under this subsection. ~~These~~ Notwithstanding sub.
19 (5), those requirements need not be promulgated as rules.

20 **SECTION 2068m.** 118.16 (1m) of the statutes is created to read:

21 118.16 (1m) The period during which a pupil is absent from school due to a
22 suspension or expulsion under s. 120.13 or 119.25 is neither an absence without an
23 acceptable excuse for the purposes of sub. (1) (a) nor an absence without legal cause
24 for the purposes of sub. (1) (c).

25 **SECTION 2068r.** 118.175 of the statutes is created to read:

1 **118.175 Pupils without parents or guardians; report required.** (1) This
2 section does not apply to a pupil who has a legal custodian, as defined in s. 48.02 (11)
3 or 938.02 (11), or who is cared for by a kinship care relative, as defined in s. 48.57 (3m)
4 (a).

5 (2) If a pupil is a child who is without a parent or guardian, any school teacher,
6 school administrator, school counselor or school social worker who knows that the
7 child is without a parent or guardian shall report that fact as soon as possible to the
8 county department under s. 46.22 or 46.23 or, in a county having a population of
9 500,000 or more, to the department of health and family services.

10 **SECTION 2069m.** 118.19 (1s) of the statutes is created to read:

11 118.19 (1s) (a) Notwithstanding subs. (1m) and (1r), if an applicant does not
12 have a social security number, the applicant, as a condition of applying for, or
13 applying to renew or revalidate, a license under this section shall submit a statement
14 made or subscribed under oath or affirmation to the department that the applicant
15 does not have a social security number.

16 (b) The teaching license of a person who submits a false statement under par.
17 (a) is invalid.

18 **SECTION 2068m.** 118.245 (3) of the statutes is amended to read:

19 118.245 (3) No school district may provide to its nonrepresented professional
20 employes for any 12-month period ending on June 30 an average increase for all such
21 employes in the total cost to the school district of compensation and fringe benefits
22 for such employes having an average cost per employe exceeding 3.8% of the average
23 total cost per employe of compensation and fringe benefits provided by the school
24 district to its nonrepresented professional employes for the preceding 12-month
25 period ending on June 30 or the average total percentage increased cost per employe

1 of compensation and fringe benefits provided to its represented professional
2 employes during the 12-month period ending on June 30 preceding the date that the
3 increase becomes effective, whichever is greater. ~~In this subsection, the cost of~~
4 ~~compensation includes the cost of any increase in compensation due to a promotion~~
5 ~~or the attainment of increased professional qualifications.~~ For purposes of this
6 subsection, the average total percentage increased cost per employe of the
7 compensation provided by a school district to its represented professional employes
8 shall be determined in accordance with the method prescribed by the employment
9 relations commission under s. 111.70 (4) (cm) 8s.

10 **SECTION 2070.** 118.255 (4) of the statutes is amended to read:

11 118.255 (4) If the state superintendent is satisfied that the health treatment
12 services program has been maintained during the preceding school year in
13 accordance with law, the state superintendent shall certify to the department of
14 administration in favor of each school board, cooperative educational service agency
15 and county children with disabilities education board maintaining such health
16 treatment services, an amount equal to ~~63%~~ of the amount expended for items listed
17 in s. 115.88 (1m) by the school board, cooperative educational service agency and
18 county children with disabilities education board during the preceding year for these
19 health treatment services. ~~The department of administration, upon such~~
20 ~~certification shall distribute the amounts to the appropriate school board,~~
21 ~~cooperative educational service agency and county children with disabilities~~
22 ~~education board as costs eligible for reimbursement from the appropriation under s.~~
23 20.255 (2) (b).

24 **SECTION 2071s.** 118.30 (1) (b) of the statutes is amended to read:

1 118.30 (1) (b) ~~If the governor has issued pupil academic standards as an~~
2 ~~executive order under s. 14.23, the~~ The department shall develop a high school
3 graduation examination that is designed to measure whether pupils meet the pupil
4 academic standards issued by the governor as executive order no. 326, dated January
5 13, 1998.

6 **SECTION 2072.** 118.30 (1g) (a) of the statutes is renumbered 118.30 (1g) (a) 1.

7 **SECTION 2073.** 118.30 (1g) (a) 2. of the statutes is created to read:

8 118.30 (1g) (a) 2. By January 1, 2000, or by January 1 of the 1st school year of
9 operation, whichever is later, each operator of a charter school under s. 118.40 (2r)
10 shall adopt pupil academic standards in mathematics, science, reading and writing,
11 geography and history. The operator of the charter school may adopt the pupil
12 academic standards issued by the governor as executive order no. 326, dated January
13 13, 1998.

14 **SECTION 2074n.** 118.30 (1g) (b) of the statutes is amended to read:

15 118.30 (1g) (b) Each school board operating high school grades and each
16 operator of a charter school under s. 118.40(2r) that operates high school grades shall
17 adopt a high school graduation examination that is designed to measure whether
18 pupils meet the pupil academic standards adopted by the school board or operator
19 of the charter school under par. (a). If the school board or operator of the charter
20 school has adopted the pupil academic standards issued as ~~an executive order under~~
21 ~~s. 14.23 no. 326, dated January 13, 1998,~~ the school board or operator of the charter
22 school may adopt the high school graduation examination developed by the
23 department under sub. (1) (b). If a school board or operator of a charter school
24 develops and adopts its own high school graduation examination, it shall notify the

1 department annually by October 1 that it intends to administer the examination in
2 the following school year.

3 **SECTION 2075.** 118.30 (1g) (c) of the statutes is amended to read:

4 118.30 (1g) (c) Each school board operating elementary grades and each
5 operator of a charter school under s. 118.40(2r) that operates elementary grades may
6 develop or adopt its own examination designed to measure pupil attainment of
7 knowledge and concepts in the 4th grade and may develop or adopt its own
8 examination designed to measure pupil attainment of knowledge and concepts in the
9 8th grade. If the school board or operator of the charter school develops or adopts an
10 examination under this paragraph, it shall notify the department.

11 **SECTION 2076.** 118.30 (1m) (intro.) of the statutes is amended to read:

12 118.30 (1m) (intro.) Except as otherwise provided in this section ~~and in s.~~
13 ~~118.40(2r)(d)~~, annually each school board shall do all of the following:

14 **SECTION 2076g.** 118.30 (1m) (a) of the statutes is amended to read:

15 118.30 (1m) (a) 1. Except as provided in sub. (6), administer the 4th grade
16 examination adopted or approved by the state superintendent under sub. (1) ~~(a)~~ to
17 all pupils enrolled in the school district, including pupils enrolled in charter schools
18 located in the school district, in the 4th grade. Beginning on July 1, 2002, if the
19 school board has not developed and adopted its own 4th grade examination, the
20 school board shall provide a pupil with at least 2 opportunities to ~~achieve a score on~~
21 take the examination administered under this subdivision ~~that is sufficient for~~
22 ~~promotion under sub. (5)(a) 1.~~

23 2. Beginning on July 1, 2002, if the school board has developed or adopted its
24 own 4th grade examination, administer that examination to all pupils enrolled in the
25 school district, including pupils enrolled in charter schools located in the school