1999 DRAFTING REQUEST

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Received: 12/18/98 Wanted: As time permits For: Administration-Budget 6-1923 This file may be shown to any legislator: NO May Contact: Subject: Education - MPS					Received By: mlief Identical to LRB: By/Representing: Pahnke Drafter: mlief Alt. Drafters: Extra Copies: PG											
									Topic:							
									DOA:	Pahnke - Th	c legal status of	certain MPS	charter scho	ools 		
									Instruc	tions:						
									See Atta	ached						
									 Draftin	g History:		<u> </u>				
Vers.	Drafted	Reviewed	Typed	Proofed	<u>Submitted</u>	Jacketed	Required									
/?	mlief 12/20/98	jgeller 12/21/98					S&L									
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Bill

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Instructions:

See Attached

Drafting History:

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<END>



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State of Misconsin 1999 - 2000 LEGISLATURE

LRB-1355#/
MJL:_X:...

DOA:.....Pahnke – The legal status of certain MPS charter schools

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau EDUCATION

PRIMARY AND SECONDARY EDUCATION

Under current law, the city of Milwaukee, the University of Wisconsin-Milwaukee and the Milwaukee area technical college may establish and operate charter schools or contract with a person to operate charter schools. These charter schools are not instrumentalities of the Milwaukee Public Schools (MPS), and the MPS board may not employ any personnel for these charter schools. If, however, the city of Milwaukee contracts with an individual or group operating for profit to operate a charter school, the charter school is an instrumentality of MPS and the MPS board must employ all personnel for the charter school.

This bill provides that if the city of Milwaukee contracts with an individual or group operating for profit to operate a charter school, the charter school is not an instrumentality of MPS, and the MPS board may not employ any personnel for the charter school.

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 (7) (am) 1. of the statutes is amended to read:

118.40 (7) (am) 1. Except as provided in subds. subd. 2. and 3., if a charter school is established under sub. (2m) and located in the school district operating under ch. 119, the school board of that school district shall determine whether or not the charter school is an instrumentality of the school district. If the school board determines that a charter school is an instrumentality of the school district, the school board shall employ all personnel for the charter school. If the school board determines that a charter school is not an instrumentality of the school district, the school board may not employ any personnel for the charter school.

History: 1993 a. 16, 490; 1995 a. 27 ss. 3983m to 3992m, 9145 (1); 1997 a. 238, 252.

SECTION 2. 118.40 (7) (am) 3. of the statutes is repealed.

(END)

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DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1355/!dn MJL:...:

Brian:

I did not provide that this bill initial apply to charter schools established on the effective date because I understand that no schools under s. 118.40 (7) (am) 3. have been established. If I am mistaken, please let me know.

> Madelon J. Lief Legislative Attorney 267-7380

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB–1355/1dn MJL:jlg:ijs

December 22, 1998

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